

SOUTH FLORIDA REGIONAL PLANNING COUNCIL

Minutes

June 6, 2011

The South Florida Regional Planning Council met this date at the Council Offices, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida. Chair Gunzburger called the meeting to order at 10:48 a.m. and asked Councilmember Wallace to lead the Pledge of Allegiance.

I. Pledge of Allegiance and Roll Call

Councilmember Patricia Asseff
Councilmember Margaret M. Bates (absent)
Councilmember Michael Blynn
Councilmember Scott Brook
Councilmember Heather Carruthers
Chair Suzanne Gunzburger
Councilmember Ilene Lieberman
Councilmember Manuel Marono (absent)
Councilmember Jean Monestine (absent)
Councilmember George Neugent (absent)
Councilmember Jose Riesco (absent)
Councilmember Stacy Ritter
Councilmember Joseph Scutto
Councilmember Rebeca Sosa (absent)
Councilmember Paul Wallace
Councilmember Sandra Walters
Councilmember Jimmy Weekley

The following Ex-Officio members were present:

Mr. Elbert Waters, representing the South Florida Water Management District
Mr. Norman Taylor, representing the Broward County Office of Economic Development
Mr. Kevin Claridge, representing the Department of Environmental Protection

II. Approval of Council Agenda

Councilmember Walters moved to approve the Agenda. Councilmember Asseff seconded the motion, which carried by a unanimous vote.

III. Action Items

A. Minutes of Previous Meeting (May)

Vice-Chair Carruthers had a comment on the Minutes regarding the public input on the *Strategic Policy Plan (SRPP)* to include civic groups not just the government, business and church groups. Councilmember Carruthers moved to make the correction to the Minutes from the May meeting. Councilmember Walters seconded the motion, which carried by a unanimous vote.

B. Financial Report

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

1. Audit Firm Selection/Negotiation under RFP #021111-AU

Chair Gunzburger stated that the firm of Sharpton, Brunson & Company, P.A. was selected by the Executive Committee as the new Auditor. Councilmember Walters questioned whether the evaluation criteria, regarding the small or disadvantaged businesses, were included in the packet. Vernon Paul, of Council staff, explained that those points were included in packets sent to the Selection Committee and were part of the process.

Councilmember Lieberman moved to approve the firm of Sharpton, Brunson & Company and if they did not agree to the offer, then the firm of Alberni, Caballero & Company would be the alternate. Councilmember Asseff seconded the motion, which carried by a unanimous vote.

C. Intergovernmental Coordination and Review Report

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

D. Developments of Regional Impact/Development Orders - None

E. Proposed Public Education Facilities Element (PEFE)/Capital Improvements Elements (CIE) Amendments - None

F. Proposed Local Government Comprehensive Plans and Amendment Reviews

1. City of Marathon
2. City of Hialeah

Councilmember Walters moved to approve staff recommendation for the Proposed Local Government Comprehensive Plan Amendment Reviews. Councilmember Scutto seconded the motion, which carried by a unanimous vote.

G. Adopted Public Education Facilities Element (PEFE)/Capital Improvements Elements (CIE) Amendments

- City of Pompano Beach
- City of Sunny Isles Beach

Councilmember Asseff moved to approve the Adopted Public Education Facilities Element (PEFE)/Capital Improvements Elements (CIE) Amendments. Councilmember Walters seconded the motion, which carried by a unanimous vote.

H. Adopted Local Government Comprehensive Plans and Amendment Reviews

1. Town of Davie
2. City of Parkland
3. City of North Miami Beach
4. Miami-Dade County

5. City of Miami Beach
6. City of Doral
7. Village of Pinecrest

Councilmember Walters moved to approve the Adopted Local Government Comprehensive Plans and Amendment Reviews. Councilmember Weekley seconded the motion, which carried by a unanimous vote.

