

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 (866)-433-6299 Meeting ID #6433

Friday November 30, 2007

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, Vice Chair SFWMD
 3. Veronica Fasselt, U.S. E.P.A
 4. Tori White, USACE
 5. Matt Davis, DERM (Teleconference)
 6. Jeff Rosenfeld, MFL
 - b) Other meeting attendees
 1. Anita Bain, Alternate SFWMD
 2. Lee Chitty, Contractor SFWMD
 3. Marjorie Moore, SFWMD
 4. Barbara Katz, SFWMD
 5. Susan Brown, SFWMD
 6. Tom MacVicar, MFL
 7. David Black, SFWMD
 8. Paul Linton, SFWMD
 - c) Other teleconference attendees
 1. Donna Fries, Miami-Dade Water & Sewer
 2. Howard Hayes, Alternate DEP

3. Alan Whitehouse, DEP
4. Craig Smith, Everglades National Park
5. Leah Oberlin, Alternate USACE

3. Review and Approve minutes from 11/01/07 meeting

Minutes were reviewed and motion made to approve minutes. Motion passed.

4. Purchase Mitigation Credits – Jeff Rosenfeld

Jeff Rosenfeld provided information and discussed his recommendation that the Lake Belt Mitigation Committee approve purchase of \$4.5 million of mitigation credits from the Hole-In-The-Donut mitigation bank. After extensive discussion regarding the status of the Hole-In-The-Donut bank and the availability of alternative mitigation projects, it was determined that there may exist a significant difference between the amount of credits calculated based on the cost and mitigation ratio cited in the Bird Drive Basin General Permit issued by the Corps and the amount of credits based on updated mitigation costs utilized by Everglades National Park. Based on the Corps General Permit, MFL calculated that the \$4.5 million would purchase 156.6 mitigation bank acres but based upon information provided by Craig Smith of Everglades National Park, approximately ninety-eight (98) acres could be purchased.

A motion was made by Terrie Bates, and seconded by Tori White, that the Committee contingently approve the purchase of the credits, pending further evaluation by the Miami-Dade Limestone Products Association (MDLPA). If the MDLPA determines that they wish to proceed with this expenditure, the \$4.5 million will be expended for credits in the year ending December 31, 2007.

Action 1 - The Committee will be notified by MFL not later than Monday, December 10, 2007 as to the action to be taken on this motion. If the MDLPA agrees to the expenditure, Marjorie Moore of the SFWMD will set in process the administrative procedures to have a check issued to purchase the credits from the Hole-In-The-Donut mitigation bank.

5. Update on Procedures to Purchase \$4.5 Million from mitigation bank – Marjorie Moore

Marjorie stated that pursuant to Terrie Bates' e-mail, the budget amendment process that includes approval by the SFWMD Governing Board would be adequate approval to appropriate the funds for the purchase of the mitigation bank credits. Unless she hears otherwise from the

legal and budget departments. Marjorie indicated that following a budget amendment in January, a check could be issued.

6. Update on DEP Florida Rock purchase – Janet Llewellyn and Barbara Katz

According to Barbara Katz, DEP is in receipt of the payment from SFWMD and the District is anticipating the receipt of the property deed today (11/01/07).

7. Payment of Contractor Invoices – Terrie Bates

The Committee indicated that since the contract is approved in advance of services, it is not necessary for the Committee to approve each payment. Terrie will review and authorize the expenditure of each invoice.

8. Miner Owned Lands within Pennsuco – Veronica Fasselt U.S.E.P.A.

Veronica expressed concern that certain miner owned lands within Pennsuco had not been purchased by the Committee. Further discussion indicated that the committee had placed an emphasis on using the mitigation funds to purchase the existing privately owned lands and at a later time would address the acquisition of the miner owned lands. Some committee members felt relatively secure that the miner lands would eventually become part of the Lake Belt Mitigation holdings.

9. Public comment – None.

10. Next Meeting Dates

Friday, February 8, 2008, 9:00 AM at SFWMD

11. Meeting Adjourned

Action Item Summary:

1. **Action 1** – The Committee will be notified by MFL not later than Monday, December 10, 2007 as to the action to be taken on this motion. If the MDLPA agree to the expenditure, Marjorie Moore of the SFWMD will set in process the administrative procedures to receive SFWMD Governing Board approval and have a check issued to purchase the credits from the Hole-In-The-Donut mitigation bank.

Meeting Minutes Addendum:

1. On December 7, 2007, MFL notified the Committee that the MDLPA had decided to postpone the purchase of mitigation credits at the Hole-In-The-Donut until 2008.