

**MINUTES OF THE
FLORIDA INLAND NAVIGATION DISTRICT
Board of Commissioners Meeting
9:00 a.m., Saturday, February 17, 2018 The
SpringHill Suites
2000 NW Courtyard Circle
Port St. Lucie, St. Lucie County, Florida 34986-2500**

ITEM 1. Call to Order.

Chair Netts called the meeting to order at 9:00 a.m.

ITEM 2. Pledge of Allegiance.

Vice-Chair Donaldson led the Pledge of Allegiance to the Flag of the United States of America.

ITEM 3. Roll Call.

Assistant Executive Director Zimmerman called the roll and Chair Netts, Vice-Chair Donaldson, Treasurer Blow, Commissioners Cuzzo, Isiminger, McCabe and Sansom were present. Secretary Gernert, Commissioners Crowley and O'Steen were absent. Ms. Zimmerman stated that a quorum was present. Commissioner Williams arrived at 9:23 a.m.

ITEM 4. Consent Agenda.

Chair Netts presented the Consent Agenda for approval.

Commissioner Cuzzo made a motion to approve the Consent Agenda as presented. The motion was seconded by Treasurer Blow. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed unanimously.

ITEM 5. Additions or Deletions.

Chair Netts asked if there were any additions or deletions to the meeting agenda.

Mr. Crosley noted that a current Interest and Term of Funds sheet had been distributed to commissioners and staff.

Mr. Crosley referenced the Request for Proposals (RFP) for DMMA NA-1 and one response was received. The District's attorney and staff have reviewed the proposal and have found it to be sufficient.

Commissioner McCabe made a motion to approve the final agenda as presented. The motion was seconded by Commissioner Cuzzo. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed unanimously.

ITEM 6. Public Comments.

Chair Netts asked if there were any public comments on issues that are not on today's agenda. There was none.

ITEM 7. Board Meeting Minutes.

Mr. Crosley asked if there were any comments or questions regarding the December 15, 2017 Finance and Board Meeting minutes. There were none.

Commissioner Sansom made a motion to approve the December 15, 2017 Finance and Board Meeting minutes as presented. The motion was seconded by Vice-Chair Donaldson. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed.

ITEM 8. Staff Report on St. Lucie County Area Projects.

Mr. Crosley stated that Phase I of the Dredged Material Management Plan (DMMP) for the Intracoastal Waterway in St. Lucie County was completed in 1997. Phase II of the DMMP was completed in 2001 and all major land acquisition was completed in 1999.

Mr. Crosley stated that the 50-year dredging projection for this county is 29,201 cubic yards, and the storage projection is 62,782 cubic yards, which is the second lowest of the District's 12 counties.

Mr. Crosley stated that there are two Dredged Material Management Areas (DMMA) within St. Lucie County. DMMA SL-2 has been constructed and was recently inspected in 2017 for the possible deposit of dredged material from St. Lucie Dredging Reach I. DMMA M-8 has been fenced and site development was initiated in late 2016. The site is expected to be under construction by late 2018.

Vice-Chair Donaldson noted that the St. Lucie County Spoil Islands north of the Inlet are very popular and heavily used by boaters every weekend. The islands provide a nice resource for boaters. Mr. Crosley stated that the Aquatic Preserve has made some administrative changes and staff is concerned that the new administration is not boating oriented. He stated that staff plans to work with the new administration to make sure that they know how important the spoil islands are to the boaters and the community.

ITEM 9. Comments from the U.S. Army Corps of Engineers.

Ms. Shelley Trulock, the IWW Project Manager with the U.S. Army Corps of Engineers (USACE), stated that plans and specifications for the Atlantic Intracoastal Waterway (AIWW) Sawpit Reach III project in Nassau County will kick off February 23, 2018. There is \$2.2 million in the President's FY 2018 Budget that will be used for the plans, specifications and construction contract. A five-year Memorandum of Agreement (MOA) between the USACE and Florida Department of Environmental Protection's (FDEP) Parks Department has been initiated and will allow for placement of material on Amelia Island State Park.

Ms. Trulock stated that plans and specifications for the Intracoastal Waterway (IWW), Volusia County will be combined with the Ponce Inlet dredging project into one contract action. The bid opening was held on February 13, 2018. Three (3) bids were received and there is an apparent low bidder. The contract will be awarded in early March. Ms. Trulock stated that there is a sunken vessel in the channel of the Atlantic Intracoastal Waterway (IWW) at the Main Street Bridge in Daytona Beach. The USCAE is working to have the vessel removed.

