

SOUTH FLORIDA REGIONAL PLANNING COUNCIL

Minutes

April 2, 2012

The South Florida Regional Planning Council met this date at the Murray E. Nelson Government & Cultural Center, 102050 Overseas Highway, Key Largo, Florida, 33037. Chair Carruthers called the meeting to order at 10:34 a.m. and led the Pledge of Allegiance.

I. Pledge of Allegiance and Roll Call

Councilmember Patricia Asseff
Councilmember Margaret Bates
Councilmember Michael Blynn (absent)
Councilmember Esteban Bovo, Jr. (absent)
Chair Heather Carruthers
Councilmember Suzanne Gunzburger (via phone)
Councilmember Ilene Lieberman
Councilmember Manuel Marono
Councilmember Jean Monestime (absent)
Councilmember George Neugent (absent)
Councilmember Jose A. Riesco (absent)
Councilmember Stacy Ritter
Councilmember Joseph Scuotto (absent)
Councilmember Paul Wallace
Councilmember Sandra Walters
Councilmember Jimmy Weekley

The following Ex-Officio members were present:

Ms. Aileen Boucle, representing the Florida Department of Transportation, District VI
Mr. Kevin Claridge, representing the Florida Department of Environmental Protection via phone
Ms. Carole Morris, representing the South Florida Water Management District

II. Approval of Council Agenda

Councilmember Lieberman motioned the approval of Council Agenda as amended with changes to Agenda Item IV.D, Discussion on Council Status - Missions. Councilmember Weekley seconded the motion, which carried by a unanimous vote.

III. Action Items

A. Minutes of Previous Meeting

Councilmember Lieberman moved to approve the Minutes of the Previous Meeting. Councilmember Weekley seconded the motion, which carried by a unanimous vote.

B. Financial Report

Executive Director James F. Murley introduced the new Financial Officer, Mary Lou Johnston. He stated there would not be a Financial Report at this meeting due to the transition and that the February and

South Florida Regional Planning Council

Minutes - April 2, 2012

Page 2

March financials would be presented at the May Council Meeting. Chair Carruthers questioned if there would be any significant changes anticipated in the reports. Mr. Murley stated there should not and that the Budget Report is on this month's agenda if there are any questions.

C. Intergovernmental Coordination and Review Report

Councilmember Lieberman moved to approve III.C, Intergovernmental Coordination and Review Report. Councilmember Weekley seconded the motion, which carried by a unanimous vote.

D. Developments of Regional Impact/Development Orders

None

Councilmember Lieberman questioned the time frame for the Development of Regional Impacts (DRIs) and the allotted extension time. She stated that the applicant should have to start the process over. Mr. Bob Cambric, Council staff, stated that since 2010 Legislative changes stated that there will not be any new DRIs in our Region unless they are less than two miles from the Everglades Protection Zone, which is part of Sunrise and parts of Miami-Dade County and Monroe County; as an Area of Critical Concern. He explained that extensions were granted on most of the DRIs and when the applicant resumes the process the original data and methodology must be updated accordingly. Councilmember Lieberman requested a report showing the DRIs that are past the State Statute. Mr. Murley stated that Councilmember Lieberman was referring to Agenda Item V.C, DRI Status Report. It was decided that this would have to be a policy change and applicants should be asked to participate in this process.

Councilmember Lieberman motioned to have a developers' report showing the time frame within the current statutes that action needs to be taken, is to determine what the policy should be for DRI extensions pending review and no action has occurred within the time frame. Councilmember Wallace seconded the motion, which carried by a unanimous vote.

E. Consent: Comprehensive Plan Amendment Reviews

Councilmember Walters asked that Monroe County Comprehensive Plan, Item #4, Resolution 23-2012 be pulled from Consent. She stated that she has to recues herself because the Seacamp Property is a client.

Councilmember Lieberman motioned to move the Proposed Comprehensive Plan Amendment Item #4to the end of the Reviews. Councilmember Weekley seconded the motion, which carried by a unanimous vote.

Proposed

- Monroe County
- Town of Southwest Ranches

Adopted:

- Broward County
- City of Oakland Park

Councilmember Lieberman moved to approve the Town of Southwest Ranches-Proposed; Broward County and the City of Oakland Park-Adopted in Agenda Item III.E Amendment Reviews. Councilmember Asseff seconded the motion, which carried by a unanimous vote.

