

NORTH CENTRAL FLORIDA REGIONAL PLANNING COUNCIL
MINUTES

Holiday Inn Hotel & Suites
Lake City, Florida

April 28, 2011
7:30 p.m.

MEMBERS PRESENT

LaBarfield Bryant, City of Jasper
David Dodge, Bradford County
Alphonso Dowdell, City of Perry
Roy Ellis, Madison County
Sandra Haas, Suwannee County
Donnie Hamlin, Lafayette County
Thomas Hawkins, City of Gainesville
Jason Holifield, Dixie County
Eddie Martin, Alachua County
James Montgomery, Columbia County
Ronny Morgan, Hamilton County
Garth Nobles, Jr., City of Live Oak
Lee Pinkoson, Alachua County
Daniel Riddick, Bradford County
Carolyn Spooner, City of Starke
Kenrick Thomas, Gilchrist County
Lorene Thomas, Dixie County
Randy Wells, City of Gainesville
Charles Williams, Hamilton County

OTHERS PRESENT

Consuelo Dodge
Gabe Green, Archer City Commissioner
Bill Henderson, FL Dept. of Transportation
Stephanie Holifield
Joseph Riddick

EX-OFFICIO MEMBERS PRESENT

None

COUNCIL ATTORNEY PRESENT

Jonathan Wershow

MEMBERS ABSENT

Adeniyi Aderibigbe, Lafayette County
Stephen Bailey, Columbia County
David Biddle, Gilchrist County
Susan Baird, Alachua County
Ben Boukari, Jr., City of Alachua
Mike Byerly, Alachua County
Thomas Collett, Alachua County
Louie Davis, City of Waldo
Paula DeLaney, Alachua County
Rusty DePratter, Columbia County
Scherwin Henry, City of Gainesville
Charles Maultsby, Taylor County
Warren Nielsen, City of Gainesville
Frank Ogborn, City of Archer
Lauren Poe, City of Gainesville
Eleanor Randall, City of Hawthorne
Andrew Smith, Union County
James Tallman, Union County
Myra Valentine, City of Madison
Wesley Wainwright, Suwannee County
Mark Wiggins, Taylor County
Byran Williams, City of High Springs
Mike Williams, Madison County
Stephen Witt, City of Lake City

STAFF PRESENT

Steve Dopp
Scott Koons
Carol Laine
Jean Strong

Board Members names are bolded
Gubernatorial Members names are italicized

I. INVOCATION, PLEDGE OF ALLEGIANCE AND INTRODUCTIONS

Vice-Chair Eddie Martin called the meeting to order at 7:30 p.m., with an invocation given by Commissioner Spooner and the pledge of allegiance to the flag. Vice-Chair Martin stated that there was a quorum of the Board and all Council members were able to vote.

Vice-Chair Martin asked for a moment of silence for the recent passing of the mother of Chair Louie Davis and the father of Carol Laine, Executive Assistant to the Executive Director.

Vice-Chair Martin introduced and welcomed Consuelo Dodge, wife of Council member David Dodge, Stephanie Holifield, wife of Council member Jason Holifield and former Council member Joseph Riddick.

Vice-Chair Martin asked that Item III.A. Purchase Order with Northeast Florida Regional Council to Assist with Evaluating Statewide Hurricane Exercise and Item III.B. Agreement with Florida Department of Health to Assist with Planning, Conducting and Evaluating a Statewide Public Health Strike Team Table Top Exercise, be added to the agenda.

ACTION: Commissioner Hamlin made the motion, with a second by Commissioner Spooner to add Item III.A. Purchase Order with Northeast Florida Regional Council to Assist with Evaluating Statewide Hurricane Exercise and Item III.B. Agreement with Florida Department of Health to Assist with Planning, Conducting and Evaluating a Statewide Public Health Strike Team Table Top Exercise to the agenda. The motion carried unanimously.

II. APPROVAL OF MINUTES - March 24, 2011

Vice-Chair Martin asked that the minutes of the March 24, 2011 meeting be approved as written.

ACTION: Ms. Haas made the motion, with a second by Commissioner Spooner, to approve the minutes of the March 24, 2011 meeting as written. The motion carried unanimously.

III. CONSENT AGENDA

- A. Purchase Order with Northeast Florida Regional Council to Assist with Evaluating Statewide Hurricane Exercise (added to agenda)
- B. Agreement with Florida Department of Health to Assist with Planning, Conducting and Evaluating a Statewide Public Health Strike Team Table Top Exercise (added to agenda)

ACTION: Ms. Thomas made the motion, with a second by Ms. Haas, to approve the items on the Consent Agenda. The motion carried unanimously.

