



**Executive Committee Agenda
June 16, 2016, 2:00 p.m. Eastern
Florida Association of Counties
100 South Monroe Street
Tallahassee, Florida 32301
Dial-in Number: 1-888-670-3525
Participant Passcode: 998 449 5298#**

1. Call to Order
2. Public Comment
3. Approval of April 13, 2016 Minutes
4. Preview of Items on Board Agenda:
 - 4.1 Update on Planning Grant Application – Lisa King, Langton Associates
 - 4.2 Approval of Revised Work Order # 4A – Doug Robison, ESA Consulting
5. Interim Manager Report
6. General Counsel Report
7. Old Business
 - 7.1 Committee of 8 Reauthorization – Sarah Bleakley, General Counsel
 - 7.2 Committee of 15 Reauthorization – Sarah Bleakley, General Counsel
8. New Business
9. Public Comment
10. Upcoming 2016 Meetings
 - Full Board of Directors**
Tuesday, June 28, 2016, 1:00 pm, ET
*Hyatt Regency Orlando, Orange County
Florida A Ballroom*

 - Tuesday, September 13, 2016, 3:00 pm, ET
Hutchinson Island, Martin County

 - Friday, December 2, 2016, 10:00 am, ET
Buena Vista Palace, Orange County
11. Adjourn

Notice of Meeting/Workshop Hearing

OTHER AGENCIES AND ORGANIZATIONS

Gulf Consortium

The Gulf Consortium Executive Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 16, 2016 at 2:00 pm (ET)

PLACE: Dial in Number: 888-670-3525

Participant Passcode: 998 449 5298#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive Committee of the Gulf Consortium will conduct a Board of Directors preview meeting, consisting of a planning grant application update; work orders under the State Expenditure Plan; and, conduct other business. In accordance with section 163.01, the location of the conference call is the Florida Association of Counties, 100 S. Monroe Street, Tallahassee, FL 32301.

A copy of the agenda may be obtained by contacting: Ginger Delegal at 850-922-4300 or gdelegal@fl-counties.com; or, see www.FACRestore.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ginger Delegal at 850-922-4300 or gdelegal@fl-counties.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1-800-955-8771 (TDD) or 1-800-955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact Ginger Delegal at 850-922-4300 or gdelegal@fl-counties.com; or, see www.FACRestore.com.

Gulf Consortium Executive Committee Meeting
June 16, 2016, 2:00 p.m., Eastern
FAC Office - Conference Call



<u>County</u>	<u>Executive Committee Member</u>	<u>Present</u>
Escambia	Commissioner Grover Robinson	
Gulf	Warren Yeager	
Monroe	Commissioner George Neugent	
Charlotte	Commissioner Chris Constance	
Pasco	Commissioner Jack Mariano	

AGENDA ITEM 3

**Gulf Consortium Executive Committee
June 16, 2016**

**Agenda Item 3
Approval of April 13, 2016 Executive Committee Minutes**

Statement of Issue:

This agenda item proposes approval of the April 13, 2016 Executive Committee meeting minutes.

Options:

- (1) Approve the April 13, 2016 Executive Committee minutes, as presented; or
- (2) Amend and then approve the April 13, 2016 Executive Committee minutes.

Recommendation:

Motion to approve the April 13, 2016 Executive Committee meeting minutes, as presented.

Prepared by:

Ginger Delegal
Florida Association of Counties
Interim Manager
On: June 7, 2016

Attachment:

Draft 4/13/16 Minutes

Action Taken:

Motion to: _____, Made by: _____;

Seconded by: _____.

Approved____; Approved as amended____; Defeated_____.

Gulf Consortium Executive Committee Meeting
April 13, 2016, 4:00 p.m. (Eastern)
Florida Association of Counties
Leon County, Tallahassee, Florida

Officers in Attendance Telephonically: Commissioner George Neugent (Monroe), Commissioner Grover Robinson (Escambia), Commissioner Sara Comander (Walton) and Warren Yeager (Gulf).

Agenda Item #1 – Call to Order

Chairman Grover Robinson (Escambia) called the meeting to order at 4:03 pm (ET).

Agenda Item #2 – Public Comment

None.

Agenda Item #3 – Approval of Minutes from March 31, 2016 Executive Committee Meeting

Chairman Grover Robinson (Escambia) presented the minutes from the March 31, 2016 Executive Committee meeting. A motion to approve the March 31, 2016 Executive Committee minutes, with the revision to add Commissioner Sara Comander (Walton) to the list of Officers in Attendance Telephonically, was presented by Commissioner Sara Comander (Walton) and seconded by Warren Yeager (Gulf).

ACTION: APPROVED

Agenda Item #4.1 – Presentation of Revised FSEP Development Process

Chairman Grover Robinson (Escambia) recognized Doug Robison with ESA who gave a detailed overview of the proposed revised FSEP development process, detailing each Task listed and the amended scope of work by the consultants for a county driven process. Ginger Delegal, Interim Manager informed the Committee that no action was required but opened the floor for discussion of the revised FSEP development process before the full Board meeting on April 21, 2016. There were no questions by the Executive Committee and no further action was required.

Agenda Item #4.2 – ESA Contract Amendment and Recommendation

Chairman Grover Robinson (Escambia) recognized Sarah Bleakley, General Counsel, who gave a detailed overview of the agenda item and contract amendment which amends the scope of work, the contract amount and extends the contract. There were no questions by the Executive Committee and a motion was made by Commissioner Sara Comander (Walton) to adopt a motion to recommend that the full Board approve the Amended Agreement at its April 21, 2016 meeting. The motion was seconded by Commissioner George Neugent (Monroe) and passed unanimously.

