

SOUTH FLORIDA REGIONAL PLANNING COUNCIL

Minutes

July 9, 2012

The South Florida Regional Planning Council met on this date at the South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021. Chair Carruthers called the meeting to order at 10:40 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 (absent)
Councilmember Ilene Lieberman (absent)
Councilmember Manuel Marono (absent)
Councilmember Jean Monestime
Councilmember David Rice
Councilmember Jose A. Riesco
Councilmember Stacy Ritter (absent)
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
Ms. Cristina Llorens, representing the Florida Department of Environmental Protection, (absent)
Ms. Carole Morris, representing the South Florida Water Management District

II. Approval of Council Agenda

Chair Carruthers moved to have Agenda Item V.A.1) Presentation on Everglades Restoration by Temperince Morgan to the beginning of the Council meeting.

Approval of the modification of the Council Agenda carried by unanimous consent.

A. Council Mission- Protect Our Environment

- 1) Presentation on Everglades Restoration-Temperince Morgan, State Policy Chief, Office of Everglades Policy and Coordination, South Florida Water Management District

Executive Director, James F. Murley, introduced Ms. Temperince Morgan from the South Florida Water Management District.

Ms. Morgan proceeded with an Everglades Restoration PowerPoint presentation and copies of the Powerpoint were located at the Councilmembers seats. She explained the "Three-Part Strategy": Part 1) State-

Federal Partnership and the Comprehensive Everglades Restoration Plan (CERP); Part 2) State Projects and Programs, Northern Everglades and Estuaries Protection Programs; and Part 3) Water Quality, Stormwater Treatment Areas and Best Management Practices. Ms. Morgan began her presentation with Part 3 detailing the Existing Treatment; Key Projects; Proposed Projects for May 2012; and, the Construction Schedule. She then explained the CERP and the various components that are to be implemented over the next 35 years. Ms. Morgan gave details regarding the Central Everglades Study Area, Central Everglades Planning Project (CEPP), the systemwide perspective, and the Proactive Stakeholder Engagement Process. Questions were asked regarding job creation and the importance of restoring the Everglades. Ms. Morgan replied that jobs will be created and emphasized the importance of the water supply and maintenance and/or improvements of the phosphorous levels throughout the area.

Chair Carruthers welcomed Mayor Rice to the South Florida Regional Planning Council Board.

III. Action Items

A. Minutes of Previous Meeting

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

B. Financial Report

Councilmember Walters moved to approve the Financial Report. Councilmember Riesco seconded the motion, which carried by a unanimous vote.

1) Line of Credit Application

Mr. Murley stated that the application was not a loan and, if accepted by the bank, the line of credit approval would be brought back to the Council. Chair Carruthers clarified that the line of credit would be a solution if there was a cash flow problem. It was questioned if a lender would give a line of credit without collateral. Legal Counsel, Sam Goren, stated that this is the first step in the process and that a commercial lender may recognize the organization's committed flow of income so a line of credit could be approved.

Councilmember Asseff moved to approve the authorization of the Line of Credit Application. Councilmember Monestime seconded the motion, which carried by a unanimous vote.

C. Intergovernmental Coordination and Review Report

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

D. Consent: Comprehensive Plan Amendment Reviews - Proposed:

- City of Hialeah Gardens
- Miami-Dade County
- Monroe County

Adopted:

- City of Coconut Creek
- Monroe County

Councilmember Weekley moved to approve Agenda Item III.D, Comprehensive Plan Amendment Reviews, proposed and adopted. Councilmember Monestime seconded the motion, which carried by a unanimous vote.

E. Regional Issues: Comprehensive Plan Amendment Reviews

Proposed:

- City of Key West

Mr. Murley stated that this Agenda Item for Key West is a proposed amendment and introduced Rachel Kalin of Council staff. Ms. Kalin stated that proposed amendment contains text and map amendments related to the integration of a military site, Peary Court Housing Complex, into the City Comprehensive Plan. She stated that the map amendment would allow additional development on the site. Council staff's analysis recommended a finding of generally inconsistent with the SRPP, based on two objections, one related to the increase in allowable development and the other related to affordable housing requirements.

Mr. Jerry Bell, of the Bell, David Planning Group, explained that a letter was provided after the agenda item was finalized addressing the objections. He stated that the analysis showed the City has adequate capacity to cover the maximum allowable building potential for the property. He agreed that this is a draft review.

Councilmember Weekley stated that he voted against this amendment at City Commission, 6-1. He stated that there is a process for continuing discussion as the amendment moves forward. Mr. Murley stated that staff is not disagreeing with the new data but it is Council policy that staff reviews the material that comes with the transmittal package in order to make the recommendation. He stated that since this is a draft proposed amendment, the Council's recommendations are forwarded to Department of Economic Development (DEO) for further review and recommendations; the new material will be reviewed for the adopted amendment.

Councilmember Weekley moved to approve staff recommendation, of generally inconsistent, regarding Agenda Item III.E, Regional Issues: Comprehensive Plan Amendment Reviews - Proposed. Councilmember Asseff seconded the motion, which carried by a unanimous vote.

