

1 SOUTH FLORIDA WATER MANAGEMENT DISTRICT

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3 RESOLUTION NO. 2010- _____
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6 A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA
7 WATER MANAGEMENT DISTRICT TO AUTHORIZE ENTERING INTO A THIRD
8 AMENDMENT OF THE C-44 RESERVOIR/STORMWATER TREATMENT AREA
9 PROJECT FUNDING AGREEMENT WITH MARTIN COUNTY TO PROVIDE
10 FOR CITRUS BOULEVARD BRIDGE AND CULVERT IMPROVEMENTS FOR
11 WHICH OPERATION AND MAINTENANCE FUNDING IS SUBJECT TO
12 GOVERNING BOARD APPROVAL IN FUTURE FISCAL YEAR BUDGETS;
13 PROVIDING AN EFFECTIVE DATE.
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15 WHEREAS, as part of the Comprehensive Everglades Restoration C-44
16 Reservoir/Stormwater Treatment Area Project (C-44 Project) in Martin County, the South Florida
17 Water Management District ("District"), as the C-44 Project local sponsor, is responsible for
18 relocating public roads impacted by the C-44 Project in advance of the Army Corps of Engineers
19 (Army Corps) beginning Project construction; and,

20 WHEREAS, the Army Corps anticipates advertising the initial construction contract for
21 the C-44 Project in October of 2010 and requires certifications of all required land interests prior
22 to advertising; and,

23 WHEREAS, in the proposed Third Amendment to the C-44 Funding Agreement, Martin
24 County agrees to allow certain improvements to Citrus Boulevard to accommodate the C-44
25 Project as a Project relocation feature and to make such lands available for C-44 Project
26 purposes (Exhibit 1); and,

27 WHEREAS, a component of the C-44 Project includes the construction of an intake
28 canal, approximately 20,000 feet long, to provide water from the C-44 Canal to the proposed
29 C-44 Project reservoir. The new canal will cross the County-owned Citrus Boulevard at the
30 southwest corner of the C-44 Project. Currently, a box culvert spans the approximate 40 foot
31 wide irrigation canal. The Project will widen the canal to a width of approximately 200 feet at
32 Citrus Boulevard and will require the replacement of the existing box culvert with a newly
33 constructed two lane bridge as a C-44 Project relocation feature. In addition, road
34 improvements, including approximately 2400 feet of paving and turning lanes for access to the
35 Project site, will be completed along Citrus Boulevard; and,

36 WHEREAS, at the southeast corner of the Project, a new box culvert will be constructed
37 as a relocation feature in order to connect a Project canal north of Citrus Boulevard under Citrus
38 Boulevard and into the existing C-44 Canal. The culvert will provide conveyance for the newly

39 constructed C-133 Canal which will provide drainage for all the properties within the C-44 Basin
40 located to the Northeast of the C-44 Project site. This will allow the drainage to remain separate
41 from the water within the C-44 Project boundary; and,

42 **WHEREAS**, the County will provide the necessary land interests to construct the
43 relocation features including the bridge, culverts and turning lanes and, upon District approval
44 and acceptance of the related Project components, the County will assume maintenance
45 obligations for the relocation features. The District will assume full responsibility for
46 maintenance of the sheet pile component of the intake canal as a C-44 Project feature but will
47 only be temporarily responsible for any required maintenance of the relocation features prior to
48 completion of the related C-44 Project component. County takeover of maintenance of the
49 eastern C-133 culvert is tied to District approval and acceptance of the C-133 Canal and related
50 features currently scheduled for November 2013. County takeover of maintenance of the bridge
51 is contingent upon District approval and acceptance of the constructed C-44 Reservoir
52 component of the Project currently scheduled for August 2017; and,

53 **WHEREAS**, it is estimated that an amount no greater than \$50,000/year would be
54 required for the interim District maintenance prior to the defined project completion and the
55 County assumption of full maintenance of the relocation features and such funding maintenance
56 being subject to Governing Board approval of future fiscal year budgets; and,

57 **WHEREAS**, approval of this Agreement will ensure no District delay to the currently
58 contemplated Corps schedule of advertising for the Contract 1 construction. Contract 1
59 encompasses the construction of the 4 mile intake canal, the adjacent Project access road, the
60 southern portion of the C-133 Canal and the Citrus Boulevard Relocation features (bridge, road
61 improvements and culverts). The Army Corps cannot advertise the construction Contract until
62 the District certifies it has the required land interests for construction. Any delay in executing
63 this Agreement would have a domino effect of delaying land certification, which would delay
64 advertising, which would delay the Project construction; and,

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

67 The Governing Board of the South Florida Water Management District hereby authorizes
68 entering into a Third Amendment of the C-44 Martin Reservoir /Stormwater Treatment Area
69 Project Funding Agreement with Martin County to provide for Citrus Boulevard and Culvert
70 improvements for which Operation and Maintenance funding is subject to Governing Board
71 approval in future fiscal year budgets.

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This Resolution shall take effect immediately upon adoption.

PASSED and **ADOPTED** this 15th day of July, 2010.

Approved as to form:

SOUTH FLORIDA WATER
MANAGEMENT DISTRICT,
BY ITS GOVERNING BOARD

By: _____
Office of Counsel

By: _____
Chair

ATTEST:

By _____
District Clerk/Secretary