

LG² Environmental Solutions, Inc.
1909 Village Glen Drive, Jacksonville Florida 32259
(904) 284-2356 Fax: (904) 284-2356

August 13, 1999

Mr. Jack J. D'Amato, Jr.
Director of Public Works
Nassau County Public Works
11 North 14th Street
Fernandina Beach, Florida 32034

**RE: Agricola Property/Fernandina Beach
Proposal for Services**

VIA FACSIMILE

Dear Jack:

Thank you for calling LG² Environmental Solutions, Inc. I am pleased to present this proposal to perform wetland delineation and permitting services for your project on the Agricola Property located in Fernandina Beach, Florida.

A preliminary visit to the property revealed minimal jurisdictional area on the property. Jurisdictional areas include mosquito control ditches, several small fringe areas adjacent to the ditches, and the fringe marsh associated with the Amelia River. In the attached proposal, options are given for the method of delineation depending on whether or not the topographic survey accurately depicts top-of-bank of the mosquito control ditches. According to Steve Hoffman of Olde Isle Surveying and Mapping, the survey will accurately show ditch top-of-bank but the survey may not be available at the time that the delineation is performed. Therefore, I propose two options for delineation: 1) flag all jurisdictional ditches and wetlands to be surveyed on the property, or 2) flag only the marsh edge and any other small wetland areas for survey and rely on the surveyor's top-of-bank location for delineation of the ditches.

As typically done, I also propose to submit a request for jurisdictional determination (JDR) to the U.S. Army Corps of Engineers (CE); however, according to a recent CE public notice, CE is suspending site visits for JDRs due to project overload. They announced that they will not visit a site to review wetland lines unless a permit application is submitted. CE may not review the delineation without a permit application. Also, proposed is a Formal Jurisdictional Determination with either the Florida Department of Environmental Protection (DEP) or St. Johns River Water Management District (SJRWMD). A formal determination from the state agency will include a fee to the agency for \$550. Due to the limited amount of jurisdictional wetlands on the property, I do not recommend a state formal determination unless you would like the additional "peace of mind" that the wetland lines are approved before detailed planning.

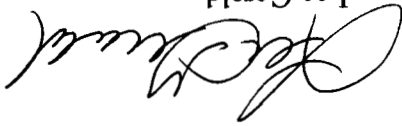
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Permitting of the site appears to be perfunctory and may possibly be done under the CE State Programmatic Permit program in which the permit will be issued by DEP only. If the project does not qualify, then permits will be required by CE and either DEP or SJRWMD depending on the nature of the project. I will forward a detailed cost proposal for permitting services once a site plan is formulated.

I look forward to working with you on this and future projects. If the terms of the contract and fees are agreeable to you, please approve the proposal by signing in the appropriate spaces and returning it to me by mail or fax. If any part is not agreeable to you, please call me to discuss alternatives.

Sincerely yours,

LG² Environmental Solutions, Inc.



Lee Gerald

Vice President/Wetland Scientist

Attachment
99004/agmpsl

CONTRACT FOR SERVICES
LG2 Environmental Solutions, Inc.
Project Number 99004

The following contract for Services is an agreement between LG² Environmental Solutions, Inc. "Contractor" and Nassau County Department of Public Works "Client" with the terms specified herein. Client agrees that the Company/Individual signing this agreement has the ability to compensate Contractor for the work described herein whether or not the proposed project materializes. Contractor agrees to perform the following tasks for the associated fee.

Project Name: **Agricola Property/Fernandina Beach Project**
Location: **Pogy Place Road, Fernandina Beach, Florida**

SCOPE OF SERVICES

FEE

Task 1. Wetland Delineation

Most of the jurisdictional areas on the property are mosquito control ditches. The method of delineation can be done by one of two options depending on the nature and availability of a detailed topographic survey that shows ditch top-of-bank:

Option 1: **\$400**
Delineate (flag) all jurisdictional areas including ditches. All flags will subsequently be located by surveyors.

Option 2: **\$300**
Delineate (flag) only tidal marsh area associated with Amelia River and any other non-ditch jurisdictional area. Location of jurisdictional ditches will rely on surveyor's top-of-bank survey.

Task 2. U.S. Army Corps of Engineers (CE) Jurisdictional Jurisdictional Determination Request **\$250**

LG² Environmental Solutions, Inc. will coordinate with the appropriate CE representative to request an on-site visit to review and approve the wetland delineation.

