

East Central Florida Regional Planning Council

631 North Wymore Road, Suite 100
Maitland, Florida 32751

Wednesday, November 19, 2008
10:00 a.m.

Meeting Agenda

- I. Call to Order and General Business
 - Call to Order – *Acting Chair, Mr. Malcolm McLouth*
 - Roll Call – *Ruth Little*
- II. Consent Agenda
 - Minutes (October 2008) – *Secretary Atlee Mercer (Attachment 1)*
 - Financial Report (September and October 2008) – *Treasurer Mary Martin (Attachment 2)*
- III. Election of Executive Committee Officers
 - Report of Nominating Committee (two positions: T. Jacobs and J. Rawlson)
 - Election of Officers
- IV. Secret Promise DRI - *Mr. Fred Milch (Attachment 3)*
- V. SRPP Update – *Malcolm McLouth*
- VI. Executive Director's Report – *Phil Laurien*
 - Planning Manager update
 - Regional Vision Implementation status
 - Collaborative Organizations – VCOG, VCARD, Space Coast Growth Management Coalition, Lake Toho Working Group, CFU Partnership, MPOs, *myregion* – Others?
- VII. Announcements/Comments
 - An opportunity for Council members and members of the public to bring up events, issues or other items of interest to the Council.
 - “Visiting” RPC meetings around the region?
- VIII. 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

Minutes (October 2008)

EAST CENTRAL FLORIDA REGIONAL PLANNING COUNCIL

COUNCIL MEETING MINUTES

October 15, 2008

Commissioner Teresa Jacobs Presiding

IN ATTENDANCE:

County Representatives

Commissioner Chuck Nelson, Brevard County
Commissioner Elaine Renick, Lake County
Commissioner Teresa Jacobs, Orange County
Commissioner John Quinones, Osceola County
Mr. Atlee Mercer, Osceola County (by phone)
Commissioner Mike McLean, Seminole County
Councilwoman Joie Alexander, Volusia County
Councilman Art Giles, Volusia County

Municipal Representatives

Commissioner Patty Sheehan, City of Orlando
Mayor Rocky Randels, Space Coast League of
Cities
Mayor John Land, Tri-County League of Cities
Commissioner Cheryl Grieb, Kissimmee
Vice Mayor Mary Martin, Volusia County
League of Cities
Mayor John Bush, Seminole League of Cities

Gubernatorial Appointees

Mr. Malcolm McLouth, Brevard County
Mr. Al Glover, Brevard County
Mr. Daniel O'Keefe, Orange County

Ex-Officio and Other Municipal Reps

Ms. Lisa Kelley for Vivian Garfein, FDEP
Ms. Cecelia Weaver, SFWMD
Mr. John Weiss, FDOT
Mr. Russell Gibson, City of Sanford

Other Attendees

Gerald Livingston, ECFRPC Counsel
Mr. Larry Pearson, SFWMD
Mr. Ed Yauer, SFWMD
Mr. Jeff Reive, Lynx
Ms. Lisa Kelley, FDEP
Ms. Dawn Tuten, Tuten Planning

Mr. Dick Davis, Davis & Associates
Mr. John Moore, FDOT
Ms. Linda Dozier, Davis & Associates
Mr. Clif Tate, KHA
Ms. Christina Dixon, Dyer, Riddle, Mills
Mr. Bill Collester, Valley Crest
Mr. Borron Owen, Gray Robinson
Mr. Larry Smith, DRMP
Mr. Karl Passetti, Kittelson
Mr. Nathan Chambers, Austin Environmental
Mr. Jon Weiss, FDOT
Mr. Lance Decuir, FDOT
Mr. David Wright
Ms. Michelle Beamon, Osceola County
Ms. Jody Barry, Florida Hospital
Mr. Aaron Michelson, Osceola County
Mr. Todd DeLong, RERC
Ms. Liz Alward, Brevard County
Mr. Bob Whidden, RJWA
Ms. Alissa Yrres, Orange County

ECFRPC Staff

Mr. Phil Laurien Ms. Lelia Hars
Mr. Fred Milch Mr. Keith Smith
Ms. Tara McCue Ms. Ruth Little
Mr. Jeremey Mikrut
Ms. Tuesdai Brunsonbyrd-Bowden

Members not in Attendance

Commissioner Helen Voltz, Brevard County
Commissioner Welton Cadwell, Lake County
Commissioner Fred Brummer, Orange County
Commissioner Dick Van Der Weide,
Seminole County
Mr. Jon Rawlson, Orange County
Ms. Aileen Cubillos, Seminole County
Mr. William McDermott, Enterprise Florida
Ms. Nancy Christman, SJRWMD

I. Call to Order and General Business

Chair Teresa Jacobs called the meeting to order at 10:00 a.m. Ruth Little called the roll and announced that a quorum was present.