IV. CHAIR'S REPORT

- A. Introduction of New Members

Vice-Chair Martin introduced and welcomed new Council member LaBarfield Bryant, representing the City of Jasper.

- B. Resolutions of Appreciation - Ann Lessman
Harry Nichols

Vice-Chair Martin asked that Resolutions of Appreciation for past services to the Council be approved for Mayor Ann Lessman, who served as a representative for the City of Jasper, and for Mayor Harry Nichols, who served as a representative for the City of Newberry.

ACTION: Commissioner Pinkoson made the motion, with a second by Commissioner Spooner, to approve the Resolutions of Appreciation for Mayor Ann Lessman and Mayor Harry Nichols. The motion carried unanimously.

- C. Executive Director Appointed to Florida Chamber Foundation Six Pillar Caucus

Vice-Chair Martin reported that our executive director, Scott Koons, was selected to serve on the Florida Chamber Foundation Infrastructure and Growth Leadership Caucus. Caucus members were selected through a very competitive process and, with the development of the strategic plan becoming more focused in 2011, individuals were selected with specific proficiencies that compliment the collective expertise of the current members. The Florida Chamber Foundation is a critical voice for improving the state's pro-business climate to enable Florida to grow and prosper. The Six Pillars Caucus System is a qualitative research program aimed to engage the best and brightest minds in the state to develop a plan for Florida's future economy that includes high-wage jobs, global competitiveness and vibrant communities by the year 2030.

V. COMMITTEE REPORTS

- A. Executive Committee - Proclamation Declaring May 7-15, 2011 as
Travel and Tourism Week

Mr. Scott Koons, Executive Director, stated that the Original Florida Tourism Task Force was created as a part of the Council 18 years ago. He reported that the mission of the Task Force is to "promote the natural, historic, and cultural attractions of the north central Florida region to increase the number of visitors and extend their stay." Mr. Koons added that the week of May 7-15, 2011 is National Travel and Tourism Week as declared by the Travel Industry Association. He further stated that to support and celebrate the tourism industry, the Executive Committee recommended that the Council adopt a proclamation, which is attached hereto and made a part of these minutes, declaring the week of May 7-15, 2011 as Travel and Tourism Week in north central Florida.

ACTION: Mr. Dodge made the motion, with a second by Commissioner Spooner, to adopt a proclamation, which is attached hereto and made a part of these minutes, declaring the week of May 7-15, 2011 as Travel and Tourism Week in north central Florida. The motion carried unanimously.

B. Clearinghouse Committee

Clearinghouse Committee Chair Sandra Haas gave the Clearinghouse Committee report. She stated that the Clearinghouse Committee met earlier in the evening with a quorum present and reviewed three local government comprehensive plan evaluation and appraisal reports and three local government comprehensive plan amendments. She further stated that these items were grouped for purposes of presentation.

#78 - City of Live Oak Adopted Evaluation and Appraisal Report
#81 - City of Newberry Adopted Evaluation and Appraisal Report
#82 - City of Hawthorne Adopted Evaluation and Appraisal Report

Ms. Haas stated that the Clearinghouse Committee found the comprehensive plans, if amended as recommended by the Evaluation and Appraisal Report, will remain consistent with the regional plan. However, she stated that the Committee may reach different conclusions for the specific comprehensive plan contained as part of any future evaluation and appraisal report-based amendment. Ms. Haas stated that the Committee recommended forwarding these findings to the respective local governments and Florida Department of Community Affairs as regional comment.

ACTION: Ms. Haas made the motion, with a second by Commissioner Spooner, to approve the Clearinghouse Committee recommendations concerning Item #78, City of Live Oak Adopted Evaluation and Appraisal Report, Item #81, City of Newberry Adopted Evaluation and Appraisal Report and Item #82, City of Hawthorne Adopted Evaluation and Appraisal Report. The motion carried unanimously.

#79 - Hamilton County Comprehensive Plan Adopted Amendment
#87 - Alachua County Comprehensive Plan Evaluation and Appraisal Report-based
Adopted Amendments

Ms. Haas stated that the Clearinghouse Committee found the comprehensive plans, as amended, remained consistent with the regional plan. She stated that the Committee recommended forwarding these findings to the respective local governments and the Florida Department of Community Affairs as regional comment.

ACTION: Ms. Haas made the motion, with a second by Ms. Thomas, to approve the Clearinghouse Committee recommendations concerning Item #79, Hamilton County Comprehensive Plan Adopted Amendment and Item #87, Alachua County Comprehensive Plan Evaluation and Appraisal Report-based Adopted Amendments. The motion carried unanimously.