Task 3. St. Johns River Water Management District (SJRWMD)/Department of Environmental Protection (DEP) Formal Wetland Determination – Optional **\$350**

LG² Environmental Solutions, Inc. will submit an application and coordinate with the appropriate SJRWMD/DEP representative to request an on-site visit to review and approve the wetland

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delineation. This task is optional and will require a fee of \$550 to be paid directly to the agency.

Task 4. CE/State Permitting and Mitigation Planning

Once a site plan is formulated, LG² Environmental Solutions, Inc. can provide a detailed permitting strategy and cost proposal.

Task 5. General Consultation

Additional services such as project related meetings and other technical services above and beyond the above-referenced scope of work may be verbally authorized by the client or his/her representative. Contractor will complete the work on a time and materials basis.

TERMS:

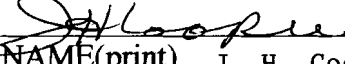
- LG² Environmental Solutions, Inc., will complete the work described above in a timely manner unless delayed by client's request, lack of information, or intervening factors beyond our control.
- Nassau County Department of Public Works "Client" assures "Contractor" that is has permission to work on the subject property and will advise Contractor of proper procedures for accessing subject property.
- Outside services and expenses such as subcontractors and special purchases will be invoiced with a handling fee of 15 percent.
- Client will provide LG² Environmental Solutions, Inc. with any special billing formats or considerations with the signed contract.
- Billing is done monthly. Payment is due immediately upon receipt of the invoice; after 30 days the client agrees to pay 1.5 percent late fee per month or portion thereof on unpaid balances. Unpaid balances after 60 days from the date of the invoice may result in work termination until overdue accounts are resolved.
- Failure to pay within 60 days from the date of invoice will be considered to be a breach of contract and contractor may cease work and withhold all work product immediately without penalty from client.

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- Any disputes regarding payment for services shall be resolved in a court in St. Johns County. Client agrees to pay all legal fees and other collections costs incurred by contractor to collect unpaid invoices.
- LG² Environmental Solutions, Inc. rates change on January 1 of each year.

TERMS ACCEPTED:

SIGNATURE



NAME (print) J. H. Cooper
FIRM: Nassau County
TITLE: Chairman
DATE: 12-01-99

SIGNATURE

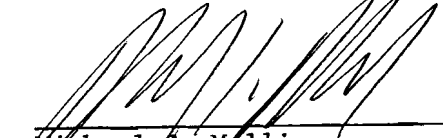

NAME (print) Lee Gerald
FIRM: LG² Environmental Solutions, Inc.
TITLE: Vice President
DATE: 8/13/99

Billing Address and Contact:

ATTEST:


J. M. "Chip" Oxley, Jr.
Ex-Officio Clerk

Approved as to form by the
Nassau County Attorney:


Michael S. Mullin

NOTICE TO PROCEED

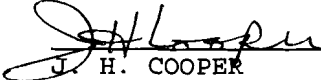
TO: **LG² ENVIRONMENTAL SOLUTIONS, INC.**
1909 VILLAGE GLEN DRIVE
JACKSONVILLE, FLORIDA 32259

Date: December 2, 1999

Project: NORTH END BOAT RAMP
DELINEATION OF ALL
JURISDICTIONAL WETLAND AREAS
INCLUDING DITCHES,
COORDINATION WITH AND
CONDUCTION OF ON SITE
VISITATION TO REVIEW AND
APPROVE THE WETLAND
DELINEATION WITH THE U.S.
ARMY CORPS OF ENGINEERS AND
THE ST. JOHNS RIVER WATER
MANAGEMENT DISTRICT AND
DEPARTMENT OF ENVIRONMENTAL
PROTECTION.

You are hereby notified to commence work in accordance with the scope of services for the project referenced above, approved by the Board of County Commissioners of Nassau County, Florida in Regular Session of October 18, 1999. The cost shall not exceed \$1,850 as set forth in the proposal and the exact hours and work must be indicated on a submittal for payment.

NASSAU COUNTY, FLORIDA



J. H. COOPER
Its: Chairman

ACCEPTANCE OF NOTICE

Receipt of the above Notice to Proceed is hereby acknowledged:

By: LEE GERALD this the 6th day of
DECEMBER, 1999.

By: 
Title: VICE PRESIDENT