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## Notice: 12498758

Notice of Meeting/Workshop Hearing

Division: [Gulf Consortium](#)



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### Overview

The Gulf Consortium announces a public meeting to which all persons are invited.

DATE AND TIME:

PLACE:

Subject:

A copy of the agenda may be obtained by contacting: Doug Darling at [DDarling@fl-counties.com](mailto:DDarling@fl-counties.com) or 850.922.4300

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**Gulf Consortium Agenda**  
**January 18, 2013 1:00-4:00 p.m. (EST)**  
**Weedon Island Preserve**  
**Cultural and Natural**  
**History Center**  
1800 Weedon Drive NE  
St. Petersburg, FL 33702

1. Minutes Approval
2. Updated List of Director's/Alternates
3. Election of Officers
  - a. Chairman
  - b. Vice-Chairman
  - c. Secretary/Treasurer
4. Appointed Executive Committee Members Process
5. Update on Federal Actions Discussion
6. Restoration Plan Development Process
7. Interim Manager Report
  - a. Governor's Office Coordination
  - b. Treasury Rules
  - c. Financial Report
  - d. Transition/Interim Budget Development Process
8. Report from Committee of Eight Disproportionally Affected Counties
9. Next Meeting – Propose February 22, 2013 Time/Location
  - a. Creation of Planning Calendar
10. Public Comment
11. Motion to Adjourn

# Gulf Consortium Board Meeting Agenda Item Cover Sheet

January 18, 2013

Agenda Item # 1

**Statement of Issue or Executive Summary:** The Gulf Consortium is a public entity under Chapter 119, Florida Statutes (F.S.) and as such, meetings are required to have minutes.

**Background:** The attached minutes summarize actions taken at the last Gulf Consortium Meeting held November 28, 2012, 9:00-11:00 a.m. (EST) at the Hyatt Regency, Sarasota County.

**Analysis:** The attached accurately reflects Consortium actions.

**Options:**

- 1) Approve a motion to accept minutes as presented.
- 2) Amend minutes.

**Fiscal Impact:** None.

**Recommendation:**

Approve a motion that approves minutes.

**Division and Staff Person's Name:** Doug Darling, Florida Association of Counties.

Moved \_\_\_\_\_; Seconded \_\_\_\_\_.

Action: Approved \_\_\_\_\_; Approved as amended \_\_\_\_\_; Defeated \_\_\_\_\_.

**Gulf Consortium Meeting**  
**Wednesday, November 28, 2012**  
**Hyatt Regency Sarasota**  
**Sarasota County**

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**Directors / Alternates in attendance:** B. Barfield, R. Bays, S. Comander, C. Constance, W. Dukes, D. Edwards, P. Feagle, K. Hagan, S. Latvala, J. Manning, J. Mariano, J. Melvin, G. Neugent, D. Parisot, N. Patterson, G. Robinson, M. Thomas, C. Whitmore, W. Yeager

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**Agenda Item #1 – Approval of Minutes from October 22, 2012 Gulf Consortium Meeting**

A motion to approve the minutes from the October 22, 2012 Gulf Consortium Board of Directors' (Board) Meeting in Leon County was presented by Commissioner George Neugent (Monroe) and seconded by Commissioner Dave Parisot (Okaloosa). Commissioner Parisot requested that minutes from future meetings include discussion by Consortium Directors on agenda items.

**ACTION: PASSED**

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**Agenda Item # 2 – Updating List of Gulf Consortium Directors and Alternates**

Mr. Doug Darling, FAC Consultant, reviewed the list of Board members to update vacancies and changes.

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**Agenda Item #3 – Creation of Gulf Consortium Administrative Officer**

Mr. Chris Holley, FAC Executive Director, briefed the Board on the creation of an Administrative Officer for the Gulf Consortium until the Executive Committee Chairman could be elected in January of 2013 to execute documents on behalf of the Board. A motion to establish an Administrative Officer to sign all documents on behalf of the Consortium and take such action as may be in furtherance of the purposes of the Interlocal Agreement as may be approved by resolution or other action of the Board on an interim basis until the Chairman is elected was presented by Commissioner Parisot (Okaloosa) and seconded by Commissioner Bays (Citrus).

**ACTION: PASSED**

A motion to appoint Commissioner Robinson (Escambia) as Administrative Officer was presented by Commissioner Melvin (Santa Rosa) and seconded by Commissioner Parisot (Okaloosa).