I. Evaluation and Appraisal Report on the *Strategic Regional Policy Plan for South Florida (SRPP)*

Chair Gunzburger commented that most of the Policies have not been met. Rachel Kalin, from Council staff, explained the *SRPP* was an action item, and if approved would be forwarded to the Governor's Office and Department of Community Affairs (DCA). She summarized the Process: five (5) Targets were met; 11 Targets were not met; and five (5) Targets did not have measurements. Ms. Kalin explained that the survey was sent to various local governments for their input as to their priority levels; not the priority of the South Florida Regional Planning Council (SFRPC). Councilmember Brooks suggested that a letter be sent, with the *SRPP*, explaining why so many Goals have not been met and why some Targets were immeasurable. Bob Cambric, of Council staff, stated that the *SRPP* represented the Councilmembers' decision as to what is important in this Region. Councilmember Carruthers believes this document could be instructive with the Sustainable Communities Initiative and help set realistic goals, quantify the baselines and engage as many communities as possible in the process. She stated that a lot of the issues regarding wages, employment and education were related to education and that only 28% of our seniors go to college, which directly correlated to wage levels, employment opportunities, and housing burdens. She stated that there was a need to look at higher education as a way to improve our economy statewide and make it be more sustainable. Councilmember Lieberman agreed that a letter should be included and state how our information sources are changing, so when submitted again that data could be fulfilled. Councilmember Lieberman stated that the *SRPP* was due every 5 years, last one in 2004, and questioned the 18-month delay. Mr. Cambric stated that while working with the different administrations from previous years, the *SRPP* and the State Comprehensive plan have not risen to a level of prominence, and it was not clear which cycle the SFRPC should be following. DCA, in this year's contract, stated that everyone should complete it before June 30th and be back on a regular cycle. Councilmember Wallace questioned the review process to examine if the Goals were legitimate Goals. Mr. Cambric stated that this was through a collaborative process: starting with staff working with the partners, who identify the issues of importance; and Council adopting the *SRPP* through Administrative Rule. He explained that information provided to the Council represented what was important to the people in the Region.

Councilmember Asseff made the motion to approve the *SRPP* along with a letter of explanation. Councilmember Brook seconded the motion, which carried by a unanimous vote.

Mr. Waters stated that with the new Growth Management Amendment, there would be an opportunity for the Council to workshop what should be focused on and move forward as to the importance of comprehensive plans from our respective cities within the Region. Mr. Osterholt stated absolutely and that there were four projects that have been linked together: Sustainable Communities Process; Six Pillars Process with the Florida Chamber of Commerce; *SRPP*; and our work with the Economic Development Administration. He stated that through this opportunity there would be one final cohesive set of policies that cross all agencies. The communities would review the policies and then be approved by our Board. Mr. Osterholt stated that they were working with USDA, Department of Energy, and new federal agencies who want to become part of this process.

J. Executive Director Employment Contract

Chair Gunzburger thanked the Executive Committee and Mr. Osterholt for their cooperation in negotiating and finalizing Mr. Osterholt's contract as follows: base salary of \$160, 000 per year; auto allowance of \$750 per month; health insurance of \$1775.26 per month; contribution of 4% of the base salary to his retirement. It was stated that the termination agreement after January 31, 2012; if terminated for convenience, would be six months severance. It was discussed that if salaries for the employees were reduced the Executive Director's salary would be reduced. Councilmember Lieberman inquired about the effect of the 11% reduction of the SFRPC budget by DCA. Mr. Osterholt answered that the budget will be revised accordingly. Mr. Osterholt accepted the position of Executive Director.

Councilmember Blynn moved to approve the Executive Director Employment Contract. Councilmember Asseff seconded the motion, which carried by a unanimous vote.

IV. Discussion Items

A. Executive Committee Report

1. Auditor Selection

This Item was discussed earlier in the Agenda under Agenda Item III.B.1

B. Interim Executive Director's Report

1. Legislative Update

Bob Cambric, of Council staff, stated that Growth Management Bill 7207 repeals Rule 9J-5, which was moved into Chapter 163. He stated that the Alternative Review Process that Broward County and its cities have been using would be the standard process for the rest of the State. The Regional Planning Council's review process would remain the same, since there could still be regional issues and extrajurisdictional impacts based on the *SRPP*. He stated that there were changes on the local governments' level regarding concurrency for transportation, schools, parks and recreation and that it would be a local determination. He stated that the DRI Program would remain the same; there would be no new DRIs.