II. Consent Agenda

A MOTION to approve the Consent Agenda was made by Mr. McLouth and seconded by Mayor Randels. The MOTION TO APPROVE THE CONSENT AGENDA was PASSED UNANIMOUSLY.

III. Chair's Report— Chair, Commissioner Teresa Jacobs

Commissioner Jacobs relayed the Governor's Appointment Desk request for recommendations for ECFRPC representatives from Lake, Osceola, and Volusia counties. Commissioner Jacobs also announced that Thomas Genovese of the South Florida Water Management District has transferred out of the region and expressed thanks for his years of service on the Council. She introduced Cecelia Weaver who will now serve as the SFWMD representative.

Commissioner Jacobs asked Mayor Land to chair a committee to nominate replacements to the Executive Committee. After discussion, Mr. Al Glover and Vice Mayor Mary Martin were appointed to serve on the nominating committee with Mayor Land. Members were encouraged to contact the Executive Director to offer nominations.

IV. Florida Health Village DRI— Mr. Fred Milch

Mr. Milch began the presentation of the Florida Health Village DRI by showing the medical existing complex in Winter Park. Photos were presented showing open areas, existing buildings, and lakes within the project. Mr. Milch talked about accommodations being made for affordable housing and listed other positive attributes of the project. The final changes to the Staff Recommendations on the green sheets were reviewed. Mr. Milch took questions from Council members and then introduced Mr. Borron Owen to speak on behalf of the applicant.

Mr. Owen, counsel for the applicant, thanked the Council and introduced other members of the applicant team. He noted that Florida Hospital is celebrating 100 years in Central Florida this year. Mr. Owen addressed the topic of affordable housing and explained that two apartment complexes which are owned by Florida Hospital are located outside the DRI scope. Those apartments plus another to the east of Interstate 4 have been filling Florida Hospital's affordable housing needs.

Commissioner Jacobs asked for input from local governments and agencies. Mr. O'Keefe said he will abstain from voting because his law firm serves as council on some matters related to this DRI. Support for the project was offered by local government and no concerns were raised. Minor wordsmith changes to the document were suggested for clarity. The applicant stated they are in agreement with the Staff Recommendations as represented on the green sheets.

Councilwoman Alexander offered a general comment, not specific to this DRI, about the use of the words "should" and "shall." She acknowledged the role of the RPC as a recommending agency but expressed her desire that some recommendations be made with stronger language. Discussion followed.

Mr. McLouth made a MOTION TO APPROVE STAFF RECOMMENDATIONS WITH THE RECOMMENDED CHANGES. The MOTION was seconded by Mayor Land, Ms. Sheehan, and Vice Mayor Martin. The MOTION TO APPROVE WAS UNANIMOUSLY PASSED.

V. Landmark Sun Resort and Spa DRI– *Mr. Fred Milch*

Mr. Milch provided an introduction to the Landmark Sun Resort and Spa DRI. An existing building of 922 hotel rooms will be razed, and 3,460 new units will be built. He showed photos of the project site which encompasses 77 acres. The destruction of the original units will be vested against impacts.

Mr. Milch said there are some issues related to transportation. Specifically, there will need to be operational changes to the access to SR192. The staff recommendations document asks for Green Building practices as a "soft" recommendation. It also asks for annual reports for the first five years even though the statute calls for bi-annual reports. On the positive side, this project redevelops older hotel stock, is located in a prime tourism area, and includes the removal of an out-of-date sewage treatment plant.

Councilwoman Alexander raised a question about the green building recommendation on page 27. Mr. Milch responded that, based on the Council's resolution last year, we are saying they shall use green building practices. Mr. Milch reviewed the green sheets, which contained no significant changes in the Staff Recommendations. He noted one additional change not included in the green sheets regarding potable water capacity from the issuing water authority.

