I. **Welcome/Introductions**

Chairperson Suzanne Goss welcomed the attendees and called the meeting to order at 9:45 AM. For the record, this meeting was held jointly with FWEA UC. A booklet prepared by Littlejohn, Mann & Associates was handed out to all participants, along with additional handouts from the FSAWWA Region III Chair, Tom Kleppe.

II. **Approval of Minutes** (Booklet Pg-2)

Secretary Jason Yarborough requested any comments or changes to the minutes for FSAWWAUC Meeting held on December 1, 1009. Rick Lotspeich and Chuck Carden requested clarification to the section dealing with the FL2030 Water Summit/LAT update. The minutes were adopted unanimously with these changes.

III. **Legislative Update**

**2010 FSAWWA Legislative Policies** – Presented by Lisa Wilson-Davis

- The 2010 FSAWWA Legislative Policies were prepared and ready for publication. Thank you to everyone who helped in creating the document. The policy sections of the document include: water rates and rate structure; water conservation; reclaimed water; alternative water supply development; alternative water supply funding; water reservation; water management districts; and watershed protection and restoration.
- The policies were distributed by S. Goss to the FSAWWA UC members for vote. There were no noted objections and the policies were approved and adopted for 2010.
FL 2030 Legislative Action Team – Presented by Rick Lotspeich (Booklet Pg-36)

- The FL 2030 Legislative Action Team was created to attend the Annual Water Summit and use the concepts discussed at the Summit to prepare legislation for the following legislative session.
- The 2010 Legislative Session efforts for the Legislative Action Team are to create a new Part 7 of Chapter 373 of the Florida Statutes (HB 1109/SB 2202) and to focus on goal based conservation (SB 2080).
- For the 2011 Legislative Session, the Legislative Action Team has identified seven issues of importance:
  1) Funding needed for new water storage projects
  2) Need to extend the water supply planning horizon beyond 20 years
  3) Need to address integration of multiple water sources – consumptive use permitting
  4) Need collaborative water supply planning between WMDs and utilities outside the SFWMD/Tampa Bay Water Areas
  5) Protect the water allocations of wholesale water suppliers to prevent retail purchasers from “going it alone” and taking the allocation with them
  6) Need a statewide study of water management district responsibilities specifically relating to water supply – what’s working, what’s not, how we can make it work better.
  7) Indirect potable reuse and the need for education should be included in the next Florida 2030 update.
- Top priorities were numbers 1, 3, 6 and tie between 2 and 7. The Legislative Action Team plans to move forward with those 5 priorities, but may narrow down to three in order to be more effective with the legislative process.

Tallahassee Updates – Presented by David Childs and Doug Mann

- Legislative session begins on Tuesday, March 2, 2010. There was a discussion about the positions and actions that the FWEAUC and FSAWWAUC members will be taking on various House and Senate Bills.
- There will be weekly legislative conference calls on Fridays during session at 1:30. Please contact Lisa Wilson-Davis for more information.
- The following bills/information was provided to the attendees:
  SB 152 (HB 167) – Repeal of Bottle Water Tax Exemption (Booklet Pg-8)
  SB 568 - Florida Springs Protection Act (Booklet Pg-11)
  SB 770 - Resale of Water (Booklet Pg-13)
  HB 273 – PSC Involvement (Booklet Pg-15)
  HB 307 – WPSP Change (Booklet Pg-18)
  SB 372 – Municipal Water & Sewer Utilities (Booklet Pg-21)
  SB 142 (HB 659) – Repeal Delegation WMD’s (Booklet Pg-24)
  SB 1008 – Water & Wastewater (Booklet Pg-27)
  SB 1030 – Water Facilities (Booklet Pg-29)
  SB 1180 – Elected Boards (Booklet Pg-31)
  Demand Management Bill (Booklet Pg-33)
IV. Regulatory Issues

**Numeric Nutrient Criteria** – Presented by David Childs

- Litigation: FWEAUC still has a pending challenge to the determination that NNC are necessary to Florida. EPA has filed a Motion to Dismiss and FWEAUC has responded to it. The Judge has not ruled on the Motion yet. Childs believes that the Judge will wait until October when the criteria are finalized. FWEAUC will keep everyone updated.
- Consent Decree: The consent decree has been entered and filed. Appeal seeking re-hearing. The Consent Decree for the NNC conflicts with the TMDL consent decree from 1999.
- Rulemaking: FSAWWA, FRWA and FWEAUC have submitted a joint request for extension of the comment period. There was also a bi-partisan congressional request for the same extension.
- DEP is preparing a spreadsheet that includes every water body in the state and will analyze the water’s nutrient levels. This will enable utilities and districts to see if their water bodies meet the criteria.
- DEP will hold their Numeric Nutrient Criteria Advisory Committee meeting on March 10.
- Legislative Activity:
  - The FWEAUC board has approved supporting a legislative response. HGS has prepared a proposed bill that directs DEP to submit proposals to EPA in fulfillment of EPA’s mandate to establish criteria, planning lists and methodology for site specific criteria by August. It would offer an alternative solution to EPA criteria while also empowering DEP to address the situation.
  - They have met with Mike Sole, Secretary of DEP, regarding the Bill.
  - Childs spoke to Jim McClave, a statistician, who is willing to provide a statistical analysis of the criteria for $15,000. There will be a teleconference this week to discuss the payment of the analysis.

Update on Pending FDEP Rules

1) **Water Distribution Operators** - Presented by Suzanne Goss. There was discussion of the proposal that was being created for the FSAWWA regarding the water distribution operators. After gathering information, Scott Kelly, decided to pursue the issue on his own through JEA

2) **Biosolids Rulemaking** – Presented by David Childs. The continued ERC hearing to adopt the proposed rule amendment is on May 20. However, we are doubtful that DEP will make that date. The JAPC review has just begun and it may delay the hearing. FWEAUC is opposed to the proposed rule. Rule is scheduled for a May 20th hearing. FWEAUC opposes this rule

3) **Water Conservation Enhancement Workshop in St. Johns on March 8** – Presented by David Richardson. There was a white paper prepared regarding the workshop topics. There was discussion regarding creating a special workgroup to focus on water conservation enhancements. Lisa Wilson-Davis volunteered to assist with the workgroup. The goal is to get prepared for the topics but not make a move until the latter part of session.

V. Other Business –

None
VI. Adjourn

The meeting was adjourned at 2:10 p.m.

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<thead>
<tr>
<th>Future Utility Council Meetings / Events</th>
<th>Location</th>
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<th>Time</th>
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<td>FSAWWA UC</td>
<td>TBD</td>
<td>February 2010</td>
<td>TBD</td>
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<tr>
<td>AWWA Fly-in</td>
<td>Washington, DC</td>
<td>March 24-26, 2010</td>
<td>Details to be posted</td>
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<td>Drinking Water Day</td>
<td>Tallahassee</td>
<td>April 8, 2010</td>
<td>8:00 AM - 5:00 PM</td>
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<td>FWRC</td>
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<td>May 16-18, 2010</td>
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