



Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653 - 1803 • 352.955.2200

MEETING NOTICE

EXECUTIVE COMMITTEE

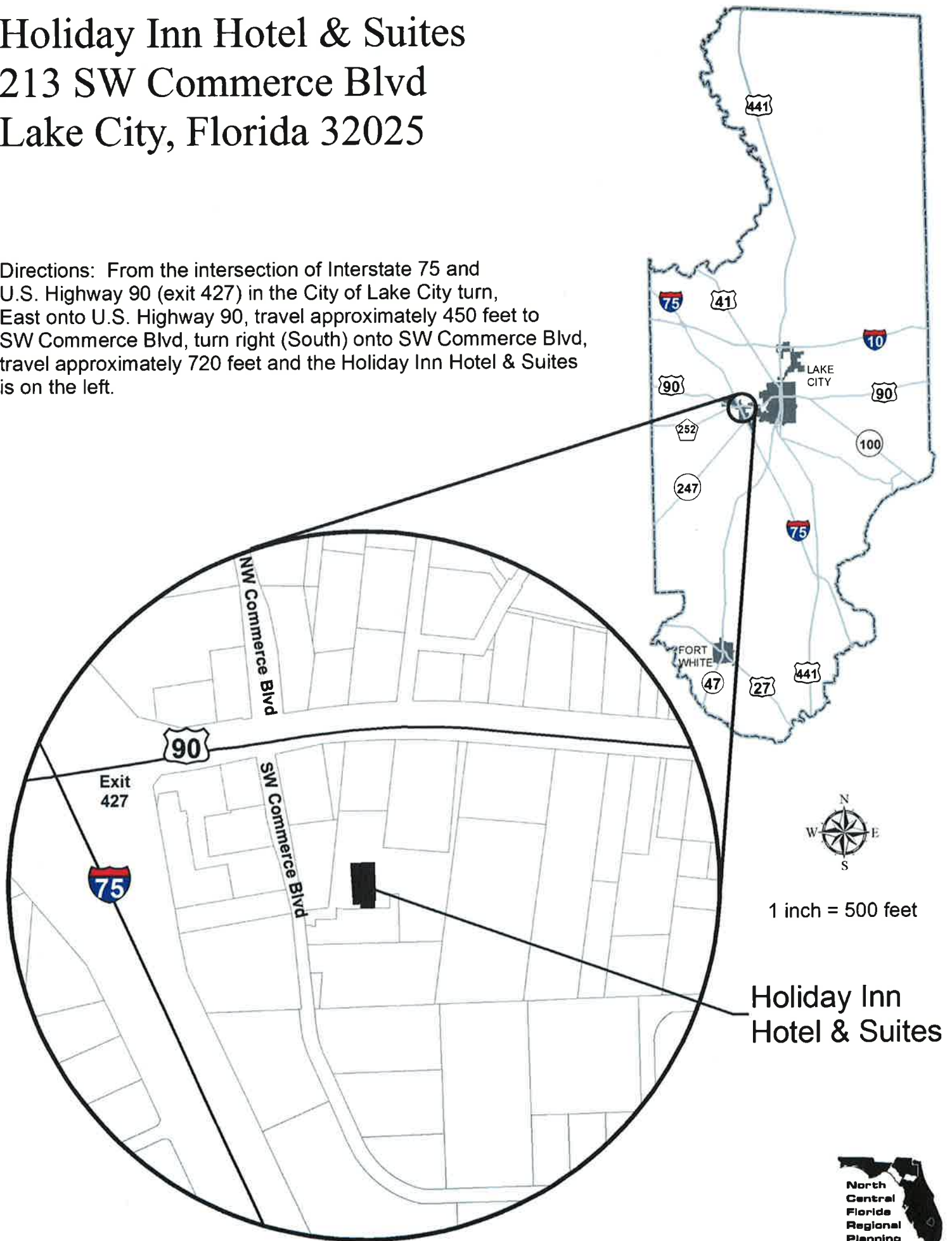
There will be a meeting of the Executive Committee of the North Central Florida Regional Planning Council on May 28, 2015. The meeting will be held at the Holiday Inn Hotel & Suites, 213 Southwest Commerce Boulevard, Lake City, Florida at 6:00 p.m.

(Location Map on Back)

Holiday Inn Hotel & Suites

213 SW Commerce Blvd
Lake City, Florida 32025

Directions: From the intersection of Interstate 75 and U.S. Highway 90 (exit 427) in the City of Lake City turn, East onto U.S. Highway 90, travel approximately 450 feet to SW Commerce Blvd, turn right (South) onto SW Commerce Blvd, travel approximately 720 feet and the Holiday Inn Hotel & Suites is on the left.





Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653 -1803 • 352.955.2200

AGENDA

EXECUTIVE COMMITTEE

Holiday Inn Hotel & Suites
Lake City, Florida

May 28, 2015
6:00 p.m.