Ms. Trulock stated that construction is progressing on DMMA O-7, Martin County. The project is expected to be completed within the contract required completion date of July 2018.

Ms. Trulock stated that plans and specifications for DMMA O-23, Martin County were started in November 2017. Many issues with the site have been identified including a stormwater treatment system located on the site. Project timing is to be determined.

Attorney Breton stated that when the site was purchased, the former District staff was aware of the stormwater infrastructure running through the property but did not address the issue at the time of condemnation. Staff planned to deal with the infrastructure at the time of site construction. Mr. Crosley stated that he is working with Attorney Breton and Taylor Engineering to resolve this issue.

Ms. Trulock stated that the Currituck will be brought back in May 2018 to dredge the Crossroads Reach and channel widener in Martin County. A cultural investigation for the Crossroad's widener will need to be completed and the Scope of Work will be presented for Board approval later today.

Ms. Trulock stated that the IWW Broward Reach I dredging project will remove approximately 50,0000 cubic yards of material from the channel. The material will be placed in MSA 641. If the Town of Hillsboro Beach is interested in the material, they can obtain it from that location to put on their beaches, once their permit is in place.

Ms. Trulock stated that the contract to remove the shoal from Bakers Haulover was awarded on September 19, 2017, to Cavache, Inc. The project removed 38,000 cubic yards of material and placed it on Bal Harbor Beach. The beach quality sand is beautiful. The project was completed on December 23, 2017.

ITEM 10. Presentation by Brevard County for the Use of the Buffer at Dredged Material Management Areas for Stormwater Treatment Facilities.

Mr. Crosley stated that he has been discussing with Brevard County the potential partnering with FIND to install and maintain stormwater treatment areas at FIND-owned Dredged Material Management Areas (DMMA's). He introduced Ms. Robbyn Spratt, P.E., Stormwater Engineer with Brevard County Natural Resource Management Department who will discuss the idea.

Ms. Spratt stated that Brevard County is requesting a land use agreement for three (3) locations on two (2) FIND DMMA properties located within Brevard County. Two (2) sites would be located on DMMA BV-2C (Scottsmoor) for Water Quality improvement projects associated with the North Indian River Lagoon at Wheeler Road and Aurantia Road. One site would be located on DMMA BV-11 (North Merritt Island) for a flood improvement project and potential water quality improvement project at North Tropical Trail. The presentation can be provided upon request.

Vice-Chair Donaldson stated that the proposed agreement needs to clearly state that the easement will be used for three (3) functions, the District's in-flow and out-flow dredging pipeline and the counties stormwater out-fall.

Mr. Scarborough stated that Taylor Engineering needs to review and coordinate this project.

Chair Netts asked about potential failure of the stormwater technology jeopardizing the District's DMMA. Mr. Scarborough stated that there is always the possibility of failure. His concern is if the county's use and equipment violate the District's permit and if the project could cause permit restrictions when the District performs dredging operations.

Mr. Crosley stated that because he has not heard opposition to this proposal, staff will pursue an agreement with the county for a stormwater treatment easement on DMMA BV-2C and bring it back for Board approval on an upcoming agenda.

ITEM 11. Presentation of Disaster Relief Applications.

Ms. Zimmerman stated that the City of Cocoa and Miami Dade County have each submitted an application requesting disaster relief funding for reconstruction projects. Each project will be scored individually and must receive an average of 35 points or more to become eligible to receive disaster relief funding. She reviewed the program budget, funded projects and pending projects.

ITEM 11.1. City of Cocoa, Cocoa Waterfront Repairs.

Mr. Matthew Fuhrer, Assistant City Manager for the City of Cocoa, presented the Disaster Relief application to demolish, or repair and replace, the boardwalk, slips, t-dock and gazebo at Lee Wenner Park. Lee Wenner Park received \$1.7 million in damages from Hurricane Irma. The city is requesting \$427,100.00 in funding from FIND. The facility was insured, but the claim was denied because the policy did not cover wind driven damage. The presentation can be provided upon request.

ITEM 11.2. Miami-Dade County, Marina Repairs at Black Point Park Marina, Crandon Marina, Haulover Park Marina, Homestead Bayfront Park Marina and Pelican Harbor Marina.

