

# **SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

## **RESOLUTION NO. 2010- \_\_\_\_\_**

**A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT AUTHORIZING ENTERING INTO A FIVE-YEAR COOPERATIVE AGREEMENT, WITH THE OPTION TO RENEW FOR ADDITIONAL PERIODS UP TO FIVE YEARS, NOT TO EXCEED A TOTAL TERM OF 24 YEARS, WITH THE U. S. DEPARTMENT OF AGRICULTURE - AGRICULTURAL RESEARCH SERVICE FOR OPERATION, MAINTENANCE, REPAIR, REPLACEMENT AND REHABILITATION OF THE MASS REARING ANNEX FOR THE MELALEUCA ERADICATION AND OTHER EXOTIC PLANTS – IMPLEMENT BIOLOGICAL CONTROLS PROJECT, A COMPONENT OF THE COMPREHENSIVE EVERGLADES RESTORATION PLAN, IN THE AMOUNT OF \$2,647,144, OF WHICH AD VALOREM FUNDS (COMPREHENSIVE EVERGLADES RESTORATION PLAN FUND) IN THE AMOUNT OF \$1,000 ARE BUDGETED IN FY11 AND THE REMAINDER IS SUBJECT TO GOVERNING BOARD APPROVAL OF THE FY12-FY15 BUDGETS; PROVIDING AN EFFECTIVE DATE. (CONTRACT NUMBER 4600002150)**

**WHEREAS**, in July 2010 the South Florida Water Management District (SFWMD) and the U.S. Department of the Army entered into a Project Partnership Agreement (Contract No. 4600002148) for the construction, operation, maintenance, repair, replacement and rehabilitation of the Melaleuca Eradication and Other Exotic Plants – Implement Biological Controls Project (Melaleuca Eradication Project), a component of the Comprehensive Everglades Restoration Plan; and

**WHEREAS**, the SFWMD and U.S. Army Corps of Engineers (USACE) intend to construct and operate a 2,700-square foot Mass Rearing Annex under the Melaleuca Eradication Project, and to use the Mass Rearing Annex to augment current U.S. Department of Agriculture – Agricultural Research Service (USDA-ARS) activities in the mass rearing of insects that have been approved for biological control of invasive exotic plants; and

**WHEREAS**, as Non-Federal Sponsor under the Project Partnership Agreement with the U.S. Department of the Army, the SFWMD is responsible for performing the operations, maintenance, repair, replacement and rehabilitation necessary for the Melaleuca Eradication Project, with the USACE providing 50 percent of the annual costs on a reimbursement basis; and

**WHEREAS**, the SFWMD intends to contract with USDA-ARS to perform all of the operations, maintenance, repair, replacement and rehabilitation activities that are required of the SFWMD under the Project Partnership Agreement with the U.S. Department of the Army Corps of Engineers, including maintenance and repair of the Mass Rearing Annex facilities, as well as biological control insect rearing and dissemination and field monitoring; and

**WHEREAS**, the SFWMD and USDA-ARS desire to enter into a Cooperative Agreement to define the terms and conditions for the work to be performed by USDA-ARS and funded by the SFWMD.

**NOW THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:**

**Section 1.** The Governing Board of the South Florida Water Management District hereby authorizes execution of Contract No. 4600002150 with the U.S. Department of Agriculture – Agricultural Research Service for operation, maintenance, repair, replacement and rehabilitation of the Mass Rearing Annex for the Melaleuca Eradication and Other Exotic Plants – Implement Biological Controls Project, a component of the Comprehensive Everglades Restoration Plan, in the amount of \$2,647,144, of which ad valorem funds ( Comprehensive Everglades Restoration Plan Fund) in the amount of \$1,000 are budgeted in FY11 and the remainder is subject to Governing Board approval of the FY12-FY15 budgets.

**Section 2.** The term for the Cooperative Agreement shall be five years, with the option to renew for additional periods up to five years, not to exceed a total term of 24 years for the operations, maintenance, repair, replacement and rehabilitation phase.

**Section 3.** The Executive Director is authorized to execute the Cooperative Agreement on behalf of the South Florida Water Management District.

**Section 4.** This resolution shall take effect immediately upon adoption.

**PASSED** and **ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

SOUTH FLORIDA WATER MANAGEMENT  
DISTRICT, BY ITS GOVERNING BOARD

By:

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Chair

ATTEST:

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District Clerk/Secretary

Approved as to form:

By:

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Office of Counsel