



Council Meeting Agenda

Wednesday, September 17, 2014
10:00 a.m. – 12:00 p.m.

309 Cranes Roost Blvd. Suite 2000, Mayor John H. Land Board Room
Altamonte Springs, Florida 32701

I. Call to Order and General Business

- Call to Order – Commissioner Nelson
- Pledge of Allegiance – Commissioner Nelson
- Roll Call – Ms. Pegge Parker

II. Consent Agenda

- July 2014 Council Meeting Minutes (Attachment 1)
- June 2014 and July 2014 Financial Reports (Attachment 2)

III. Economic Development District Update – Luis Nieves-Ruiz (10 minutes)

- Resolution 04-2014 – Support of the 2014 ECF CEDS (Attachment 3)

IV. Emergency Management Project Exercises – Tim Kitchen (10 minutes)

V. FDOT – Safe Mobility for Life Coalition – Gail Holley, FDOT Safe Mobility for Life Program and Research Manager (15 minutes)

VI. St. Johns River Alliance – Andrea Conover, Program Manager (5 minutes)

VII. Lake County Wellness Way Sector Plan Update – Amye King, Growth Management Director (15 minutes)

VIII. Brief County Updates – County Representatives (30 minutes)

IX. Chair's Report

- Indian River Lagoon

X. Executive Director's Report

- HUD Update
- FRCA Update
- Grant Update
- Staff Activities and DRI Report (Handout)

XI. Announcements/Comments

XII. Adjournment

All Council meetings are open to the public as required by Florida Sunshine Law, Chapter 286, FS, and shall meet the requirements of Chapter 120, FS. The agenda is set as per Chapter 29F, FAC, the rules of the East Central Florida Regional Planning Council. Persons participating in a Council meeting shall be allocated a reasonable amount of time to present oral testimony and offer written materials relevant to their position. The Chairperson shall instruct all persons as to amount of time allocated for presentation and appropriateness of written materials. An opportunity for general public comment will be included in each agenda. If a person decides to appeal a decision on any matter considered on the above listed agenda, such person must ensure that a verbatim record of the proceedings is made to include testimony and evidence upon which the appeal is to be based.

ATTACHMENT 1

September 2014 Council Meeting Minutes

EAST CENTRAL FLORIDA REGIONAL PLANNING COUNCIL

COUNCIL MEETING MINUTES

JULY 16, 2014 10:00 A.M.

COMMISSIONER CHUCK NELSON PRESIDING

In Attendance:

County Representatives:

Commissioner Chuck Nelson, Brevard County
Commissioner Welton Cadwell, Lake County
Commissioner Sean Parks, Lake County
Commissioner Scott Boyd, Orange County
Commissioner Fred Brummer, Orange County
Commissioner Lee Constantine, Seminole County
Commissioner John Horan, Seminole County
Councilwoman Joyce Cusack, Volusia County

Municipal Representatives:

Commissioner Patty Sheehan, City of Orlando
Mayor Rocky Randels, Space Coast League of Cities (City of Cape Canaveral)
Mayor Gary Bruhn, Tri-County League of Cities (Orange County) (Town of Windermere)
Commissioner Cheryl Grieb, Tri-County League of Cities (Osceola County) (City of Kissimmee)
Mayor David Meador, Tri-County League of Cities (Seminole County) (City of Lake Mary)
Vice Mayor Leigh Matusick, Volusia County League of Cities (City of DeLand)

Gubernatorial Appointees:

Ms. Jill Rose, Orange County
Mr. Jose A. Rivas, Orange County
Mr. John Lesman, Seminole County

Ex-Officio Members:

Ms. Nancy Christman, St. Johns River Water Management District
Mr. Jeff Prather, Florida Department of Environmental Protection
Mr. William Graf, South Florida Water Management District

Other Attendees:

Mr. Fabricio Ponce, Tindale-Oliver and Associates, representing FDOT
Ms. Michelle Maikisch, CFX
Ms. Alayna Curry, CFX
Ms. Susan McCune, Orange County Planning
Mr. Vance Jochim, FiscalRangers.com

Members not in Attendance:

Commissioner Robin Fisher, Brevard County
Commissioner Brandon Arrington, Osceola County
Commissioner Frank Attkisson, Osceola County
Chair Jason Davis, Volusia County
Commissioner Michael Holland, Lake County League of Cities (City of Eustis)
Ms. Heather Garcia, FDOT
Mr. Russell Gibson, City of Sanford

ECFRPC Staff in Attendance:

Attorney Jerry Livingston

Mr. Hugh Harling, Jr.

