

# 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

This meeting will be conducted as a teleconference  
Meet-me number 850-488-5778 (suncom 278-5778)  
Thursday, July 29, 2004 9:00 A.M.

1. Call to Order
  - a) Meeting began at 9:00 AM.
  
2. Opening Comments / Attendees
  - a) Committee Members
    1. Janet Llewellyn, DEP, Committee Chair
    2. Terrie Bates, SFWMD, Committee Vice-Chair
    3. Mike Spinelli, Alternate, Miami-Dade County DERM (Teleconference)
    4. Stephen Lau, Florida Fish & Wildlife (Teleconference)
    5. John Studt COE
    6. Veronica Fasselt, U.S. E.P.A.
    7. Jeff Rosenfeld, Alternate MF&L (Non-voting)
  - b) Other meeting attendees
    1. Ruth Clements, SFWMD
    2. Beth McArdle, SFWMD
    3. Lee Chitty, SFWMD Contractor
    4. Marjorie Moore, SFWMD
    5. Anita Bain, SFWMD
    6. Jorge Jaramillo, SFWMD
    7. Frank Bernadino, SFWMD
    8. John Simion, COE
    9. Tori White, COE
    10. Fred Davis, SFWMD

- c) Teleconference attendees
  1. Bertha Goldenberg, Miami-Dade Water Sewer Dept.
  2. Bill Pitt, Miami-Dade Water Sewer Dept.
  3. Charles Scott, Miami SFWMD SC
  4. Clint Oakley, Miami-Dade Water Sewer Dept.
  5. Liz Abbott, SFWMD Miami SC
  6. Matt Davis, DERM
  7. Allen Whitehouse, DEP
3. Review of the Minutes of January 30, 2004 & March 30, 2004: (Janet Llewellyn)
  - a) Correction to Page 4, Action Item #6: changed to read \$6,555,971. The annual report for the year-ending December 31, 2003 should be corrected in 2004 to reflect the correct numbers presented by Marjorie Moore.
  - b) No further changes, the minutes of January 30, 2004 and March 30, 2004 were approved by the committee.
4. Marjorie Moore discussed Summary of Expenditures/Credits approved by the Committee
  - a) Six pages (See attachment #1) were discussed by Marjorie Moore.
  - b) Marjorie Moore presented a draft letter (for Janet Llewellyn's signature) to Tom Olliff, Deputy Executive Director Corporate Resources SFWMD, regarding postponing the transfer of \$6,555,971 from funds held in the Lake Belt Mitigation Trust Fund. For clarification purpose, Janet suggested that a paragraph be added to the letter explaining that the committee would use the trust fund cash balances for emergency land purchases.  
**Action #1**
  - c) Janet Llewellyn and Jeff Rosenfeld discussed page 3 of the report as it relates to monitoring well access construction required under the Lake Belt permits and the mitigation of wetlands impacts.
  - d) The Committee discussed (page 4 of report) its intent to purchase 160 acres of the former Florida Rock lands from the FL Division of State Lands at a future date. The cost of this land is \$5,400/acre and this amount does not include restoration and long-term maintenance costs.

- e) The Committee discussed page 5 of the report: Cash Flow / Expenditures Through 2003. It was suggested by committee members that the schedule be expanded to include a column for encumbrances and acres.

5. Letter to Eva Armstrong to purchase former Florida Rock lands. / Janet Llewellyn

Janet spoke with Eva regarding the purchase of these state lands for \$864,000. The State is flexible on the actual date the purchase can be made. The committee discussed putting off the actual purchase until later in 2004 to determine if other land purchases could be used to satisfy the annual 2004 purchase requirements. If not, the Committee will revisit this item at a meeting later in 2004. **Action #2**

6. Jeff Rosenfeld gave a presentation of the annual report required under the mining permits.

At the next meeting the committee will discuss the potential for a presentation to State Legislature regarding progress of the committee on their mitigation efforts. **Action #3**

7. Terrie Bates discussed accounting for \$1.8 million for water use permits.

This commitment relates to a water use permit issued to Miami-Dade Water & Sewer, which required that mitigation funds be spent for mitigation within Pennsuco. This is a SFWMD commitment item and does not directly relate to the Committee. It was mentioned that these funds would most likely be applied toward the City National purchase.

