

AGENDA
BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND
SEPTEMBER 15, 2009

Attachments to the items below can be viewed at the following link:
http://www.dep.state.fl.us/secretary/cab/public_notices.htm

Item 1 Minutes

Submittal of the Minutes from the July 28, 2009 Cabinet Meeting.

(See Attachment 1, Pages 1-6)

RECOMMEND APPROVAL

Item 2 DEP's Fiscal Year 2009-2010 Annual Performance Measures

REQUEST: Consideration of (1) the Department of Environmental Protection's Fiscal Year 2008-2009 annual performance measures report; and (2) the Department of Environmental Protection's Fiscal Year 2009-2010 annual performance measures.

STAFF REMARKS: On April 17, 2007 the Governor and Cabinet, sitting as the Board of Trustees, requested that all agencies reporting to the Governor and Cabinet submit annual performance measures for acceptance. Accordingly, the Department of Environmental Protection (DEP) has established annual performance measures that reflect standards essential to effectively acquire lands for conservation, management and protection of resources, as well as provide public recreation on state-owned lands. On August 12, 2008, the Board of Trustees approved DEP's 2008-2009 annual performance measures.

Updates

In an effort to ensure the utility of the performance measures, staff undertook an analysis of the existing measures and is recommending several updates to the existing measures to represent a more meaningful gauge of DEP's public service.

Performance Measure - Bureau of Invasive Plant Management

Due to legislation passed in 2008 (Chapter 2008-150, Laws of Florida), DEP's Division of State Lands (DSL) Bureau of Invasive Plant Management was transferred to the Florida Fish and Wildlife Conservation Commission. Therefore, the related performance measures have been removed.

Performance Measure 6 - Contractual Timeframe

Since 2006, DSL has reported on a performance measure regarding the percent of acquisition parcels closed within the contractual timeframe. This measure was initially created to evaluate the length of time it took DSL to close on approved acquisitions. The current process allows for the contractual timeframe to be flexible; therefore, the performance goal is achieved 100 percent of the time. In order to provide a more meaningful measure of the performance of the DSL closing process, staff recommends updating the measure to report:

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The average number of days to closing from BOT Approval.

DSL's standard option agreement allows for a 135-day closing period (120-day option period with a 15-day period to close following the exercise of the option). Therefore, the FY09-10 performance goal is 135 days. Staff will report the FY09-10 actual performance when the DEP Annual Performance Measures is presented to the Board of Trustees in 2010.

Performance Measures 9, 13 and 17 - Exotic Invasive Plants

Since 2006, DEP's Division of Recreation and Parks (DRP), Office of Greenways and Trails (OGT), and Office of Coastal and Aquatic Managed Areas (CAMA) have been reporting on the number of acres treated for invasive exotic plants and the percent of the goal achieved. While that measure showed the yearly goals and efforts of each program area it did not accurately illustrate the extent of the exotic invasive plant problem or progress made in achieving maintenance conditions for exotic invasive plants on state-owned lands. In an effort to create a more meaningful measure, it has been revised to represent a program-wide view of exotic invasive plant management. The FY08-09 actual performance and the FY09-10 performance goal for DRP, OGT and CAMA are being reported according to the new measure which is: number/percent of total managed acres under maintenance for exotic invasive plants.

Performance Measure 21 - Electric Transmission Capacity

Since 2006, DEP's Siting Coordination Office (SCO) has reported the electric transmission capacity under Siting oversight. This measure was originally created to include only those transmission lines separately certified under the Transmission Line Siting Act (TLSA). The measure did not include those transmission lines that are certified in association with power plants plant under the Power Plant Siting Act (PPSA). In order to provide a more inclusive and accurate measure of electric transmission capacity under Siting oversight, staff has updated the measure to include not only those transmission lines certified under the TLSA, but also those certified under the PPSA as associated facilities. The FY08-09 actual performance and the FY09-10 performance goal are being reported to include the additional transmission lines.

Division of State Lands

DSL oversees approximately 3.3 million acres of conservation and non-conservation lands which are titled to the Board of Trustees. Of these, approximately 3.1 million acres are conservation lands and 200,000 acres are non-conservation lands.