South Florida Regional Planning Council

Minutes - April 2, 2012

Page 3

Councilmember Walters moved to approve all items in the Monroe County Amendment except Item #4, Resolution 23-2012, the Seacamp. Councilmember Lieberman seconded the motion, which carried by a unanimous vote.

Councilmember Lieberman moved to approve Item #4, Resolution 23-2012 in the Monroe County Proposed Amendment, the Seacamp. Councilmember Weekley seconded the motion, which carried by a unanimous vote.

Mr. Goren, Legal Counsel, stated for the record that there was no public comment regarding the Comprehensive Plan Amendments.

F. Regional Issues: Comprehensive Plan Amendment Reviews

None

IV. Discussion Items

A. Executive Committee Report

Chair Carruthers stated that Councilmember Sosa has resigned from the South Florida Regional Planning Council due to her schedule and that the Chair of the Miami-Dade Commission should be contacted for a replacement. She stated that since Commissioner Sosa served as the Treasurer on the Executive Committee, that position will be given to Councilmember Ritter until a Miami-Dade Councilmember is placed on the Executive Committee. Mr. Goren ratified the action taken by the Executive Committee.

Councilmember Lieberman moved to approve the action taken. Councilmember Marono seconded the motion, which carried by a unanimous vote.

Chair Carruthers suggested that the Executive Committee Meetings be moved to the Wednesday prior to the Council Meetings to give staff time to address issues on questions raised from the Executive Committee regarding the Agenda Items. She suggested that the Meetings, pre-decisional meetings, would be done via conference call on the Wednesday at 2:00 P.M., prior to the Council Meetings.

Chair Carruthers reminded Councilmembers that if there is ever a question regarding the Agenda they can ask staff prior to Council Meeting.

B. Executive Director's Report

1) Legislative Update

Mr. Murley referred to the handout "Regional Planning Councils: Return on Your Investment" on the Regional Planning Councils (RPC) and their purpose. He stated that there is an appropriation, \$2.5 million, to the RPC's and the Appropriation Bill has not been presented to the Governor's Office.

Mr. Cambric stated that the Growth Management Legislation, SB 842, has not been presented to the Governor's Office. He stated that the Bill restores to local governments the ability to hold referendum on Comprehensive Plan Amendments; it was removed last year and would now be restored to those communities that had an active referendum process prior to the Community Planning Agency. He stated that the Future Land Use Map (FLUM) was previously based on the land that elected officials appropriated to further the needs of the community; the language now states that the minimum amount of land on the FLUM should be the land that achieves the goals and requirements of the Act. He

South Florida Regional Planning Council
Minutes - April 2, 2012
Page 4

suggested to the Council that there should be discussions, with their staff, about the implications and how this would affect the community's decisions.

Mr. Cambric stated that regarding military bases, there is new language that is important to Monroe and Miami-Dade Counties. He stated that the advisory comments from the Military Base Commander must be based on relevant analysis not just a letter of concern. He stated that the comments, which would address the strategic mission of the base, public safety, economic vitality associated with the base's operation, should be given the same weight as other reviewing agencies.

Mr. Cambric stated there is added language that clarifies that the Regional Planning Councils (RPCs) can provide consulting services to private developers, as long as, the RPC in the future will not be reviewing the actions of that developer. He explained that those services could still be provided within the Council's statutory mandate. He stated that there was a movement to limit the ability of RPC to provide certain services to the private sector and this language clarified the role.

The only other legislation that passed took away the Urban Infill and Redevelopment Grant Program, which has not had an appropriated for years, has been eliminated.

Mr. Murley stated he would like the Council to be aware of the intra-county regional issues that build the counties economic base and the infrastructural funding that makes for a successful region. He stated that the work the Council is doing correlates with issues being addressed in the Six Pillars process formulated by the State Chamber of Commerce in a way that brings everyone on the same page to move forward in economic development. He informed the Council about the workshop the SFRPC hosted for the Department of Economic Opportunity (DEO) in this Region as did the other ten Regions.

Mr. Murley stated that to complement and update the economic development, within the three counties' Comprehensive Economic Development Strategy, the Council's will be using the same Six Pillar Process that the Chamber's use. He explained that the Broward County Plan, for its economic future, uses the Six Pillar Process, our Regional Plan and the State Plan; which is in sync with the State Chamber of Commerce. He stated that other cities and counties are also looking into this process.