**ACTION: PASSED**

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**Agenda Item # 4 – Process for Election of Officers**

Ms. Sarah Bleakley, Nabors, Giblin & Nickerson, P.A., briefed the Board on the process for election of officers. The Interlocal Agreement establishes a Chairman, Vice-Chairman and Secretary-Treasurer who will select two other Directors that will constitute the Executive Committee. The process includes self-nomination and notification, approval by the Director’s Board of County Commission, the order of election and written ballot and majority vote requirements. For the second year and thereafter the process also includes the date of election and term of office. A motion to approve the process for the election of the Chairman, Vice-Chairman and Secretary-Treasurer officers for the first year and a similar process for elections thereafter was presented by Commissioner Yeager (Gulf) and seconded by Commissioner Bays (Citrus). Commissioner Constance (Charlotte) presented an amendment to adjust the composition of the Executive Committee to include three commissioners from the eight disproportionately affected counties and two commissioners from the 15 non-disproportionately affected counties. The amendment was rejected and the motion was not amended. The due date for nominations was changed to December 21, 2012.

**ACTION: PASSED**

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**Agenda Item # 5 – Interim Manager Contract**

Mr. Chris Holley presented a contract to the Board designating FAC as the Interim Manager of the Gulf Consortium as approved at their meeting on October 22, 2012. A motion directing the Administrative Officer to execute the contract was presented by Commissioner Melvin (Santa Rosa) and seconded by Commissioner Comander (Walton)

**ACTION: PASSED**

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**Agenda Item # 6 – Interim General Counsel Contract**

Mr. Chris Holley briefed the Board on required professional services of a General Counsel in order to provide legal assistance and advice. At the October 22, 2012 Gulf Consortium meeting , FAC , as the Interim Manager, was authorized to draft a contract with Nabors, Giblin & Nicerson, P.A. to secure the services of an Interim General Manager. The contract was presented to the Board. A motion directing the Administrative Officer to execute the contract was presented by Commissioner Constance (Charlotte) and seconded by Commissioner Whitmore (Manatee).

**ACTION: PASSED**

Commissioner Comander requested that a financial report including total expenses incurred be presented to the Board at the next meeting.

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**Agenda Item # 7 – Adoption of Interim Financial Policies and Procedures**

Mr. Doug Darling briefed the Board on financial operating policies and procedure to ensure safeguarding of public funds.

Mr. Darling then reviewed a Cash Disbursement process incorporating best practices using Generally Accepted Accounting Principles. A motion to approve the presented Cash Disbursement Process was presented by Commissioner Constance (Charlotte) and seconded by Commissioner Parisot (Okaloosa).

**ACTION: PASSED**

Next Mr. Darling reviewed a Cash Receipts process incorporating best practices using Generally Accepted Accounting Principles. A motion to approve the presented Cash Receipts Process was presented by Commissioner Latvala (Pinellas) and seconded by Commissioner Bays (Citrus).

**ACTION: PASSED**

Finally, Mr. Darling presented a Resolution to the Board authorizing the establishment of a Taxpayer Identification Number and separate bank account, including authorization of specific signatories on payments issued. A motion to approve the Resolution authorizing an application for a federal tax identification number and the opening of a bank account, designating signatories on such account and providing an effective date was presented by Commissioner Bays (Citrus) and seconded by Commissioner Parisot (Okaloosa).

**ACTION: PASSED**

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**Agenda Item # 8 – Interim Manger’s Report**

Mr. Doug Darling provided the Board an update on meetings with the Governor’s office. Various options were discussed at the meeting, but at this time their only request at this time is for the Consortium to indicate its desire for a partnership with the Governor implementing the RESTORE Act. A motion to convey to the Governor’s office the Gulf Consortium desires a partnership with the Governor implementing the RESTORE Act as approved by the Consortium was presented by Commissioner Melvin (Santa Rosa) and seconded by Commissioner Mariano (Pasco).

**ACTION: PASSED**

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Next, Mr. Darling updated the Board on communications with the United States Department of Treasury. The draft rules are currently being reviewed by Federal Agencies and the public comment period is expected to occur in December, 2012.

Finally, Mr. Darling provided an update on communications with stakeholders to help the board focus on input as a plan and projects are being developed. Major areas were identified to include environmental, economic development, tourism, regional planning and seafood promotion. Discussion ensued.

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**Agenda Item # 9 – Other Business**

Mr. Doug Darling asked if there were any other business. Commissioner Warren Yeager brought forward an item forming a committee of the eight disproportionately affected counties for the purpose of establishing an allocation formula for the distribution of RESTORE ACT funds. The proposed committee would consist of the Consortium Directors or the designated Alternate from each of the eight disproportionately affected counties including Franklin County which has not yet joined the Consortium. The committee would sunset once an allocation formula is set and approved by all eight counties' Boards of County Commissioners. A motion to form a Committee of the Eight Disproportionately Affected Counties for the purpose of establishing an allocation method for distribution of RESTORE Act funds was presented by Commissioner Yeager (Gulf) and seconded by Commissioner Parisot (Okaloosa).

