

**RESTORE ACT
Public Meeting
March 11, 2014**

Attendees: Marilyn Ladner, Higher Education Institution (college/university)
Chris Cowart, Vice-Chairman, School Board Representative
David Pieklik, Economic Development Representative
Leslie Sturmer, Aquaculture
Fred Moody, County Coordinator
Anne Bast Brown, County Attorney

Consultants: Bill Williams, Amber Davis-Williams

Absent: Ryan Bell, Chairman, Board of County Commissioners
Andrew Gude, Citizen Representative
Jolie Davis, Citizen Representative
Bruce Wilson, Tourism Industry Representative

Vice-Chairman Cowart opened the Committee meeting of the Levy County RESTORE Act Advisory Committee at 3:25 p.m. at the College of Central Florida, Chiefland Campus with the Pledge to the Flag and an invocation. Vice-Chairman Cowart called for public comments and there were none. The roll of members attending was called. Vice-Chairman Cowart asked the attending public to identify themselves. Vice-Chairman Cowart advised that there was not a quorum of the Committee present to conduct any business requiring a vote.

CITIZEN REPRESENTATIVE VACANCY

Mr. Jack Schofield recommended an alternate position be considered to assist in having a quorum present to conduct business.

REPORTING

Ms. Brown advised that she could not make the announcement for Mr. David Pieklik concerning his voting conflict but read for the record the voting conflict which is a part of the February 11, 2014 minutes. Ms. Brown explained Mr. Pieklik will have to explain his next conflict. Ms. Brown said that Mr. Pieklik's employment with the Nature Coast Business Economic Development Council, a private business entity, creates a conflict where he cannot vote on any of the projects but can participate in discussions. Ms. Brown added that Nature Coast Business Development Council had submitted a project application and this precludes Mr. Pieklik from voting on any projects which are submitted¹.

Ms. Brown explained that Ms. Leslie Sturmer does not have a voting conflict as she is a University of Florida employee and according to definitions in the Code of Ethics, her employer is not a prohibited principal by whom she is retained. If the University's application is approved, there may be other conflicts which the Board of County Commissioners can waive for advisory committee members. This has been done by the

¹ David Pieklik - voting conflict

Board. Ms. Brown added that each voting conflict would have to be dealt with on the facts for a specific person and a specific vote.

RESTORE Update

Mr. Bill Williams reported that Florida Association of Counties ("FAC") had advised that the Gulf Consortium would be negotiating for the development of the State-wide Expenditure Plan on March 26 and there is information available on the FAC website with links to Department of Environmental Protection ("DEP") and NERDA projects which have been submitted.

Mr. Williams said Mr. George Willson and Andrew Gude handled a presentation for the Big Bend governmental staff to facilitate discussion of projects which may be regional projects.

Mr. Williams reported that the Governor has appointed the 6 ex-officio members to the Gulf Consortium and they are mainly from the panhandle.

Mr. Williams made a brief status report on the litigation in Federal Court and it is now in Phase 3 and possibly may conclude in July.

Mr. Williams said the Gulf Consortium met on March 10 with discussion being on the state-wide plan and the treasury rules.

Mr. Williams said the House has submitted a proposed bill with a companion Senate bill and it is benign at this point and has some transparency issues. Mr. Williams explained it would need to be followed to watch for amendments but is not sure of the intent of the bill.

Ms. Amber Davis-Williams said it was House Bill (HB) 1375.

Vice-Chairman Cowart recommended that Mr. Pieklik assist with the economic side as a quasi-member with Chairman Bell's comment when working with the Department of Economic Opportunity ("DEO").

Ms. Brown explained Mr. Pieklik could provide assistance and recommended Mr. Pieklik announce his next voting conflict.

Mr. Pieklik announced that he would not be able to vote on applications due to his position with Nature Coast Economic Development Council due to the economic and potential impact of projects that come before the Committee but he would remain involved with the Committee but not in a voting capacity.

Ms. Brown clarified that Mr. Pieklik could not vote on project scoring but could vote and participate on all other levels.

Ms. Maria Gambati inquired if there was a final date when no more projects would be accepted.

Vice-Chairman Cowart explained that there is no definite cut off on project

submissions.

