

LAKE BELT MITIGATION COMMITTEE

Meeting Summary

South Florida Water Management District

3301 Gun Club Road, (B-1, 3A Bridge Conference Room)

West Palm Beach, Florida 33406

This meeting was conducted as a teleconference

Meet-me number (850)-921-6433; Suncom: 291-6433

Friday October 13, 2006

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. Anita Bain, Alternate SFWMD
 3. Matt Davis, Miami-Dade DERM
 4. Veronica Fasselt, U.S. E.P.A
 5. Tim King, Florida Fish & Wildlife (Teleconference)
 6. Howard Hayes, Alternate DEP (Teleconference)
 7. Leah Oberlin, Alternate COE
 8. Jeff Rosenfeld, MFL
 - b) Other meeting attendees
 1. Maura Merkal, SFWMD CERP
 2. Lee Chitty, Contractor SFWMD
 3. Maxine Cheesman, SFWMD
 4. Barbara Katz, SFWMD
 5. Nilda Lutter, SFWMD
 6. Tom MacVicar, MFL

3. Review and Approve minutes from 06/23/06 meeting – Janet Llewellyn

Minutes were reviewed with no changes. Motion made to approve minutes as presented.

4. Review Agenda /Action Items from 06/23/06 Meeting – Janet Llewellyn

a) Anita Bain discussed the District's requested payment of 50% (\$3,785,199) of the funds currently encumbered by the trust fund and owed to the District. She stated that Terri Bates is working on this transfer and expects the funds to be transferred in January 2007.

b) Janet Llewellyn discussed DEP State Lands response agreeing to delay completing the Committee purchase of BOT lands previously owned by Tarmac and the associated payment of \$3,209,000 from the LBMC trust fund until July 2007. By delaying this payment, the Committee will have more funds available to purchase land if willing sellers respond to the solicitation letter.

c) Barbara Katz indicated she will handle obtaining a duplicate invoice from DEP for \$864,000, (State Lands land swap with Florida Rock), for Marjorie Moore. Barbara provided an update on the status of this item, which has been approved to be paid by the LBMC. Janet indicated that this payment was not scheduled for deferral and should be paid immediately. Barbara will coordinate with DEP to further the execution of an agreement that will provide the closing of this parcel. – **Action Item 1.**

5. Update on Willing Seller Solicitations – Janet Llewellyn

Barbara Katz discussed the current status of letters being mailed by the Nature Conservancy. Barbara stated approximately 20-25 letters were mailed out. The initial letters were sent to the owners with largest number of Pennsuco acres and included an offer of \$8,000 / acre.

Janet requested that all landowners be contacted, so that Committee would have a better idea of willing sellers. Barbara indicated that all remaining letters would be sent out the following week now that it is clear that adequate funds will be available in the Trust Fund should all the responses be positive. Janet requested that Barbara provide the numbers of letters & acres included in each of the Nature Conservancy's mailings and plans for future contacts at the next

meeting. Janet also asked Barbara to consider inviting the Nature Conservancy to attend the next meeting if that would be helpful. - **Action Item 2.**

6. Other Mitigation Areas (SEIS) – Leah Oberlin - COE

COE is working on their Supplemental Environmental Impact Study (SEIS) targeted for completion in mid 2007. The COE is holding scoping meeting for the SEIS on October 19, 2006 and Leah invited all interested persons to attend or provide their input into this scoping meeting. Written comments or recommendations are due within 30 days after the scoping meeting.

Janet asked Leah to provide some background to the SEIS process. Leah indicated that one of the components of the SEIS was a review of future mitigation options and stated that she was hoping to receive input from the Committee members. The COE was going to look at mitigation options not only for the 10-year permits, but also for mining beyond the initial 10 years. Tom MacVicar, representing the miners, indicated the miners were responsible for developing a mitigation plan as part of the SEIS and briefly discussed some potential future mitigation alternatives beyond Pennsuco. Janet indicated that the study conducted by the COE would compliment the objectives of the committee and recommended that the committee become involved in the SEIS process. Janet further indicated that it is appropriate for there to be special Committee meetings to facilitate the COE study.

Janet recommended that one notice of public meetings be issued for multiple meeting dates of the LBMC for the purpose of discussing mitigation options as they apply to the SEIS study and conducting business of the full Committee. The meeting locations would be at SFWMD headquarters and the format, dates and times are listed as: 1) Mitigation Options Specific (SEIS Study) November 17, 2006 at 9:00 AM, 2) LBMC full committee (SEIS discussions as agenda item) on December 15, 2006 at 9:00 AM, 3) Mitigation Options Specific (SEIS) January 12, 2007 at 9:00 AM, and 4) LBMC full committee (SEIS discussions as agenda item) on February 16, 2007 at 9:00 AM. Anita Bain will assist Nilda Lutter with the public noticing procedures and agenda requirements for the meetings scheduled above.

7. Public comment – None.

8. Next Meeting Dates

1) Mitigation Options Specific (SEIS Study) November 17, 2006 at 9:00 AM

2) LBMC full committee (SEIS discussions as agenda item) on December 15, 2006 at 9:00 AM

3) Mitigation Options Specific (SEIS) January 12, 2007 at 9:00 AM

4) LBMC full committee (SEIS discussions as agenda item) on February 16, 2007 at 9:00 AM.

9. Meeting Adjourned

Action Item Summary:

1. Did Barbara Katz / Marjorie Moore obtain a duplicate invoice from DEP for \$864,000? Has this invoice been paid? Barbara Katz

2. Did the Nature Conservancy send out solicitation letters to all land owners within the Pennsuco? What are the number of letters and acres included in the Nature Conservancy's mailings and plans for future contacts? Barbara Katz