

**MINUTES OF THE
TREASURE COAST REGIONAL PLANNING COUNCIL
JULY 18, 2008**

Chairman Hershey called the meeting to order at 9:30 a.m. and welcomed everyone to the meeting. She led the pledge of allegiance and requested roll call.

The following members and alternates were present:

Indian River County: Commissioner Wheeler
 Commissioner O'Bryan
 Councilmember Abell
 Vice Mayor Neglia (Alternate)
 Councilmember Adams

St. Lucie County: Commissioner Coward
 Commissioner Grande

Martin County: Commissioner Smith
 Commissioner Valliere
 Vice Mayor Christie (Alternate)

Palm Beach County: Commissioner Marcus
 Commissioner Koons
 Commissioner Greene
 Mayor Pro Tem Brinkman
 Mayor Ferreri
 Mayor Golonka
 Vice Mayor Dr. Priore
 Commissioner Brown (Alternate)
 Mayor Jacobson
 Councilor Gottlieb (Alternate)

Gubernatorial Appointees: Herman Baine
 Laurence Davenport
 Kevin Foley
 Susan Hershey
 Richard Hurley
 Ramon Trias

Ex-Officios: Karen Smith, SFWMD
 Lois Bush, FDOT
 Mary Murphy, FDEP

Council Staff: Marlene Brunot
 Michael Busha
 Kim Delaney
 Liz Gulick
 Stephanie Heidt

Terry Hess
Peter Merritt
Greg Vaday

Council Attorney: Roger Saberson

The Director announced a quorum was present.

PUBLIC COMMENT

Rosa Durando stated that at a recent Palm Beach County Commission meeting it was proposed the words “shall prohibit” be eliminated from the County Comprehensive Plan. She asked for assurance this proposed amendment would be reviewed by Council. She expressed concern elimination of this language would allow unwanted land use changes. She noted for Council a recent purchase in her neighborhood of five acres to be used for speculation.

Commissioners Marcus and Koons indicated any such change would have to go through the comprehensive plan amendment change process. Staff confirmed that all text revisions are reviewable.

Alexandria Larson asked if the Treasure Coast Regional Planning Council is included under the Sunshine Law. Staff indicated yes. Ms. Larson asked if that meant board members could not discuss an item before a vote unless it is in front of the board. Mr. Saberson indicated that board members cannot discuss things among themselves upon which foreseeable action will be taken by the board. Ms. Larson expressed concern that elimination of “shall not” in the comprehensive plan will allow property owners to use their land for any purpose. She noted an upcoming meeting with respect to the Future Land Use Element of the County Comprehensive Plan that proposes to clean up language. She stated that if changes are proposed, the County should survey the residents to determine the vision for the County according to the public.

AGENDA AND CONSENT AGENDA

Staff requested Item 5E, Lake Park Comprehensive Plan Amendments DCA Ref# 08-1ER be pulled from the Agenda for discussion. Commissioner Smith moved approval of the Agenda and Consent Agenda with the removal of Item 5E. Mayor Ferreri seconded the motion, which carried unanimously.

Motion

LOCAL GOVERNMENT COMPREHENSIVE PLAN REVIEWS LAKE PARK DCA REF# 08-1ER

Staff provided an additional recommendation regarding the Lake Park Scrub Natural Area to be included in the report. Commissioner Marcus moved approval of the staff report with the amended language. Commissioner O’Byan seconded the motion, which carried unanimously.

Motion

ANNOUNCEMENTS

Staff requested approval from Council to cancel the August 15th Council meeting. Commissioner Koons moved to cancel Council's August 15th meeting. Mayor Jacobson seconded the motion, which carried unanimously.

Motion

Staff noted that as part of the construction of Council's new offices the City of Stuart requires one percent of the construction cost be applied to public art. To meet this requirement, staff suggested a cornerstone in the building with a time capsule. Staff requested Councilmembers make suggestions for items to be included in the time capsule. Suggestions provided to staff will be reported at the September meeting.

Chairman Hershey reminded everyone financial disclosures are due.

