

1 SOUTH FLORIDA WATER MANAGEMENT DISTRICT

2 RESOLUTION NO. 2010- _____

3
4 A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA
5 WATER MANAGEMENT DISTRICT ADVISING THE DEPARTMENT OF
6 ENVIRONMENTAL PROTECTION OF THE PROPOSED ACQUISITION OF LAND
7 INTERESTS CONTAINING 191.12 ACRES FOR THE SOUTHERN CORKSCREW
8 REGIONAL ECOSYSTEM WATERSHED PROJECT ("CRITICAL CREW
9 PROJECT"), IN LEE COUNTY, AND REQUESTING THE RELEASE OF FUNDS IN
10 THE AMOUNT OF \$3,828,890.00 FROM THE FLORIDA FOREVER TRUST FUND
11 FOR ACQUISITION OF SUCH LAND INTERESTS, TOGETHER WITH STATUTORY
12 COSTS AND ASSOCIATED COSTS; PROVIDING AN EFFECTIVE DATE.

13
14 WHEREAS, the South Florida Water Management District has an active program
15 underway to acquire land interests for the Southern Corkscrew Regional Ecosystem Watershed
16 Project ("Critical CREW Project");

17 WHEREAS, pursuant to Section 373.139(3)(c), Florida Statutes, the District is required to
18 submit a resolution to the Department of Environmental Protection when requesting funds from a
19 trust fund, including the Florida Forever Trust Fund; and

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

22 (1) It does hereby advise the Secretary of the Department of Environmental Protection
23 of its intent to acquire fee title with respect to 191.12 acres, more or less, for Southern Corkscrew
24 Regional Ecosystem Watershed Project ("Critical CREW Project") in Lee County. Pursuant to a
25 Resolution adopted by the District's Governing Board at its September 9, 2010 meeting, the
26 District will acquire fee interest in the land interests described below. The lands are described in
27 Exhibit "A" and as shown on location map Exhibit "AA", which are attached hereto and made a
28 part hereof.

29

Tract Nos.	Owner/Interest	Fee Acres	Appraised Value	Purchase Price
09005-231	Helen Connone, Individually and as Trustee of The Connone Family Grantor A.B.C. Trust (Fee Interest)	161.92	\$2,186,000	\$2,732,340.00
09005-281	Helen G. Connone, Individually and as Trustee of the Helen G. Connone Trust (1/2 Undivided Fee Interest) and Terry Gene Connone, Joyce Lynne Connone, Jill Leslie O'Keefe and Jack Lee Connone (1/2 Undivided Fee Interest)	29.20	\$847,000.00	\$1,096,550.00
Totals		191.12	\$3,033,000.00	\$3,828,890.00

30 (2) The lands being acquired have been reviewed for the presence of State

31 Sovereignty submerged lands and the District has taken reasonable measures to avoid paying
32 for sovereignty lands.

33 (3) This request for funds is consistent with the District's Five Year Plan of acquisition
34 or the South Florida Water Management District Florida Forever Work Plan, as contained in
35 Chapter 6A, Volume II of the South Florida Environmental Report, and last updated during a
36 public hearing on January 14, 2010, and filed with the Legislature and the Department of
37 Environmental Protection.

38 (4) Acquisition of this land furthers the Florida Forever goals set forth in (1) Section
39 259.105(4)(a), Florida Statutes (i.e. enhance the coordination and completion of land acquisition
40 projects as measured by the number of shared acquisition projects among Florida Forever
41 funding partners and partners with other funding sources, including local governments and the
42 Federal Government), and (2) Section 259.105(4)(d), Florida Statutes (i.e. ensure that sufficient
43 quantities of water are available to meet the current and future needs of natural systems and the
44 citizens of the state, as measured by the quantity of water made available through the water
45 resource development component of a district water supply plan for which a water management
46 district is responsible).

47 (5) The funds requested shall be used only for the acquisition costs and pre-
48 acquisition/associated costs and expenses of the described land interests, and the owner's
49 statutory costs pursuant to Chapter 73, Florida Statutes.

50 (6) To the extent possible, the land interests being acquired in fee shall be maintained
51 in an environmentally acceptable manner.

52 (7) Should the District dispose of any or all of the interests acquired hereunder, all
53 revenues derived therefrom will be used to acquire other lands for water management, water
54 supply and the conservation and protection of water resources.

55 (8) An environmental assessment has been completed and no evidence of
56 environmental concerns exists.

57 (9) The acquired lands shall be managed for multiple-use purposes where compatible
58 with the resource values of land management objectives for such lands as set forth in Section
59 259.105(5), Florida Statutes.

60 (10) The Resolution to approve acquisition of these land interests was approved by the
61 Governing Board of the District on September 9, 2010.

62 (11) The District will utilize funds from the Florida Forever Trust Fund and/or ad valorem
63 funds.

64 (12) The Executive Director or the designee of the Executive Director is hereby

65 authorized to request the release of funds for all acquisition costs and pre-acquisition/associated
66 costs and expenses for the described interests identified in this Resolution.

67 (13) This Resolution shall take effect immediately upon adoption.

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69 **PASSED** and **ADOPTED** this ____ day of _____, 2010.

70

71 **ATTEST:**

72

73 By: _____

74 District Clerk/Secretary

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

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77

78 (Corporate Seal)

79

By: _____

80

Chairman

81 **Approved as to form:**

82

83 By: _____

84 Office of Counsel