	<u>Page</u>
* I. APPROVAL OF MINUTES - April 26, 2015	5
II. CONTRACTS AND APPLICATIONS -	
* A. Amendment to Research Agreement - University of Florida	7
* B. Agreement with Florida Division of Emergency Management for Local Emergency Planning Committee, Fiscal Year 2015-16	9
* C. Agreement with Florida Department of Emergency Management for Hazard Analyses, Fiscal Year 2015-16	11
* D. Local Government Community Redevelopment Planning Services Agreement - Fiscal Year 2014-15 City of Live Oak	13
* E. Local Government Local Mitigation Strategy Update Agreement - Fiscal Year 2014-15 Levy County	15
* III. PROGRAM REPORT - Transportation Disadvantaged Program Local Coordination Designated Official Planning Agency - Levy County	17
* IV. LEGISLATIVE REPORT	21
V. GENERAL ADMINISTRATION -	
* A. Proposed Interlocal Agreement Amendment	27
* B. Meeting Schedule Program Year 2015-16	33
* C. Check Fraud Status Report	37
VI. OTHER BUSINESS - Florida Regional Councils Association Policy Board Meeting - Altamonte Springs - July 10, 2015	

* See Attachments

O:\COUNCIL.MTG\EC\Agendas\2015\Executive CommitteeAgenda 5-28-15.docx

Dedicated to improving the quality of life of the Region's citizens,
by coordinating growth management, protecting regional resources,
promoting economic development and providing technical services to local governments.

EXECUTIVE COMMITTEE
MINUTES

Holiday Inn Hotel & Suites
Lake City, Florida

April 23, 2015
6:00 p.m.

MEMBERS PRESENT

Rick Davis, Secretary-Treasurer
Garth Nobles, Jr., Immediate Past Chair
Daniel Riddick, Vice-Chair
Carolyn Spooner, Chair

MEMBERS ABSENT

None

STAFF PRESENT

Scott R. Koons

Chair Carolyn Spooner called the meeting to order at 6:06 p.m.

I. APPROVAL OF MINUTES - March 26, 2015

Chair Spooner asked that the minutes for the March 26, 2015 Executive Committee meeting be approved as written.

ACTION: Mayor Nobles made the motion, with a second by Commissioner Riddick to approve the minutes for March 26, 2015 as written. The motion carried unanimously.

II. CONTRACTS AND APPLICATIONS - Amendment to Memorandum of Agreement with Tampa Bay Regional Planning Council Concerning Regional Economic Modeling, Inc.

ACTION: Commissioner Riddick made the motion, with a second by Mayor Nobles to recommend that the Council authorize the Executive Director to sign an amendment to the memorandum of agreement with Tampa Bay Regional Planning Council for an additional year as a user of the Regional Economic Modeling, Inc., for a fixed fee amount of \$4,500. The motion carried unanimously.

III. PROGRAM REPORT

A. Transportation Disadvantaged Program Local Coordinating Board Appointment - Andrew Singer

ACTION: Commissioner Davis made the motion, with a second by Mayor Nobles to recommend that the Council appoint Andrew Singer as the voting Agency for Health Care Administration Representative on the Alachua, Bradford, Columbia, Hamilton and Suwannee, Dixie, Gilchrist, Lafayette, Madison and Union County Transportation Disadvantaged Coordinating Boards. The motion carried unanimously.

B. National Travel and Tourism Week - May 2-12, 2015 Proclamation

ACTION: Mayor Nobles made the motion, with a second by Commissioner Riddick to recommend that the Council adopt a proclamation declaring May 2-10, 2015 as Travel and Tourism Week. The motion carried unanimously.

IV. LEGISLATIVE REPORT

Mr. Koons updated the Committee on the status of several legislative bills of interest to regional planning councils.

V. GENERAL ADMINISTRATION - Check Fraud Status

Mr. Koons updated the Committee concerning the status of the \$49,523.00 check fraud issue with Wells Fargo.

V. OTHER BUSINESS - Florida Regional Councils Association Policy Board Meeting
Altamonte Springs - July 10, 2015

Mr. Koons announced that the next Florida Regional Councils Association meeting will be held in Altamonte Springs on July 10, 2015.

The meeting adjourned at 6:51 p.m.

Carolyn B. Spooner, Chair

5/28/15

Date



Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members
FROM: Scott R. Koons, AICP, Executive Director *SRK*
SUBJECT: Amendment to Research Agreement - University of Florida

RECOMMENDATION:

Authorize the Chair to execute an amendment to a research agreement with the University of Florida to continue providing a graduate student to conduct research concerning the development of transportation plans for the Gainesville Urbanized Area by extending the agreement for an additional one year to expire June 30, 2016.

BACKGROUND:

For the past several years a graduate student has conducted research to compile information for the development of transportation plans for the Gainesville Urbanized Area through a research agreement between the Council and the University of Florida. The University of Florida graduate studies program in urban and regional planning has proposed to amend an existing research agreement for an additional one-year period ending June 30, 2016. The agreement provides for the graduate student to work 20 hours a week during the academic year and 40 hours a week during the summer.

The scope of services includes conducting research concerning the development of transportation plans for the Gainesville Urbanized Area. The costs of this research are paid with funds that the Council receives from the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area. The Council provides staff services to this organization through an existing staff services agreement. This amendment does not require additional funds to be added to the research agreement.

If you have any questions concerning this matter, please do not hesitate to contact me.

o:\council.mtg\cnc\mtgmemos\ufcontract may 15.docx



Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director

SUBJECT: Agreement with the Florida Division of Emergency Management for
Local Emergency Planning Committee, Fiscal Year 2015-16

RECOMMENDATION:

Authorize the Chair to execute an agreement with the Florida Division of Emergency Management for Fiscal Year 2015-16 to provide the services to the North Central Florida Local Emergency Planning Committee as described below for an anticipated amount not to exceed \$48,000.