Mr. Andrew Landis

Mr. Luis Nieves-Ruiz

Ms. Pegge Parker

Mr. Fred Milch

Ms. Amanda Webb

Ms. Tara McCue

Ms. Lelia Hars

Ms. Kate Hardee

Ms. Jessica Benn

Mr. Chris Chagdes

Mr. Tim Kitchen

Mr. PJ Smith

I. Call to Order and General Business

Commissioner Nelson called the meeting to order at 10:00 a.m. The Pledge of Allegiance was then led by Commissioner Nelson. Ms. Pegge Parker called the roll and announced a quorum was present.

II. Consent Agenda

Commissioner Sheehan made a motion to approve the May 2014 Council Meeting minutes and the April and May 2014 Financial Reports. The motion was seconded by a Council member and the motion carried.

III. Annual Audit Presentation – Dan O’Keefe, Moore Stephens Lovelace, P.A.

Mr. O’Keefe discussed the completion of the Annual Audit Report. He stated it was an unmodified report with no significant deficiencies and no violations of compliance issues or regulations. With no questions from the Council, there was a motion to receive the audit by Vice Mayor Matusick and seconded by a Council member and the motion carried.

IV. FY 2014-2015 Draft Budget

Mr. Harling presented the FY 2014-2015 Budget to the Council. He explained the primary difference between this year’s budget and last year’s is a reduction of expenses by \$165,000. Based on anticipated income and reduced expenses, he stated that he expects to have a balanced budget and Mr. Harling recommended the Council approve this budget. Mayor Randals made a motion to approve, and it was seconded by Commissioner Constantine and passed unanimously.

V. Discussion of Memorandum of Understanding for Unfunded Mandates

Commissioner Nelson discussed the background information and the reason for the proposed Memorandum of Understanding for Unfunded Mandates. He stated that for the past four years, the Governor has vetoed the funding that would have covered the costs for these unfunded mandates. Since these mandates are required, a number of counties and other organizations have had to absorb the costs.

Three years ago the Council sent a Resolution to the State and to our fellow Regional Planning Councils suggesting that we should not be cut out of the funding, but as of this date, it has made no particular impact. The Memorandum of Understanding is another effort to try to manage that process.

Mr. Livingston discussed the development of an agreement for reimbursement of expenses, costs, and indirect overhead for when we are mandated to provide a service to a state agency. It can also be used for providing services to private entities. Of the 26 paragraphs relating to RPCs' powers and duties, more than half of them give us the authority to charge for services at cost which would include an indirect overhead. He stated we typically provide services to all our member governments at no charge so this agreement would not apply to them. It would only apply to those federal, state or other local governments or other local projects where we are entering into agreements, and it would probably be based on a case-by-case basis. This agreement simply would be our attempt to get paid for services we provide and are mandated to do, or that we agree contractually to do.

Attached to the two-page Memorandum of Understanding would be two exhibits: Exhibit A would be the Scope of Services and Exhibit B would be the Fee Budget and payment details. Mr. Livingston recommended that we continue the effort we started three years ago, and Commissioner Cadwell agreed that this would be another way to document all the services we are providing that are unfunded. Currently with the lack of DRI's, this would be another way to show the relevance of the RPC's. Commissioner Cadwell continued to say that as the economy gets better, there will be more DRI's, other sector plans, and joint planning agreements, but this does show what else we do. Commissioner Cadwell agreed that, at a minimum, this is another tool to use to enhance our own philosophy and moved to approve the Memorandum of Understanding. It was seconded by Commissioner Constantine and voted on by the Council. All voted to approve the policy except for Commissioner Brummer who was opposed.

VI. DEO Community Planning Technical Assistance Grants Update – Andrew Landis

Mr. Landis stated that he had hoped to have an update on the technical assistance grants that we have applied for with the DEO, but that the decision has not been made as of yet. Unofficially, the announcement was supposed to be made during the first two weeks of July. The RPC has applied for eight grants: Pierson, Umatilla, Edgewood, Eatonville, Sanford, DeBary, Tavares, Lake Helen and a joint Application with the Treasure Coast RPC relating to the Indian River Lagoon.

VII. Central Florida Expressway Authority Update – Michelle Maikisch, Director of Public Affairs

Ms. Maikisch spoke on the newly formed Central Florida Expressway Authority. She explained who they are, some changes, and the new law that has taken effect as of June 20th. Two of the officers of the CFX are on our Council and are present today; the Chairman of the new Central Florida Expressway Authority, Welton Cadwell; and the Vice Chairman, Commissioner Boyd.

