

LAKE BELT MITIGATION COMMITTEE

Meeting Summary

South Florida Water Management District

3301 Gun Club Road, (B-1 2nd Floor East End)

West Palm Beach, Florida 33406

This meeting will be conducted as a teleconference

Meet-me number 850-410-8045 (Suncom 210-8045)

Friday, January 28, 2005 9:00 A.M.

1. Call to Order by Janet Llewellyn
 - a) Meeting began at 9:00 AM.

2. Opening Comments / Attendees
 - a) Committee Members
 1. Janet Llewellyn, DEP, Committee Chair (Teleconference)
 2. Terrie Bates, SFWMD, Committee Vice Chair
 3. Veronica Fasselt, U.S. E.P.A.
 4. Jeff Rosenfeld, Alternate MF&L (Non-voting)
 5. Tori White, Alternate COE
 - b) Other meeting attendees
 1. Fred Davis, SFWMD
 2. Marjorie Moore, SFWMD
 3. Lee Chitty, SFWMD Contractor
 4. Bob Brown, SFWMD
 5. Anita Bain, SFWMD
 6. Ruth Clements, SFWMD
 7. Tracy Hurst, COE
 8. Evan Skornick, SFWMD Miami SC
 - c) Teleconference attendees
 1. Howard Hayes, Alternate DEP (Teleconference)
 2. Mike Spinelli, Miami Dade DERM
 3. Maria Valdez, Miami-Dade Water & Sewer

3. Review and Approval of meeting Minutes: (Janet Llewellyn)
 - a) October 28, 2004 Meeting: Minutes Approved with no changes.
 - b) December 7, 2004 Model Lands Lift Subcommittee Minutes – Final approval held until next meeting, Friday May 20, 2005. Awaiting further information. (Jeff Rosenfeld)

Action #2

4. a) Pennsuco Land Acquisitions – Ruth Clements discussed increasing land acquisition costs within the Pennsuco. Approximately 120 acres is available for \$1.8 million in the Pennsuco from a willing seller. The District is completing land appraisals within the Pennsuco and will bring updated land acquisition, restoration, and long-term management costs to the next Committee meeting for discussion.

b) Lakebelt Land Purchases – Update – Janet Llewellyn has no update at this time and will follow up on the status of the Committee’s land purchase from the Florida Division of State Lands. **Action #3**

c) LBMC Annual Report – Committee

Accounting - Report comprised of three Appendices: 1) State Statutes, 2) Cash Flow Fund Statement, 3) Cash Flow / Expenditure Summary. Discussion of accounting presentation in Annual Report: Cash vs Modified Accrual.

Mitigation Fee - Tracy Hurst wants to identify original interagency team of economists to assist Corps with three year review. EPA, DEP & Miner’s Representative on original committee. **Action #1**

Expenditures & Transfers - The \$864,000 payable to Florida Division of Lands does not show up in the 2004 Cash Basis Fund Basis SFWMD statements, therefore, does not reflect the committee’s commitment to spend the funds. Lee will modify the Cash Basis report, and footnote the payable, to indicate that the committee has approved the payment and it will be disbursed in 2005.

Summary of Mitigation / Mining Activities – Jeff Rosenfeld to revise Table 3 and provide additional language to discuss permits & mitigation for State and Federal requirements.

Future Land Acquisitions / Mitigation Activities – Tracy Hurst to insert language related to the land acquisitions vs mitigation acres in meeting the mitigation requirements. Tracy wants to emphasize that land purchases in the Pennsuco is the highest priority area.

Appendices – Appendix B - should display a pending transfer of \$864,000 to Florida Division of Lands with a footnote explanation. Appendix C – 1) remove reference to individual names using the reference “District” and, 2) change wording for “Developer Obligation” and add explanatory footnote.

New Report Draft with Committee Edits - Terrie Bates; Motion to Approve Report, except for final edits incorporating materials discussed at the committee meeting today. Motion 2nd and approved. Final draft, after edits will be reviewed by Janet Llewellyn for compiling the final report.

5. Expenses for Administrative Support

a) Marjorie Moore discussed administrative charges for Committee support. Previously contractor charges have been charged to Fund 211 (Developer’s Mitigation) for Lake Belt (Fund 219) support. In 2004, \$807 was charged to Fund 219 from contractor’s invoices. Marjorie is to research total administrative charges for FY 2004 and amounts will be transferred from Fund 211 (Developer’s Mitigation) to Fund 219 (Lake Belt Mitigation). It was discussed that administrative costs for District staff are already included in the per-acre land acquisition, and restoration/long-term management costs estimates. The District will review the current administrative costs as part of the overall evaluation of the Pennsuco cost estimates.

b) **Motion** – Terrie Bates – To approve the expenditure for administrative support of \$807 to be presented in the 2004 Annual Report and continued payment for support service from the Lake Belt Fund 219. Motion 2nd and approved. In the future when the committee reevaluates the fee per ton, it will address the need for administrative support to be paid from this fund.

6. Review Financial Reports – Jeff Rosenfeld - report was reviewed earlier as part of Annual Report Appendix C. No additional review is required.

7. Next Meetings

Next full Committee meeting scheduled for Friday, May 20th, 2005, 9:00 at SFWMD.

8. Public comment – None

9. Adjourn

ACTION ITEMS

Action #1 – Tracy Hurst of USACE wants to identify original team of interagency economists who determined the mining fee and see if they are available to assist the Corp's in their three year review. Original team was composed of representatives from EPA, DEP and Miners. Tracy should contact each agency committee member for more information and names.

Action #3 – Jeff Rosenfeld to provide additional information for the December 7, 2004 Model Lands Lift Subcommittee Minutes.

Action #2 – Janet Llewellyn will follow up regarding procedures for payment from the Committee to State Lands. Janet will advise the committee as to how State Lands would like the trust fund to pay or transfer funds of \$864,000.