**ACTION: PASSED**

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**Agenda Item # 10 – Next Meeting**

Mr. Doug Darling announced that the next Gulf Consortium meeting would be on January 18, 2013 from 1:00 pm to 3:00 pm (EDT) in Pinellas County as approved by the Board at their October 22, 2012 meeting.

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**Agenda Item # 11 – Public Comment**

The Board heard public testimony:

Janet Bowman representing The Nature Conservancy regarding the State Restoration Plan.

TJ Marshall representing Ocean Conservancy regarding stakeholders.

Hamilton McLean representing FPFA regarding Florida PACE funding.

Frank Donohue representing Marine Industries Association of Florida regarding marine industries.

Hans Wilson representing Southwest Florida Marine Industries Association regarding marine industries.

**Adjournment**

A motion to adjourn the meeting was presented by Commissioner George Neugent (Monroe) and seconded by Commissioner Latvala (Pinellas).

**ACTION: PASSED**



## Gulf Consortium Directors and Alternates

County	Representative and Alternate
Bay	Comm Mike Thomas Director; Comm George Gainer, Alternate
Charlotte	Comm Christopher Constance, Director; Comm Tricia Duffy, Alternate
Citrus	Comm Rebecca Bays, Director; Richard Wesch, County Attorney, Alternate
Collier	Comm Tom Henning, Director; Comm Donna Fiala, Alternate
Dixie	Tim Alexander, Director of Emergency Management
Escambia	Comm Grover Robinson, Director; Comm Gene Valentino, Alternate
Franklin	
Gulf	Comm Warren Yeager, Director; Tan Smiley, Alternate
Hernando	Comm Wayne Dukes, Director; County Administrator Len Sossamon, Alternate
Hillsborough	Comm Les Miller, Director; Comm Ken Hagan, Alternate
Jefferson	Comm Betsy Barfield, Director; County Coordinator Parrish Barwick, Alternate
Lee	Comm John Manning , Director; Comm Tammy Hall, Alternate
Levy	Comm Ryan Bell, Director; County Coordinator Fred Moody, Alternate
Manatee	Comm Carol Whitmore, Director; Charlie Hunsicker, Natural Resources Dept., Alternate
Monroe	Comm George Neugent, Director; Mayor David Rice, Alternate
Okaloosa	Comm Dave Parisot, Director; Comm Kelly Windes, Alternate
Pasco	Comm Jack Mariano, Director; Jeffrey Steinsnyder, County Attorney, Alternate
Pinellas	Comm Susan Latvala, Director
Santa Rosa	Comm Lane Lynchard, Director; Comm Jim Melvin, Alternate
Sarasota	Comm Nora Patterson, Director; Laird Wreford, Natural Resources Manager, Alternate
Taylor	Comm Pam Feagle, Director; Jack Brown, County Administrator, Alternate
Wakulla	David Edwards, County Administrator, Director; Comm Ralph Thomas, Alternate
Walton	Comm Sara Comander, Director; Comm Cindy Meadows, Alternate

**Gulf Consortium Board Meeting Agenda Item Cover Sheet**  
**January 18, 2013**  
**Agenda Items #3 Re Election of Officers**

**Statement of Issue:** This agenda item provides for the election of officers in accordance with the process adopted by the Board at its November 28, 2012 meeting. Those elected begin serving immediately and will hold a one year term.

The following directors have met the qualifications for election and have declared candidacy for the respective officers.

<u>NAME</u>	<u>COUNTY</u>	<u>CHAIR</u>	<u>VICE-CHAIR</u>	<u>SECRETARY/TREASURER</u>	<u>BOCC ACTION</u>
Commissioner Constance	Charlotte	Y	Y	y	Y
Commissioner Latvala	Pinellas		Y		Y
Commissioner Parisot	Okaloosa	Y	Y	Y	Y
Commissioner Robinson	Escambia	Y			Y
Commissioner Yeager	Gulf			Y	Y
Commissioner Comander	Walton			Y	Y
Mayor Neugent	Monroe	Y	Y	Y	Y

**Background:** The Interlocal Agreement establishes the following elective offices: Chairman, Vice-Chairman and Secretary-Treasurer. These officers must be Directors and shall each serve a one year term, unless reelected. The duties of the Chairman include signing documents, calling meetings of the Board and taking such other actions and having such other powers as provided by the Board. Sec. 3.04, 3.05, 3.07. The Vice-Chairman is authorized to act in the absence or otherwise inability of the Chairman to act. Sec. 3.05. The Secretary-Treasurer is responsible for the minutes of the meetings and shall have other powers approved by the Board. Sec 3.05. The Interlocal Agreement also provides that the Chairman, Vice-Chairman and Secretary-Treasurer shall select two other Directors that, together with the elected officers, shall constitute an Executive Committee. Certain duties and powers are delegated to the Executive Committee as provided in Section 3.11. Agenda item # 3 provides a process for the selection of the appointed members of the Executive Committee.