#88- Bradford County Comprehensive Plan Evaluation and Appraisal Report-based Draft
Amendments

Ms. Haas stated that the Clearinghouse Committee found that if the comprehensive plan was amended as proposed, it would remain consistent with the regional plan. She stated that the Committee recommended forwarding this finding to the County and the Florida Department of Community Affairs as regional comment.

ACTION: Ms. Haas made the motion, with a second by Commissioner Spooner, to approve the Clearinghouse Committee recommendation concerning Item #88, Bradford County Comprehensive Plan Evaluation and Appraisal Report-based Adopted Amendments. The motion carried unanimously.

VI. EXECUTIVE DIRECTOR'S REPORT

A. Legislative Report

Budget

Mr. Koons, reported that the Fiscal Year 2011-12 budget recently adopted by the House provides \$66.5 billion, including an appropriation of \$2.5 million for all 11 regional planning councils. He further reported that the Fiscal Year 2011-12 budget recently adopted by the Senate provides \$69.8 billion, including an appropriation of \$2.0 million for all 11 regional planning councils. He stated that the House and Senate budget conference committee met and agreed to an appropriation of \$2.5 million for all 11 regional planning councils. This is the same level of funding provided in the Fiscal Year 2010-11 appropriation and the Council's estimated share of these funds would be approximately \$179,000.

Regional Planning Councils

Mr. Koons reported that Senate Bill 1910 relating to regional planning councils filed by Senator Diaz de la Portilla has been withdrawn from further consideration. The bill repealed any and all functions of and references to regional planning councils in 19 statutes, including Chapter 163, Local Government Comprehensive Planning and Land Development Regulations Act concerning local government comprehensive plan amendment reviews, Chapter 186, State and Regional Planning Act concerning strategic regional policy plans and Chapter 380, Land and Water Conservation Act concerning developments of regional impact.

Florida Department of Community Affairs - Senate Bill 2156

Mr. Koons stated that last year the Legislature continued the two-year agency sunset review of the Department to this legislative session. The sunset process will either reauthorize the Department as presently constituted, reorganize the duties and responsibilities of the Department, or abolish the Department.

Mr. Koons also stated that Governor Scott's Fiscal Year 2011-12 budget proposal includes the transfer of the Division of Emergency Management from the Florida Department of Community Affairs to the Governor's Office. The budget proposal also includes the transfer of the Division of Community Planning from the Florida Department of Community Affairs to the Florida Department of Environmental Protection. The Division currently includes 58 positions. After the proposed transfer of the Division, it would only have 10 positions and a diminished role in growth management focusing on areas of critical state concern, developments of regional impact and military base land use compatibility.

Mr. Koons also reported that **Senate Bill 2156** by the Senate Budget Subcommittee on Transportation, Tourism and Economic Development Appropriations is a governmental

reorganization bill that would create a new State agency called Jobs Florida. This new agency would house community development, economic development and workforce programs. He stated that the bill has been passed by the Senate and the House has passed an amended version of the bill. A joint House and Senate conference committee will meet to resolve the differences between the bills passed by each chamber.

He stated that the agency would be directed by a new position called Commissioner of Jobs Florida. In particular,

- the Division of Community Planning, Division of Housing and Community Development and the Florida Housing Finance Corporation would be transferred from the Florida Department of Community Affairs to Jobs Florida;
- the Division of Emergency Management would be transferred from the Florida Department of Community Affairs to the Governor's Office;
- the Florida Building Commission would be transferred from the Florida Department of Community Affairs to the Florida Department of Business and Professional Regulation;
- the Florida Communities Trust and Working Waterfronts Program would be transferred from the Florida Department of Community Affairs to the Florida Department of Environmental Protection;
- the Agency for Workforce Innovation, the Office of Unemployment Compensation and the Office of Workforce Services would be transferred to Florida jobs; and
- the Office of Tourism, Transportation and Economic Development would be transferred from the Governor's Office to jobs Florida.

Growth Management - House Bill 7129

Mr. Koons stated that the House passed **House Bill 7129**. The bill renames Chapter 163 from the Local Government Comprehensive and Land Development Regulation Act to the Community Planning Act and

- repeals Chapter 9-J5, Florida Administrative Code, Minimum Criteria for Review of Local Government Comprehensive Plans and Plan Amendments, Evaluation and Appraisal Reports, Land Development Regulations and Determinations of Compliance;
- repeals the twice a year limitation on regular comprehensive plan amendments, limits State and regional agency review to specific areas of jurisdiction;
- repeals the dense urban land areas of 1,000 person per square mile that exempted certain counties and cities, including the City of Gainesville, from the development of regional impact process and transportation concurrency;
- makes transportation and school concurrency optional;
- makes the pilot alternative comprehensive plan amendment process the standard process applicable to all counties and cities; and

- makes the pilot sector planning process for areas of 15,000 acres or more available to all counties and cities.
- removes financial feasibility and requires local governments to list funded and unfunded capital improvements; and
- requires local governments to evaluate their comprehensive plans once every seven years and to adopt update amendments as necessary, but removes the requirement for local governments to adopt an evaluation and appraisal report subject to the state review and approval every seven years.