BACKGROUND:

This item concerns an annual contract which the Council enters into with the Division of Emergency Management to cover the costs of the Council's emergency planning activities.

These funds are used to provide Council staff support to the North Central Florida Local Emergency Planning Committee, including providing assistance with meetings, plan updates and training exercises.

o:\council.mtg\cnc\mtgmemos\dem contract 15-16.docx




Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director 

SUBJECT: Agreement with Florida Division of Emergency Management
to Update Hazards Analyses - Fiscal Year 2015-16

RECOMMENDATION:

Authorize the Chair to execute an agreement with the Florida Division of Emergency Management to update hazards analyses for Columbia, Dixie, Hamilton, Lafayette, Levy, Madison, Marion and Taylor Counties for an estimated amount of \$10,675.

BACKGROUND:

Each year, the Florida Division of Emergency Management provides funding to the Council to update hazards analyses for locations that contain extremely hazardous substances that if released could cause off-site injuries.

Sites located in the following counties will be included in the hazard analyses update: Columbia, Dixie, Hamilton, Lafayette, Levy, Madison, Marion and Taylor Counties. The estimated amount of the agreement will be \$10,675,

If you have any questions concerning this matter, please do not hesitate to contact me.

o:\council.mtg\cnc\mtgmemos\ha15-16 agreement.docx



Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director

SUBJECT: Agreement with the City of Live Oak- Fiscal Year 2015

RECOMMENDATION:

Authorize the Chair to execute an agreement with the City of Live Oak to provide community redevelopment planning assistance services in the amount of \$7,500.

BACKGROUND:

The Council proposes to enter into a technical assistance agreement with the City of Live Oak to provide planning assistance to prepare a finding of necessity study to determine if certain areas meet statutory requirements as slum and blighted areas for possible addition to the existing Community Redevelopment Area in the City. The amount of the agreement will be \$7,500.

If you have any questions concerning this matter, please do not hesitate to contact me.

o:\council.mtg\cnc\mtgmemos\live oak 15 agreement.docx



Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director 

SUBJECT: Local Government Local Mitigation Strategy Update Services Agreement -
Levy County

RECOMMENDATION:

Authorize the Chair to execute an agreement with Levy County to complete Phase 1 of the update of their Local Mitigation Strategy for an amount of \$12,000.

BACKGROUND:

Counties are required by state law to prepare and adopt a local mitigation strategy. In addition, the local mitigation strategy is required to be updated every five years.

The Council proposes to enter into a local mitigation strategy update services agreement with Levy County. The update will be completed in two phases. Phase 1 will be completed during Fiscal Year 2014-15 and consist of the data and analysis portion of the local mitigation strategy. Phase 2 of the update will be completed during Fiscal Year 2015-16 and will consist of the coordination, review and adoption of the local mitigation strategy. The amount of the Phase 1 update will be \$12,000.

If you have questions concerning this matter, please do not hesitate to contact me.




Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director 

SUBJECT: Transportation Disadvantaged Program
Designated Official Planning Agency - Levy County

RECOMMENDATION:

Adopt the attached resolution requesting the Florida Commission for the Transportation Disadvantaged designate the Council the Designated Official Planning Agency for Levy County for the Transportation Disadvantaged Program.

BACKGROUND:

Pursuant to Rule 41-2.009, Florida Administrative Code, in areas not covered by a metropolitan planning organization, agencies eligible for designation as official planning agencies for the Florida Transportation Disadvantaged Program include regional planning councils.

As you know, Senate Bill 1216 has reduced the number of regional planning councils from 11 to ten by eliminating the Withlacoochee Regional Planning Council. The Withlacoochee Regional Planning Council served as the Designated Official Planning Agency for Levy County for the Transportation Disadvantage Program. Since Levy County has been assigned to the north central Florida region, the Council needs to request designation as the Designated Official Planning Agency for Levy County pursuant to Rule 41-2.009 Florida Administrative Code.

The responsibilities of a designated official planning agency include Transportation Disadvantaged Program planning and providing the local transportation disadvantaged coordinating board with staff support and resources to enable them to fulfill their responsibilities. The Council will receive \$19,606 to provide these services for Fiscal Year 2015-16.

If you have any questions concerning this matter, please do not hesitate to contact me.

Attachment

t:\lynn\pga\2016\opadesreqlevy.docx

Dedicated to improving the quality of life of the Region's citizens,
by coordinating growth management, protecting regional resources,
promoting economic development and providing technical services to local governments.

RESOLUTION NO. 2013-03

A RESOLUTION OF THE NORTH CENTRAL FLORIDA
REGIONAL PLANNING COUNCIL REQUESTING
DESIGNATION AS THE DESIGNATED OFFICIAL PLANNING
AGENCY FOR LEVY COUNTY, FLORIDA FOR THE
TRANSPORTATION DISADVANTAGED PROGRAM

WHEREAS, in areas not covered by metropolitan planning organizations,
agencies eligible for designation as designated official planning agencies for the Florida
Transportation Disadvantaged Program include regional planning councils;

WHEREAS, Levy County, Florida has been assigned to the north central Florida
region;

WHEREAS, the North Central Florida Regional Planning Council has the
authority to serve as the Designated Official Planning Agency for Levy County, Florida;
and

WHEREAS, the North Central Florida Regional Planning Council has the
authority to undertake a transportation disadvantaged service project as authorized by
Section 427.015, Florida Statutes and Rule 41-2.009, Florida Administrative Code.