At its meeting on November 28, 2012, the Board adopted the following election process:

- **Order of Election and Written Ballot.**-- At the January 18, 2013 meeting of the Board of Directors, the Interim Manager shall conduct the election of the offices for the Chairman, Vice-Chairman and Secretary-Treasurer in

that order. Qualified candidates shall be given an opportunity to address the Directors for three minutes each. After the candidates' presentation for the respective office, the Interim Manager shall issue a written ballot for each Director to vote his or her preference for that office.

- **Majority Vote Requirements**-- A majority vote of the Directors present shall be required for the election of the officer. Voting shall continue until a majority vote of the Directors present is achieved for a candidate for the office. In case of a tie, the Interim Manager shall call for another vote for those tied until the office is filled by a majority vote of the Directors present.

**Analysis of Election Requirements:** For this election, more than two candidates have declared for each of the offices. Officers are elected only on a majority vote of those Directors present. If, on the first ballot, no candidate secures at least 50 percent plus one vote of the directors present, there will be a runoff between the two candidates receiving the highest number of votes. Any tie votes, after any runoff, will be put to an additional vote until a majority is achieved by one candidate.

**Prepared by:** Sarah M. Bleakley, Esq., Nabors, Giblin & Nickerson, P.A., Interim General Counsel.

**Ballots:** Ballots will be provided at the meeting. Attached are Sample Ballots for the Election of Officers.

**Gulf Consortium Election of Officers  
January 18, 2013 Meeting**

**BALLOT – CHAIRMAN**

(Vote for one)

Christopher Constance – Charlotte County \_\_\_\_\_

George Nugent – Monroe County \_\_\_\_\_

Dave Parisot– Okaloosa County \_\_\_\_\_

Grover Robinson– Escambia County \_\_\_\_\_

County of Voting Director: \_\_\_\_\_

Signature of Voting Director \_\_\_\_\_

**Gulf Consortium Election of Officers  
January 18, 2013 Meeting**

**BALLOT – VICE-CHAIRMAN**

(Vote for one)

Christopher Constance – Charlotte County \_\_\_\_\_

George Nugent– Monroe County \_\_\_\_\_

Susan Latvala – Pinellas County \_\_\_\_\_

Dave Parisot– Okaloosa County \_\_\_\_\_

County of Voting Director: \_\_\_\_\_

Signature of Voting Director \_\_\_\_\_

**Gulf Consortium Election of Officers  
January 18, 2013 Meeting**

**BALLOT – SECRETARY-TREASURER**  
(Vote for one)

**Sara Commander – Walton County** \_\_\_\_\_

**Christopher Constance – Charlotte County** \_\_\_\_\_

**George Nugent– Monroe County** \_\_\_\_\_

**Dave Parisot– Okaloosa County** \_\_\_\_\_

**Warren Yeager – Gulf County** \_\_\_\_\_

**County of Voting Director:** \_\_\_\_\_

**Signature of Voting Director** \_\_\_\_\_

**Gulf Consortium Board Meeting Agenda Item Cover Sheet  
January 18, 2013**

**Agenda Item # 4 Re: Process for Selection of Appointed Officers**

**Executive Summary:** The Chairman, Vice-chairman and Secretary-Treasurer are required to appoint two directors to fill out the five member Executive Committee. The draft motion provides an appointment process for the Executive Committee. The appointees serve a one year term.

The process includes:

- self-nomination,
- notification to the Interim Manager by January 25 ,2013 or in future years a date set by the Manager;
- establishment of a process for the selection by the Executive Committee, that the selection must be approved by a majority of the elected members of the Executive Committee.

**Background:** The Interlocal Agreement establishes three elective officers: Chairman, Vice-Chairman and Secretary-Treasurer. A separate agenda item for this meeting provides for the election of these officers. The three elected officers are required to appoint two other Directors to the Executive Committee so that the Committee consists of five Directors. Each of the appointed officers serves a one year term on the Executive Committee. Certain duties and powers are delegated to the Executive Committee as provided in Section 3.11 of the Interlocal Agreement establishing the Gulf Consortium.