ACTION: APPROVED

Agenda Item #4.3 – Planning Grant Application Update

Chairman Grover Robinson (Escambia) recognized Lisa King with Langton Associates who briefed the Committee on the status of the Planning Grant Application to include RAAMS training in New Orleans and Restoration Council staff assurance of quick approval once the full Board approved the submission of the revised Planning Grant Application at its meeting on April 21, 2016. There were no questions by the Committee and no action was required.

Agenda Item # 4.4 – Discussion of Officer Elections for 2016

Ginger Delegal, Interim Manager, gave an overview of this agenda item and process by which elections will be held at the full Board meeting on April 21, 2016. Commissioner Sara Comander (Walton) withdrew her name for consideration for the At-Large Officer thereby leaving five (5) candidates for five seats on the Executive Committee. There were no further questions or comments and no action was required on this item.

Agenda Item #4.5 – Update on FY 2014-2015 Independent Financial Audit

Ms. Ginger Delegal, Interim Manager, recognized Angela Balent with Warren Averett who gave an overview of the 2014-2015 independent financial audit results. There were no questions by the Committee and a motion to recommend receipt of the final 2014-2015 Independent Financial Audit to the full Board at its meeting on April 21, 2016 was made by Warren Yeager (Gulf) and seconded by Commissioner George Neugent (Monroe) and passed unanimously.

ACTION: APPROVED

Agenda Item #4.6 – Committee of 8 Reauthorization

Sarah Bleakley, General Counsel, gave a detailed overview of this agenda item and the purpose of reauthorizing the Committee of 8 to convene for meetings. There was considerable Committee discussion regarding the need for the proposed Resolutions reauthorizing the Committee of 8 and the Committee of 15 to reflect identical language. Thereafter, a motion was made by Commissioner Sara Comander (Walton) to redraft the proposed Resolutions for the Committee of 8 and Committee of 15 to reflect identical language and to bring the matters back from the Executive Committee for discussion before the June 2016 full Board meeting. The motion was seconded by Warren Yeager (Gulf) and passed unanimously.

ACTION: APPROVED MOTION TO REDRAFT THE RESOLUTIONS REAUTHORIZING THE COMMITTEE OF 8 AND COMMITTEE OF 15 FOR FURTHER CONSIDERATION BY THE EXECUTIVE COMMITTEE

Agenda Item # 4.7 – Committee of 15 Reauthorization

Please see Agenda Item 4.6 above.

Ginger Delegal, Interim Manager, gave an overview of the presentations to be given at the full Board meeting on April 21, 2016 as well as the non-action items on the full Board agenda. There were no questions or comments by the Executive Committee.

Agenda Item # 5 – New Business

Commissioner George Neugent (Monroe) requested that the Consortium tee up for discussion either by agenda item for the April 21 Board meeting or the Board meeting in June regarding the Lake Okechobee, St. Lucie and Florida Bay issues as well as Legacy Florida. Chairman Grover Robinson suggested an agenda item for the June 2016 meeting regarding the issue.

Agenda Item #9 – Public Comment

Commissioners Chris Constance (Charlotte)

Agenda Item #10 – Upcoming Meetings

The next meeting of the Consortium Board of Directors will be held on April 21, 2016 at 2:00 pm ET at the Hillsborough County Administrative Center in Hillsborough County.

Agenda Item #11 – Adjournment

There being no further business, the Committee adjourned at 4:50 pm (ET).

Respectfully submitted,

Grover Robinson
Chairman

AGENDA ITEM 4.1

**Gulf Consortium Executive Committee
June 16, 2016**

**Agenda Item 4.1
Update on Planning Grant Application**

Executive Summary:

Update on the status of the Planning Grant Application submitted to the Restoration Council on September 24, 2015 and resubmitted via the RAAMS system on May 2, 2016.

Most Recent Activity:

The Consortium Board of Directors approved submission of the Planning Grant application via RAAMS at its meeting on April 21, 2016. The application was then submitted on May 2, 2016.

Following that submission, Joshua Easton of the Restoration Council emailed a request for five minor revisions to the application. The items to be revised included:

- Adding Chair Robinson as an Authorizing Official.
- Adding information on contractors including DUNS and FEIN numbers.
- Clarification and refinements of pre-award cost invoices.
- Refinements of Milestones.
- Revisions to Cash flow projections.

The application is anticipated to be resubmitted by June 10, 2016.

Full Background of Grant Application Process:

Langton Associates, a part of the ESA Consultant Team, has prepared the planning grant application for the Consortium's review and approval. The total request for the grant is \$4,851,525.00, over a planning horizon that extends back from August 22, 2014 (period for pre-award costs), forward two (2) years, to September 30, 2017.

After exercising its delegated authority, on September 23, the Executive Committee approved the final grant application and it was submitted on September 24, 2015, to the Restoration Council.

Langton Associates contacted Council staff for comments on the Planning Grant application and on November 6, 2015, Council staff responded with five questions, labeled as "initial review". Those questions related to procurement, cost basis and budget. Lisa King of Langton Associates submitted a response to those questions to Council staff via email on December 10, 2015.

On December 7, 2015 Mary Pleffner, CFO of the Council sent a letter to Chair Robinson with 14 additional questions related to the Planning Grant application. Those questions related to Task 16 (Conceptual Design and Feasibility Studies) and differences between the budget and the consultant's BAFO. Chair Robinson replied to those questions, in writing, on December 22, 2015. Ms. Pleffner

responded to Chair Robinson's letter on January 28, 2016 requesting additional revisions to the application (attached). On February 12, 2016 Chair Robinson, Consortium staff and the consultant team met with Justin Ehrenwerth, Executive Director of the Gulf Coast Ecosystem Restoration County, Ms. Pleffner and others of his staff, and Mimi Drew and others from DEP to discuss clarification of several issues related to the administrative grant.