VIII. Consideration of Farmton Application for Master Development Approval – Fred Milch / Glenn Storch, Attorney, Storch and Harris LLC

Councilwoman Cusack stated that Chair Davis was not able to make the meeting today and, as the At Large Member on the Volusia County Council, she will take the message to Volusia County, and they look forward to their continuing partnership with Farmton. Mr. Milch discussed the map, the report, and the additional recommendation pertaining to sea level rise. He discussed that the project is about 47,000 acres with an additional 11,000 acres in Brevard that are not under consideration. About 12,000 of the 47,000 acres are slated for development. Mr. Glenn Storch discussed the project in detail and addressed questions.

Councilwoman Cusack thanked all the partners involved and made a motion to approve the Farmton Application for Master Development Plan with the additional staff condition. It was seconded by Commissioner Cadwell and carried unanimously.

IX. Chair's Report

There was no Chair report today.

X. Executive Director's Report

- Indian River Lagoon – Mr. Harling reported on the \$150,000 grant the RPC applied for to the DEO in partnership with the Treasure Coast RPC. The scope of work includes mapping all the outfalls for the five-county region (Volusia, Brevard, Indian River, Martin and St. Lucie), collecting data regarding water quality, identifying improvements/projects, and completing a report describing challenges and recommendations which will help to eliminate pollution overload from the drainage outfalls.
- Treasure Coast Regional Planning Council Boundary Issue – The West Palm Beach County Mayor has requested that they are relocated into the South Florida Regional Planning Council. They feel they have more of an alignment with the Miami and South Florida area than with the Treasure Coast Regional Planning Council.
- Wellness Way Sector Plan ROW, Lake County – Commissioner Cadwell spoke about this being Lake County's first venture into sector plans and that no decision has been made by the Board yet, but Commissioner Parks has been instrumental in putting it together with the property owners and moving it forward.
- HUD / Sustainable Communities Grant Update – Mr. Harling stated that the RPC is in the final process of completing these studies. The RPC met with representatives from HUD and they are pleased with the progress being made. He stated we cannot compete with private enterprise but our intent is to put money in the hands of local governments. That money goes for those improvements to the station locations and the logistics of getting to the stations. Each local government has hired consultants to handle those issues.
- Staff Activities Report – Staff activities for the RPC are attached for the Board's review.
- Emergency Management Article "Crash and Serve: Lessons to Learn" – Mr. Harling acknowledged and introduced Tim Kitchen and Kate Hardie regarding an article they have written and published in the Journal of Business Continuity and Emergency Planning.

XI. Announcements/Comments

- Commissioner Nelson asked if there were any announcements, comments or questions from the public. There were none, but Vice Mayor Matusick discussed the list of projects completed by the RPC in Volusia County. She stated that she would like Chair Davis and Councilwoman Cusack to receive them, as well as a copy to the League of Cities.
- Commissioner Grieb asked if the RPC is involved in the Sector Plan with Osceola County Corridors. Mr. Harling stated that we have been tracking it and have had the Osceola Planner come and speak to us and go over that particular plan and other plans they have done. Osceola County has added that agriculture is a beneficial use to their Comp Plans and that covers a tremendous amount of area in Osceola County. Commissioner Grieb also stated that she had sent a ULI meeting notice to Mr. Harling regarding the Sector Plan meeting in Osceola County.
- Commissioner Grieb also asked if the RPC was aware of the change for the Army Corps of Engineers having to do with navigable waters, where they can extend their navigable waters by ditches into other areas. A lot of the agricultural people feel that would be problematic for them because they would technically have to go through the Army Corps of Engineers which could cause some potential problems. Mr. Harling stated that he had not heard of the change but would do research and report back.
- Vice Mayor Matusick pointed out that of the nine Governor Appointed positions on the Board, six of them are vacant. She asked if there is anything else we can do to get those filled and that it's been a year since Volusia has put in their request. Mr. Harling said that we will call the Governor's Appointment Secretary and see if we can move it forward.
- Commissioner Parks would like to have a meeting to discuss what's been happening in general regionally so everyone can know what's going on in the neighboring counties. Mr. Harling stated the he could pull that together for the next meeting.

XII. Adjournment

There being no further business before the Council, Commissioner Nelson adjourned the meeting at 11:45 a.m.