Mr. Cambric gave an overview of the meeting at Aventura on June 2, 2011, with Nancy Linnan, Linda Shelley, Richard Grosso and Susan Trevarthen discussing the new growth management changes. He stated that the technical questions were being forwarded to DCA for follow-up workshops; one being on June 29 in Boca Raton, with Secretary Buzzett in which he would answer more questions. There was discussion regarding a document that would summarize the tracking of 9J-5 for cross referencing the Bill 7207. Mr. Cambric stated that Tom Beck, the current Division Director of Community Planning had asked for support regarding the aggregation of growth management and economic development. Councilmember Ritter suggested contacting our legislators about the change in precedent that had been decades in the making that was now done overnight. Mr. Osterholt stated that conforming legislation was not designed to completely overhaul legislation. Councilmember Ritter reminded the Council that the conforming Bills used to be few pages not 384.

Mr. Cambric stated that the Burt Harris Bill passed, House Bill 701; it reduces the number of days that a person puts the local government on notice from 180 to 150 days; and during that time period it allows

negotiation so the local government can offer to pay the land owner during the 150 days. He noted that it allows for temporary actions, like a moratorium that lasts more than a year, to be considered an inordinate burden and, therefore, a Burt Harris action. He stated that the vacation rentals (House Bill 883) passed. Senate Bill 410 (impact fees) passed, which stated that the legislature finds that this act fulfills an important state interest. Mr. Cambric stated that the Department of Community Affairs would not exist under that name after October 1; the Division of Emergency Management would be in the Governors' Office; Housing and Community Development, all their programs, would be part of the Department of Economic Opportunity except for Building Codes, which will be in Business and Professional Regulation; Florida Communities Trust will become part of Department of Environmental Protection; the Division of Community Planning will be part of the Department of Economic Opportunity; and Florida Housing Finance Corporation will also be part of the Department of Economic Opportunity

2. Proposed Meeting Locations

Mr. Osterholt explained the new Council Meeting location schedule for 2011-2012.

Councilmember Walters made the motion to approve the Meeting Schedule, Councilmember Asseff seconded the motion, which carried by unanimous vote.

Mr. Osterholt introduced new staff member, Jim Murley, previously from FAU, who is the Project Director of the Sustainable Communities Initiative Process.

Councilmember Asseff announced that there will be a tour of the FPL Solar Plant in Martin County on Friday, July 15, 2011; the cost will be \$45 for transportation and lunch.

C. Legal Counsel Report

Legal Counsel Sam Goren reported that there was no litigation to report; other loan obligations were updated on the purple sheet. In reply to Councilmember Lieberman's question from the previous meeting on litigation timing for Revolving Loan clients, Mr. Goren stated that staff would be looking at the guidelines through the Economic Development Administration to determine the conditions in shortening the timeframe in starting the litigation process.

V. Program Reports

A. Economic Development

1. Revolving Loan Funds

- a. SFRPC Revolving Loan Funds Status Report
- b. Hurricane Wilma Bridge Loan Status Report
- c. Eastward Ho! Brownfields Cleanup Revolving Loan Fund Status Report
- d. Broward County Cultural Division Artist Micro-Credit Revolving Loan Fund Status Report

B. DRI Status Report

C. Evaluation and Appraisal Report (EAR) Status Report

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

1. Consortium Agreement

Isabel Cosio Carballo, of Council staff, updated the Board on the status of Southeast Florida Regional Partnership (Partnership) Consortium Agreements required by U.S. HUD as part of the Sustainable Communities Planning Grant Program. As part of the application process of a subset of Partnership members were identified by HUD as required members of a consortium of partners, who would agree to commit themselves to moving the development and implementation of the “Regional Plan for Sustainable Development,” if the grant were awarded. A condition by HUD required that these consortium partners enter into a preliminary consortium agreement with the understanding that they would be asked to enter into a final agreement within 120 days of the grant award. The materials presented to the Board include the final Consortium Agreement with attachments providing information about the Partnership’s workplan and in-kind contributions.

