

**MINUTES OF THE
TREASURE COAST REGIONAL PLANNING COUNCIL
JULY 18, 2014**

Chairman O'Bryan called the meeting to order at 9:30 a.m. and welcomed everyone to the meeting. He led the pledge of allegiance and requested roll call.

The following members and alternates were present:

Indian River County:	Commissioner O'Bryan
Martin County:	Commissioner Fielding Commissioner Haddox Commissioner Thurlow-Lippisch (Alternate)
St. Lucie County:	Commissioner Lewis Commissioner Mowery
Palm Beach County:	Mayor Taylor Vice Mayor Burdick Mayor Golonka Councilmember Brinkman Mayor DuBois Councilman Hmara (Alternate) Councilmember Tinsley (Alternate) Councilman Guyton (Alternate)
Gubernatorial Appointees:	Michael Davis Tobin Overdorf Reece Parrish Peter Sachs Steven Weaver, Sr.
Ex-Officios:	Kathy LaMartina, South Florida Water Management District Ann Benedetti, St. Johns River Water Management District Vicki Gatanis, South Florida Regional Transportation Authority
Council Staff:	Michael Busha Phyllis Castro Kim DeLaney Liz Gulick Stephanie Heidt Peter Merritt Greg Vaday
Council Attorney:	Roger Saberson

The Executive Director announced a quorum is present.

AGENDA APPROVAL

Commissioner Fielding moved approval of the Agenda. Commissioner Mowery seconded the motion, which carried unanimously. **Motion**

ANNOUNCEMENTS

Due to the lack of business needing immediate attention, Staff recommended the August 15, 2014 Council meeting be canceled. Chairman O'Bryan asked if anyone would be opposed to canceling the August meeting, and upon no opposition he stated the August meeting is canceled.

Staff noted that the Florida Regional Councils Association (FRCA) Policy Board meeting would be held on August 15, 2014 in Hollywood.

Staff provided a copy of the new FRCA quarterly newsletter to Council members. The newsletter provides information about the state's eleven regional planning councils (RPCs), current initiatives being undertaken, and how RPCs assist local governments in getting their missions accomplished. Staff indicated that the newsletter is the result of a retreat in January that focused on circulating information about what the RPCs are doing around the state and the value RPCs bring to the regions and individual member local governments.

CHAIRMAN'S COMMENTS

Chairman O'Bryan indicated he will provide his comments under Council Member Update.

COUNCIL MEMBER UPDATE

Chairman O'Bryan stated that Indian River County is hosting over four hundred top executives in the gun and ammunitions industry for the 12th Annual FMG Publications Shooting Industry Masters.

Commissioner Haddox indicated Martin County will be holding budget meetings the following week. He stated that the two main issues for the county continue to be water quality and the All Aboard Florida (AAF) project.

Commissioner Fielding indicated there are two potential sources for federal financing to address the issues with the Indian River Lagoon. One is a bill being sponsored by Representatives Posey and Murphy that will reallocate some funding currently going through the U.S. Environmental Protection Agency and be available on a grant application basis. The other is a bill being drafted by Representative Murphy that will specifically designate funding to enforce fines for individuals who are violating clean water regulations. With respect to AAF, he indicated that the county's chair went to Washington and had discussions with various federal rail authority individuals. Those individuals stated that there have been several applications for financing, but no approval has ever been granted. Commissioner Fielding noted that Osceola County has approved some significant changes to their comprehensive plan that will affect the neighboring counties, including those in our region. The changes, which involve an exchange of use on lands that were previously designated conservation wetland and protected from commercial and residential development. The amendments are being

challenged by Audubon. He noted that this will have an immediate and negative impact on the volume of water and the amount of contamination that will be in the Kissimmee Basin. He stated it would be useful for Council to send a letter of support of Audubon's challenge or, absent consensus, have staff provide more information regarding these amendments. Chairman O'Bryan stated that since there is a law suit involved he would prefer to have staff do a full analysis and report back to Council so members will have a better understanding of the issue before sending a letter. Commissioner Fielding agreed, noting that the Department of Economic Opportunity is also opposed to the amendments.