Councilmember Asseff stated that there was a workshop last week with Florida Power & Light (FPL), Broward Alliance, and Enterprise Florida at Nova Southeastern University on the art of site selection and that there will be more workshops throughout the state. She stated that this is an economic development plan that FPL is trying to implement and that they are moving forward and being more aggressive than in the past.

Mr. Murley stated that this is the Governor's priority and we are working with DEO and the RPCs, with the assistance with the U.S. Department of Commerce and economic development interests, to change the way our Comprehensive Economic Development Strategy organizes and supports the private sector for a unified game plan.

Mr. Murley stated that the private company, Florida East Coast Railroad (FEC), has announced its intention to reinstate inter-region passenger service between Miami, Fort Lauderdale, West Palm Beach and Orlando. He explained that this is not the same as the intra-region transit service proposals of the Regional Transportation Authority or Florida Department of Transportation. He stated that this would improve the tracks for the alignment of passenger service and improve the tracks for freight service. He stated that with expansion of the Ports of Miami and Everglades, this would be more proficient on the FEC and CSX lines. He stated that being able to move goods for international trade, tourists and meet citizens' needs has been the focus of economic development meeting discussions. He stated that the FEC has reached out to the SFRPC to help them in moving through the process and he has requested Mr.

South Florida Regional Planning Council

Minutes - April 2, 2012

Page 5

Husein Cumber, Senior Vice President of FEC, present more information at the May Council Meeting. Mr. Murley stated that he has reached out to the City of Miami, Miami-Dade County, Fort Lauderdale and the regions in the north to coordinate information with them.

Councilmember Asseff added that this would help the economic conditions of our cities. She stated that some of the areas that run along the railroad are blighted and this could have a large regional impact and improve connectivity to the ports and airports. She stated that this could be marketed for passengers as well as economically for our cities.

Councilmember Lieberman questioned if there has been an analysis on the impact on the Tri-Rail service. Mr. Murley stated that in early May there should be ridership studies and other information available to address that question and others. If this stays on schedule service should be available in 2014.

Councilmember Marono commented that he had met with the FEC and that they do want to work with Tri-Rail and be interconnected. He stated that everyone, FDOT, Governor's Office, and FEC are excited to work together.

C. Legal Counsel Report

Mr. Goren stated that Councilmembers Asseff and Wallace were appointed by Governor Scott this past year; however, their appointments were not ratified by the FL Senate at the 2012 Session. Therefore, under Ch. 114, FS, their appointments would arguably expire within 30 days after the close of the Session unless they are re-appointed by the Governor. Mr. Goren also stated that in his opinion, certain provisions in the FL Constitution would trump Ch. 114, FS, but that is a matter still subject to legal interpretation. The General Counsel's office was directed to file for an AG's interpretation/opinion on this topic, but such a request is on-hold, pending the re-appointment of members, hopefully during the month of April, 2012. Once the Governor acts, Mr. Goren will report back to the Council at the 5/12 meeting.

Chair Carruthers questioned whether or not the request to the AG's office should be sent if the Governor acts to re-appoint Councilmembers. Mr. Goren stated his office is prepared to send the request, but will wait until the 5/12 meeting to seek further guidance and direction from the Council.

Mr. Goren stated that there were no litigations to report.

V. Program Reports and Activities

A. Council Mission - Prepare for Emergencies

Councilmember Wallace stated his concern of the role of the Council in relation to our communities in various areas, such as: transportation; airports; seaports; railroads and expressways. He stated that the Council would be a great place to collect information in the various areas and have it available for interested parties: constituents, public and private entities and governments for research as a Region. He stated that this is not a temporary period of low budgets and low income with tax revenue; this is the new reality. He suggested that the Council should have a structured plan for having the staff accumulate information on these various programs. He questioned if there was any kind of coordination within all these programs, to have the information collected through the SFRPC, so Council can disseminate this information on a quarterly basis. He suggested staff research other areas in the country for ideas regarding future opportunities on regional elements like transportation, expressway, and seaport authorities and research what has worked and if there is any application to the South Florida Region, whether it include two or more counties. Councilmember Wallace stated that the SFRPC could be the

source of information for the present structure or non-structure of regionalism and future opportunities for a more regional government and growth. He questioned the coordination between the seaports, airports and transit lines within Miami-Dade and Broward Counties. He stated that there are the possibilities for regional governments to engage county commissions, the legislative staff, the Governor's Office and the SFRPC could be the center for discussing the possibilities for revolutionizing local regional government. His suggestion is to launch a program starting with an informational research program for staff to collect the information from these services that could be subject to regionalism and present that information for making changes for future proposing programs. He stated that the SFRPC should reinvent ourselves and keep this organization relevant.