Mr. Bob Whidden spoke next for the applicant. He is in agreement with the Staff Recommendations and would appreciate the approval of bi-annual reports on this project. He also spoke to a broader issue and asked that the Regional Planning Council use their influence to bring change to development projects that fall below DRI thresholds. While he supports the Green Building practices, he pointed out that DRIs represent only five to seven percent of total development. He would like to see green building standards become a regional condition and have it applied on a broader scale. Commissioner Jacobs responded that the update of the Strategic Regional Policy Plan can be a very important step toward that goal. Mr. Laurien agreed and added that State-owned buildings now have to meet Green Building standards. He agreed that the State needs to revise the building code and set a time line for all new construction to meet a Green Building Standard.

Mr. Mercer asked the applicant about his request for bi-annual reporting. Mr. Whidden explained that for this particular project, there will be many months of work for demolition and preparation. Mr. Mercer suggested language that calls for bi-annual reports until such time that impacts occur.

Chair Commissioner Jacobs asked for comments from local governments and concerned agencies. No objections were outstanding. After discussion, it was agreed that the reporting requirements be modified to indicate that until such time as vertical construction begin, reports shall be bi-annual. Annual reports shall be filed for the first three years after vertical construction begins, and reports shall be made bi-annually thereafter.

Mr. Mercer made a MOTION TO APPROVE with the substitute language as discussed. The MOTION was second by Vice Mayor Martin and THE MOTION TO APPROVE WAS UNANIMOUSLY PASSED.

VI. SRPP Update – Mr. Malcolm McLouth

Mr. McLouth gave a report on the progress of the Strategic Regional Policy Plan Task Force. There has been considerable progress in nearing consensus on the Natural Resources of Regional Significance (NRORS). The second sounding board meeting went very well and provided good comments and input which are being incorporated into the policy. The next element to be considered is Transportation.

Commissioner Jacobs turned to an item which is not on the agenda and asked Mr. McLouth to present his Resolution regarding State Road 528 which was made available to Council Members. Mr. McLouth said the resolution is to draw attention to the need for the connection between the Kennedy Space Center and Brevard County's ports with the rest of Central Florida. It encourages the FDOT to continue to support the 528 as a critical link of the SIS and to continue to pursue funding. Commissioner Nelson asked for a clarification that the funding should not rely solely on tolls. He suggested adding the words "to supplement FDOT funding" to the resolution. Mr. McLouth made a MOTION TO ADOPT RESOLUTION #06-2008 as revised. The MOTION was seconded by several members and PASSED UNANIMOUSLY.

VII. Executive Director's Report – Mr. Phil Laurien

Mr. Laurien congratulated Brevard County as our region's first recipient of a US Economic Development Administration (EDA) grant in the amount of \$500,000. The state of Florida will match with \$250,000 and Brevard County will match with \$250,000. Brevard County was selected as preferred applicant through the ECFRPC's Comprehensive Economic Development Strategy (CEDS) document which named the space shuttle program as a vital project. Mr. Laurien reminded the Council that the CEDS program was funded by ECFRPC dues and is a good example of the kind of work the ECFRPC does on behalf of its members.

Mr. Laurien announced that ECFRPC's GIS Manager, Claudia Paskauskas, recently earned her GISP (Geographic Information System Professional) certification. Claudia also received a special award at a URISA conference for creating a training program for GIS professionals. Her work excellence reflects well on all of us. In fact, the Florida Department of Emergency Management is so impressed with Central Florida GIS program that they have asked Claudia to help coordinate a state-wide GIS program.

Mr. Laurien asked council members to consider attending the Winter Park Health Foundation workshop on November 18, where he will be making a presentation on rebuilding healthy communities.

Next, Mr. Laurien asked for the Council's action on Attachments "C" "D" and "E" which were distributed at the beginning of the meeting.

Attachment C: Mr. Laurien explained the need for Council's approval on a pass-through contract related to the FDEM hurricane evacuation study. Ms. McCue explained that the additional contract in the amount of \$4,700 is needed to separate zdata information for mobile home populations. Councilwoman Alexander made a MOTION TO APPROVE THE CONTRACT. The MOTION was seconded by Mr. Rawlson and THE MOTION TO APPROVE THE CONTRACT WAS UNANIMOUSLY PASSED.

Attachment D: Mr. Landis presented the staff report on the Cane Island Power Plant Unit 4 matter. After some initial comments about sand skinks were addressed, the RPC had no further comments to the proposed Unit 4 in Osceola County. Mr. Landis asked for a motion approving the staff report. Commissioner Grieb made a MOTION TO APPROVE THE STAFF REPORT which was seconded by Vice Mayor Martin. The MOTION PASSED UNANIMOUSLY.