Staff noted that the Governor's Office is planning a Rural Economic Development Initiative through its Office of Trade, Tourism and Economic Development to address the economic impacts of the sale of U.S. Sugar land to the Glades Communities. Staff also noted a 2005 economic development study, called the Greater Lake Okechobee Heartland Report, done by the REDI Committee, which consists of the South Florida Water Management District, the Southwest Florida, Central Florida and Treasure Coast Regional Planning Councils, that conducted charrettes focused on coordinating state resources and efforts to the area. Staff stated this report could be provided to the Governor's office. Commissioner Smith asked if staff was recommending the regional planning council take a role in this initiative. Staff indicated that there should be a resolution, or letter to the Governor's office offering Council's assistance. Commissioner Smith made a motion to authorize the Chair to sign a letter on behalf of Council to send to the Governor's office offering Council services. Mayor Jacobson seconded the motion.

Motion

Under discussion, Mayor Ferreri noted that at the Palm Beach Metropolitan Planning Organization meeting the previous day there was discussion with respect to the inland port project. He had requested that Palm Beach County Planning staff get involved, but now would recommend that the regional planning council staff would be better suited to offer assistance. He noted that Mayor Whitaker from Pahokee will be requesting the State reserve some of the land sale monies for economic development in Pahokee.

Commissioner Smith suggested staff research similar closings of industries and their economic impacts to surrounding communities. He noted the air force base closing in New Hampshire and the efforts of the Governor's office to deal with the economic impacts following the loss of a major industry.

Commissioner Koons stated any assistance the regional planning council could provide would be greatly appreciated. Staff noted that Hendry County is doing its own regional impact study. Commissioner Koons suggested the regional planning council apply to do the work. Staff noted that the regional planning council does not respond to requests for proposal. However, there can still be an assistance role by the regional planning council.

Lois Bush noted that the Florida Department of Transportation has a rural mobility plan under development, led by the Florida Rural Economic Development Initiative, that will include the Glades communities.

Councilor Gottlieb asked if the inland port project has a new name. Councilmember Foley stated it is called the Intermodal Distribution Facility. He also suggested the possibility of a landing strip for FedEx or UPS in the Pahokee/Belle Glades area to lessen air traffic from the coast and centrally locate distribution terminals.

Chairman Hershey called for a vote on the motion to offer Council assistance to the Governor's office. The vote carried unanimously.

REPORT ON GOVERNOR'S GLOBAL CLIMATE CHANGE SUMMIT

Councilmember Davenport reported on the summit which showcased many different initiatives being undertaken both nationally and internationally. He noted that Germany is the nation that uses the largest amount of solar power, and reported on carbon emission reductions in the City of Gainesville and Sarasota County. He stated the regional planning council needs to establish clear goals for reducing carbon emissions in the region. With the agriculture, sunshine, and coastlines, Florida is referred to as the Saudi Arabia of alternative energy. He suggested that building solar panels could be a way to bring jobs to Florida that will be lost with the US Sugar Corporation sale.

Commissioner Marcus recommending revising Council's energy policy. Councilmember Davenport noted that one of the tasks of the Energy Committee is to create a plan that will address renewable fuel sources.

Commissioner Coward thanked Councilmember Davenport for his presentation and the committee for their efforts, noting the strong recommendation in the staff report for the Florida Power and Light item on the agenda. He suggested sending a letter from the Council Chair to the Public Service Commission stating Council's recommendations for changes in state law in order to aggressively market and promote alternative energy.

Under Public Comment, Rosa Durando expressed her interest in one of the summit items entitled "Preserving God's Creation". She stated that at the last South Florida Water Management District meeting there was a presentation, but little discussion on mitigation. She stated her belief that the theory of having legal mitigation involves the destruction of what she might refer to as God's creation. She stated that she believes the stimulus that would push other alternative energies at this point would be if all local governments would take a hiatus from road building.

Alexandria Larson stated that consideration needed to be given to not only the cost of buying the US Sugar land, but the cost of cleaning up that land. With respect to solar energy, she noted that Hawaii has made solar panels for hot water heaters mandatory for every house. She urged Council to promote alternative energy projects such as this one.

FLORIDA POWER AND LIGHT COMPANY WEST COUNTY ENERGY CENTER UNIT 3

Vice Mayor Dr. Priore noted he would be abstaining from voting on this item as his son is an employee of Florida Power and Light Company.