Ms. Davis-Williams said the next date scheduled is April 30, 2014 but the money has not been finalized nor are there any treasury rules. Ms. Davis-Williams explained the Committee was going to continue with the review of the first 10 projects and tabulate the scores as a whole.

Ms. Sturmer asked if the City of Cedar Key was aware of the deadline since the City Council had been discussing RESTORE Act projects and there had been discussion by the Cedar Key Chamber of Commerce. Ms. Sturmer said she would clarify with the City and Chamber on their awareness of the deadlines.

Ms. Davis-Williams said she would prepare an announcement of the deadline so that it could be sent to the municipalities by County staff.

Project Presentations Project Reviews

There was no discussion on the projects due to the lack of a quorum for any action.

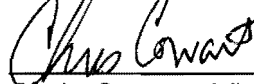
Minutes

The minutes of February 11, 2014 Committee meeting will be presented at the April 15, 2014 meeting.

Public Comments

There were no additional public comments and the meeting was adjourned at 4:00 p.m. with the next meeting to be held on April 15, 2014 at 3:00 p.m. at the Levy County Court House in Bronson, FL.

RESTORE ACT COMMITTEE



Chris Cowart, Vice-Chairman

LAST NAME - FIRST NAME - MIDDLE INITIAL Pieklik, Dave	OFFICE / POSITION HELD Member of RESTORE Act Advisory Committee – Economic Development seat
MAILING ADDRESS 109 NW 3 rd Avenue	AGENCY OR ADVISORY BOARD Levy County RESTORE Act Advisory Committee
CITY ZIP Chiefland, 32626	COUNTY Levy County
	ADDRESS OF AGENCY 355 South Court Street, Bronson, FL 32621

FORM 4A DISCLOSURE OF BUSINESS TRANSACTION, RELATIONSHIP OR INTEREST

HOW TO COMPLETE AND FILE THIS FORM:

Parts A and B of this form serve two different purposes. Part A is for advisory board members who wish to use an exemption in the ethics laws that is applicable only to advisory board members. Part B is for public officers and employees who wish to use a separate exemption that is applicable when the business entity involved is the sole source of supply within the political subdivision. In order to complete and file this form:

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PART A - DISCLOSURE OF TRANSACTION OR RELATIONSHIP CONCERNING ADVISORY BOARD MEMBER

WHO MUST COMPLETE THIS PART: Sections 112.313(3) and 112.313(7), Florida Statutes, prohibit certain business relationships on the part of public officers and employees, including persons serving on advisory boards. See Part III, Chapter 112, Florida Statutes, and/or the brochure entitled "A Guide to the Sunshine Amendment and Code of Ethics for Public Officers and Employees" for more details on these prohibitions. However, Section 112.313(12), Florida Statutes, permits the appointing official or body to waive these requirements in a *particular instance* provided: (a) waiver by the appointing body must be upon a two-thirds affirmative vote of that body; or (b) waiver by the appointing person must be effected after a public hearing; and (c) in either case the advisory board member must fully disclose the transaction or relationship which would otherwise be prohibited by Subsections (3) of (7) of Section 112.313, Florida Statutes. This Part of Form 4A has been prescribed by the Commission on Ethics for such disclosure, *if and when applicable* to an advisory board member.

PLEASE COMPLETE THE FOLLOWING:

1. The partnership, directorship, proprietorship, ownership of a material interest, position of officer, employment, or contractual relationship which would otherwise violate Subsection (3) or (7) of Section 112.313, Florida Statutes, is held by [please check applicable space(s)]:

(X) The reporting person;

() The spouse of the reporting person, whose name is _____; or

() A child of the reporting person, whose name is _____.

2. The particular transaction or relationship for which this waiver is sought involves [check applicable space]:

() Supplying the following realty, goods, and/or services: _____.

(X) Regulation of the business entity by the governmental agency served by the advisory board member.

3. The following business entity is doing business with or regulated by the governmental agency:

Nature Coast Business Development Council.