Councilmember Wallace motioned that staff research this information. Councilmember Lieberman seconded the motion, which carried by a unanimous vote.

Councilmember Lieberman stated that it is not because of the lack of some coordination of regional effort, the problem is the possible lack of coordination with Monroe County. She stated that Broward, Miami-Dade and Palm Beach Counties meet regularly and create businesses together such as the South Florida Business Alliance and Treasure Coast should be included in the South Florida Region. She explained that the majority of the collaboration is between Miami-Dade, Broward and Palm Beach Counties and that the problem is two of the three entities are in two different RPCs. She stated that this request is broader because this area has become such a mega area, even for purposes of the federal government; the metropolitan area is Miami-Dade, Broward, and Palm Beach Counties and the issue may be that these regional alliances that exist have not been advertised enough or information handed out.

Chair Carruthers stated that the Council, given the changes in what used to be DCA and potential state oversight, has more relevance for our neighbors in understanding, impacting and working together. She stated that the second item is the service provided to the other initiatives that the Council is involved with, including the Sustainable Communities Initiative (SCI), which is the Southeast Florida Regional Partnership (SEFRP) that includes Indian River County to Monroe County; this is the mega region that Councilmember Lieberman is talking about. She stated that this could be the beginning of a process to evaluate where we are today, how we work together, and what we want our joint future to be. She stated that some of the questions that are being asked of staff would not necessarily be difficult for them to answer, given their involvement with SCI, Climate Change Compact and other entities. She stated that there are ways of working together and positioning this Council in a leadership role is a very interesting plan to consider.

Mr. Murley stated that the SFRPC and the other organizations have to be relevant and effective with their resources. He thinks change is in order for us to move forward. He stated that staff will research the information for review at Councilmember Wallace's request.

Councilmember Wallace stated that the information be presented within 60 days and report on the present plans and in a couple months report the hypothetical possibilities for regional oversight on some of these programs. He requested information on other areas as to what may or may not work. Mr. Murley stated that these studies are being consolidated for SCI and will be shared with Council. Councilmember Lieberman stated that the point of information of where we can make the most progress has been in mass transit. Councilmember Asseff stated that everybody is working regionally now. She agreed that if you can get all the entities together and get one report it would be miraculous.

Councilmember Wallace stated that this will bring new life and respect into the SFRPC, which could benefit the SFRPC.

Chair Carruthers thanked and acknowledged Commissioner Murphy for the breakfast provisions for this morning's meeting.

Councilmember Lieberman stated that she appreciated Cheryl Cook's, of Council staff, expanded payment status report and requested more information on the current assessment value on the borrowers properties. Councilmember Asseff stated that the success stories from the Revolving Loan Program will start to be presented at Council meetings maybe on a quarterly basis.

Councilmember Lieberman suggested the RLF Program should be marketed more. Councilmember Asseff explained that there was not much money to be loaned, around only \$600,000. She stated that there are people applying but the Loan Administration Board is scrutinizing the applicants and wished there could be more funding. Councilmember Lieberman stated that the Program is great and has national recognition. Discussion ensued regarding the advertisement of the Loan Program via email blast, community newsletters, Google, marketing companies, newspaper contact, etc.

Councilmember Wallace motioned to direct staff to investigate the possibilities of advertisement for telling our success stories. Councilmember Lieberman seconded which carried by a unanimous vote.

1) Presentation on Hurricane Evacuation

Mr. Ogburn stated that Rebecca Jetton of the Department of Economic Opportunity (DEO) was asked to give the initial presentation on the Hurricane Evacuation overview. Christine Hurley, Director of Monroe County's Growth Management Division, would give the County's view of the potential consequences for the County, and Ed Koconis, Manager for the Village of Islamorada, would add thoughts on the working group's information and the consequences for the municipalities in Monroe County; they spoke in this order.

Rebecca Jetton, DEO, Area of Critical State Concern Administrator

Ms. Jetton spoke on the Area of Critical State Concern and explained the PowerPoint presentation regarding Hurricane Evacuation for the Keys. She stated that the Critical Area Program is its own program adopted by the Florida Legislature prior to the 1985 Growth Management Act. She stated that there are four areas that were designated as a Critical Area: Big Cypress, Green Swamp, the Florida Keys, the City of Key West is designated separately. And the City of Apalachicola is all that remains of the Apalachicola Bay. She explained that this developed guidelines for establishing critical areas and reviewing the regional impact. She explained the Annual Report that has to be provided on progress in the Keys, the Statutes for Growth Management and Hurricane Evacuation. She informed the Council about the factors dealing with hurricane evacuation and guiding development in order for the Keys to be evacuated in a timely manner.