Attachment E: Councilwoman Joie Alexander presented Volusia County's ECO map which maps a critical environmental corridor, and asked for a Resolution of support from the Council. The land is on the Florida Natural Resources inventory and will be on the future land use map as an overlay. 15 of Volusia County's cities have signed on with their support. Mr. Laurien pointed out that the County is not buying this land but instead is striving to identify and protect critical natural resources. After discussion, Councilwoman Alexander made a MOTION TO ADOPT THE RESOLUTION OF SUPPORT. The MOTION was seconded by Commissioner McLean and UNANIMOUSLY PASSED.

Chair Commissioner Jacobs asked for any additional announcements or comments. Commissioner Nelson thanked Executive Director Laurien and the ECFRPC staff for facilitating the US EDA Grant. He asked to reopen the matter of the ECFRPC Work Program and annual assessment which was approved in the September meeting. Commissioner Nelson put forward his suggestion that the assessment be lowered by 11% from last year's number, that the full work program remain as presented, and that the shortfall be funded with reserves.

Commissioner Jacobs stressed the importance of remaining unified. She reminded the Council that the work program set forth by DCA is mandatory even when their funding of that work is not adequate. Mr. Laurien agreed that the coming fiscal year is a difficult one; the SRPP is revised once every ten years and this is the year it must be done. The revised budget information contained in the agenda package shows the amount of budget cuts that are directly tied to DCA's reductions. Mr. Laurien also reviewed the additional amounts that would need to come out of reserves in order to fund a further reduction in county assessments. Mr. Laurien agreed that staying unified was important and that the purpose of reserves is to fill this kind of need.

A discussion followed about of county assessment levels and the intent and wording of the Motion which passed in September. Commissioner Jacobs said the vote of the September meeting can stand or a motion to reconsider can be made. After additional discussion, a motion to reconsider the matter was made, seconded and approved.

Council members spoke in support of reconsidering the motion and reducing the assessment rate by 11% off of the FY2008 amount. Council members spoke in favor of staying with the September vote which set the assessment rate at an 11% reduction from the original \$.23 per capita. All were in agreement that the counties do not want a reduction in services that they receive from the ECFRPC. Additional discussion followed. Mr. Laurien calculated that the amount previously approved was \$.2047 per capita, and the additional reduction being considered would result in a rate of approximately \$.1835 per capita.

Commissioner Jacobs asked for a vote by a show of hands to approve a lowered assessment rate at an 11% reduction from the amount each county paid in FY2008 without a consideration of population growth. By a show of hands, the MOTION TO REDUCE THE ASSESSMENT AMOUNT FAILED with 4 voting in favor of the motion and 10 opposed.

Additional discussion followed. There was overall support for the work of the ECFRPC along with an acknowledgement of the difficult budgetary restrictions and decisions ahead. Councilwoman Alexander expressed her belief that the ECFRPC remains unified with a goal of keeping this organization moving forward with an important work program while providing two straight years of dues reductions for its member counties.

VIII. Adjournment

Prior to adjournment, Mr. McLouth presented Chair Commissioner Teresa Jacobs with a plaque thanking her for her service to the Planning Council. The council members recognized her last meeting as Chair with a standing ovation.

There being no further business before the Council, the meeting was adjourned at 12:05.

ATTACHMENT 2

Financial Report (September 2008)
Financial Report (October 2008) to be distributed 11/19/08

Financial Forecast

Statement of Condition as of September 30, 2008

Cash-in-bank on September 1, 2008		\$265,287.17 *
Deposits and Interest - September 2008	\$44,662.20	
Checks Issued - September 2008	-\$159,945.03	
To Repurchase Account	<u>-\$63,000.00</u>	<u>-178,282.83</u>
Cash-in-bank on September 30, 2008		<u><u>\$87,004.34</u></u>

* Does not include repurchase account which consists of DRI FEE Deposits and other obligated funds being held

Financial Forecast for October 2008

Operating Cash October 1, 2008		\$87,004.34
Accounts Payable on October 1, 2008		<u>-21,992.86</u>
Net Operating Cash for October 1, 2008		<u>\$65,011.48</u>

Anticipated Revenue/Expense for October 2008:		
Accounts Receivables (Revenues)	\$362,336.71	
Accounts Payables (Expenditures)	<u>-251,868.74</u>	
Net Anticipated Revenue/Expense		<u>110,467.97</u>
Anticipated Operating Cash for November 1, 2008		<u><u>\$175,479.45</u></u>