4. The relationship of the undersigned advisory board member, or spouse or child of the advisory board member, to the business entity transacting this business is [check applicable spaces]: () Officer; () Partner; () Associate; () Sole proprietor; () Stockholder; () Director; () Owner of in excess of 5% of the assets of capital stock in such business entity; (X) Employee; () Contractual relationship with the business entity; () Other, please describe:

PART B - DISCLOSURE OF INTEREST IN SOLE SOURCE OF SUPPLY

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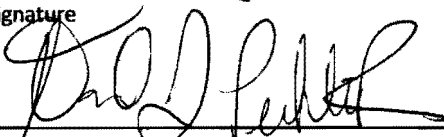
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3. The business entity which is the only source of supply of the goods, realty, or services within the political subdivision is:

(NAME OF ENTITY) (ADDRESS OF ENTITY)

4. The relationship of the undersigned public officer or employee, or spouse or child of such officer or employee, to the business entity named in Item 3 above is [check applicable spaces]: Officer; Partner; Associate; Sole proprietor; Stockholder; Director; Owner of in excess of 5% of the assets or capital stock in such business entity; Employee; Contractual relationship with the business entity; Other, please describe:

SIGNATURE

Signature	Date Signed	Date Filed
	3-11-14	3-11-14

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES s. 112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

CE FORM 4A - REV. 1-98 [CONTINUED FROM FIRST SIDE]

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, David Pieklik, hereby disclose that on March 11, 2014 and in the future 20 _____ :

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____ ;
- inured to the special gain or loss of my relative, _____ ;
- inured to the special gain or loss of Nature Coast Business Development Council _____ , by whom I am retained; or
- inured to the special gain or loss of _____ , which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

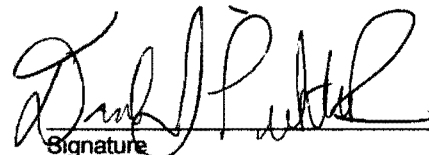
(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

My agency, Levy County RESTORE Act Advisory Committee (the "RESTORE Committee"), is an advisory committee organized by Levy County Board of County Commissioners ("Board") to perform a variety of duties, including reviewing, ranking, and providing recommendations to the Board on applications for funds that will be coming to the Board as a result of federal legislation (the RESTORE Act) related to the distribution of Clean Water Act fines arising from the Deepwater Horizon BP oil spill in 2010. The applications and their review and ranking are part of a competitive grant process. My employer, Nature Coast Business Development Council, is an applicant for County RESTORE Act funds and has filed an application to be reviewed by my agency, the RESTORE Committee. Other applications will be in direct competition with my employer's application. I have already declared a voting conflict on my employer's application and filed a Form 8B for that voting conflict. The purpose of this Form 8B is to declare a voting conflict under s. 112.3143, F.S., or the potential of such a voting conflict pursuant to s. 286.012, F.S., in that a vote on applications competing for RESTORE Act funds with my employer's application could inure to the special private gain or loss of my employer. This form is intended to apply to all Committee votes on applications for RESTORE Act funds today (3/11/2014) and in the future.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

March 11, 2014

Date Filed


Signature

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LAST NAME - FIRST NAME - MIDDLE INITIAL	OFFICE / POSITION HELD
Sturmer, Leslie	Member of RESTORE Act Advisory Committee – Aquaculture Industry seat
MAILING ADDRESS	AGENCY OR ADVISORY BOARD
P.O. Box 89	Levy County RESTORE Act Advisory Committee
CITY ZIP	ADDRESS OF AGENCY
Cedar Key, 32625	355 South Court Street, Bronson, FL 32621

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University of Florida

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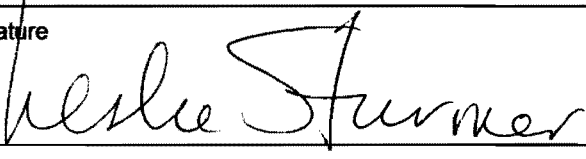
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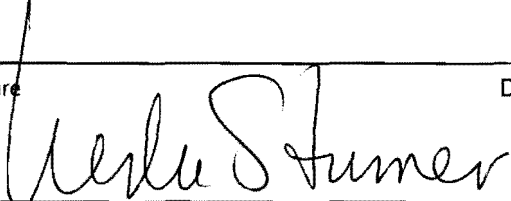
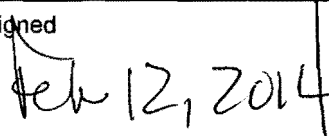
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