Councilmember Carruthers stated that it is now Executive Committee session due to the loss of a full quorum.

E. Turkey Point Evacuation Presentation

Mr. Osterholt explained that this presentation was in response to Councilmember Wallace’s request for information on emergency evacuation. Richard Ogburn and Manny Cela, of Council staff, found the qualified speakers for the presentation.

Mr. Don Mothena, Director of Emergency Preparedness, Florida Power and Light (FPL) Nuclear Division, in a Powerpoint presentation, explained the Turkey Point Power Plant and the Emergency Planning Zone (EPZ): the 10 mile plume EPZ and the 50 mile ingestion EPZ. He also described the construction and design of the Power Plant, the alternate means of cooling the reactor and other safety systems designed with the “Defense-In-Depth”. He also explained the processes and training for time-critical emergency responses for all types of emergencies that are experienced on a full-fledged simulator. He stated that one of the most crucial components was the partnership between the power plant, utilities, the state and local governments; there are drills including FEMA every two years, routine drills four times a year, and security drills.

Mr. Neil Batista, Technical Hazards Coordinator from the Miami-Dade Department of Emergency Management, gave an overview of how the Department assesses a situation and the protective action decisions that are made. He explained that there are several phases of an accident and each accident has its own priority. He explained that evacuation phases are part of an Early Phase of an emergency and there is a structure that is in place to provide information, from the plant to field teams. The situation is assessed and briefed through a host of decision-makers from the local, state and federal levels. He explained that there is an Emergency Operations Center (EOC) group of Planning, Operations and Logistics that also are part of the decision-makers. He stated that there are Emergency Facilities: Evacuation Command Posts, Marine Reception Center and Emergency Reception Center. In alerting the public, he stated that there are sirens, route alerts, press briefings, news releases, boats, and aircraft. Mr. Batista explained that within Evacuation Management there is a series of traffic monitoring, control, flow and impediment management as well as perimeter control and pass-through corridors; special facilities are also considered during an evacuation. He stated that all the responders have special training and exercises and this is all under the microscope of the Federal Emergency Management Agency; all the plans and procedures are federally-mandated and evaluated.

South Florida Regional Planning Council

Minutes - June 6, 2011

Page 7

Councilmember Wallace questioned the durability of the Turkey Point Plant, if there were a 20-foot storm surge. Mr. Mothena stated that the fundamental design of the Plant was designed for a Category 5 Hurricane, 225 mile per hour tornado, and surges up to 20 feet. He stated that when the eye of Hurricane Andrew, a Category 5 hurricane, went over Turkey Point there was no nuclear consequence. There was a lot of damage to the community and infrastructure but the Power Plant weathered fine; and once a year there was a safety plan delivered to those within 10 miles of the power plant.

Irene Toner, Director of the Monroe County Emergency Management, stated that the crucial component of a successful response was communication, coordination and public information. She stated that every county and city was required to have an emergency plan. Monroe County has a very strong emergency plan and works very closely with Miami-Dade County, Florida Power and Light, the State and Bureau of Radiation Control, as well as the U.S. Coast Guard, Fish and Wildlife, and law enforcement. Monroe County's training and exercises are ongoing and brochures were distributed and extras were placed in public places and governmental centers.

VI. Announcements and Attachments

A. Correspondence and Attendance Form

B. Upcoming Meetings

1. July 11th, 10:30 a.m. (Beacon Council, Miami-Dade County)
2. August 1st, 10:30 a.m. (Council Offices, Hollywood) - **Executive Committee Only**
3. September 12th, 10:30 a.m. (Council Offices, Hollywood)
4. October 3rd, 10:30 a.m. (Beacon Council, Miami-Dade County)

VII. Councilmember Comments

VIII. Adjournment

The meeting was adjourned at 12:25 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 June 6th, 2011 meeting of the SOUTH FLORIDA REGIONAL PLANNING COUNCIL adopted the 11th day of July 2011.

Rebeca Sosa, Secretary

Date