As staff to the Board of Trustees, DSL is responsible for acquiring land, reviewing management, and authorizing activities on all state lands owned by the Board of Trustees. DSL oversees the Florida Forever conservation land acquisition program and manages activities on Board of Trustees-owned and sovereignty submerged lands. DSL makes the most of its funding by utilizing beneficial acquisition practices, including partnerships and strategic negotiation efforts. DSL's seven performance measures comprehensively evaluate and monitor the degree to which these requirements are being met.

Item 2, cont.

Division of Recreation and Parks

DRP manages 160 award-winning parks, spanning over 700,000 acres with 100 miles of sandy white beaches. State parks include freshwater springs, beaches, aquatic preserves, ornamental gardens, forts, museums and lighthouses. DRP offers hiking, biking, swimming, horseback riding, canoeing and kayaking, camping, picnicking, cabin rentals, viewing threatened plant and animal species or quiet relaxation. This year, DRP announced a new attendance record with over 21.4 million park visitors, contributing nearly \$1 billion to Florida's economy.

DRP is responsible for providing resource-based public recreation while preserving, interpreting and restoring the state's natural and cultural resources. DRP's four performance measures evaluate and monitor the progress and management of state-owned lands for conservation and restoration, as well as public enjoyment. Prescribed burning and exotic invasive species removal are DRP's key natural resource management techniques. Measuring visitation is an indication of public awareness, and volunteers are important to furthering DEP's mission and building community relationships.

Office of Greenways & Trails

OGT offers hiking, biking, skating and equestrian activities for the citizens and visitors of Florida on more than 87,000 acres of state-owned land, including eight state trails, the 110-mile Cross Florida Greenway, as well as other conservation properties.

OGT is responsible for the management and restoration of these properties and coordinates with federal, state and local governments to establish a state-wide system of trails in both urban and rural areas. OGT's four performance measures will monitor progress and also serve as a guide for future management and budget planning. Prescribed burning and removal of exotics are key natural resource management techniques. Measuring visitation indicates success in public awareness of state trails, and volunteer hours are important to supplement limited staffing and build community relationships.

Office of Coastal & Aquatic Managed Areas

CAMA conducts stewardship, research and educational activities over 4 million acres of the most valuable submerged lands and 56,836 acres of select coastal uplands in Florida. They include three National Estuarine Research Reserves, 41 aquatic preserves, the Florida Keys National Marine Sanctuary and the Coral Reef Conservation Program.

CAMA is responsible for managing these protected coastal and aquatic areas to preserve wildlife habitats and protect waterways, while also inviting residents and visitors to explore Florida's natural environment. CAMA's performance measures will evaluate and monitor its progress in conserving and restoring these valuable state lands. Visitation numbers and volunteer hours help to measure public awareness and community outreach efforts.

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Siting Coordination Office

SCO reviews applications for power plants, transmission lines, natural gas pipelines, as well as coordinates certification of these facilities. Certification is an umbrella permit for all affected state, regional and local agencies and includes any applicable regulatory activity. This is a life-of-the-facility approval and authorizes construction, operation and maintenance.

The purpose of the PPSA, as set forth by the Florida Legislature in section 403.502 F.S., is to meet the need for electrical energy while also assuring Florida's citizens that plant operation safeguards are technically sufficient for their protection and welfare, and to achieve a reasonable balance between the need for the facility and the environmental impact resulting from construction and operation, including air and water quality, fish and wildlife, as well as other natural resources.

SCO's two performance measures reflect the amount of certified electrical generation capacity and transmission capacity under the PPSA and the TLSA.

Conclusion

If the Board of Trustees accepts the FY08-09 annual performance measures report and the FY09-10 annual performance measures, DEP will monitor its performance over the next fiscal year and provide a comprehensive evaluation of its progress.

(See Attachment 2, Pages 1-8)

RECOMMEND (1) ACCEPTANCE OF FISCAL YEAR 2008-2009 ANNUAL PERFORMANCE MEASURES REPORT; AND (2) ACCEPTANCE OF FISCAL YEAR 2009-2010 ANNUAL PERFORMANCE MEASURES