NOW, THEREFORE, BE IT RESOLVED BY THE NORTH CENTRAL
FLORIDA REGIONAL PLANNING COUNCIL THAT:

In accordance with Section 427.015, Florida Statutes, and Rule 41-2.009, Florida
Administrative Code, the North Central Florida Regional Planning Council requests the
Florida Commission for the Transportation Disadvantaged designate the North Central
Florida Regional Planning Council the Designated Official Planning Agency for Levy
County, Florida for the Transportation Disadvantaged Program effective July 1, 2015.

APPROVED AND ADOPTED by the North Central Florida Regional Planning
Council this 28th day of May 2015.

NORTH CENTRAL FLORIDA
REGIONAL PLANNING COUNCIL

ATTEST:

Scott R. Koons, Executive Director

Carolyn B. Spooner, Chair



Serving
 Alachua • Bradford
 Columbia • Dixie • Gilchrist
 Hamilton • Lafayette • Madison
 Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1803 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director

SRK

SUBJECT: Legislative Report

The 2015 regular Legislature session convened on March 3, 2015 and is scheduled to adjourn on May 1, 2015. The legislative interim Committee schedule was, as follows:

- Week of January 5, 2015
- Week of January 20, 2015
- Week of February 2, 2015
- Week of February 9, 2015
- Week of February 16, 2015

The following paragraphs provide a summary of bills of interest to date.

REGIONAL PLANNING COUNCIL FUNDING

The Governor did not recommend any funding for regional planning councils for Fiscal Year 2015-16. The House of Representatives adopted budget does not include any funding for regional planning councils for Fiscal Year 2015-16. The Senate adopted budget includes \$200,000 in funding for all 11 regional planning councils for Fiscal Year 2015-16. The Council's share of the \$200,000 in funding would be approximately \$15,000. The Legislature did not pass the Fiscal Year 2015-16 budget during the regular session. The budget will be addressed during the special session scheduled to start June 1, 2015 and end June 20, 2015.

REGIONAL PLANNING COUNCILS

Senate Bill 484 by Senator Simpson relates to regional planning councils. Requires the state land planning agency to identify parties that may enter into mediation relating to the compatibilities of developments with military installations; requires electric utilities to notify the county, rather than the regional planning council, of its current plans to site electric substations; authorizes local governments to enter into agreements to create regional planning entities; revises the requirements for the statewide emergency shelter plan to include general location and square footage of special needs shelters by county rather than by regional planning council region. Referred to Community Affairs Committee; Appropriations Subcommittee on Transportation, Tourism and Economic Development; and Appropriations Committee. Passed Community Affairs Committee as an amended Committee Substitute; Appropriations Subcommittee on Transportation, Tourism and Economic Development as an amended Committee Substitute; and Appropriations Committee as an amended Committee Substitute. *(The provisions of the bill have been added to Senate Bill 1216.)* **SENATE BILL 1216 WAS PASSED BY THE LEGISLATIVE.**

This bill as amended removes regional planning councils from certain state statutes and transfers their duties and responsibilities to other entities.

House Bill 873 by Representative Mayfield relates to regional planning councils. Repeals provisions creating regional planning councils and regional planning agencies; repeals provisions specifying duties of such councils and agencies; transfers duties formerly performed by such councils and agencies to state land planning agency or local governments, as appropriate and; authorizes local governments to create regional planning entities. Referred to Economic Development and Tourism Subcommittee; Transportation and Economic Development Appropriations Subcommittee; and Economic Affairs Committee. *(The provisions of this bill have been added to House Bill 933.)* **NOT PASSED BY LEGISLATIVE.**

DEVELOPMENTS OF REGIONAL IMPACT

Senate Bill 562 by Senator Simpson relates to developments of regional impact. Requires plan amendments proposing a development that qualifies as a development of regional impact to be subject to the state coordinated review process; provides that new proposed developments are subject to the state coordinated review process and not the development of regional impact review process. Referred to Community Affairs Committee; Transportation Committee; and Rules Committee. Passed by Community Affairs Committee; Transportation Committee and Rules Committee. *(The provisions of this bill have been added to Senate Bill 1216.)* **SENATE BILL 1216 WAS PASSED BY THE LEGISLATURE.**

House Bill 579 by Representative Gaetz relates to developments of regional impact. Requires plan amendments for developments that are developments regional impact to follow the state coordinated review process; provides that certain proposed developments that are considered developments regional impact are subject to the state coordinated review process and not the developments regional impact review process. Referred to the Economic Development and Tourism Subcommittee; Transportation and Economic Development Appropriations Subcommittee; and Economic Affairs Committee. *(The provisions of this bill have been added to House Bill 933.)* **NOT PASSED BY THE LEGISLATURE.**

SECTOR PLANS

Senate Bill 832 by Senator Simpson relates to sector plans. Requires that comprehensive plan amendments that propose an amendment to an adopted sector plan follow the specified state-coordinated review process; establishes that this section is intended to promote development of a long-term vision for conservation, development and agriculture on a landscape scale; provides that an applicant may request a preapplication conference with the local government that has jurisdiction before filing an application for a detailed specific area plan, subject to certain requirements; requires the applicant for a detailed specific area plan to transmit copies of the application to specified reviewing agencies for review and comment. Referred to Community Affairs Committee; Environmental Preservation and Conservation Committee and Fiscal Policy Committee. Passed by Community Affairs Committee; and Environmental Preservation and Conservation Committee. *(The provisions of this bill have been added to Senate Bill 1216.)* **SENATE BILL 1216 PASSED BY LEGISLATURE.**