The Council staff gave direction to the Consortium at this meeting on outstanding issues including:

- Change in project selection process originally recommended in the PSEP to a county-by-county basis. The Council has asked for a revised scope of work and budget narrative that reflects this change as well as the changes to the ESA scope since the BAFO.
- The Council requested a single-source procurement justification for Task 16. (This task is now referred to as Task 8 in the revised SEP development process)
- Council has adopted our suggested definition of "conceptual plans and feasibility studies".
- Council requested re-work of the grant budget to include all pre-award costs (Our Phase 1 activities) to reflect the time lapse since the submission of the application in September 2015.
- Council requested more in-depth justification for blended hourly wage rates for consultant fixed fee contracts.

On March 8, 2016 Doug Robison, Mike Langton, and Ginger Delegal met with Mary Pleffner in Tampa to discuss changes to the grant application. At that time Ms. Pleffner advised that the vendor for Task 8 would require competitive procurement. This meeting also resulted in agreement on items requiring additional detail, the list of which was memorialized in an email from Joshua Easton of the Council staff which identified the following five items to be provided immediately:

1. Detailed cost basis information on the Langton sub-award;
2. Draft invoice for Task Order #3 with detailed labor & expense backup;
3. Example detailed cost estimate for Task 3;
4. State of Florida procurement provisions (Competitive Consultants Negotiation Act – CCNA); and,
5. Revised ESA contract summary tables.

The above items were submitted to Council staff by the consultant team on March 15, 2016.

Mr. Easton's email also indicated that the following items should be submitted to the Council as they become available:

1. A new, complete application package that includes new SF-424 and certifications;
2. Full detailed cost basis for all ESA tasks based on the example provided and that Council staff approves; and,

3. Copy of the new executed ESA contract.

On April 5, Lisa King and Heather Pullen of Langton Associates attended a workshop in Baton Rouge about the Restoration Assistance and Award Management System (RAAMS) sponsored by the Council. This web-based system will be used for all stages of the grant cycle including Planning Grant Application, State Expenditure Plan, and SEP project application submissions as well as amendments, financial and performance reports and final closeout documentation. This system has previously been used by the Council for submission of Pot 2 projects and they have now mandated that this system will be used for the submission of the Consortium's Planning Grant Application. While the format is different than the grant application submitted by the Consortium previously, the information required is the same.

The Consortium approved submission of the Planning Grant application via RAAMS at their meeting on April 21, 2016. The application was subsequently submitted on May 2, 2016.

On May 20, 2016 Joshua Easton of the Council emailed a request for five minor revisions to the application. The items to be revised included:

- Adding Chair Robinson as an Authorizing Official.
- Adding information on contractors including DUNS and FEIN numbers.
- Clarification and refinements of pre-award cost invoices.
- Refinements of Milestones.
- Revisions to Cash flow projections.

The application is anticipated to be resubmitted by June 10, 2016.

Fiscal Impact:

Under Task Order 1, ESA agreed to develop the PSEP and the preparation of a grant application for planning funds. Task Order 1 provides that payment to ESA is contingent upon the receipt of federal planning grant monies. Upon receipt of those funds, ESA will be paid \$15,000 for its services for the planning grant application preparation, and \$35,980 when the Council approves the grant, for a total of \$50,980.

Attachments:

None.

Recommendation:

For information only.

Prepared by:

Lisa King
Langton Associates
On: June 8, 2016

AGENDA ITEM 4.2

**Gulf Consortium Executive Committee
June 16, 2016**

**Agenda Item # 4.2
ESA Work Order #4A – Compile Preliminary Project List (Phase 1)**

Background

At the April 21, 2016 Gulf Consortium Board meeting in Tampa, ESA presented a draft Work Order #4 for review and approval. This Work Order addressed the compilation of the Preliminary Project List. Concern was expressed by some Board members regarding the need for the ESA consultant team to meet with each of the 23 member counties, and the cost associated with that effort. The ESA consultant team was directed to revise the Work Order to break the work effort into two phases. The Phase 1 work effort includes the following: 1) prepare and distribute a standardized project nomination package to each of the member counties; 2) compile and summarize the project nomination submittals; and 3) identify those counties that need further consultation and assistance in articulating and developing preliminary project concepts. Using this approach, the work effort associated with Phase 2 – consultations with individual counties - can be better quantified.

Analysis:

This agenda item presents the ESA revised Work Order #4A. The revised Work Order addresses the concerns of the Board and breaks the work effort associated with the compilation of the preliminary project list into two phases, as directed.

Fiscal Impact:

Compensation of the Consultant for this and all future Work Orders is contingent upon receipt and availability of planning grant funds from the Restoration Council. For cost-estimating purposes Work Order #4A is broken down into subtasks, and the approximate effort for each subtask is shown in the table below. Depending on the needs of the project, the actual work effort for each subtask may vary; however, the total dollar amount will not be exceeded.

Work Order #4A			
Subtask	Description	Hours	Dollars @\$205/hour*
1	Develop draft project nomination package	120	\$24,600
2	Meet with FDEP to review the draft project nomination package	36	\$7,380
3	Revise and distribute draft nomination package to the 23 member counties	16	\$3,280
4	Respond to questions from the 23 member counties	24	\$4,920
5	Compile and conduct review of project nomination submittals	144	\$29,520
6	Prepare summary Technical Memorandum	80	\$11,480
7	Prepare and deliver summary presentation to Gulf Consortium Board	32	\$4,920
Totals		452	\$92,660

* Blended rate used for cost estimating includes: overhead; profit; reimbursable expenses; and project management.