F. Time Extensions for Developments of Regional Impacts (DRIs)

Mr. Bob Cambric, of Council staff, stated that there are seven (7) proposed DRIs that have not been presented to the host local government for consideration of a Development Order (DO) at a public hearing. He stated that the Council had questioned how long these accounts should remain open, how this should be addressed and reiterated the explanation and recommendations of the three (3) Categories. He explained that the Community Planning Act included a provision to exempt new developments from the DRI Program if the development was located in a Dense Urban Land Area (DULA), except within 2-miles of the Everglades Protection Area and that Broward and Miami-Dade Counties are considered DULAs. He clarified that a DRI that had received its D.O. prior to the Community Planning Act could elect to continue in the Program or rescind the D.O. He explained the three (3) Categories and stated that letters to the respective parties were attached.

- Category 1 states that the Applicants can come back and still be consistent with the State Law.
- Category 2 states that the extension will be for six (6) months, the end of January 2013, and the Applicants would need to meet with the Council and applicable review agencies to determine methodologies and provide data in the event the Applicant resumes the DRI review process. If an extension beyond January 2013 is requested, the Applicant would need to provide new information to the Council with an explanation of an extension.
- Category 3 states that Council staff would send a letter to the Applicants recommending they schedule the required local public hearing and submit up-to-date data prior to the public hearing.

Councilmember Walters made a motion to approve staff recommendation with edits to concisely present the Council's position. Mr. Cambric stated that this will be done.

Mr. Cambric introduced Mr. Jeffrey Bercow from the Law Firm of Bercow, Radell and Hernandez. Mr. Bercow, representing two (2) of the DRIs in Category 3, stated that the DRIs are all active under State Statutes. He stated that the SE Overtown West DRI data is up to date and the form letter would not be appropriate. Mr. Cambric stated that the letter for the SE Overtown West DRI will be tailored accordingly.

Councilmember Walters moved to approve Agenda Item III.G, Time Extensions for DRIs with edits to the letter. Councilmember Bates seconded the motion, which carried by a unanimous vote.

G. FY 2012-13 Membership Fees

Mr. Murley stated that the Membership Fees are updated according to projected population, with a per capita rate of 17.5 cents. He stated that the Executive Committee discussed the issue, and Mr. Murley recommended, since the difference based on updated population is small, to maintain the counties' membership fees at the same level as FY 2011-12.

Councilmember Wallace moved to approve Agenda Item III.H, FY 2012-13 Membership Fees. Councilmember Riesco seconded the motion, which carried by a unanimous vote.

H. FY 2011-12 Budget Amendment

Mr. Richard Ogburn stated that this is a second interim budget amendment for Fiscal Year 2011-12. The first budget amendment was approved by the Council in March 2012 and a final budget amendment for Fiscal Year 2011-12 will be presented at the September 2012 meeting, along with the proposed budget for next year. He stated that the current amendment to this year's fiscal budget resulted in a slight reduction in the total. Mr. Ogburn stated that, at this time, for the current year, the budget is fully funded, but will have some adjustments in September. He stated that part of the current adjustment includes a substantial decrease in the salary and fringe category, reflecting the cumulative impact of the position left vacant with the departure of the previous Executive Director and the period when the Finance Director's position was filled by contracted services.

Councilmember Riesco questioned the occupancy cost. Mr. Murley stated that the lease will be reviewed. It was discussed that revenue needed to be increased and to look at the cost for personnel.

Councilmember Wallace moved to approve Agenda Item III.I, FY 2011-12 Budget Amendment. Councilmember Riesco seconded the motion, which carried by a unanimous vote.

I. FY 2012-13 Draft Budget

Mr. Murley stated that this Agenda Item is for information only and asked Mr. Ogburn to explain the details. Mr. Ogburn stated that draft budget for the next fiscal year will be down slightly with regards to the amended budget that was just approved. He stated that the underlying logic of the budget is that it currently presumes the maintenance of existing staff going into next year, and under those circumstances the draft budget shows a funding shortfall of over \$500K. He stated that, at this stage in the budget process, it is not unusual to have a shortfall; before this is brought to the Council in September staff will be working to identify sources to help close the funding gap. He stated that in September the budget may include a funding gap, but hopefully not as large as the one in this draft budget. He explained that in September there will be a smaller gap and it should also identify how to close that gap through cost reductions or funding increases, or both.

J. Professional Services Agreement with Neal Pierce of Citistates Group

Mr. Murley explained that this is a Professional Services Contract with Neal Pierce, the planner and speaker at the Seven50 Summit and that Mr. Pierce will be participating in other activities throughout 2013. Councilmember Asseff commented on the success of the Seven50, with participants from various counties, agencies, as well as Councilmembers. Mr. Goren stated the Executive Committee of the Board has the power to make the motion for the Institute to be carried locally for the record.

Councilmember Wallace moved to approve Agenda Item III.J, Professional Services Agreement with Neal Pierce of Citistates Group. Councilmember Walters seconded the motion, which carried by a unanimous vote.