Ms. Dorothy Mills, with Miami Dade County Parks, Recreation and Open Spaces Department, presented the Disaster Relief application to repair and replace hurricane damaged docks, including electrical, plumbing, fender systems, ladders, wood, concrete, pilings and pile guides along with other related miscellaneous repairs. Hurricane Irma damaged marinas at Black Point Park and Marina, Crandon Marina, Haulover Park Marina, Homestead Bayfront Park and Marina and the Pelican Harbor Marina in the amount of \$2.6 million. The county is requesting \$675,000.00 in funding from FIND. The presentation can be provided upon request.

Commissioner Cuzzo noted that if a vessel damages a facility, the vessel owner's insurance should pay for the facility repairs.

Commissioners completed their application scoring sheets. Ms. Zimmerman stated that both applications have scored above 35 points and are eligible for funding.

Commissioner Williams made a motion to approve: Item 11.1 - City of Cocoa, Cocoa Waterfront Repairs for funding consideration, Brevard County, Florida, at the requested amount of \$427,100.00; and approve Item 11.2 - Miami-Dade County, Marina Repairs at Black Point Park Marina, Crandon Marina, Haulover Park Marina, Homestead Bayfront Park Marina and Pelican Harbor Marina for funding consideration, Miami-Dade County, Florida, at the requested amount of \$675,000.00. The motion was seconded by Commissioner Sansom. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed unanimously.

ITEM 12. U.S. Army Corps of Engineers New Programmatic Biological Opinion Policy Review.

Ms. Tori White, Deputy Chief Regulatory Division, with the U.S. Army Corps of Engineers (USACE) Jacksonville District, presented a comprehensive overview of the Jacksonville District's Programmatic Biological Opinion (JaxBO) to address consolation requirements for certain activities that may affect federally listed threatened and endangered species in Florida. The presentation can be provided upon request.

ITEM 13. Scope of Professional Services for Preliminary Design and Permitting for Palm Beach Reach IV and Broward Reach I Maintenance Dredging.

Mr. Crosley stated that at the December meeting, the Board approved a scope and fee quote from Taylor Engineering in the amount of \$20,762.00 to work with the Hillsboro Inlet District (HID) to modify their existing inlet maintenance permit and allow for the handling of Intracoastal Waterway (IWW) material. As this option has proved fruitless, Taylor Engineering has revised their original scope and fee quote to reflect the new project and the additional dredge area and quantity. The total cost of the revision is \$24,374.00, \$3,612.00 greater than the initial project fee quote.

Commissioner Sansom made a motion to approve a revised scope of services and fee quote from Taylor Engineering in the amount of \$24,374.00 to assist the USACE with design and permitting of Maintenance Dredging of Palm Beach Reach IV and Broward Reach I, Palm Beach and Broward Counties, Florida. The motion was seconded by Treasurer Blow. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed unanimously.

ITEM 14. Cultural Resources Analysis Cost Proposal for Crossroads Wideners, Martin County, Florida.

Mr. Crosley stated that The U.S. Army Corps of Engineers (USACE) is prepared to dredge the Crossroads Area (confluence of the Intracoastal and Okeechobee Waterways near the St. Lucie Inlet) later this year. To include the newly designed and permitted widener at this location, it will be necessary to conduct a cultural resource survey of the proposed new dredge template. Taylor Engineering has secured an estimate from Pan-American Consultant's Inc. for \$17,004.81 to complete this work. However, if diver verification of a "hit" is necessary, it will cost \$12,708.65 for the first location, and \$5,317.88 for each additional potential site.

Commissioner Cuozzo made a motion to approve a scope of work with Pan-American Consultant's Inc. not to exceed \$29,713.46 for a cultural resources survey and up to one dive at the Crossroads Widener, Martin County, Florida. The motion was seconded by Commissioner Sansom. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed unanimously.

ITEM 15. Approval of the Qualified Respondent for a Request for Proposals to Removal Material from Dredged Material Management Area DMMA NA-1, Nassau County, Florida.

Mr. Crosley stated that a Request for Proposals (RPF) to remove material from DMMA NA-1 was advertised. The District received one (1) qualified respondent, United Brothers Development. The RFP requires the material to be removed at no cost to the District and the site to be restored to pre-project conditions upon hauling completion.

Attorney Breton noted that a contract will be negotiated with United Brothers Development. FIND will not make a profit from this agreement and the contractor will cover the District's engineering and other costs.