The Consultant will be compensated on a fixed fee basis, and will provide monthly invoices indicating the percent complete for each subtask through completion of Work Order 4A. The total fixed fee for Work Order #4A will not exceed **\$92,660** regardless of actual accrued costs.

Recommendations:

Approve the ESA revised Work Order #4A.

Attachment:

Revised ESA Work Order #4A.

Prepared by:

Doug Robison
Environmental Science Associates
On: June 8, 2016

Action Taken:

Motion to: _____, Made by: _____;

Seconded by: _____.

Approved____; Approved as amended____; Defeated_____.

**GULF CONSORTIUM AND ENVIRONMENTAL SCIENCE ASSOCIATES
 AGREEMENT FOR CONSULTANT SERVICES
 FOR STATE EXPENDITURE PLAN**

-WORK ORDER #4A-

Compile Preliminary Project List (Phase I)

WHEREAS, the Gulf Consortium (Consortium) and Environmental Science Associates (Consultant) entered into an agreement for planning consulting services for the State Expenditure Plan (Agreement);

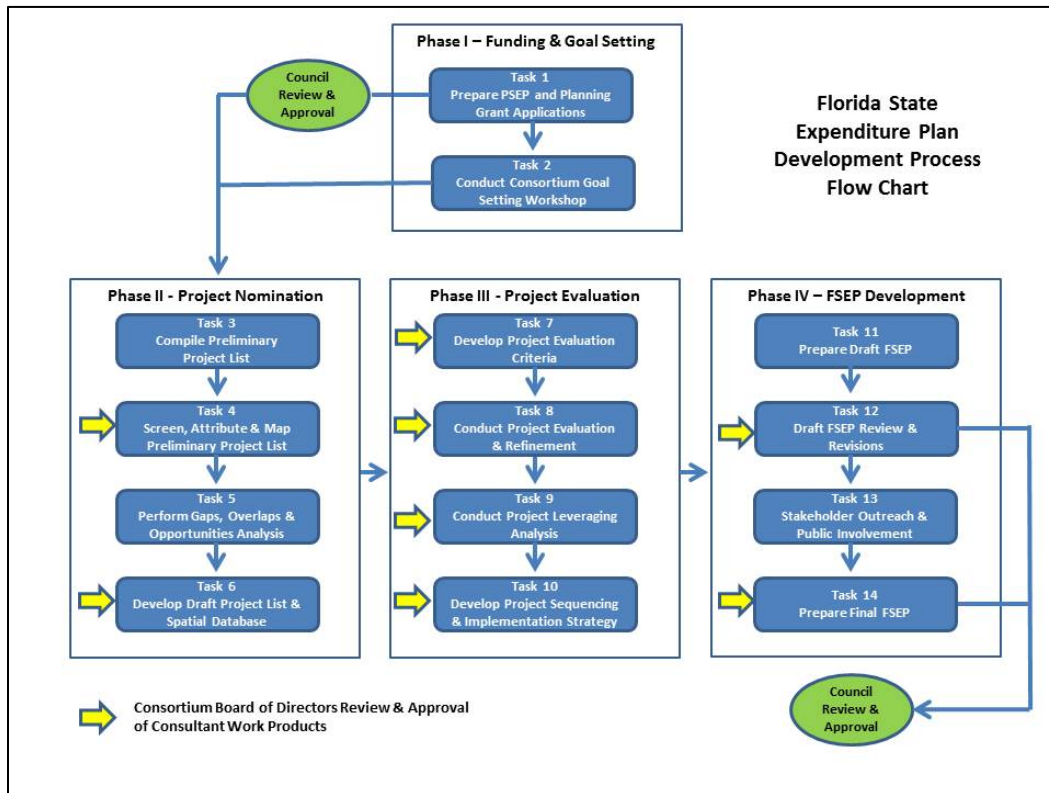
WHEREAS, the Agreement requires written Work Orders to be issued by the Consortium for work to be performed by the Consultant; and

WHEREAS, the Consortium desires the Consultant to compile the preliminary list of projects, programs and activities to potentially be included in the Florida State Expenditure Plan.

NOW, THEREFORE, the Parties agree to Work Order #4A as follows:

Background

This Work Order #4A authorizes the Consultant to initiate work under Task 3 of the amended State Expenditure Plan development process shown in the flow chart below.



Task 3 is the first of four tasks to be conducted in Phase II – Project Nomination - of the amended FSEP development process. Task 3 involves the compilation of the preliminary list of projects, programs and activities to potentially be included in the Florida State Expenditure Plan. This list is to be generated by the 23 member counties through a nomination and consultation process facilitated by the Consultant. The specific activities and deliverables associated with Work Order #4A are described below.

Scope of Work and Deliverables

Work Order #4A involves the following subtasks:

1. Develop a draft standardized “Preliminary Project Nomination Package” to be submitted to the 23 Consortium member counties. This package will include at a minimum:
 - o Guidance information;
 - o Preliminary screening criteria;
 - o Standard nomination form.
2. As required by the Memorandum of Agreement between the Consortium and the Governor, meet with the Florida Department of Environmental Protection to obtain their recommended revisions and approval of the “Preliminary Project Nomination Package.”
3. Revise and distribute the “Preliminary Project Nomination Package” to the 23 member counties.
4. Respond to questions from the member counties.
5. Compile and conduct a preliminary review of the project submittals received from the member counties.
6. Prepare a Technical Memorandum summarizing the project submittals received from the member counties.
7. Prepare and deliver a presentation summarizing the findings and conclusions of the Technical Memorandum to the Consortium at their September 13, 2016 Board meeting.

