

M E M O R A N D U M

TO: Governing Board Members

FROM: Jennifer Reynolds, Ecosystem Restoration & Capital Projects

DATE: November 10, 2022

SUBJECT: Amendment to Agreement, Nicodemus Slough Water Management Project, Glades County

Agenda Item Background:

As part of the NEEP, the Nicodemus Slough Water Management Project supports both the Lake Okeechobee and Caloosahatchee Estuary Basin Management Action Plans. The approximately 1,600-acre project captures rainfall and retains regional runoff in four above-ground impoundments and is uniquely situated to reduce discharges to Lake Okeechobee and moderate flows to the Caloosahatchee Estuary. Approved by the Governing Board on April 14, 2011, the project has stored an average 24,600 acre-feet of water annually and removed approximately 2 metric tons of phosphorus and 37 metric tons of nitrogen per year.

Staff requests Governing Board approval to amend the existing Lease and Service Agreement with Lykes Bros. Inc. to enter into an Amended and Restated Agreement No. 4600002358 with Lykes Bros. Inc. for the Nicodemus Slough Water Management Project, as a sole source as an exception to the standards of competition, for 10 years in an amount not-to-exceed \$35,500,000. The amended contract includes 10 full years of operation, establishes fixed annual cost including operations and maintenance responsibilities, shifts pump repair costs to service provider up to \$100,000 per year, increases the annual pumping capacity limits, and removes variability and uncertainty of Consumer Price Index cost increases.

Core Mission and Strategic Priorities:

The Nicodemus Slough Water Management Project supports the District's core mission of ecosystem restoration.

Funding Source:

A total of \$3,600,000 in dedicated funds (Lands Acquisition Trust Fund) was provided by the Florida Legislature and is budgeted in Fiscal Year 2022-2023. The remainder is subject to future legislative funding and Governing Board approval of future year budgets.

Staff Contact and/or Presenter:

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ATTACHMENTS:

[Resolution No. 2022-1115](#)

[Map](#)