Growth Management - Senate Bill 360

Mr. Koons stated that as previously reported, three bills were filed in the Senate to address the ongoing Senate Bill 360 litigation. The provisions of Senate Bill 360 have been divided into three subject areas - Senate Bill 174, growth management, Senate Bill 176, affordable housing and Senate Bill 172, security cameras. He stated that both the House and Senate have adopted all three bills. He stated that these three bills cover the existing law in Senate Bill 360 in the event that the State loses the lawsuit.

Growth Management - Century Commission

Mr. Koons stated that as previously reported, Senate Bill 232 relating to the Century Commission for a Sustainable Florida, also has been filed by Senator Bennett. The bill would reorganize the existing Century Commission by providing that the chair be elected from the members in lieu of being appointed by the Governor and revise the planning time frames to include a 10-year horizon.

Growth Management - Senate Bill 1512/House Bill 1427

Mr. Koons stated Senate Bill 1512 filed by Senator Bennett and House Bill 1427 filed by Representative Davis concerns military installation and airport land use compatibility requirements, provides that amount of land required to accommodate anticipated growth in local comprehensive plans may not be limited solely by projected population and addresses the calculation of proportionate-share contribution for transportation facilities.

Growth Management - Senate Bill 1122

Mr. Koons stated Senate Bill 1122, filed by Senator Bennett, extends the deadline to December 1, 2013 for a local government to comply with the annual update of the financial feasibility requirement for the capital improvements element of its comprehensive plan and provides for the establishment of autonomous planning areas where comprehensive plan amendments would be exempt from state and regional review.

Growth Management - Impact Fees

Mr. Koons reported Senate Bill 410, filed by Senator Bennett and House Bill 7021 filed by Representative Hooper requires that should an impact fee ordinance be challenged, the local government must show by a preponderance of evidence that the imposition or amount of the fee meets the requirements of state legal precedent. The bill effectively prohibits the court from using the deferential standard of review for the local government

decision, the fairly debatable standard, when evaluating the legality of an impact fee ordinance. He stated that the Senate has passed the bill and the House has passed the bill with amendments.

Growth Management - Alternative Comprehensive Plan Amendment Review and Sector Plans

Mr. Koons stated that as previously reported, the Florida Department of Community Affairs released a growth management legislative proposal which has mostly been included in the House Community and Military Subcommittee work draft for a growth management bill. The proposal would streamline the comprehensive plan amendment review process by making the current pilot alternative expedited comprehensive plan amendment review process, established in 2007, the standard uniform process applicable to all cities and counties. The pilot alternative expedited comprehensive plan amendment review process is currently in effect in Broward and Pinellas Counties and the Cities of Jacksonville, Hialeah, Miami and Tampa.

Mr. Koons further reported under the conventional review process, the time period for state review is 136 days. Under the alternative, expedited review process, the time period for state review is reduced to 65 days or 71 less days than the conventional review process. The alternative, expedited review process strongly encourages state review to focus on issues of regional or statewide resources.

B. Foley Master Development of Regional Impact Status Report

Mr. Koons stated that on November 5 and November 12, 2009, a pre-application conference was held with the applicant and review agencies for the master development of regional impact to begin the review process. The Foley Timber and Land Company intend to submit an application for Master Development Approval for the Foley Master Development of Regional Impact. The project is located in Taylor County and is designed to implement the Taylor County Vision 2060.

Mr. Koons reported the revised development is anticipated to consist of 32,710 residential dwelling units, 2,686,400 square feet of retail commercial, 1,318,900 square feet of office, 650,000 square feet of industrial/warehousing, 1,250 hotel rooms, a 600-bed hospital and educational/institutional uses.

