

## MEMORANDUM

**TO:** Governing Board Members

**FROM:** Sheryl Wood, General Counsel 

**DATE:** July 23, 2007

**SUBJECT:** Amendment to contract with Troutman Sanders LLP for legal services, (Contract Number 4600000506)

### **Background**

The District needs to retain outside counsel to assist it in obtaining National Discharge Pollutant Elimination System (NPDES) permits for its Stormwater Treatment Areas (STAs) and to help in the development of moderating provisions for all discharges to the Everglades. Mr. Moore previously worked for the Environmental Protection Agency (EPA) Region 4 in Atlanta and has extensive experience in both areas.

### **How this helps meet the District's 10-Year Strategic Plan**

This amendment provides legal services to supplement limited in-house resources.

### **Funding Source:**

Budgeted from the Everglades Restoration Trust Fund.

### **This Board item impacts what areas of the District, both resource areas and geography:**

This item impacts Office of Counsel as well as Water Resources. Without this outside legal service, Office of Counsel staff would not be able to perform other high priority District matters.

### **What concerns could this Board item raise?**

To not contract for these legal services could impede the District's ability to negotiate favorable permit terms for its STAs and CERP Projects.

### **Why should the Governing Board approve this item?**

Mr. Moore's prior experience with EPA Region 4, both as a former permit writer for the agency and presently as counsel to several corporations in matters before the agency, is an expertise that District counsel does not possess, but one that is necessary to adequately represent its interests.

Thank you for your review and if you have any questions, please don't hesitate to call me.

SGW/ejm