**Analysis:** The motion, if approved, will create a process for the selection of the appointed officers to the Executive Committee.

**Options:**

- 1) Approve the motion establishing a process for the selection of the two appointed officers to of the Executive Committee .
- 2) Provide other direction.

**Fiscal Impact:** None

**Recommendation:**

Approve a motion that establishes a selection process for the three appointed members of the Executive Committee.

**Prepared by:** Sarah M. Bleakley, Esq., Nabors, Giblin & Nickerson, P.A., Interim General Counsel.

Moved \_\_\_\_\_; Seconded\_\_\_\_\_.

Action: Approved\_\_\_\_; Approved as amended\_\_\_\_; Defeated\_\_\_\_\_.

**MOTION to approve draft selection process for the two Executive Committee appointees.**

**First Year.** For a one year term commencing upon selection, the following selection process is approved:

- **Self Nomination and Notification; Timelines.**-- Any Director wishing to be appointed to the Executive Committee shall formally declare his/her willingness to serve by January 25, 2013. The Director's declaration of candidacy must be in writing, and be received by the Interim Manager Florida Association of Counties on or before January 25, 2013. The Director shall send the declaration to the Interim Manager by either (a) express delivery, return receipt requested, or (b) via electronic mail (email). The Interim Manager shall acknowledge receipt of emails declaring candidacy within 24 hours of receipt. However, it shall be the responsibility of the Director declaring his or her candidacy to assure that the email has been received by the Interim Manager on or before January 25, 2013.
- **Appointment at a Public Meeting.** The Chairman, Vice-chairman and Secretary-Treasurer shall appoint two Directors to serve on the Executive Committee from among those Directors who have declared their interest to the Interim Director in a timely manner. The appointment shall be made at a duly noticed meeting of the Elected Officers called for that purpose.
- **Majority Vote Requirements**-- A majority vote of the Chairman, Vice-chairman and Secretary-Treasurer shall be required for the selection of each of the officers to serve on the Executive Committee. Voting shall continue until a majority vote of the Elected Officers present is achieved for a candidate for the office. In case of a tie, the Interim Manager shall call for another vote for those tied until the office is filled by a majority vote of the Elected Officers present.

**Second Year and Thereafter.** Commencing with the selection of appointed Officers in 2014 and applicable annually thereafter, the following selection process is approved for the two appointed members of the Executive Committee:

- **Date of Selection.** Selection of appointed officers shall be held annually at the Elected Officers first meeting of the calendar year after the Board has elected its officers for the year (the Executive Committee Selection Meeting).



- **Term of Office.** An appointed officer shall take office immediately upon selection. The term of office shall end upon the selection of the appointed officer in the following year.
- **Self Nomination and Notification; Timelines.--** A Director wishing to be appointed to the Executive Committee shall formally declare his/her candidacy by the Qualifying Date as set by the Manager, which date is not less than 35 days prior to the Executive Committee Selection Meeting. The Manager shall provide notice to each Director of the Qualifying Date at least 28 days before the Executive Committee Selection Meeting. The Director's declaration of candidacy must be in writing and be received by the Manager on or before the Qualifying Date. The Director shall send the declaration of candidacy to the Manager by either (a) express delivery, return receipt requested, or (b) via electronic mail (email). The Manager shall acknowledge receipt of emails declaring candidacy within 24 hours of receipt. However, it shall be the responsibility of the Director declaring his or her candidacy to assure that the email has been received by the Manager on or before the qualifying date.
- **Appointment at a Public Meeting.** The Chairman, Vice-chairman and Secretary-Treasurer shall appoint two Directors to serve on the Executive Committee from among those Directors who have qualified. The appointment shall be made a duly noticed meeting of the Elected Officers called for that purpose.
- **Majority Vote Requirements.--** A majority vote of the Chairman, Vice-chairman and Secretary-Treasurer shall be required for the selection of each of the officers to serve on the Executive Committee. Voting shall continue until a majority vote of the Elected Officers present is achieved for a candidate for the office. In case of a tie, the Interim Manager shall call for another vote for those tied until the office is filled by a majority vote of the Elected Officers present.

**Gulf Consortium Board Meeting Agenda Item Cover Sheet**  
**January 18, 2013**  
**Agenda Item # 5**

**Statement of Issue or Executive Summary:** The Department of Justice has reached a \$1.4 billion settlement with Transocean for its role in BP's 2010 Deepwater Horizon spill.