House Bill 933 by Representative LaRosa relates to sector plans. Revises provisions regarding adopted sector plans; long-term master plans, and specific area plans; revises dates for recording conservation

easement for certain lands; authorizes certain water permit durations to be commensurate with certain development orders; provides permitting criteria in certain situations; clarifies public interest test; specifies rule of statutory construction. Referred to Economic Development and Tourism Subcommittee; Transportation and Economic Development Appropriations Subcommittee, State Affairs Committee; and Economic Affairs Committee. Passed by Economic Development and Tourism Subcommittee; Transportation and Economic Development Appropriations Subcommittee; State Affairs Committee; and Economic Affairs Committee. **NOT PASSED BY LEGISLATURE.**

FLORIDA DEPARTMENT OF ECONOMIC OPPORTUNITY WEB PAGE

House Bill 75 by Representative Combee relates to the Florida Department of Economic Opportunity web page. Requires the Department to create a web page accessible through its internet website that provides certain information; provides purpose of web page; requires the Department to collect all local business information available to the Department; requires the Department to request relevant local government to provide any otherwise unavailable information; requires local governments to provide notice of changes in information collected by the Department; authorizes local government entities to provide summary that includes certain information for the Department's web page.

The new website is to be solely dedicated to the collection and publication of data and information that are relevant and of significance to the creation of new business within the state or the expansion of existing businesses within the state. The purpose for doing so is to (a) provide a comprehensive overview of conditions that exist within the various cities and counties of the state that are conducive or advantageous to the creation of new businesses or the expansion of existing businesses; (b) enable prospective employers both within and outside the state to effectively and accurately evaluate the business climate of cities and counties within the state; and (c) provide prospective business owners and operators and cities and counties within the state with immediate access to specific charges and costs related to the establishment, operation, and maintenance of a business in any city or county within the state. The Department is given until January 1, 2016 to collect the data then post it to its web page "as soon as practicable." The bill includes a lengthy list of the specific information that is to be collected. Referred to Economic Development and Tourism Subcommittee; Local Government Affairs Subcommittee; Transportation and Economic Development Appropriations Subcommittee; and Economic Affairs Committee. **NOT PASSED BY LEGISLATURE.**

Senate Bill 232 by Senator Hays relates to the Florida Department of Economic Opportunity. Requires the Department to create a web page accessible through its internet website that provides certain information; provides the purpose of the web page. Referred to Commerce and Tourism Committee; Community Affairs Committee; Appropriations Subcommittee on Transportation, Tourism, and Economic Development Committee; and Fiscal Policy Committee. **NOT PASSED BY LEGISLATURE.**

FREIGHT LOGISTICS ZONES

House Bill 257 by Representative Ray relates to freight logistics zones. Defines freight logistics zone, authorizes county or two or more contiguous counties to designate geographic area or areas within its jurisdiction as freight logistics zone; requires adoption of strategic plan which must include certain information; provides that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; provides evaluation criteria for freight logistics zones.

The bill defines a freight logistic zone as a grouping of activities and infrastructure associated with freight transportation and related services within a defined area around intermodal logistics center as defined in Section 311.101(2), Florida Statutes. It allows a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone. The designation must include a strategic plan adopted by the county(ies) that includes a map depicting the geographic area of the jurisdiction and identification of existing or planned freight facilities or logistics clusters; existing transportation infrastructure; existing workforce availability; existing planned local, state, or federal workforce training capabilities; any local, state, or federal plans concerning the movement of freight; and financial or other local government incentives to encourage new development, expansion of existing development, or redevelopment with the proposed zone. The plan must include documentation that it is consistent with applicable local government comprehensive plans and adopted metropolitan planning organizations long-range transportation plans. Projects within these zones that are consistent with the state's Freight Mobility and Trade Plan may be eligible for priority state funding and incentives. Criteria for determining that eligibility are included in the bill. Referred to the Transportation and Ports Subcommittee; and Transportation and Economic Development Appropriations Subcommittee. Passed by Transportation and Ports Subcommittee; and Transportation and Economic Development Appropriations Subcommittee. **PASSED BY THE LEGISLATURE.**

Senate Bill 956 by Senator Simpson relates to freight and logistics. Authorizes a county or two or more contiguous counties to designate a geographic area or areas within its jurisdiction as a freight logistics zone; requires the adoption of a strategic plan which must include certain information; provides that certain projects within freight logistics zones may be eligible for priority in state funding and certain incentive programs; and provides evaluation criteria for freight logistics zones. Passed by Community Affairs Committee; and Appropriations Subcommittee on Transportation, Tourism and Economic Development. **NOT PASSED BY LEGISLATURE.**

PRIVATE PROPERTY RIGHTS

House Bill 551 by Representative Perry relates to private property rights. Requires local governments to address protection of private property rights in their comprehensive plans; requires comprehensive plan to include property rights element that addresses certain objectives; requires counties and municipalities to adopt land development regulations consistent with property rights element. Referred to Economic Development and Tourism Subcommittee; Local Government Affairs Subcommittee; and Economic Affairs Committee. **NOT PASSED BY LEGISLATURE.**

