



South Florida Water Management District

GOVERNING BOARD WORKSHOP

This meeting is open to the public

November 12, 2009

1:00 PM

Nelson Government & Cultural Center

102050 Overseas Highway

Key Largo, FL 33037

All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of Governing Board members.

The Governing Board may take official action at this meeting on any item appearing on this agenda and on any item that is added to this agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes. The order of items appearing on the agenda is subject to change during the meeting and is at the discretion of the presiding officer. Public comment will be taken after each presentation and before any Governing Board action(s) except for Governing Board hearings that involve the issuance of final orders based on recommended Orders received from the Florida Division of Administrative Hearings.

1. **Call to Order** - Eric Buermann, Chairman, Governing Board
2. **Pledge of Allegiance** - Eric Buermann, Chairman, Governing Board
3. **Approval of Minutes**

Approval of the Minutes from the October 14, 2009, Workshop and the October 15, 2009, Regular Business meetings held in West Palm Beach, FL.
4. **Agenda Addendum** - Annette Carter, Director, Office of Governing Board & Executive Services
5. **Abstentions by Board Members from items on the Workshop Agenda**
6. **Pull Items for Discussion from Consent Agenda**

7. State of Water Resources

A) Water Conditions Report - George Horne, Deputy Executive Director, Operations & Management (ext. 6594)

B) Ecological Conditions Report - Ken Ammon, Deputy Executive Director, Everglades Restoration & Capital Projects (ext. 6502)

Everglades Restoration and Capital Projects

8. Introduction to 2010 South Florida Environmental Report (SFER) Volumes I & II - Ken Ammon, Deputy Executive Director, Everglades Restoration and Capital Projects (ext. 6502)

Peer Review Panel Findings and Recommendations on Draft 2010 SFER, Volume I - JoAnn Burkholder, Ph.D., Panel Representative, North Carolina State University (Time certain - 1:30 PM)

9. Everglades Restoration Update - Tommy Strowd, Assistant Deputy Executive Director, Everglades Restoration and Capital Projects (ext. 6998)

A) Engineering/Construction Update

B) River of Grass Phase II Planning

C) C-44 Construction Relocation Features and Local Sponsor Issues

Regulatory and Public Affairs

10. Statewide Stormwater Rule Update and Application of Existing SFWMD Stormwater Rules- Terrie Bates, Assistant Deputy Executive Director, Regulatory & Public Affairs (ext. 6876)

11. Role in Growth Management - Draft Templates for Comments - Kim Shugar, Director, Intergovernmental Programs Department (ext. 6016)

12. Discussion of Governing Board Workshops, Committee and Significant Meeting Topics - Tom Olliff, Assistant Executive Director (ext. 2132)

Executive Office

13. Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in United States of America v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. (Sheryl G. Wood, ext. 6976)

Action Items (if any) Stemming from Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in United States of America v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 88-1886-CIV-Moreno. (Sheryl G. Wood, ext. 6976)

14. Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Friends of the Everglades, Inc. and Fishermen Against Destruction of the Environment, Inc. v. South Florida Water Management District, et al., United States Court of Appeals, Eleventh Circuit, Case No. 07-13829-HH; Miccosukee Tribe of Indians of Florida v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 98-6056-CIV-Lenard/Klein; and Friends of the Everglades v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 98-6057-CIV-Lenard/Klein. (Sheryl G. Wood, ext. 6976)

Action Items (if any) Stemming from Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008) to discuss strategy related to litigation expenditures and / or settlement negotiations in Friends of the Everglades, Inc. and Fishermen Against Destruction of the Environment, Inc. v. South Florida Water Management District, et al., United States Court of Appeals, Eleventh Circuit, Case No. 07-13829-HH; Miccosukee Tribe of Indians of Florida v. South Florida Water Management District, et al., United States District Court, Southern District of Florida, Case No. 98-6056-CIV-Lenard/Klein; and Friends of the Everglades v. South Florida Water Management District, United States District Court, Southern District of Florida, Case No. 98-6057-CIV-Lenard/Klein. (Sheryl G. Wood, ext. 6976)

15. Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008) to discuss strategy related to litigation expenditures and/or settlement negotiations in Miccosukee Tribe of Indians of Florida, et al. v. South Florida Water Management District, Supreme Court of Florida, Case No. SC09-1817. (Sheryl G. Wood, ext. 6976)

Action Items (if any) Stemming from Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008), to discuss strategy related to litigation expenditures and/or settlement negotiations in Miccosukee Tribe of Indians of Florida, et al. v. South Florida Water Management District, Supreme Court of Florida, Case No. SC09-1817. (Sheryl G. Wood, ext. 6976)

16. Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008), to discuss strategy related to litigation expenditures and/or settlement negotiations in New Hope Sugar Company, et al. v. South Florida Water Management District, Supreme Court of Florida, Case No. SC09-1818. (Sheryl G. Wood, ext. 6976)

Action Items (if any) Stemming from Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008), to discuss strategy related to litigation expenditures and/or settlement negotiations in New Hope Sugar Company, et al. v. South Florida Water Management District, Supreme Court of Florida, Case No. SC09-1818. (Sheryl G. Wood, ext. 6976)

17. Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008), to discuss strategy related to litigation expenditures and/or settlement negotiations in Black & Veatch Corp. v. South Florida Water Management District, Fifteenth Judicial Circuit, Palm Beach County, Case No. 2009-CA-31734 AH. (Sheryl G. Wood, ext. 6976)

Action Items (if any) Stemming from Attorney Client Session

Attorney client session pursuant to Section 286.011(8), Florida Statutes (2008) to discuss strategy related to litigation expenditures and/or settlement negotiations in Black & Veatch Corp. v. South Florida Water Management District, Fifteenth Judicial Circuit, Palm Beach County, Case No. 2009-CA-31734 AH. (Sheryl G. Wood, ext. 6976)

18. Adjourn