

# Appropriations Project Request - Fiscal Year 2020-21

## For projects meeting the Definition of House Rule 5.14

1. Title of Project: Fort Myers Billy's Creek Restoration Final Phase

2. Date of Submission: 11/14/2019

3. House Member Sponsor: Dane Eagle

Members Copied:

### 4. DETAILS OF AMOUNT REQUESTED:

- a. Has funding been provided in a previous state budget for this activity? Yes  
*If answer to 4a is "No" skip 4b and 4c and proceed to 4d, Col. E*
- b. What is the most recent fiscal year the project was funded? 2018-19
- c. Were the funds provided in the most recent fiscal year subsequently vetoed? No
- d. Complete the following Project Request Worksheet to develop your request:

| FY:                | Input Prior Year Appropriation for this project<br>for FY 2019-20<br><i>(If appropriated in 2019-20 enter the<br/>appropriated amount, even if vetoed.)</i> |                               |   | Develop New Funds Request<br>for FY 2020-21<br><i>(Requests for additional RECURRING funds are prohibited.)</i> |  |   |
|--------------------|---|-------------------------------|---|---|--|---|
| Column:            | A   | B                             | C   | D   | E                                      | F   |
| Funds Description: | Prior Year Recurring Funds  | Prior Year Nonrecurring Funds | Total Funds Appropriated<br><br><i>(Recurring plus Nonrecurring:<br/>column A + column B)</i> | Recurring Base Budget<br><br><i>(Will equal non-vetoed amounts provided in Column A)</i>                        | <b>Additional Nonrecurring Request</b> | <b>TOTAL Nonrecurring plus Recurring Base Funds</b><br><br><i>(Will equal the amount from the Recurring base in Column D plus the Additional Nonrecurring Request in Column E.)</i> |
| Input Amounts:     |   |                               |   |   | 1,575,000                              | 1,575,000   |

5. Are funds for this issue requested in a state agency's Legislative Budget Request submitted for FY 2020-21? No

5a. If yes, which state agency?

5b. If no, which is the most appropriate state agency to place an appropriation for the issue being requested? Department of Environmental Protection

5c. Has the appropriate state agency for administering the funding, if the request were appropriated, been contacted? No

5d. Describe penalties for failing to meet deliverables or performance measures which the agency should provide in its contract to administer the funding if appropriated.

## Forfeiture of state funding

### 6. Requester:

- a. Name: Stephanie Schaffer
- b. Organization: City of Fort Myers
- c. Email: sschaffer@cityfortmyers.com
- d. Phone #: (239)321-7157

### 7. Contact for questions about specific technical or financial details about the project:

- a. Name: Stephanie Schaffer
- b. Organization: City of Fort Myers
- c. Email: sschaffer@cityfortmyers.com
- d. Phone #: (239)321-7157

### 8. Is there a registered lobbyist working to secure funding for this project?

- a. Name: Robert Stuart
- b. Firm: Gray Robinson
- c. Email: robert.stuart@gray-robinson.com
- d. Phone #: (321)217-6207

### 9. Organization or Name of entity receiving funds:

- a. Name: City of Fort Myers
- b. County (County where funds are to be expended): Lee
- c. Service Area (Counties being served by the service(s) provided with funding): Lee

### 10. What type of organization is the entity that will receive the funds? (Select one)

- For Profit
- Non Profit 501(c) (3)
- Non Profit 501(c) (4)
- Local Government
- University or College
- Other (Please describe)

11. What is the specific purpose or goal that will be achieved by the funds being requested?

Final phase of dredging and restoration of Billy's Creek, a waterway within the city that flows directly into the Caloosahatchee. The first phase of the project was completed in 2019, removing in excess of 12,000 cubic yards of sediments and restoring natural wildlife habitat and reducing flooding in the City of Fort Myers, ultimately enhancing water quality of the Caloosahatchee. Final phase of project would extend the dredging to complete creek areas not originally included due to permitting.