Work Order #4A does not include any meetings or consultations with member counties. Those counties that need further assistance in articulating and/or evaluating preliminary project concepts will be identified from this work effort. Future Work Order #4B will include consultations with individual counties requesting further assistance from the Consultant.

Schedule

Contingent upon Gulf Consortium Board approval, Work Order #4A will commence on June 28, 2016 and will be completed on September 13, 2016.

Compensation

Compensation of the Consultant for this and all future Work Orders shall be contingent upon receipt and availability of planning grant funds from the Restoration Council. For cost-estimating purposes Work Order #4A is broken down into subtasks, and the approximate effort for each subtask is shown in the table below. Depending on the needs of the project, the actual work effort for each subtask may vary; however, the total dollar amount shall not be exceeded.

Work Order #4A			
Subtask	Description	Hours	Dollars @\$205/hour*
1	Develop draft project nomination package	120	\$24,600
2	Meet with FDEP to review the draft project nomination package	36	\$7,380
3	Revise and distribute draft nomination package to the 23 member counties	16	\$3,280
4	Respond to questions from the 23 member counties	24	\$4,920
5	Compile and conduct review of project nomination submittals	144	\$29,520
6	Prepare summary Technical Memorandum	80	\$11,480
7	Prepare and deliver summary presentation to Gulf Consortium Board	32	\$4,920
Totals		452	\$92,660

* Blended rate used for cost estimating includes: overhead; profit; reimbursable expenses; and project management.

The Consultant shall be compensated on a fixed fee basis, and shall provide monthly invoices indicating the percent complete for each subtask through completion of Work Order 4A. The total fixed fee for Work Order #4A shall not exceed **\$92,660** regardless of actual accrued costs.

WHERETO, the Parties have set their hands and seals effective the date whereon the last party executes this Agreement.

GULF CONSORTIUM

**ENVIRONMENTAL SCIENCE
ASSOCIATES**

By: _____

By: _____
Vice President or designee

Date: _____

Title: _____

Date: _____

SECRETARY/TREASURER:

By: _____

Date: _____

Approved as to Form:
Gulf Consortium General Counsel

BY: _____
Sarah M. Bleakley
Nabors, Giblin & Nickerson, P.A.
General Counsel to the
Gulf Consortium

AGENDA ITEM 5

Gulf Consortium Executive Committee
June 16, 2016

Agenda Item 5
Interim Manager Report

Executive Summary:

Presentation of Interim Manager report.

Report:

- Continue weekly internal Consortium staff meetings.
- Continue weekly ESA Consultant Team/Consultant staff meetings.
- Worked with consultant team to redraft and resubmit the planning grant application; continued work in response to Restoration Council's questions.
- Continued research on ability of Consortium under Pot 3 and counties, under Pot 1 to pledge RESTORE dollars for tax-exempt debt, including bond lawyers, Florida Congressional delegation members, and U.S. Treasury.
- Continued coordination and communications with U.S. Treasury staff on the implementation of the RESTORE Act.
- Traveled to Pasco County for a one-on-one meeting between Consortium staff and Pasco County Gulf Consortium Director, Commissioner Jack Mariano.

Recommendation:

Provide direction to Consortium staff on these items.

Attachment:

None.

Prepared by:

Ginger Delegal
Florida Association of Counties
Interim General Manager
On: June 8, 2016

AGENDA ITEM 6

**Gulf Consortium Executive Committee
June 16, 2016**

**Agenda Item 6
General Counsel Report**

Executive Summary:

Presentation of the General Counsel report.

Report:

The General Counsel report will be given verbally at the Executive Committee meeting on June 16, 2016.

Attachment:

None.

Prepared by:

Sarah Bleakley, Esq.

General Counsel

On: June 8, 2016

AGENDA ITEM 7.1

**Gulf Consortium Executive Committee
June 16, 2016**

**Agenda Item 7.1
Committee of 8 Reauthorization**

Executive Summary:

This agenda item recommends the adoption of the attached resolution reauthorizing the chair of the Committee of 8 to convene meetings to discuss matters of mutual interest to the eight counties. Agenda item 7.2 proposes a similar resolution reauthorizing the Committee of 15.

Background:

On November 12, 2015, the Board of Directors adopted the Committee Policy Resolution that prohibited the Committee of 8 and the Committee of 15 from convening until reauthorized by the Board of Directors. A copy of the Committee Policy Resolution is attached. The attached resolution authorizes the committee of 8 to meet upon the call of the chair to discuss matters of mutual interest. A similar resolution was presented to the Executive Committee on April 13, 2016. The Executive Committee directed the Resolution to be revised and brought back to the Executive Committee. The attached resolution accomplishes that decision. It continues the prohibition in the Committee Policy Resolution from the Committee of 8 meeting to discuss, consider or act upon matters concerning an allocation or distribution formula of the RESTORE Act's Spill Impact Component funds among the Consortium Members, except as may be further authorized by the Board of Directors.

Analysis:

The resolution reauthorizing the Committee of 8 allows a convenient mechanism for the Directors of the 8 Disproportionately Affected Counties to meet in compliance with the Open Meetings Law and discuss matters of mutual interest to the eight counties including the Direct Component (Pot 1) and the Spill Impact Component (Pot 3). The resolution also authorizes the Executive Committee and the Board of Directors to provide further authority to the Committee of 8 as necessary.

Options:

- (1) Approve the Resolution Reauthorizing the Committee of 8.
- (2) Provide other direction.

Fiscal Impact:

The fiscal impact is indeterminate because it depends on how often the committee decides to meet.

Recommendation:

Adopt a resolution approve the Resolution Reauthorizing the Committee of 8.