**Background:** As part of the plea agreement, Transocean Deepwater Inc. has agreed, subject to the court's approval, to pay \$400 million in criminal fines and penalties and to continue its on-going cooperation in the government's criminal investigation. In addition, pursuant to the terms of a proposed partial civil consent decree also lodged, Transocean Ocean Holdings LLC, Transocean Offshore Deepwater Drilling Inc., Transocean Deepwater Inc. and Triton Asset Leasing GMBH have agreed to pay an additional \$1 billion to resolve federal Clean Water Act civil penalty claims. The \$1 Billion paid under the Clean Water Act will direct 80 percent of Transocean's civil penalties to the Gulf Coast Restoration Trust Fund, as directed by the RESTORE Act, passed on July 6, 2012.

**Analysis:** The Transocean Defendants shall pay \$1 Billion in civil penalty (with interest accruing from the Date of Lodging of this Consent Decree) to the United States as follows:

- a. \$400,000,000, plus Interest, within sixty (60) days after Date of Entry;
- b. \$400,000,000, plus Interest, within one (1) year after Date of Entry; and
- c. \$200,000,000, plus Interest, within two (2) years after Date of Entry.

**Options:** Provided for Information.

**Fiscal Impact:** *VERY* preliminary estimates have Gulf Consortium Counties receiving approximately \$56 Million in Pot 1(Local) and the Gulf Consortium \$44.6 Million in Pot 3 (Consortium/State). Below are county breakouts. *Several actions (U.S. Treasury rules, Council guidance to name a few) will be necessary before funds can be available.*

**Recommendation:** None. Provided for Information.

**Division and Staff Person's Name:** Doug Darling, Florida Association of Counties.

**One Billion  
TransOcean**

<b>Escambia</b>	<b>\$ 10,640,463</b>
<b>SantaRosa</b>	<b>\$ 4,408,740</b>
<b>Okaloosa</b>	<b>\$ 6,395,055</b>
<b>Walton</b>	<b>\$ 5,758,866</b>
<b>Bay</b>	<b>\$ 6,342,606</b>
<b>Gulf</b>	<b>\$ 2,832,096</b>
<b>Franklin</b>	<b>\$ 3,545,127</b>
<b>Wakulla</b>	<b>\$ 2,076,038</b>
<b>Charlotte</b>	<b>\$ 723,814</b>
<b>Citrus</b>	<b>\$ 657,835</b>
<b>Collier</b>	<b>\$ 984,320</b>
<b>Dixie</b>	<b>\$ 488,923</b>
<b>Hernando</b>	<b>\$ 699,177</b>
<b>Hillsborough</b>	<b>\$ 1,870,483</b>
<b>Jefferson</b>	<b>\$ 537,325</b>
<b>Lee</b>	<b>\$ 1,230,751</b>
<b>Levy</b>	<b>\$ 546,206</b>
<b>Manatee</b>	<b>\$ 954,771</b>
<b>Monroe</b>	<b>\$ 1,162,828</b>
<b>Pasco</b>	<b>\$ 993,008</b>
<b>Pinellas</b>	<b>\$ 1,543,159</b>
<b>Sarasota</b>	<b>\$ 1,016,450</b>
<b>Taylor</b>	<b>\$ 614,327</b>

**Gulf Consortium Board Meeting Agenda Item Cover Sheet**  
**January 18, 2013**  
**Agenda Item # 6**

**Statement of Issue or Executive Summary:** With Clean Water Act civil penalty fines starting to be settled, it is time to start plan development.

**Background:** The Gulf Consortium is required to develop a Comprehensive Economic and Environmental Restoration Plan to comply with the RESTORE Act. To accomplish the plan development, the Consortium will need to hire a consultant(s). The plan will require substantial input from stakeholders, public meetings, coordination with individual county plans, consideration of the Federal Council directions, compliance with U.S. Treasury rules, and a partnership with the State. This plan is too important and too big for the Consortium to undertake alone. Additionally, the expertise needed will require multi-disciplines to be involved. The Consortium should not hire staff to develop the plan but contract for services to reduce overhead costs.

**Analysis:** While awaiting U.S. Treasury rules and guidance from the Gulf Coast Ecosystem Restoration Council, the Consortium can request information from interested parties, with no intent to procure services. This will allow the Consortium to start scoping the plan. The plan will need to be a fusion of local, regional, state and federal initiatives. While the plan will *not* have jurisdiction over Local County plans, the Consortium plan will need to coordinate most programs and projects to ensure resources to Florida are maximized.

**Options:**

1. Approve a motion directing staff to start RFI development using the most appropriate procurement guidelines (Local, State or Federal) and publish a RFI for Restoration Plan development. Prior to publishing, the Executive Committee would approve the RFI.
2. Provide other direction.