IV. Discussion Items

A. Executive Committee Report

Mr. Murley welcomed Mayor Rice of Monroe County, and Ms. Cristina Llorens, from Florida Department of Environmental Protection.

He explained that the Institute of Community Collaboration (ICC) will have its Annual Meeting at the Executive Committee Meeting on August 6th. He stated that the ICC may need to be repurposed and will inform the Executive Committee in August of those changes.

B. Executive Director's Report

Mr. Murley explained the Statewide Regional Evacuation Study Program handout was created with information from the 11 Regional Planning Councils and the Florida Division of Emergency Management (DEM). He introduced Mr. Ogburn for further details. Mr. Ogburn stated that this document is part of the evacuation study for South Florida. He explained that in the current year additional funding was received to do additional analysis with one of the components. He stated that the Storm Tide Atlas presents similar data with regard to the reach of storms of different categories; each single map plate depicts where the water might reach during all 5 categories of storm at once. He explained that the Depth Analysis Atlas is being produced with one atlas for each storm category. He stated that the Atlas is finished for Miami-Dade and Broward Counties; that a hard copy and digital version will be distributed to DEM and to the Counties. He stated that the Monroe County Depth Analysis should be done shortly.

Mr. Murley stated that there was a National Association of Regional Councils (NARC) meeting, on regionalism, in St. Petersburg in which Miami-Dade County Mayor Carlos Gimenez, Jacksonville County Mayor, and the City Mayors of Orlando and Tampa were on the panel. He stated that there was discussion regarding their roles within the Region and that a report will be provided at a later date.

He stated that on August 23rd and 24th the Policy Board Meeting will be meeting in South Florida in conjunction with the Florida League of Cities at the Diplomat Hotel in Hollywood, Florida. The SFRPC will be working with the Association to sponsor a reception Thursday evening with support of the Hollywood CRA, with the full meeting agenda on Friday, August 24th. He requested that Chair Carruthers and Councilmembers Asseff and Blynn, members of the Florida Regional Council Association (FRCA) Policy Board, contact Rhonda Noah on attendance and room reservations. He stated that a link will be available at the mid-month meeting of the FRCA Annual Report for the regions.

He stated that at noon today there will be meeting at the SFRPC of the Comprehensive Economic Development Strategy Committee regarding the regional economic development plan; it involves an approach with the Florida Department of Economic Opportunity along with Miami-Dade and Broward Counties. There will be a link to the Powerpoint and documentation provided.

C. Legal Counsel Report

Mr. Goren stated that there was no litigation to report and complimented Cheryl Cook and staff on their efforts to keep collections current. He stated that his firm is working with Florida Power & Light (FPL) in regards to the siting issues in Port Everglades and the Miami-Dade Project and there should be an update at the next meeting.

V. Program Reports and Activities

A. Council Mission- Protect Our Environment

- 1) Presentation on Everglades Restoration-Temperince Morgan, State Policy Chief, Office of Everglades Policy and Coordination, South Florida Water Management District

Presented at the beginning of Council meeting.

B. Revolving Loan Fund Reports

Councilmember Rice commented that after reviewing the RLF reports for the first time in five (5) years he was amazed at the Revolving Loan success. Mr. Murley stated that this is a concentrated effort with the Loan Board, Cheryl Cook and Joyce Hall. Chair Carruthers stated that there has been discussion on advertising availability for the RLF regarding small businesses. Councilmember Asseff stated that more funds are needed to proceed. Mr. Murley stated that the government has reactivated the Bridge Loan as a result of Hurricane Debbie.

- 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 (see Agenda Item III.F above)

- 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)

Marcela Cambor stated that the Seven50 Summit was very successful and that there were approximately 500 people registered and 100 people logged into the webinar. She thanked David Meade, and the staff from the South Florida and Treasure Coast Planning Councils. Ms. Cambor stated that there is confidence in establishing the significance that the Seven50 represents and the platform that local governments can trust in working together. She stated that the next Summit will be in January 2013. She stated that work is being commenced at the workgroup level and that the members of Council should encourage their staff to participate. She stated that there is an online virtual campaign under seven50.org, Twitter and on Facebook. Chair Carruthers stated that she was impressed with the turnout and structure of the Summit. She stated that there should be an awareness of distrust among some people about the concept of regional planning and if their communities would lose their character. She stated that we need to engage them to let them know that this is not the intent of regionalism.

VI. Announcements and Attachments

- A. Correspondence and Attendance Form

Information only

- B. Upcoming Meetings

- 1) August 6th, 10:30 a.m. (Council Offices, Hollywood - Executive Committee)
- 2) September 10th, 10:30 a.m. (Murray E. Nelson Center, Key Largo)
- 3) October 1st, 10:30 a.m. (Council Offices, Hollywood)
- 4) November 5th, 10:30 a.m. (Beacon Council, Miami-Dade County)

VII. Councilmember Comments

VIII. Adjournment

The meeting was adjourned at 12:05 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 July 9, 2012 meetings of the SOUTH FLORIDA REGIONAL PLANNING COUNCIL adopted the 10th day of September, 2012.

Stacy Ritter, Treasurer / Acting Secretary

Date