Prepared by:

Sarah M. Bleakley
Nabors, Giblin & Nickerson, P.A.
General Counsel
On: June 8, 2016

Attachment:

Consortium Resolution 2015-04, the Committee Policy Resolution
Proposed Resolution Reauthorizing the Committee of 8

Action Taken:

Motion to: _____, Made by: _____;

Seconded by: _____.

Approved____; Approved as amended____; Defeated_____.

GULF CONSORTIUM COMMITTEE POLICY RESOLUTION

A resolution of the Gulf Consortium creating a policy for the creation of and jurisdiction for Consortium Committees; providing for recitals and definitions; providing for the jurisdiction of the existing committee of 8 disproportionately affected counties and the existing committee of 15 non-disproportionately affected counties; providing a process for the creation of additional committees; providing for a quorum and majority vote requirements for committee actions; providing for officers of the committees; providing for duties of committees; providing committee meeting notice requirements; and providing an effective date.

Whereas, section 4.01(12), Article IV of the Interlocal Agreement establishing the Gulf Consortium authorizes the Consortium to establish Advisory Committees;

Whereas, the Consortium has established the following two Advisory Committees since its inception: the Committee of 8 Disproportionately Affected Counties, and the Committee of 15 Non-Disproportionately Affected Counties;

Whereas, the Consortium desires to establish a clear policy prescribing the powers, duties, and meeting requirements of the Committee of 8 Disproportionately Affected Counties and the Committee of 15 Non-Disproportionately Affected Counties; and

Whereas, it is in the best interests of the Consortium and the State of Florida to establish a policy governing the creation of Additional Advisory Committees that may be necessary or convenient in the future.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GULF CONSORTIUM:

SECTION 1. GENERAL PROVISIONS.

- A. The Recitals set forth above are hereby incorporated by reference in this Resolution and made a part hereof.
- B. As used in this Resolution the following words and terms shall have the following meaning:
 - 1. "Additional Advisory Committee" shall mean any additional Advisory Committee created by the Board of Directors, but shall not include the Committee of 8 or the Committee of 15.
 - 2. "Advisory Committee" shall mean collectively the Committee of 8, the Committee of 15, and any other Advisory Committee created by the Board of Directors.
 - 3. "Committee of 8 Disproportionately Affected Counties" and the "Committee of 8" shall mean the Advisory Committee consisting of Directors individually appointed by the following respective Consortium

Members: Bay County, Escambia County, Franklin County, Gulf County, Okaloosa County, Santa Rosa County, Wakulla County and Walton County.

4. "Committee of 15 Non-Disproportionately Affected Counties" and the "Committee of 15" shall mean the Advisory Committee consisting of Directors individually appointed by the following respective Consortium Members: Charlotte County, Citrus County, Collier County, Dixie County, Hernando County, Hillsborough County, Jefferson County, Lee County, Levy County, Manatee County, Monroe County, Pasco County, Pinellas County, Sarasota County, and Taylor County.
5. "Director" shall mean that individual or alternate in the individual's absence appointed by the respective Consortium Member to serve on the Gulf Consortium Board of Directors.
6. "Interlocal Agreement" means the Interlocal Agreement Relating to the Establishment of the Gulf Consortium.

SECTION 2. COMMITTEE OF 8 AND COMMITTEE OF 15.

- A. The Committee of 8 and the Committee of 15 shall have advisory jurisdiction on matters as may be authorized by the Board of Directors.
- B. The Committee of 8 and the Committee of 15 shall have no jurisdiction to discuss, consider or act upon matters concerning an allocation or distribution formula of the RESTORE Act's Spill Impact Component funds among the Consortium Members, except as may be authorized by the Board of Directors.
- C. No action of the Committee of 8 or the Committee of 15 shall be final except as authorized by the Board of Directors.

SECTION 3. RESOLUTION PROCESS FOR THE CREATION OF ADDITIONAL ADVISORY COMMITTEES.

- A. The Board of Directors may authorize by Resolution the creation of one or more Additional Advisory Committees.
- B. The Resolution shall prescribe the Additional Advisory Committee's jurisdiction, power and other matters necessary to provide sufficient direction to the Additional Advisory Committee.
- C. The Resolution shall also prescribe the Additional Advisory Committee's membership, which may include any one or a combination of the following at the discretion of the Board of Directors: Directors, Governor Appointees, and others.
- D. No action of an Additional Advisory Committee shall be final unless authorized by the Board of Directors.
- E. Officers. At its first meeting, an Additional Advisory Committee shall elect a chairman and a vice-chairman, and such other officers as authorized by the Board of Directors.

SECTION 4. ADVISORY COMMITTEE ACTIONS.

- A. The affairs, duties and actions and of an Advisory Committee shall be undertaken at a meeting duly called pursuant to Section 5 hereof.
- B. Quorum. A majority of the members of an Advisory Committee shall constitute a quorum. A majority vote of a quorum of the members present at a duly called meeting shall constitute an act of the Advisory Committee.
- C. The chairman of an Advisory Committee shall have the authority to call a meeting of the Advisory Committee. The vice-chair shall act in the chairman's absence. Other officers shall have such duties as authorized by the Board of Directors. In the event of resignation of any officer, the Advisory Committee shall elect a replacement.
- D. The chairman shall make a report of the Advisory Committee's actions and recommendations at the next scheduled meetings of the Executive Committee and the Board of Directors.

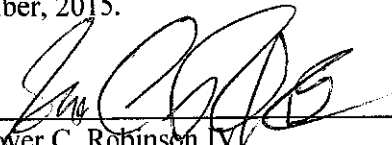
SECTION 5. ADVISORY COMMITTEE NOTICE REQUIREMENTS.