**Fiscal Impact:** None

**Recommendation:** Approve a motion directing staff to start RFI development using the most appropriate procurement guidelines (Local, State or Federal) and publish a RFI for Restoration Plan development. Prior to publishing, the Executive Committee would approve the RFI.

**Division and Staff Person's Name:** Doug Darling, Florida Association of Counties.

Moved \_\_\_\_\_; Seconded\_\_\_\_\_.

Action: Approved\_\_\_\_; Approved as amended\_\_\_\_\_; Defeated\_\_\_\_\_.

**Gulf Consortium Board Meeting Agenda Item Cover Sheet**  
**January 18, 2013**  
**Agenda Item # 7c**

**Statement of Issue or Executive Summary:** At the last Gulf Consortium meeting, a request was made, and approved by Directors, that financial status reports are provided at each Gulf Consortium meeting.

**Background:** Gulf Consortium member counties have contributed to the operation of the Consortium during this transition phase of establishment.

**Analysis:** The sheets below provide a recap of revenue and expenses to date.

**Options:** Provided for information.

**Fiscal Impact:** None

**Recommendation:** Provided for information.

**Division and Staff Person's Name:** Doug Darling, Florida Association of Counties.

## REVENUE

<u>County</u>	<u>Amount Billed</u>	<u>Amount Received</u>	<u>Date Collected</u>
Bay	\$ 7,200.00	\$ 7,200.00	12/17/2012
Charlotte	\$ 800.00	\$ 800.00	11/2/2012
Citrus	\$ 800.00		
Collier	\$ 1,120.00		Joined Consortium 1/8/13, invoice mailed
Dixie	\$ 480.00	\$ 480.00	11/2/2012
Escambia	\$ 12,960.00	\$ 12,960.00	11/2/2012
Franklin	\$ 3,840.00		Not yet a member, not invoiced
Gulf	\$ 2,880.00	\$ 2,880.00	11/26/2012
Hernando	\$ 800.00	\$ 800.00	11/13/2012
Hillsborough	\$ 2,080.00	\$ 2,080.00	11/13/2012
Jefferson	\$ 640.00	\$ 640.00	11/1/2012
Lee	\$ 1,440.00	\$ 1,440.00	11/7/2012
Levy	\$ 640.00	\$ 640.00	11/9/2012
Manatee	\$ 1,120.00	\$ 1,120.00	12/6/2012
Monroe	\$ 1,280.00	\$ 1,280.00	11/5/2012
Okaloosa	\$ 7,680.00	\$ 7,680.00	11/19/2012
Pasco	\$ 1,120.00		
Pinellas	\$ 1,760.00		
Santa Rosa	\$ 4,800.00	\$ 4,800.00	11/2/2012
Sarasota	\$ 1,120.00	\$ 1,120.00	12/4/2012
Taylor	\$ 640.00	\$ 640.00	11/7/2012
Wakulla	\$ 1,920.00	\$ 1,920.00	11/26/2012
Walton	\$ 6,720.00	\$ 6,720.00	11/5/2012

<b>Total</b>	\$ 63,840.00	\$ 55,200.00
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**Gulf Consortium Board Meeting Agenda Item Cover Sheet**  
**January 18, 2013**  
**Agenda Item # 8**

**Statement of Issue or Executive Summary:** At the November 28, 2012 Gulf Consortium Meeting, a Committee of Eight Disproportionately Affected Counties was formed for the express purpose of developing a methodology for the seventy five percent share of the local allocation provided in the RESTORE Act to those counties.

**Background:** The Committee met in Walton County on December 7, 2012 and considered adopting a formula for distributing the 75 Percent Share among the Disproportionately Affected Counties and recommending it for adoption by Joint Resolution to the Boards of County Commissioners of each of the Disproportionately Affected Counties. As of this writing, all counties have passed the resolution except for Escambia County which has it on the agenda for January 17, 2013.

**Analysis:** The Committee discussed a formula that included a 20 percent equal share for each of the Disproportionately Affected Counties, with the remaining 80 percent distributed according to the following weighted formula:

1. Thirty percent based on the weighted average of the county shoreline oiled.
2. Thirty percent based on the weighted average of the county per capita sales tax collections estimated for fiscal year 2011-12.
3. Twenty percent based on the weighted average of the population of the county.
4. Twenty percent based on inverse proportion of the weighted average distance from the Deepwater Horizon oil rig to the nearest and farthest point of the shoreline.