Staff presented the draft staff report to Council which concludes that the West County Energy Center Unit 3 is inconsistent with the goals, strategies, and policies contained in the Strategic Regional Policy Plan. The report makes recommendations to the Governor and Cabinet for conditions of construction as well as recommendations for the adoption of laws, rules and regulations by the State Legislature.

Mayor Pro Tem Brinkman noted that she would be recusing herself from voting on this item as a colleague at her firm provided consultation services during the rezoning approvals for this project.

Chairman Hershey asked for confirmation that a megawatt of solar was equal to six acres of land and could service 200 homes. Mr. Rod Macon from Florida Power and Light confirmed these numbers.

Mr. Macon made a presentation to Council noting the projected increase in the number of customers through 2014, and an increase in demand for power. He outlined Florida Power and Light's response to meeting energy needs and the renewable energy options for Florida. He explained the plans for the West County Energy Center and the Riviera Beach Energy Center. He noted that Florida Power and Light's commitment to the future is to provide reliable service and energy efficiency for all of its customers through both renewable and nuclear energy.

Under discussion, Commissioner Marcus stated it would be helpful if Florida Power and Light could provide local governments with a map showing the most viable areas for solar energy options and criteria needed for building such plants. This would allow for better planning and designation of land uses. Mr. Macon stated they would be open to this type of dialog and will be communicating with local governments to locate potential solar sites.

Commissioner Greene noted a Florida Power and Light whitepaper that indicated drawbacks to solar and asked what some of those drawbacks might be. Mr. Macon noted that the cost is one consideration, but is becoming less of an issue as the price of oil increases. He stated meeting demand is another challenge as peak demand hours, typically between four and five in the afternoon, do not always coincide with the best output time for solar which is noon.

Councilmember Davenport asked if Florida Power and Light would be willing to look at putting solar panels on rooftops, eliminating the need for land to be designated for solar panels. Mr. Macon stated they would be willing to look at any alternatives. He noted that one concern for this option would be the threat of hurricanes. He stated that if photovoltaic were to be used to generate power, then placing everything together next to power lines would be more advantageous.

Councilmember Davenport asked if there was a project that could be demonstrated for providing more distributive methods of use and production of solar energy. Mayor Ferreri noted that one project to monitor would be the Publix supermarket in Palm Beach Gardens as it has rooftop photovoltaic. He also stated that his firm has several schools under construction that will supplement with photovoltaic. He stated that the real issue is there is a disconnect between state law and what Florida Power and Light is talking about with demand and storage. He stated that in terms of residential, the storage capacity is very inefficient and ineffective and so solar is better for commercial or daytime uses, however, it would not solve peak problems until either

those laws get changed, and people are willing to intermittently lose their power. He stated that the City of Greenacres did an estimate of how much square footage would be needed to supply 18,000 households with solar. In order to have the correct orientation and square footage needed, it would require four times the number of rooftops available. He stated he believes there needs to be more effort to reduce demand.

Vice Mayor Neglia asked if the Riviera Beach Plant would be a nuclear plant. Mr. Macon stated that it would be a natural gas plant.

Councilmember Baine asked why the peak demand time is between four and five when it would seem people would still be at work, or traveling home, rather than home using the power. Mr. Macon stated that on some days peak could be later, but generally between four and five is when the power plants are stressed to the maximum. Councilmember Baine asked if the supply of power could be controlled. Mr. Macon indicated that this can be done through energy efficiency programs, but these are on a voluntary participation basis and not all households or business chose to participate.

Councilmember Baine noted that it is very important for individuals to understand that when considering solar the climates of Southern California and Florida cannot be compared as Southern California has a Mediterranean climate and Florida is a sub-tropical climate. Mr. Macon confirmed that there is a difference and Florida has more cloud cover.

Mayor Golonka asked Mr. Macon to elaborate on the twenty percent reserves Florida Power and Light is required by law to have and how often that reserve is used. Mr. Macon noted the reserve is not often used, but is necessary due to situations such as hurricanes and unforeseen problems such as a decrease in expected power from neighboring facilities.

Mayor Golonka asked if Florida Power and Light rates are conservation based. Staff noted that there is a price difference for levels of consumption.