Senate Bill 1424 by Senator Evers relating to property rights. Requires local governments to address the protection of private property rights in their comprehensive plans; requires comprehensive plans to include a property rights element that addresses certain objectives; and requires counties and municipalities to development regulations consistent with this element within a specified timeframe. Referred to Community Affairs Committee; Judiciary Committee; and Fiscal Policy Committee. **NOT PASSED BY LEGISLATURE.**

WATER AND LAND CONSERVATION AMENDMENT

Senate Bill 586 by Senator Dean relates to water and land conservation constitutional amendment. Provides that specified distributions to the Land Acquisition Trust Fund are not subject to the service charge under Section 215.20 Florida Statutes repeals provisions relating to beach erosion control project

staffing, funding for the state beach management plan, and the Florida Preservation 2000 Trust Fund; requires specified public recreation projects to have been selected through the Florida Department of Environmental Protection's competitive selection process prior to the release of funds. Referred to Environmental Preservation and Conservation Committee; Appropriations Subcommittee on General Government; and Appropriations Committee. Passed by Appropriations Subcommittee on General Government as an amended Committee Substitute; Appropriations; Environmental Preservation and Conservation Committee. **NOT PASSED BY LEGISLATURE.**

House Bill 1291 by Representative Boyd relates to the water and land conservation constitutional amendment. Terminates obsolete trust funds and provides for disposition of balances; revises distributions of documentary stamp tax revenues into certain trust funds; revises distributions of revenues upon sale of certain lands; reenacts the Land Acquisition Trust Fund; deletes obsolete provisions relating to use of bond and trust funds proceeds; and conforms provisions. Passed by Agricultural and Natural Resources Appropriations Subcommittee; and Appropriations Committee. **NOT PASSED BY LEGISLATURE**

AGRITOURISM

Senate Bill 594 by Senator Stargel relates to agritourism. Prohibits a local government from enforcing an ordinance, regulation, rule or policy that prohibits restricts, regulates, or otherwise limits an agritourism activity on land classified as agricultural land. Referred to Agriculture Committee; Community Affairs Committee; and Rules Committee. Passed by the Agriculture Committee, Community Affairs Committee; and Rules Committee. **NOT PASSED BY LEGISLATURE.**

House Bill 569 by Representative Combee relates to agritourism. Prohibits local governments from enforcing local ordinances, regulations, rules, or policies that prohibit, restrict, regulate, or otherwise limit agritourism activities on land classified as agricultural land. Passed by Local Government Affairs Subcommittee as an amended Committee Substitute. **NOT PASSED BY LEGISLATURE.**

WATER CONSERVATION

House Bill 605 by Representative Porter relates to water conservation. Authorizes local governments to adopt certain residential and nonresidential landscape irrigation conservation measures; authorizes water management district governing boards and the Florida Department of Environmental Protection to issue water shortage notice in public information release and post such notice on the district's or the Department's website; directs water management district governing boards in affected and adjacent counties to issue certain orders and provide certain notice when emergency conditions exist due to water shortage. Referred to Agriculture and Natural Resources Subcommittee; Agriculture and Natural Resources Appropriations Subcommittee; and State Affairs Committee. **NOT PASSED BY LEGISLATURE.**

There is no companion Senate bill.


If you have any questions concerning this matter, please do not hesitate to contact me.



2008 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director 

SUBJECT: Proposed Interlocal Agreement Amendments

RECOMMENDATION:

Request member local governments to amend the interlocal agreement creating the Council.

BACKGROUND:

As you know, Senate Bill 1216 (Chapter 2015-30, Laws of Florida) recently enacted by the Legislature eliminated the Withlacoochee Regional Planning Council and transferred Levy County and Marion County to the north central Florida region. The North Central Florida Regional Planning Council was created by an interlocal agreement pursuant to Section 163.01, Florida Statutes, entered into by counties and municipalities located in the north central Florida region. In order to add Levy County and Marion County to the membership of the Council, the existing member local governments will need to amend the interlocal agreement.

The Council should consider recommending several amendments to the interlocal agreement to the member local governments. These amendments should include the following provisions.

1. Geographic area;
2. Governance structure;
3. Additional representatives; and
4. Dues credit.

The first interlocal agreement would add Levy County and Marion County to the list of counties within the geographic area of the north central Florida region.

The second amendment would change the governance structure. The current governance structure provides for representation by member local governments on a population basis. Based on the current structure, Levy County would be entitled to two local elected representatives and Marion County would be entitled to ten local elected official representatives. Along with one additional gubernatorial representative from Levy County and five additional gubernatorial representatives from Marion County, the total number of representatives to the Council would increase from 48 to 66.

Please find attached three options concerning governance structure. Option 1 is the current population-based system resulting to 66 representatives. Option 2 eliminates the population-based system and limits the number of municipal representatives to the county seat municipality resulting in 39 representatives.

Option 2 would also result in counties paying dues for all municipalities within each respective county. Option 3 only eliminates the population-based system and also results in 39 representatives.

The third amendment would delete the additional representatives provision. The current interlocal agreement provides for a member local government to appoint additional representatives if requested by the Council to insure representation of minority population and to maintain the required proportion of local elected officials.