- A. An Advisory Committee may meet upon the call of its chairman.
- B. The Consortium Manager shall provide notice of the date, time, location and agenda of an Advisory Committee meeting to the Board of Directors, the members of the Advisory Committee and the public.
- C. The notice shall be provided by email to the Board of Directors and the members of the Advisory Committee. A notice shall also be published in the Florida Administrative Register and posted on the Gulf Consortium website at least seven days prior to the Advisory Committee meeting, except in an emergency, in which case, the notice shall be emailed, published and posted at least 24 hours prior to the emergency meeting.

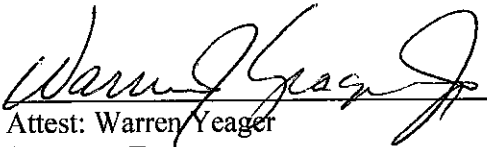
SECTION 6. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by _____ who moved its adoption. The motion was seconded by _____. The motion was adopted by a majority vote of the Board of Directors.

Duly passed and adopted this 18th day of November, 2015.



Grover C. Robinson IV
Chairman



Attest: Warren Yeager
Secretary-Treasurer

Approved as to form:

Sarah M. Bleakley, Esq.
Nabors, Giblin & Nickerson, P.A.
General Counsel

GULF CONSORTIUM RESOLUTION REGARDING THE COMMITTEE OF 8

A resolution of the Gulf Consortium reauthorizing the Committee of 8 in accordance with Resolution 2015-04, the Consortium’s Committee Policy Resolution; authorizing the Committee of 8 to meet and discuss matters of mutual interest, as specified herein; prohibiting the Committee of 8 from discussing certain matters, except as may be further authorized by the Board of Directors; requiring the Committee of 8 to adhere to the meeting notice and records requirements as specified in the Consortium’s Committee Policy Resolution; and providing an effective date.

RECITALS

Whereas, the Consortium adopted the Gulf Consortium Committee Policy Resolution 2015-04 on November 12, 2015 (the "Committee Policy Resolution");

Whereas, the Committee Policy Resolution establishes a policy for the creation and jurisdiction of Consortium Committees;

Whereas, the Committee Policy Resolution defines the Committee of 8 Disproportionately Affected Counties as an advisory committee consisting of the Directors individually appointed by the following respective Consortium Members: Bay County, Escambia County, Franklin County, Gulf County, Okaloosa County, Santa Rosa County, Wakulla County and Walton County (the “eight counties”);

Whereas, the Committee Policy Resolution provides that the Committee of 8 shall have advisory jurisdiction on matters as may be authorized by the Board of Directors;

Whereas, the Committee of 8 has no jurisdiction to meet without further authorization of the Consortium Board of Directors;

Whereas, the Committee Policy Resolution further provides that the Committee of 8 shall have no jurisdiction to discuss, consider or act upon matters concerning an allocation or distribution formula of the RESTORE Act’s Spill Impact Component funds among the Consortium Members, except as may be authorized by the Board of Directors;

Whereas, the Committee Policy Resolution further provides that no action of the Committee of 8 shall be final except as authorized by the Board of Directors;

Whereas, the chair of the Committee of 8 has the authority to call meetings of the Committee and must report its actions and recommendation at the next scheduled meetings of the Executive Committee and Board of Directors, pursuant to the Committee Policy Resolution;

Whereas, the Directors of the Committee of 8 may find it beneficial to meet as a committee and collaborate on matters of mutual interest to the eight counties regarding the Direct Component and the Spill Impact Component; and

Whereas, it is the intent of this Board to authorize the Committee of 8 to meet and consider such matters as specified herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GULF CONSORTIUM:

SECTION 1. GENERAL PROVISIONS.

- A. The Recitals set forth above are hereby incorporated by reference in this Resolution and made a part hereof.
- B. The Committee of 8 shall remain subject to the committee meeting notice and other process provisions in sections 4 and 5 of the Committee Policy Resolution.

SECTION 2. COMMITTEE OF 8 JURISDICTIONS.

- A. The Committee of 8 shall have the authority to meet and discuss matters of mutual interest among the members of the Committee of 8 including, but not limited to, collaborating on matters of mutual interest to the eight counties regarding the Direct Component (Pot 1) or the Spill Impact Component (Pot 3), or both. Provided, however, the Committee of 8 shall have no jurisdiction to discuss, consider or act upon matters concerning an allocation or distribution formula of the RESTORE Act's Spill Impact Component funds among the Consortium Members, except as may be authorized by the Board of Directors.
- B. The Chair of the Committee of 8 shall report on the Committee's actions and recommendations at the next meetings of the Executive Committee and Board of Directors.
- C. The Committee of 8 shall have such other authority as may be further provided by the Consortium Executive Committee or Board of Directors.

SECTION 3. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by _____ who moved its adoption. The motion was seconded by _____. The motion was adopted by a majority vote of the Board of Directors.

Duly passed and adopted this _____ day of _____, 2016.

Grover C. Robinson IV
Chairman

Attest: George Neugent
Secretary-Treasurer

Approved as to form:

Sarah M. Bleakley, Esq.
Nabors, Giblin & Nickerson, P.A.
General Counsel

AGENDA ITEM 7.2

**Gulf Consortium Executive Committee
June 16, 2016**

**Agenda Item 7.2
Committee of 15 Reauthorization**

Executive Summary:

This agenda item recommends the adoption of the attached resolution reauthorizing the chair of the Committee of 15 to convene meetings to discuss matters of mutual interest, including Pot 1 and Pot 3. Agenda item 7.1 proposes a similar resolution reauthorizing the Committee of 8.