Under Public Comment, Rosa Durando expressed her displeasure with Florida Power and Light's service. She stated she believes it is a maintenance problem and that main lines are frequently cluttered with trees. She stated her frustration with stock answers and canned recordings when attempting to contact Florida Power and Light. She stated she experiences power outages for one to four hours at least once a month. She commended staff for the conclusions contained in the report. She expressed concern that the main issue with Unit 3 is the discharges that will affect the Arthur R. Marshall Loxahatchee National Wildlife Refuge and the Floridan Aquifer, and increase in the mercury levels throughout the canal systems in the area.

Alexandria Larson questioned why Florida Power and Light has not provided a price to build Unit 3. She reiterated her desire to have solar panels on rooftops for hot water heaters. She stated that Florida Power and Light should not have eliminated their maintenance crews in the 1980s. She referenced a flyer from Florida Power and Light that was distributed by mail with respect to Unit 3 and questioned why this had not been done for Units 1 and 2. She noted a report she used in an administrative challenge with respect to the gas pipelines and the nearby blasting permits for the Palm Beach Aggregate property. She stated she believes Florida Power and Light is using the promise of upgrading the Riviera Beach and Cape Canaveral Plants as a means to get approval for Unit 3.

Nicolle Tolleson noted concern with the location of the plant and the effects of the emissions on surrounding areas. She stated she would like to see an environmental impact study done by a third party with no financial interest in the project. She noted a model for a solar power plant by Florida Atlantic University Professor Bill Louda that has a water filtering marsh underneath the facility. She expressed her opposition of Unit 3.

Under discussion, Commissioner O'Bryan asked if the 7.4 million gallons of reuse water a day is surplus reuse water, or would it be taken away from other irrigation uses. It was indicated this was surplus water. Commissioner O'Bryan stated that when comparing solar and fossil fuel the overall economic impacts of continuing to use fossil fuels needed to be considered, not just the dollar per kilowatt. He stated Florida Power and Light needed to offer more competitive pricing when purchasing energy from waste to energy plants, as undercutting will make it less effective for a county or municipality to run a waste energy plant if they are not getting a fair reimbursement for that kilowatt they produce. He expressed his agreement that there should be a price increase for using power during peak demand times. He stated modifying human behavior is key to conservation.

Commissioner Koons noted that the County, City of West Palm Beach, Florida Power and Light and the East Central Regional Wastewater Reclamation Facility reached an agreement for 22 million gallons water a day to be directed to the Florida Power and Light location. He complimented Florida Power and Light for its collaboration to reuse this water.

Commissioner Marcus moved approval of staff recommendation.

Motion

Roger Saberson stated the Power Plant Siting Act requires the motion include language that if conditions of certification are imposed then the statutes and rules must be cited that authorize those conditions. He stated the motion should include the following: Florida Statute 403.507(2)(a)5, 403.509(3), 186.501-186.513, and 29K-5.002 Florida Administrative Code.

Commissioner Marcus noted she would include these citations in her motion. Commissioner Wheeler seconded the motion.

Amended Motion

Mayor Golonka noted that the report indicates the use of recycled water is acceptable as long as it meets the quantity and quality requirements of regulatory authorities. She asked if this water will always meet this criteria. Commissioner Koons stated it will as Florida Power and Light is spending \$75 million to get the water, which will be treated before it is sent to the plant, and then consistently be reused.

Mayor Golonka asked for clarification of the statement in the report that reclaimed water will be primary source as long it meets approvals. John Gnecco from Florida Power and Light stated that the language was from the site certification application when there were negotiations with the County for an agreement on the reclaimed water requirements.

Commissioner Koons asked to have language added to the staff report to reflect the interlocal agreements in place for the reclaimed water. Staff indicated this would be done.

Mayor Golonka expressed the need to make sure all conservation initiatives are exhausted before the building of more plants and infrastructure.

Councilmember Foley asked if the recommendations are that construction cannot begin until there is the establishment of a business plan by the State and Florida Power and Light. He asked if there was already a plan in place that would ultimately eliminate building more fossil fuel power plants and taking advantage of solar, wind, and other alternative energy sources. Mr. Macon stated that, as reflected in the 10 Year Site Plan, conservation is always the first consideration. He stated energy efficiency through conservation and load management is a main goal of Florida Power and Light, and the best power plant is the one not built.