The fourth amendment would delete the dues credit provision. The current interlocal agreement includes a provision for a dues credit to certain local governments of an amount equal to one percent of funds expended on planning activities during the preceding fiscal year. However, the dues credit cannot lower the dues assessment to an amount less than \$20,000. Currently, only Alachua County and the City of Gainesville are eligible for this dues credit. For Fiscal Year 2015-16, the dues credit for Alachua County is (\$10,268) and the City of Gainesville is (\$15,735). In addition, Marion County would also be eligible for a dues credit of (\$12,953).

Finally, the interlocal agreement should be amended to make administrative and technical changes such as statutory and administrative code citations. If you have questions concerning this matter, please do not hesitate to contact me.

Attachment

o:\council.mtg\cnc\mtgmemos\proposed interlocal agreement.docx

NORTH CENTRAL FLORIDA REGIONAL PLANNING COUNCIL
GOVERNANCE STRUCTURE
May 21, 2015

OPTION 1: Existing Governance Structure

Existing Council	32 Local Government 16 Gubernatorial
Levy County	2 Local Government 1 Gubernatorial
Marion County	10 Local Government <u>5</u> Gubernatorial 66 Total

OPTION 2: New Government Structure
(Eliminate population-based representation and limit municipal members to the county seat municipality)

Existing Council	11 Local Government- County 11 Local Government - Municipal 11 Gubernatorial
Levy County	1 Local Government - County 1 Local Government - Municipal 1 Gubernatorial
Marion County	1 Local Government - County 1 Local Government - Municipal <u>1</u> Gubernatorial 39 Total

Note: Option 2 would result in City of Alachua, Archer, Hawthorne, High Springs, Newberry and Waldo, no longer being members of the Council and add Bronson, Cross City, Lake Butler, Mayo, Ocala and Trenton as members of the Council.

Option 2 would also reduce Gainesville representatives from five to one, Alachua County representatives from four to one and Columbia County representatives from two to one.

Option 2 would also reduce Gubernatorial appointees from 16 to 13.

OPTION 3: Existing Government Structure
(Eliminate population based representation)

Existing Council	11 Local Government- County 13 Local Government - Municipal 11 Gubernatorial
Levy County	1 Local Government - County 1 Gubernatorial
Marion County	1 Local Government - County <u>1</u> Gubernatorial 39 Total

Note: Option 3 would reduce Gainesville representatives from five to one, Alachua County representatives from four to one and Columbia County representatives from two to one.

Option 3 would also reduce Gubernatorial appointees from 16 to 13.

**North Central Florida Regional Planning Council
Governance Structure
May 21, 2015**

	Local Government				Gubernatorial				Total			
	11 Counties	Levy	Marion	Total	11 Counties	Levy	Marion	Total	11 Counties	Levy	Marion	Total
Option 1	32	2	10	44	16	1	5	22	48	3	15	66
Option 2	22	2	2	26	11	1	1	13	33	3	3	39
Option 3	24	1	1	26	11	1	1	13	35	2	2	39

Notes: Option 2 would result in City of Alachua, Archer, Hawthorne, High Springs, Newberry and Waldo, no longer being members of the Council, Cross City, Lake Butler, Mayo, Ocala, and Trenton as members of the Council

Option 2 would also reduce Gainesville representatives from five to one, Alachua County representatives from four to one and Columbia County representative from two to one.

Option 2 would also reduce Gubernatorial appointees from 16 to 13.

Option 3 would reduce Gainesville representatives from five to one, Alachua County representatives from four to one and Columbia County representatives from two to one.

Option 3 would also reduce Gubernatorial appointees from 16 to 13.



V.B.

Serving

Alachua • Bradford

Columbia • Dixie • Gilchrist

Hamilton • Lafayette • Madison

Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director

SUBJECT: Meeting Schedule Program Year 2015-16

RECOMMENDATION:

Approve the attached Council Meeting Schedule for 2015-16.

BACKGROUND:

Please find attached the Council meeting schedule for 2015-16. Generally, Council meetings are held on the fourth Thursday of each month. Please note that there is no meeting in November and the December meeting will be held on the second Thursday, December 10, 2015.

If you have any questions concerning this matter, please do not hesitate to contact me.

Attachment

o:\council.mtg\cnc\mtgmemos\councilmeetingschedule2015.docx



Serving
Alachua • Bradford
Columbia • Dixie • Gilchrist
Hamilton • Lafayette • Madison
Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653 -1603 • 352.955.2200

NORTH CENTRAL FLORIDA REGIONAL PLANNING COUNCIL

MEETING SCHEDULE

2015-16

June 25, 2015	Holiday Inn Hotel & Suites, Lake City, FL
July 23, 2015	Holiday Inn Hotel & Suites, Lake City, FL
August 27, 2015	Holiday Inn Hotel & Suites, Lake City, FL
September 24, 2015	Holiday Inn Hotel & Suites, Lake City, FL
October 22, 2015	Holiday Inn Hotel & Suites, Lake City, FL
December 10, 2015	Holiday Inn Hotel & Suites, Lake City, FL
January 28, 2016	Holiday Inn Hotel & Suites, Lake City, FL
February 25, 2016	Holiday Inn Hotel & Suites, Lake City, FL
March 24, 2016	Holiday Inn Hotel & Suites, Lake City, FL
April 28, 2016	Holiday Inn Hotel & Suites, Lake City, FL
May 26, 2016	Holiday Inn Hotel & Suites, Lake City, FL