Background:

On November 12, 2015, the Board of Directors adopted the Committee Policy Resolution that prohibits the Committee of 8 and the Committee of 15 from convening until reauthorized by the Board of Directors. The attached resolution reauthorizes the Committee of 15 to meet upon the call of the chair to discuss matters of mutual interest. However, the attached resolution continues the prohibition in the Committee Policy Resolution from the Committee of 15 meeting to discuss, consider or act upon matters concerning an allocation or distribution formula of the RESTORE Act's Spill Impact Component funds among the Consortium Members, except as may be authorized by the Board of Directors.

Analysis:

The resolution reauthorizing the Committee of 15 allows a convenient mechanism for the Directors of the 15 Non-Disproportionately Affected Counties to meet in compliance with the Open Meetings Law and discuss matters of mutual interest including issues related to the Direct Component (Pot 1) or the Spill Impact Component (Pot 3). The resolution also authorizes the Executive Committee and the Board of Directors to provide further authority to the Committee of 15 as necessary.

Options:

- (1) Approve the Resolution Reauthorizing the Committee of 15.
- (2) Provide other direction.

Fiscal Impact:

The fiscal impact is indeterminate because it depends on how often the committee decides to meet.

Recommendation:

Adopt a resolution approving the Resolution Reauthorizing the Committee of 15.

Prepared by:

Sarah M. Bleakley
Nabors, Giblin & Nickerson, P.A.
General Counsel
On: June 8, 2016

Attachment:

Proposed Resolution Reauthorizing the Committee of 15.

Action Taken:

Motion to: _____, Made by: _____;

Seconded by: _____.

Approved____; Approved as amended____; Defeated_____.

GULF CONSORTIUM RESOLUTION REGARDING THE COMMITTEE OF 15

A resolution of the Gulf Consortium reauthorizing the Committee of 15 in accordance with Resolution 2015-04, the Consortium's Committee Policy Resolution; authorizing the Committee of 15 to meet and discuss matters of mutual interest to the 15 counties, as specified herein; prohibiting the Committee of 15 from discussing certain matters, except as may be further authorized by the Board of Directors; requiring the Committee of 15 to adhere to the meeting notice and records requirements as specified in the Consortium's Committee Policy Resolution; and providing an effective date.

RECITALS

Whereas, the Consortium adopted the Gulf Consortium Committee Policy Resolution 2015-04 on November 12, 2015 (the "Committee Policy Resolution");

Whereas, the Committee Policy Resolution establishes a policy for the creation and jurisdiction of Consortium Committees;

Whereas, the Committee Policy Resolution defines the Committee of 15 as an advisory committee consisting of the Directors individually appointed by the following respective Consortium Members: Charlotte County, Citrus County, Collier County, Dixie County, Hernando County, Hillsborough County, Jefferson County, Lee County, Levy County, Manatee County, Monroe County, Pasco County, Pinellas County, Sarasota County, and Taylor County;

Whereas, the Committee Policy Resolution provides that the Committee of 15 shall have advisory jurisdiction on matters as may be authorized by the Board of Directors;

Whereas, the Committee of 15 has no jurisdiction to meet without further reauthorization by the Consortium Board of Directors;

Whereas, the Committee Policy Resolution further provides that the Committee of 15 shall have no jurisdiction to discuss, consider or act upon matters concerning an allocation or distribution formula of the RESTORE Act's Spill Impact Component funds among the Consortium Members, except as may be authorized by the Board of Directors;

Whereas, the Committee Policy Resolution further provides that no action of the Committee of 15 shall be final except as authorized by the Board of Directors;

Whereas, the chair of the Committee of 15 has the authority to call meetings of the Committee and must report its actions and recommendation at the next scheduled meetings of the Executive Committee and Board of Directors, pursuant to the Committee Policy Resolution;

Whereas, the Directors of the Committee of 15 may find it beneficial to meet as a committee and collaborate on matters of mutual interest regarding the Direct Component (Pot 1) and the Spill Impact Component (Pot 3); and

Whereas, it is the intent of this Board to authorize the Committee of 15 to meet and consider such matters as specified herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE GULF CONSORTIUM:

SECTION 1. GENERAL PROVISIONS.

- A. The Recitals set forth above are hereby incorporated by reference in this Resolution and made a part hereof.
- B. The Committee of 15 shall remain subject to the committee meeting notice and other process provisions in sections 4 and 5 of the Committee Policy Resolution.

SECTION 2. COMMITTEE OF 15 JURISDICTIONS.

- A. The Committee of 15 shall have the authority to meet and discuss matters of mutual interest among the members of the Committee of 15 including, but not limited to, collaborating on matters of mutual interest regarding the Direct Component (Pot 1) and the Spill Impact Component (Pot 3). Provided, however, the Committee of 15 shall have no jurisdiction to discuss, consider or act upon matters concerning an allocation or distribution formula of the RESTORE Act's Spill Impact Component funds among the Consortium Members, except as may be authorized by the Board of Directors.
- B. The Chair of the Committee of 15 shall report on the Committee's actions and recommendations at the next meetings of the Executive Committee and Board of Directors.
- C. The Committee of 15 shall have such other authority as may be further provided by the Consortium Executive Committee or Board of Directors.

SECTION 3. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by _____ who moved its adoption. The motion was seconded by _____. The motion was adopted by a majority vote of the Board of Directors.

Duly passed and adopted this _____ day of _____, 2016.

Grover C. Robinson IV
Chairman

Attest: George Neugent
Secretary-Treasurer

Approved as to form:

Sarah M. Bleakley, Esq.
Nabors, Giblin & Nickerson, P.A.
General Counsel