8. Audit Report from November 14, 2004 meeting / Terrie Bates

a) SFWMD Internal Audit staff made a preliminary inquiry to the committee to determine if an audit was necessary of the revenues generated by the miners for the LBMC and the fees deducted by the Florida Department of Revenue.

b) The Committee agreed that no action was necessary at this time.

9. Field Trip & Discussion of Model Lands Alternatives / Terrie Bates

a) Establish Sub-Committee to investigate lifts, land acquisitions and restoration and long term maintenance in Model Lands. Sub-Committee to include: Matt Davis DERM, Chair; Tori White, COE; Veronica Fasselt, EPA; Allen Whitehead, DEP; Jeff Rosenfeld & Jim Goldasich, Miners; Jason Smith & Ed Cronyn, SFWMD. **Action #4**

b) Committee meetings are required to be Noticed under State Statute and be posted in the Florida Administrative Weekly (FAW). Matt to coordinate with Beth McCardle re: posting notices.

c) Matt Davis to talk to EEL fiscal staff about reimbursement for land acquisitions at a later date in order to provide mitigation credits to the trust fund. **Action #5**

d) Ruth Clements to get Matt the most recent District maps of the Model Lands. **Action #6**

e) John Studt stated that the Corps supported acquisition/enhancement in the Model Lands, because the wetlands were both ecologically valuable and under development pressure. The Corps would encourage the Sub-Committee to develop “average” lift values in the Model Lands, so that the value for each project would not need to be evaluated by the Committee.

#### 10. Status with Pennsuco Landowners – Ruth Clements

Ruth will provide update on Pennsuco acquisition updates. **Action #7**

#### 11. Sharing of Information - Tarmac & Miami-Dade Co.

Janet Llewellyn and Jeff Rosenfeld discussed the proposed agreement between Tarmac and Miami-Dade Co. regarding mining County lands outside the setback buffer surrounding the Northwest Wellfield. The proceeds from leasing these lands (approximately \$70 million) would be used to upgrade the County’s water treatment facility. The County Commission has not yet voted on the agreement. This is not a direct Committee concern, but was presented for information purposes only.

#### 12. Next Meetings

a) Sub-Committee on Model Lands to meet Monday, August 30<sup>th</sup>, 2004, 10:00 AM at DERM or SFWMD offices in Miami.

b) Next full Committee meeting scheduled for Thursday, October 28<sup>th</sup>, 2004, 9:00 at SFWMD.

#### 13. Public comment – None

#### 14. Adjourn

## **ACTION ITEMS**

**Action #1** - Paragraph added to Tom Olliff letter regarding funds transfer to SFWMD. Janet Llewellyn

**Action #2** – Review the need to purchase the former Florida Rock Lands (\$864,000) in 2004. Terrie Bates / Jeff Rosenfeld

**Action #3** – Committee will discuss the potential for a presentation to State Legislature giving them an update on the committee's progress. Janet Llewellyn

**Action #4** – Sub-Committee, chaired by Matt Davis from DERM to evaluate available lands within the Model Lands area and report back to the committee on lift potential and estimated costs for land acquisitions, restoration and maintenance. Matt Davis

**Action #5** – Matt Davis to discuss with fiscal staff re: the Lake Belt Trust Fund reimbursing the EEL fund for land acquisitions within the Model Lands. Matt Davis

**Action #6** – Ruth Clements to provide Matt Davis with the most recent District maps of the Model Lands. Ruth Clements

**Action #7** – The District will provide an update on Pennsuco land acquisitions. Ruth Clements