	<u>Budget</u>	<u>8/31/2008</u>	<u>Actual</u>	<u>Current</u>	<u>Under (Over)</u>	<u>100.0%</u>
		<u>Year to Date</u>	<u>September</u>	<u>Year to Date</u>		
Personnel						
Salaries & Wages (Permanent)	804,000	722,166	110,562	832,728	(28,728)	103.6%
Fringe Benefits	276,853	228,546	27,912	256,458	20,395	92.6%
Outside Temporary Services	33,000	23,507	1,113	24,620	8,381	74.6%
Unemployment	-	-	-	-	-	-
Total Personnel	1,113,853	974,219	139,587	1,113,806	47	100.0%
Overhead						
Annual Audit	15,000	14,600	-	14,600	400	97.3%
Advertising/Regional Promotion	4,000	709	-	709	3,291	17.7%
Cleaning Services/Pest Control	6,000	4,890	450	5,340	660	89.0%
Computer Ops (General)	29,664	29,176	664	29,840	(176)	100.6%
Depreciation/Use Charge	12,000	11,000	471	11,471	529	95.6%
Electricity	8,500	7,064	788	7,852	648	92.4%
Equipment (General)	22,000	16,264	961	17,225	4,775	78.3%
Equipment Maintenance/Rental	1,500	90	-	90	1,410	6.0%
Equipment Lease/Sales Taxes	400	20	23	43	357	10.8%
Graphics/Outside Printing	30,000	17,694	1,976	19,670	10,330	65.6%
Insurance	14,000	12,753	1,159	13,912	88	99.4%
Inter-Regnl Bd Rel (travel/training)	7,500	754	952	1,706	5,794	22.7%
Legal Counsel	44,000	37,417	3,333	40,750	3,250	92.6%
Library/Publications/Subscriptions	3,000	1,881	33	1,914	1,086	63.8%
Office Supplies	8,000	5,865	1,006	6,871	1,129	85.9%
Pension Fund Mgmt. Fee	900	960	-	960	(60)	106.7%
Postage	9,000	6,122	416	6,538	2,462	72.6%
Professional Dues	25,000	25,213	2,164	27,377	(2,377)	109.5%
Rent	125,000	111,291	10,117	121,408	3,592	97.1%
Office Maintenance	4,000	100	-	100	3,900	2.5%
Staff Training	14,000	7,246	1,710	8,956	5,044	64.0%
Telephone & Communications	8,000	5,449	541	5,990	2,010	74.9%
Staff Travel	30,000	20,028	3,283	23,311	6,689	77.7%
Recruiting	4,000	490	-	490	3,510	12.3%
Hmep Training	26,200	20,390	-	20,390	5,810	77.8%
GIS Coordination	3,000	3,000	-	3,000	-	100.0%
GIS Data Collection	1,500	-	-	-	1,500	0.0%
CFGIS Workshop		600	37,027	37,627	(37,627)	
Consultants (FDOT/GIS)	55,000	33,368	11,257	44,625	10,375	81.1%
Consultants (DRI)	72,000	53,659	2,917	56,576	15,424	78.6%
Consultants(S.R. 40 Scenic Hyway)	18,000	18,000	-	18,000	-	100.0%
Consultants(Green Mountain Byway)	60,000	61,650	-	61,650	(1,650)	102.8%
Consultants(ZDATA)	-	43,392	-	43,392	(43,392)	
Consultants(DCA)		1,500	2,100	3,600	(3,600)	
Consultants(UASI Training & Exercs			39,799	39,799	(39,799)	
Consultants(LRTP 2035)			38,000	38,000	(38,000)	
Storage-Off Site Records	1,400	1,343	247	1,590	(190)	113.6%
Contingencies	10,000	-	-	-	10,000	0.0%
Meeting Expenses	16,551	4,196	130	4,326	12,225	26.1%
Web Site Upgrade	30,000	-	12,250	12,250	17,750	40.8%
REMI Annual Maintenance	20,000	20,600	-	20,600	(600)	103.0%
S. Bitar VISA Sponsorship	7,000	956	-	956	6,044	13.7%
Severence Payment		7,269	-	7,269	(7,269)	
Total Overhead	746,115	606,999	173,774	780,773	(34,658)	104.6%
Total Expenditures	1,859,968	1,581,218	313,361	1,894,579	(34,611)	101.9%

ATTACHMENT 3

Secret Promise
Development of Regional Impact