Christine Hurley, Director of Monroe County's Growth Management Division

Ms. Hurley had a handout and stated that the challenges the County and cities are facing regarding development and the changes that could be made to acquire certain land parcels and continue to manage the rate of growth. She explained the role of the evacuation policy's clearance time.

Ed Koconis, Manager for the Village of Islamorada

Mr. Koconis reiterated the information on a municipality level regarding transportation timing and shelters.

Chair Carruthers stated that, regarding the Model, the Tourist Evacuation is called for a possible Category 1, and a Residential Evacuation is not called unless there is a Category 3 or greater. She stated that according to the Model, all of the Keys evacuate for every storm and this is not the case. She explained that over the years only certain parts of the Keys have had to evacuate. Ms. Jetton said that the Model was for a Category 3. Chair Carruthers stated that the variety of variables is so great and should we be planning our future according to the Model. Mr. Ogburn explained that there are different scenarios for each storm Category. He stated that from a public safety perspective a Category 5 Hurricane is the one that is the guiding scenario for the purpose of decision making. Councilmember Walters questioned whether the evacuation time in Miami Beach would be more than in the Keys due to the hospitals. Ms. Jetton stated that she does not have the Study with her but that around 30% exceed their evacuation time. She stated that this is a statewide issue.

Discussion ensued regarding the potential mitigation regarding transportation and widening the shoulder and that a majority of the Keys residents do not want the roads widened or additional travel lanes. It was stated that with the new road improvements evacuation improved from 30.5 hours to 26 hours. Councilmember Marono questioned if it was taken into account the individuals that come from the mainland to the Keys to tidy up their homes. Mr. Ogburn stated that today's model does not specifically take that input into account but is a background issue on the table for the most appropriate set of parameters to use in the model.

Councilmember Boucle commented on the issue of incoming traffic during evacuation; those two lanes that need to be left available as opposed to some original concepts that included coning and reversing one of the two lanes. She stated that his is what brought back the original concept into a more permanent solution rather than coning and taking over one or two inbound lanes; to have a more permanent solution to identify a third outbound lane in those areas, and allow those two inbound lanes to be open. Councilmember Marono stated that one problem in evacuation is the moving of boats and trailers.

B. Revolving Loan Fund Reports

- 1) SFRPC Revolving Loan Funds Status Report

Information only

- 2) Hurricane Wilma Bridge Loan Status Report

Information only

- 3) Eastward Ho! Brownfields Cleanup Revolving Loan Fund Status Report

Information only

- 4) Broward County Cultural Division Artist Micro-Credit Revolving Loan Fund Status Report

Information only

- 5) Smart Watts Home Energy Retrofit Loan Fund Status Report

Information only

C. DRI Status Report

Information only

D. Evaluation and Appraisal Report (EAR) Status Report

Information only

E. Budget Performance Report

Information only

F. Southeast Florida's Regional Vision and Blueprint for Economic Prosperity (Sustainable Communities Initiative)

Information only

VI. Announcements and Attachments

A. Correspondence and Attendance Form

Information only

B. Upcoming Meetings

- 1) May 7th, 10:30 a.m. (Council Offices, Hollywood)
- 2) June 4th, 10:30 a.m. (Beacon Council, Miami-Dade)
- 3) July 2nd, 10:30 a.m. (Council Offices, Hollywood)
- 4) August 6th, 10:30 a.m. (Council Offices, Hollywood - **Executive Committee**)

VII. Councilmember Comments

Councilmember Wallace stated that it has been three years since Council Meeting was in Key West and feels that it is an obligation have a meeting there. Chair Carruthers asked Mr. Murley to look into the cost for this.

VIII. Adjournment

The meeting was adjourned at 12:35 p.m.

This signature is to attest that the undersigned is the Secretary of the SOUTH FLORIDA REGIONAL PLANNING COUNCIL, and that the information provided herein is the true and correct minutes for the April 2, 2012 meetings of the SOUTH FLORIDA REGIONAL PLANNING COUNCIL adopted the 7th day of May, 2012.

Stacy Ritter, Secretary

Date