Councilmember Foley asked if there was a particular plan or agreement between Florida Power and Light and the State to eliminate the need for building fossil fuel plants in the future. Mr. Macon indicated he was not aware of such a plan. Councilmember Foley noted that he would not want to condition the construction of Unit 3 on the correction of problems at the Riviera Beach and Cape Canaveral plants if there is a clear need for the plant.

Mayor Golonka noted the staff report indicates a scenario wherein the Riviera Beach Plant could proceed without Unit 3 and suggested a similar analysis be done for the Cape Canaveral plant. Mayor Golonka then called the question.

Before a vote on calling the question, Roger Saberson clarified that this is for a certification proceeding for a specific permit. He noted that staff participation will be limited to Dr. Merritt, and possibly other staff members, testifying but expert witnesses will not be hired.

Chairman Hershey called for a vote on calling the question, which carried unanimously.

Chairman Hershey called for a vote on the motion. Mr. Saberson clarified that the motion was to approve staff recommendations with the addition of various statutory and rule references. Commissioner Koons also noted the updated language with respect to the reuse water agreements. The motion carried unanimously.

To follow up on his earlier comments, Commissioner Coward asked if the Energy Committee would be developing specific recommendations for Council's energy policy. Staff indicated this was the main reason the committee was reestablished. Staff stated the mission of the Energy Committee is to create an Energy Element for the Strategic Regional Policy Plan that Council can adopt by rule and add to the Strategic Regional Policy Plan of this regional planning council. Staff indicated various sections for the element have been identified and should be ready for presentation to Council by the end of the year.

Commissioner Coward noted this is a priority issue as there are currently state laws that hinder local governments from trying to achieve their alternative energy goals. He said it is important to send the message to the State that there is a need for the legislature to address this important issue. He warned that there are several projects being offered that are described as green projects, but are in fact not. He said there needs to be guidance provided to the State, not only recommendations for broader rules, but with respect to the specific technologies that are coming forward to make sure adequate rules are in place to protect against high air emissions and ensure these projects are in fact clean.

Councilmember Davenport stated he would welcome input such as that of Commissioners Coward and O'Bryan as the committee develops the energy element.

Commissioner Koons asked staff to provide an update as to timelines for the Governor's initiatives and what they are proposing. Staff indicated contact would be made with Secretary Michael Sole's office to get an update.

**2006 FLORIDA RAIL PLAN – PRESENTATION BY NAZIH K. HADDAD, P.E.,
MANAGER, PASSENGER RAIL DEVELOPMENT, FLORIDA
DEPARTMENT OF TRANSPORTATION**

Mr. Nazih Haddad gave a presentation to Council on Passenger Rail Service in Florida. His presentation included:

- Current Amtrak Long Distance Service in Florida
- Intercity Travel Markets in Florida and the Need for Intercity Passenger Rail Corridor Service.
- Summary of the Department's Intercity Passenger Rail "Vision" Plan.
- 2008 Rail Plan Update
- Central Florida Commuter Rail

Staff asked if rail is included in the State's budget. Mr. Haddad indicated the State will be assisting more with funding passenger rail as well as freight rail service. He noted that currently a large amount of funding is directed toward the commuter rail project in central Florida, and over the next several years there will be improvements to railroads in the State of Florida costing \$400 million. Staff noted that the \$400 million will be used for rail, but the Department spent over a billion dollars on the 595/195 interchange. Staff stated there needs to be a shift in spending from road building to rail service.

Commissioner Koons noted he has been appointed to the Rail Task Force and will be pushing for rail service development. He stated that there will need to be local matches, but in the long range State and federal funding will be needed. He stated that mass transit on a regional basis is the most green thing that can be done, yet the State still incentivizes road on the edges of urban areas vs. coming back into the urban areas.

Vice Chairman Wheeler asked what percentage of the high speed rail will be elevated. Mr. Haddad noted that the vision plan presented is more of an incremental type approach, so current crossing will be used with upgrades. He noted that it will not be a high speed rail system because that would require its own infrastructure which is too costly.

Councilmember Davenport stated that when speaking of a shift in spending, it will have to not only be a paradigm shift, but a legislative shift as well. He stated there needs to be recommendations to the legislature to change the distribution of dollars to disincentivize road building and incentivize rail building.