All Council meetings start at 7:30 p.m., with dinner being served at 7:00 p.m.

o:\council.mtg\meeting schedule 2015-16.docx



Serving
 Alachua • Bradford
 Columbia • Dixie • Gilchrist
 Hamilton • Lafayette • Madison
 Suwannee • Taylor • Union Counties

2009 NW 67th Place, Gainesville, FL 32653-1603 • 352.955.2200

May 21, 2015

TO: Council Members

FROM: Scott R. Koons, AICP, Executive Director

SUBJECT: Check Fraud Status Report

On March 20, 2013, a fraudulent check in the amount of \$49,523.00 that was written on the Council's bank account was processed and paid by Wells Fargo. Also on March 20, 2013, Council staff filed an affidavit of check fraud concerning this matter with Wells Fargo. On March 25, 2013, Council staff filed a crime report concerning this matter with the Gainesville Police Department.

On March 28, 2013, Council Attorney Jonathan Wershow and Council staff briefed the Executive Committee concerning this matter. On April 18, 2013, the Council Attorney sent a letter to Wells Fargo requesting that Wells Fargo remit to the Council within 30 days the unauthorized \$49,523.00 released by Wells Fargo from the Council's account. On April 25, 2013, Council staff briefed the Council concerning this matter. On June 3, 2013, attorneys for Wells Fargo responded via letter to Mr. Wershow's letter stating that Wells Fargo will not reimburse the Council for the \$49,523.00 released from the Council's account by Wells Fargo.

On July 25, 2013, the Council authorized the Council Attorney to file a lawsuit against Wells Fargo to recover the unauthorized \$49,523.00 and designate Scott Koons, Executive Director, as the Council's representative concerning all matters related to such lawsuit. In addition, the Council authorized the Council Attorney and the Executive Director to contact federal and state law enforcement agencies to discuss the fraudulent check processed and paid out of the Council's bank account by Wells Fargo.

On August 5, 2013, Council Attorney Wershow and I met with Mr. William Cervone, State's Attorney for the Eighth Judicial Circuit of Florida to discuss the check fraud incident. Mr. Cervone offered the assistance of his staff to work with the Gainesville Police Department to secure the bank records relating to the check fraud incident.

On August 6, 2013, Council Attorney Wershow and Co-Council Stanley Cushman filed a five-count lawsuit in the Circuit Court of the Eighth Judicial Circuit in and for Alachua County, Florida, against Wells Fargo Bank, N.A. to recover the unauthorized \$49,523.00 released by Wells Fargo from the Council's bank account.

May 21, 2015

Page 2

On September 9, 2013, Wells Fargo responded to the complaint by filing a Motion to Compel Arbitration. Wells Fargo alleges that disputes related to the Council's checking account are to be resolved by an arbitrator. Council Attorney Wershow and Co-Counsel Stanley Cushman responded to the motion stating arbitration does not apply to the dispute.

A hearing was scheduled for October 30, 2013 in the Circuit Court of the Eighth Judicial Circuit in and for Alachua County, Florida on the Motion to Compel Arbitration filed by Wells Fargo to resolve the dispute between the Council and Wells Fargo. However, the hearing was rescheduled for January 24, 2014. At the conclusion of the hearing, the Circuit Court granted the Motion to Compel Arbitration.

A letter was sent to Wells Fargo on May 13, 2014 requesting additional information concerning the disputed check. On September 24, 2014 a Notice of Arbitration and Statement of Claim was filed with the American Arbitration Association by Co-Counsel Stanley Cushman on behalf of the Council. On October 14, 2014 attorneys from Wells Fargo filed a Respondent's Answering Statement to the Statement of Claim.

Council Attorney Wershow and Co-Counsel Stanley Cushman have coordinated with the attorney of Wells Fargo on the selection of an arbitrator and on January 8, 2015 mutually agreed to American Arbitration Association Arbitrator Robert Cowles of Jacksonville, FL. On February 2, 2015 a preliminary arbitration conference was held via teleconference. The arbitrator and parties agreed to schedule the arbitration hearing for May 11, 2015 in Gainesville, FL. However the arbitrator and parties agreed to reschedule the arbitration hearing for June 22, 2015 in Gainesville, FL.

On March 3, 2015, the attached press release concerning the check fraud incident was issued to regional and state news media.

Please find attached a summary of legal fees incurred to date concerning the lawsuit.

If you have questions concerning this matter, please do not hesitate to contact me.

Attachments

o:\council.mtg\cnc\mtgmemos\wellsfargo lawsuitmay12015.docx

NORTH CENTRAL FLORIDA REGIONAL PLANNING COUNCIL
Wells Fargo Lawsuit
Legal Fees

May 21, 2015

<u>Month</u>	<u>Amount</u>
August 2013	\$1,383
September 2013	\$2,253
October 2013	\$3,445
November 2013	\$180
December 2013	\$0
January 2014	\$2,760
February 2014	\$1,410
March 2014	\$2,502
April 2014	\$2,669
May 2014	\$2,970
June 2014	\$6,515
July 2014	\$330
August 2014	\$420
September 2014	\$810
October 2014	\$3,429
November 2014	\$0
December 2014	\$2,295
January 2015	\$454
February 2015	\$2,978
March 2015	<u>\$765</u>
 Total	 \$37,568