Treasurer Blow made a motion to approve the qualified respondent to a Request for Proposals (RFP) for material removal at DMMA NA-1, Nassau County, Florida. The motion was seconded by Commissioner McCabe. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed unanimously.

ITEM 16 U.S. Coast Guard Auxiliary Sub-Lease of a Portion of MSA-727B (Aldorf Park) in Pompano Beach, Broward County, Florida.

Ms. Zimmerman stated that the City of Pompano Beach Leases Material Storage Area (MSA) 727B, Aldorf Park from the Navigation District to operate a public boat ramp. With the District's approval, the City of Pompano has been subleasing a portion of the remaining property for the location of a small U.S. Coast Guard Auxiliary training building. The building is used to teach boating safety courses. The City of Pompano is requesting approval to extend the sub-lease through March 1, 2023. All the terms and conditions remain the same.

Commissioner McCabe made a motion to approve the sub-lease of a portion of MSA 727B by the City of Pompano Beach to the U.S. Coast Guard Auxiliary Flotilla 34 for a small training building, Broward County, Florida. The motion was seconded by Commissioner Sansom. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed unanimously.

ITEM 17. Finance and Budget Committee Report.

Commissioner McCabe made a motion to approve the recommendations of the District's Finance and Budget Committee, the November and December 2017 financial statements, the delegation of authority, and the expenditure and project status report. The motion was seconded by Commissioner Sansom. Chair Netts asked for discussion. Hearing none, a vote was taken, and the motion passed unanimously.

ITEM 18. Washington D.C. Report and Fiscal Year 2017 Work Plan and Fiscal Year 2018 Federal Funding Request.

Mr. Crosley stated that he traveled to Washington D.C. on January 9, 2018 and met Congressman Brian Mast on the flight to Washington. The chance meeting gave him the opportunity to talk with him about the Magnuson Stevens Reauthorization Bill. In Washington, he met with Representative Don Young and Representative Daniel Webster regarding the language in the Magnuson Stevens Reauthorization Bill. Representative

Young seems supportive and Representative Webster has offered assistance via an amendment as part of the amendment once the bill goes to the floor.

Mr. Crosley stated that the Federal USACE FY 2018 Work Plan budget proposes \$2.224 million for the AIWW and \$3.560 million for the IWW. FIND is working to seek additional funding for both waterways in the 2018 Work Plan.

ITEM 19. Additional Staff Comments and Additional Agenda Items.

Ms. Zimmerman noted that this year's grant application deadline is March 30, 2018 at 4:30 p.m. Grant applications can be e-mailed and the time stamp of the e-mail is the time-received for the application deadline requirement. An e-mail response will be sent to each e-mail application received for the applicant's confirmation.

Mr. Crosley stated that the Washington D.C. trip is scheduled for March 21 and 22, 2018.

Mr. Crosley stated that the Intracoastal Waterway (IWW) Inspection trip is scheduled for March 25 through March 28, 2018.

ITEM 20. Additional Commissioner Comments.

Commissioner Sansom thanked Vice-Chair Donaldson for last evening's well-attended Community Outreach event.

Commissioner Williams stated that the Fernandina Marina has received FEMA's okay to replace the outer docks that were destroyed by the 2017 hurricanes. Those docks were originally permitted but now, the USACE has rejected the permit. The USACE is saying that the docks are out of compliance by 30-feet. The City has approached their Congressmen for help.

Mr. Crosley stated that the issue is the Port has a channel in that area that is much wider and deeper than the authorized IWW channel that goes through the Port channel. The Port channel is not being utilized or maintained, but it is still authorized.

Treasurer Blow noted that the leading state for power boat sales in 2017 was Florida in the amount of \$2.5 billion.

Vice-Chair Donaldson stated that St. Lucie County has purchased the King-parcel at the Port of Fort Pierce, which will be used to expand the mega-yacht repair center. The Port Director has an application with the Economic Development agency for additional land purchases to help complete the mega-yacht repair center.

Vice-Chair Donaldson asked if the District could work with St. Lucie County and write a letter of support for this project. Commissioners unanimously agreed.

ITEM 21. Adjournment.

Chair Netts stated that hearing no further business, the meeting was adjourned at 12:50 p. m.

Jon Netts, Chair

Attest: Frank Gernert, Secretary
(SEAL)