12. Provide specific details on how funds will be spent. (Select all that apply)

| Spending Category  | Description                                | Nonrecurring<br>(Should equal 4d, Col. E) Enter "0" if<br>request is zero for the category |
|--|--|--|
| Administrative Costs:  |  |  |
| <input type="checkbox"/> a. Executive Director/Project Head Salary and Benefits          |  |  |
| <input type="checkbox"/> b. Other Salary and Benefits                                    |  |  |
| <input type="checkbox"/> c. Expense/Equipment/Travel/Supplies/Other                      |  |  |
| <input type="checkbox"/> d. Consultants/Contracted Services/Study                        |  |  |
| Operational Costs:   |  |  |
| <input type="checkbox"/> e. Salaries and Benefits  |  |  |
| <input type="checkbox"/> f. Expenses/Equipment/Travel/Supplies/Other                     |  |  |
| <input type="checkbox"/> g. Consultants/Contracted Services/Study                        |  |  |
| Fixed Capital Construction/Major Renovation:   |  |  |
| <input checked="" type="checkbox"/> h. Construction/Renovation/Land/Planning Engineering | Dredging services and shoreline protection | 1,575,000  |
| <b>TOTAL</b>   |  | <b>1,575,000</b>   |

13. For the Fixed Capital Costs requested with this issue (In Question 12, category "h. Fixed Capital Outlay" was selected), what type of ownership will the facility be under when complete? (Select one correct option)

- For Profit
- Non Profit 501(c) (3)
- Non Profit 501(c) (4)
- Local Government (e.g., police, fire or local government buildings, local roads, etc.)
- State agency owned facility (For example: college or university facility, buildings for public schools, roads in the state transportation system, etc.)
- Other (Please describe)

14. Is the project request an information technology project?

15. Is there any documented show of support for the requested project in the community including public hearings, letters of support, major organizational backing, or other expressions of support?

Yes

15a. Please Describe:

The project is within the boundaries of the Caloosahatchee Estuary Basin Management Action Plan; it is estimated that approximately 11,000 lbs of total Phosphorus and 18,000 lbs of total Nitrogen will be removed from the waterway system. Project has community support demonstrated by testimony at city council meetings and support of FGCU water school faculty and participants.

16. Has the need for the funds been documented by a study, completed by an independent 3rd party, for the area to be served?

Yes

16a. Please Describe:

Project is within the boundaries of the Caloosahatchee Estuary Basin Management Action Plan

17. Will the requested funds be used directly for services to citizens?

18. What benefits or outcomes will be realized by the expenditure of funds requested? (Select each Benefit/Outcome that applies)

| Benefit or Outcome | Provide a specific measure of the benefit or outcome | Describe the method for measuring level of benefit |
|--------------------|--|--|
|--------------------|--|--|

|  |   |  |
|--|---|--|
| <input checked="" type="checkbox"/> Improve physical health  | Reduction of sediments and enhancement of creek flow, water quality and natural habitat of Billy Creek will promote additional wildlife viewing and recreational opportunities for citizens. Project will increase creek capacity, reduce nutrients into the Caloosahatchee and reduce potential flooding impacts to residents. | Additional recreational use of the creek for kayaking and paddle boarding activities.                                    |
| <input type="checkbox"/> Improve mental health   |   |  |
| <input checked="" type="checkbox"/> Enrich cultural experience   | Reduction of sediments and enhancement of creek flow, water quality and natural habitat of Billy's Creek will promote additional wildlife viewing and recreational opportunities for citizens.  | Increase of observed wildlife and species observed by FWC.   |
| <input type="checkbox"/> Improve agricultural production/promotion/education                             |   |  |
| <input type="checkbox"/> Improve quality of education  |   |  |
| <input checked="" type="checkbox"/> Enhance/preserve/improve environmental or fish and wildlife quality  | Reduction of sediments and enhancement of creek flow, water quality and natural habitat of Billy's Creek will promote additional wildlife viewing and recreational opportunities for citizens.  | Increase of observed wildlife and species observed by FWC.   |
| <input checked="" type="checkbox"/> Protect the general public from harm (environmental, criminal, etc.) | Reduction of sediments and enhancement of creek flow, water quality and natural habitat of Billy Creek will increase creek capacity, reduce nutrients into the Caloosahatchee and reduce potential  | Reduced number of residential flooding events, reduced nutrients into the Caloosahatchee equating to less harmful algae. |