The Committee determined that the weighted formula included components that were not definitive, but were subject to interpretation, such as the population of the county, which can vary day-to-day

Upon proper motion, with the representative from Franklin abstaining, the Committee otherwise unanimously adopted a motion recommending that the Boards of County Commissioners of each of the Disproportionately Affected Counties jointly adopt the following allocation of the 75 Percent Share for the Disproportionately Affected Counties based on the following percentages:



BAY COUNTY	15.10 1
ESCAMBIA COUNTY	25.334
FRANKLIN COUNTY	8.441
GULF COUNTY	6.74 3
OKALOOSA COUNTY	15.226
SANTA ROSA COUNTY	10.497
WAKULLA COUNTY	4.943
WALTON COUNTY	13.712

**Options:**

- 1) Approve the minutes of the December 7 Committee of Eight Disproportionately Affected Counties and dissolve the committee since the stated objective has been met.
- 2) Provide other direction.

**Fiscal Impact:** None.

**Recommendation:**

Approve a motion that approves the minutes of the December 7 Committee of Eight Disproportionately Affected Counties and dissolves the committee.

**Division and Staff Person's Name:** Doug Darling, Florida Association of Counties and Sarah M. Bleakley, Esq., Nabors, Giblin & Nickerson, P.A., Interim General Counsel.

Moved \_\_\_\_\_; Seconded\_\_\_\_\_.

Action: Approved\_\_\_\_; Approved as amended\_\_\_\_; Defeated\_\_\_\_\_.

**Gulf Consortium Meeting**  
**Committee of 8 Disproportionally Affected Counties**  
**December 7, 2012**

Walton County Coastal Branch Library  
437 Greenway Trail, Santa Rosa Beach, FL 32459

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**Directors / Alternates in attendance:**

Bay County – Commissioner Mike Thomas  
Escambia County – Commissioner Grover Robinson  
Franklin County – Commissioner Cheryl Sanders  
Gulf County – Commissioner Warren Yeager  
Okaloosa County – Commissioner Dave Parisot  
Santa Rosa County – Commissioner Lane Lynchard  
Wakulla County – County Administrator David Edwards  
Walton County – Commissioner Sara Comander

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Meeting was called to order by Mr. Doug Darling, Florida Association of Counties and Interim Manager for the Gulf Consortium.

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**Agenda Item # 2 – Election of Chair and Vice Chair of the Committee**

Mr. Darling opened the floor for nominations for Chair and Vice Chair. County Administrator Edwards (Wakulla) nominated Commissioner Yeager (Gulf) as Chair, which he accepted. Motion was seconded by Commissioner Comander (Walton). Vote to appoint Commissioner Yeager as Chair was unanimous with Franklin County abstaining. Chair Yeager then opened the floor for nominations for Vice Chair. Commissioner Parisot (Okaloosa) nominated Commissioner Robinson (Escambia) as Vice Chair, which he accepted. Commissioner Lynchard seconded the nomination. Vote to appoint Commissioner Robinson as Vice Chair was unanimous with Franklin County abstaining.

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**Agenda Item #3 – Discussion of Proposed Allocation Formula**

Mr. Darling and Mr. John Wayne Smith gave background and overviews of the formulas that occurred during negotiations of the RESTORE Act. Several options were presented with discussions on each. After each Director had discussed pros and cons of options, a motion was made by Commissioner Thomas (Bay) to approve the formula presented as Tab 4 in the Committee packet. The motion was seconded by Commissioner Parisot (Okaloosa). During discussion, Mr. Smith cautioned the Committee that several of the variables within the formula could be open to interpretation and recommended the Committee consider approving the percentages instead. After consideration of Mr. Smith's remarks, the motion was amended by Commissioner Thomas (Bay) and seconded by Commissioner Parisot (Okaloosa) to approve the percentages

contained in Tab 4. Chair Yeager called the question with the vote resulting 7 in favor, 0 opposed and Franklin County abstaining.

**ACTION: PASSED**

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**Agenda Item #4 – Next Meeting – if Required**

Chair Yeager asked the Committee their thoughts about scheduling the next meeting and the consensus was it was not necessary unless a county raised concerns during Board Meetings to pass the resolution. Commissioner Comander (Walton) did request that the Committee continue in existence to address other issues that may arise. Several members concurred with that request and it was determined that the continuance of the Committee of Eight Disproportionately Affected Counties would be presented at the next Gulf Consortium meeting. Hearing no other concerns at the time, Commissioner Parisot (Okaloosa) moved to adjourn which was seconded by Administrator Edwards (Wakulla). Motion to adjourn vote resulted 7 in favor, 0 opposed and Franklin County abstaining.

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