

SOUTH FLORIDA WATER MANAGEMENT DISTRICT
RESOLUTION NO. 2009- _____

A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT: (1) AMENDING RESOLUTION NO. 2008-1214 TO PROVIDE AD VALOREM FUNDS AS AN ALTERNATIVE FUNDING SOURCE, AND NOT AS A SUBSTITUTION FOR THE FLORIDA FOREVER FUNDING SOURCE ORIGINALLY APPROVED FOR THE ACQUISITION; AND (2) AUTHORIZING A BUDGET TRANSFER OF OKEECHOBEE BASIN (AD VALOREM FUNDS) FROM LAKE OKEECHOBEE-BRADY RANCH PROJECT TO HERBERT HOOVER DIKE REHABILITATION PROJECT; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the South Florida Water Management District is currently acquiring land in connection with implementation of the Herbert Hoover Dike Rehabilitation Project, in Palm Beach County;

WHEREAS, the South Florida Water Management District desires to purchase land interests containing 2.86 acres, more or less, for the Herbert Hoover Dike Project, in Palm Beach County, in the amount of \$170,000, and approve declaring surplus, disposal of, and removal from the asset records, any such structures and improvements deemed unnecessary for the stated purpose of the original land acquisition;

WHEREAS, the South Florida Water Management District is authorized to acquire land, or interests or rights in land, pursuant to Section 373.139, Florida Statutes;

WHEREAS, the Governing Board of the South Florida Water Management District approved the purchase of the subject land interests by Resolution No. 2008-1214;

WHEREAS, the Governing Board of the South Florida Water Management District approved requesting the release of funds from Florida Forever Trust Funds by the Department of Environmental Protection for the transaction by Resolution No. 2008-1215;

WHEREAS, the Governing Board of the South Florida Water Management District has become aware that Florida Forever Trust Funds may not be available in connection with this transaction, and therefore desires to: (1) amend Resolution No. 2008-1214 to provide ad valorem funds as an alternative funding source, and not as a substitution for the Florida Forever funding source originally approved for the subject acquisition; and (2) authorize a budget transfer of Okeechobee Basin (ad valorem funds) from Lake Okeechobee- Brady Ranch to Herbert Hoover Dike Rehabilitation Project;

NOW THEREFORE, BE IT RESOLVED by the Governing Board of the South Florida Water Management District:

Section 1. Section 1 of Resolution No. 2008-1214 is hereby amended and replaced as follows: The Governing Board of the South Florida Water Management District hereby approves the purchase of land interests containing 2.86 acres, more or less, for the Herbert Hoover Dike Rehabilitation Project, in Palm Beach County, in the amount of \$170,000, together with associated costs, as follows:

Owner	Tract No.	Interest	Acres	Appraised Value	Purchase Price
R.L.T. Properties Inc. a Louisiana corporation	HH-102-002	FEE	2.86	\$140,000	\$170,000

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Dollars	Fund	Funds Center	Functional Area	Commitment Item GL Account #
\$170,000	404000	3510144000	1003	580020

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OR

BUDGETED

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Dollars	Fund	Funds Center	Functional Area	Commitment Item GL Account #
\$170,000	202000	3510144000	1003	580020

44 **Section 2.** Resolution No. 2008-14 is hereby generally amended to approve ad valorem funds as an
 45 alternative funding source for the subject acquisition, and not as a substitution for the Florida Forever
 46 Funding originally approved as the sole funding source for the subject acquisition, and therefore, the
 47 Agenda Title for Resolution No. 2008-14 is hereby amended and replaced as follows:

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A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT TO APPROVE THE PURCHASE OF LAND INTERESTS CONTAINING 2.86 ACRES, MORE OR LESS, FOR THE HERBERT HOOVER DIKE REHABILITATION PROJECT, IN PALM BEACH COUNTY, IN THE AMOUNT OF \$170,000, AND ASSOCIATED COSTS; FOR WHICH DEDICATED FUNDS (FLORIDA FOREVER TRUST FUND) AND AD VALOREM FUNDS ARE BUDGETED; APPROVE DECLARING SURPLUS, DISPOSAL OF, AND REMOVAL FROM THE ASSET RECORDS, ANY SUCH STRUCTURES AND IMPROVEMENTS DEEMED UNNECESSARY FOR THE STATED PURPOSE OF THE ORIGINAL LAND ACQUISITION; PROVIDING AN EFFECTIVE DATE.

60 **Section 3.** Resolution No. 2008-1214, as herein modified and amended, shall remain in full force
 61 and effect.

62 **Section 4.** The Governing Board of the South Florida Water Management District hereby further
 63 approves a budget transfer of Okeechobee Basin ad valorem funds from Lake Okeechobee – Brady
 64 Ranch to Herbert Hoover Dike Rehabilitation Project.

BUDGET TRANSFER

FROM:

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Dollars	Fund	Funds Center	Functional Area	Commitment Item GL Account #
\$20,000	202000	3514148000	1521	580720

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TO:

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Dollars	Fund	Funds Center	Functional Area	Commitment Item GL Account #
\$20,000	202000	3510144000	1003	580020

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Section 5. This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this ____ day of _____, 2009.

Legal Form Approved:

By: _____
Office of Counsel

**SOUTH FLORIDA WATER MANAGEMENT DISTRICT,
BY ITS GOVERNING BOARD**

(Corporate Seal)

By: _____
Chairman

ATTEST:

By: _____
District Clerk/Secretary