Commissioner Coward noted it is not only the State that needs to do better transit planning, but the local governments as well. He noted a joint project between the Martin and St. Lucie Transportation Planning Agencies to process, despite his objections, a new highway going from Indiantown to Fellsmere, which will lie entirely outside the urban service boundary. He noted that with a billion dollar short fall in long-range transportation needs within the urban service boundary and he believes a road project such as this should not be done.

Commissioner Koons noted Palm Beach County recently reallocated \$7 million out of their road program and applied it directly to Tri-Rail.

COUNCIL MEMBER INFORMATION EXCHANGE

Commissioner O'Bryan noted that the August meeting of the Indian River County Metropolitan Planning Organization has been canceled.

STAFF COMMENT

None

CHAIRMAN'S COMMENT

None

ADJOURNMENT

There being no further business, Chairman Hershey adjourned the meeting at 12:15 p.m. This signature is to attest that the undersigned is the Secretary or a designated nominee of the Treasure Coast Regional Planning Council, and that the information provided herein is the true and correct Minutes of the July 18, 2008 meeting of the Treasure Coast Regional Planning Council.

Date

Signature

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Brinkman Joni S</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>TCRPC</i>
MAILING ADDRESS <i>201 Rex Ct Palm Bch</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input checked="" type="checkbox"/> OTHER LOCAL AGENCY
CITY <i>Palm Springs FL</i>	COUNTY <i>33461</i>
DATE ON WHICH VOTE OCCURRED	NAME OF POLITICAL SUBDIVISION: <i>Palm Beach County</i>
	MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes. The requirements of this law are mandatory; although the use of this particular form is not required by law, you are encouraged to use it in making the disclosure required by law.

Your responsibilities under the law when faced with a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

ELECTED OFFICERS:

A person holding elective county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

In either case, you should disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

A person holding appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

A person holding an appointive local office otherwise may participate in a matter in which he has a conflict of interest, but must disclose the nature of the conflict before making any attempt to influence the decision by oral or written communication, whether made by the officer or at his direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You should complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes.
- A copy of the form should be provided immediately to the other members of the agency.
- The form should be read publicly at the meeting prior to consideration of the matter in which you have a conflict of interest.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You should disclose orally the nature of your conflict in the measure before participating.
- You should complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Joni Binkman, hereby disclose that on 7-18-08, 19_____:

(a) A measure came or will come before my agency which (check one)

inured to my special private gain; or

inured to the special gain of Kilday & Assoc., by whom I am retained.

(b) The measure before my agency and the nature of my interest in the measure is as follows:

Kilday & Assoc. Provided consultation services during the recent zoning approval process for the FPL expansion as a sub-consultant to the agent

7-18-08

Date Filed

Joni Binkman

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317 (1985), A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$5,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME PRIORE, CARMINE Anthony	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE TCRPC
MAILING ADDRESS 1400 Greenbriar Blvd.	THE BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input checked="" type="checkbox"/> OTHER LOCAL AGENCY
CITY WELINGTON FL.	COUNTY Palm Beach
DATE ON WHICH VOTE OCCURRED 7/18/08	NAME OF POLITICAL SUBDIVISION: MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes. The requirements of this law are mandatory; although the use of this particular form is not required by law, you are encouraged to use it in making the disclosure required by law.

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In either case, you should disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

A person holding appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his special private gain. Each local officer also is prohibited from knowingly voting on a measure which inures to the special gain of a principal (other than a government agency) by whom he is retained.

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IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You should complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes.
- A copy of the form should be provided immediately to the other members of the agency.
- The form should be read publicly at the meeting prior to consideration of the matter in which you have a conflict of interest.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You should disclose orally the nature of your conflict in the measure before participating.
- You should complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, CARMINE PRIORE, hereby disclose that on July 18, 2008:

(a) A measure came or will come before my agency which (check one)

inured to my special private gain; or

inured to the special gain of CARMINE A PRIORE III, by whom I am ^{related} retained.

(b) The measure before my agency and the nature of my interest in the measure is as follows:

Individual named is my son and
employee of FPL.

Item 8. Agenda July 18, 2008
TCRPL.

Date Filed July 18, 2008

Signature [Handwritten Signature]

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