|  |  |   |
|--|--|---|
|  | flooding impacts to residents.   |   |
| <input checked="" type="checkbox"/> Improve transportation conditions            | Increased flow capacity will enable a defined waterway transportation route to the Caloosahatchee by kayak and paddleboard.        | Increased number of recreational users  |
| <input checked="" type="checkbox"/> Increase or improve economic activity        | Increased flow and capacity promotes natural wildlife habitat and participation in watersports such as kayaking and paddleboarding | Increased number of recreational users  |
| <input checked="" type="checkbox"/> Increase tourism                             | Increased kayak and paddleboarding in Billy's Creek  | Increase in social media posts documenting eco-tourism experiences  |
| <input type="checkbox"/> Create specific immediate job opportunities             |  |   |
| <input type="checkbox"/> Enhance specific individual's economic self sufficiency |  |   |
| <input type="checkbox"/> Reduce recidivism                                       |  |   |
| <input type="checkbox"/> Reduce substance abuse                                  |  |   |
| <input type="checkbox"/> Divert from Criminal/Juvenile justice system            |  |   |
| <input type="checkbox"/> Improve wastewater management                           |  |   |
| <input checked="" type="checkbox"/> Improve stormwater management                | Increased capacity   | Reduction in DEP violations for untreated stormwater discharge into the Caloosahatchee; reduction in flooding |
| <input type="checkbox"/> Improve groundwater quality                             |  |   |
| <input type="checkbox"/> Improve drinking water quality                          |  |   |
| <input type="checkbox"/> Improve surface water quality                           |  |   |

|   |  |  |
|---|--|--|
| <input type="checkbox"/> Other (Please describe): |  |  |
|---|--|--|

19. Provide the total cost of the project for FY 2020-21 from all sources of funding (Enter "0" if amount is zero):

| Type of Funding  | Amount           | Percent of Total | Are the other sources of funds guaranteed in writing? |
|--|------------------|------------------|---|
| 1. Amount Requested from the State in this Appropriations Project Request: | 1,575,000        | 75.0%            | N/A   |
| 2. Federal:  | 0                | 0.0%             | No  |
| 3. State: (Excluding the requested Total Amount in #4d, Column F)          | 0                | 0.0%             | No  |
| 4. Local:  | 525,000          | 25.0%            | Yes   |
| 5. Other:  | 0                | 0.0%             | No  |
| <b>TOTAL</b>   | <b>2,100,000</b> | <b>100%</b>      |   |

20. Is this a multi-year project requiring funding from the state for more than one year?

No

21. What is the revenue source of ongoing operating funds?

Stormwater utility revenue for creek maintenance

22. Has local approval been given for ongoing operating funds?

Yes

23. Have you applied for alternative state funding?

- a. Wastewater Revolving Loan
- b. Drinking Water Revolving Loan
- c. Small Community Wastewater Treatment Grant
- d. Other (Please describe)
- e. N/A

24. Has project been addressed in a local, regional, or state plan?

Yes

24a. If Yes, insert plan name and cite page numbers.

Caloosahatchee Estuary Basin Management Action Plan

25. Is the project for a financially disadvantaged community? (as defined in Chapter 62-552, F.A.C.)

No

26. What is the population economic status?

- a. Financially Disadvantaged Municipality
- b. Rural Area of Critical Economic Concern
- c. Rural Community Experiencing Economic Distress
- d. N/A

27. What is the status of planning?

- a. Ready
- b. Not Ready

28. What percentage of the planning process has been completed?

75

29. What is the estimated planning completion date?

6/30/2020

30. What is the status of design?

- a. Ready
- b. Not Ready

31. What percentage of design has been completed?

100

32. What is the estimated design completion date?

10/21/2019

33. List all required permits.

DEP and Army Corps of Engineers - applications have been submitted, DEP is waiting to get documentation from State Department of Historical Resources

34. What is the status of permitting?

- a. Planned
- b. Submitted
- c. Received

35. What is the status of construction?

- a. Ready
- b. Not Ready

36. What percentage of construction has been completed?

0

37. What is the estimated completion date of construction?

6/30/2021