Mr. Koons stated transportation methodology meetings were held with the applicant and review agencies on December 1, 2009 and December 17, 2009. Following the December 17, 2009 transportation methodology meeting, the County had received from the Florida Department of Community Affairs the Objections, Recommendations and Comment Report concerning the County Evaluation and Appraisal Report amendments which include portions of the Taylor County Vision 2060. Based upon the Objections, Recommendations and Comment Report, the applicant had requested that future transportation methodology meetings not be scheduled until the County responds to the objections raised by the Florida Department of Community Affairs in the Objections, Recommendations and Comment Report. The County recently responded to the Objections, Recommendations and Comment Report and adopted Evaluation and Appraisal Report amendments. The final transportation methodology meeting was held on September 8, 2010. The Master Development Agreement among the applicant, County and Council concerning the review process was approved by the Council on October 28, 2010.

Mr. Koons further reported on December 8, 2010, in accordance with the transportation methodology, a meeting attended by the applicant, County representatives, state agencies and Council staff was held to review pass-by trips, background traffic and modeling for trip distribution and assignment of project trips. The applicant has indicated that they still anticipate submitting the Application for Master Development Approval for sufficiency review within the next few months.

C. 2010 Census

Mr. Koons stated that the Decennial Census was conducted last year and the results will be used to determine political representation to the United States House of Representatives, state legislatures and local governments, as well as the amount of funding that will be provided by the state and federal government for a number of programs in the region including public transportation, programs for the elderly, emergency food and shelter, Head Start programs and Title 1 reading grants to school districts. He further stated that, according to the United States Census Bureau, the population of the north central Florida region increased by 63,853 persons or 14.7 percent, from 435,444 persons in 2000 to 499,297 persons in 2010.


D. Strategic Regional Policy Plan Rule Development Workshops

Mr. Koons stated that at its January 28, 2010 meeting, the Council voted to forward proposed amendments to the North Central Florida Strategic Regional Policy Plan to state agencies, regional agencies, and local governments for review and comment prior to adoption by the Council. He stated that pursuant to Florida Statutes, state agencies, regional agencies and local governments had 30 days to submit comments to the Executive Office of the Governor, who in turn had an additional 30 days to forward its findings and recommendations to the Council. Similarly, local governments had an additional 30 days to submit their findings and recommendations directly to the Council.

Mr. Koons reported that no comments or recommendations were received from the Executive Office of the Governor or from local governments. However, several state and regional agencies sent to the Council copies of their comments to the Executive Office of the Governor. Additionally, comments were received from affected parties and individuals. He stated that the Regional Planning Committee completed its review of the comments and recommendations at its February 27, 2011 meeting and at its March 17, 2011 meeting, the Council authorized the proposed amendments in response to state and regional agency comments as recommended by the Regional Planning Committee to the proposed Evaluation and Appraisal Report-based amendments to the North Central Florida Strategic Regional Policy Plan and authorized the initiation of the rule making process pursuant to Chapter 120, Florida Statutes, to adopt the proposed amendments to the Regional Plan.

He stated that, pursuant to Chapter 120, Florida Statutes, the Council will hold rule development workshops on May 9, 2011 at the City Council Chambers, City Hall, 224 South Jefferson Street, Perry, Florida at 7:00 p.m., on May 10, 2011 at the City Council Chambers, City Hall, 205 North Marion Avenue, Lake City, Florida at 7:00 p.m. and on May 12, 2011 at the Council Office in the Charles F. Justice Conference Room, 2009 NW 67th Place, Gainesville, Florida.

Vice-Chair Martin informed the Council that the next Council meeting will be held on May 26, 2011 at the Holiday Inn Hotel & Suites in Lake City. The meeting was adjourned at 8:40 p.m.



Louie Davis, Chair

5/26/11
Date

PROCLAMATION

DECLARING MAY 7-15, 2011 AS TRAVEL AND TOURISM WEEK

WHEREAS, tourism generates an estimated \$3.9 billion in sales tax revenues to the State of Florida;

WHEREAS, the North Central Florida Regional Planning Council recognizes the importance of tourism to the north central Florida regional economy and quality of life;

WHEREAS, local governments, tourist development councils and the North Central Florida Regional Planning Council support tourism opportunities in north central Florida; and

WHEREAS, local governments, businesses, chambers of commerce, visitors bureaus, tourist development councils and the North Central Florida Regional Planning Council are working together to support this vital part of north central Florida's economy and all who play a role in tourism to ensure that north central Florida continues to be a place where traditions will be created and continued for years to come.

NOW, THEREFORE, the North Central Florida Regional Planning Council hereby declares the week of May 7-15, 2011 as Travel and Tourism Week throughout the north central Florida region.

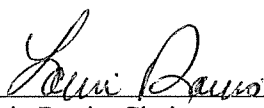
DULY ADOPTED AND PROCLAIMED this 28th day of April 2011.

ATTEST:

SEAL



Roy Ellis, Secretary-Treasurer



Louie Davis, Chair