Commissioner Mowery stated that St. Lucie County has been aggressively working on an application for the location of a new veterans' nursing facility in the state. He noted that there are six areas in the state competing for the facility, and there will be a cabinet meeting on August 19, 2014 to decide which community will be chosen. He indicated this facility will be servicing a seventy-five mile radius, so it will be a great asset for the entire region. He stated that St. Lucie County's application has received great support for the neighboring communities and thanked all those local governments and communities that sent letters and made phone calls in support of the application. Chairman O'Bryan stated he supports this application and indicated under the Legislative Priorities agenda item he would ask the gubernatorial appointees for their support.

Mayor DuBois indicated he had participated in the final briefing conference call with respect to the Federal Emergency Management Agency (FEMA) flood risk maps. He noted that this moves the process to the public hearings sessions where the maps will be brought before the public for opportunities to appeal, and present alternate flood plain and elevation data to FEMA for mitigation of any problems.

Councilman Guyton stated the City of Riviera Beach is moving forward with their marina redevelopment project. The City is preparing to demolish the old community center and begin the first phase, which will be a new events center.

Kathy LaMartina stated that the Indian River Lagoon license plate grant request for proposals is currently out for Palm Beach County. This is being re-posted, because no applications were received during the first posting. She encouraged communities in Palm Beach County to apply for the grant. She indicated that the Water Resource Advisory Committee meeting is scheduled for August 7, 2014 in West Palm Beach, and the South Florida Water Management District (SFWMD) governing board meeting is scheduled for August 14, 2014 in West Palm Beach.

PUBLIC COMMENT ON CONSENT AGENDA ITEMS

Alexandria Larson stated she would like to speak on agenda item 8L, the Interlocal Agreement with Palm Beach Metropolitan Planning Organization (MPO). She indicated she had attended the MPO meeting the previous day and it was reported that there is a billion dollar shortage for the county's roadways program. She stated that there is also a proposal in Boca Raton to locate Tri-Rail stations two miles apart, instead of four miles, which she believes may cause problems. She stated that she believes AAF will be in direct competition with Tri-Rail, because in the newspapers AAF has been stating that they are initially going to be in Dade, Broward, and Palm Beach counties, but other communities will come later. She expressed that she is worried about the shortages in the budget and she feels there is a disconnect between the elected officials and the taxpayers, who are saying

uncle. She stated she speaks with several members of the public who are upset with the financial situations in the county. She stated that she attends several meetings and there are tremendous shortages everywhere, but she is very worried that a billion dollars is such a very large amount of money that taxes will need to be raised and the burden will fall to the taxpayers. She expressed her appreciation of Commissioner Fielding's concerns and stated she is glad Audubon is going to war.

Mayor Abby Brennan thanked Council for its work with the local communities on transportation issues. She noted that the Village of Tequesta has six lanes on US 1 through the Village, but Hobe Sound to the north and Jupiter to the south only have four lanes. She indicated that because of this configuration, the stretch of US 1 through the village has been dubbed the race track. She noted that staff and the MPO have met with the Florida Department of Transportation (FDOT) and stopped the process of just repaving the six lanes. There are now discussions of lane reductions and bike paths, which she believes will be more beneficial for the village. She thanked Council for all its work on behalf of the Treasure Coast communities.

CONSENT AGENDA

Chairman O'Bryan indicated that he had a request from Councilmember Brinkman to pull item 8E, Town of Lantana Comprehensive Plan Amendment No. 14-2ESR, for separate consideration.

Commissioner Mowery moved approval of the Consent Agenda as amended. Commissioner **Motion** Fielding seconded the motion, which carried unanimously.

Items remaining on the Consent Agenda were: 8A, Financial Report – May 31, 2014; 8B, Minutes – June 20, 2014; 8C, Town of Jupiter Comprehensive Plan Amendment No. 14-2ESR; 8D, Town of Lantana Comprehensive Plan Amendment No. 14-1ESR; 8F, Town of Ocean Breeze Comprehensive Plan Amendment No. 14-1ER; 8G, Intergovernmental Coordination and Review Log; 8H, 2014-2015 Florida Division of Emergency Management Contract Agreement; 8I, 2014-2015 Hazardous Materials Emergency Preparedness Contract Agreement; 8J, 2014-2015 Hazards Analysis Contract Agreement; 8K, 2014-2015 Small Quantity Generators Program Management Agreement; and 8L, Interlocal Agreement with Palm Beach Metropolitan Planning Organization.

TOWN OF LANTANA COMPREHENSIVE PLAN AMENDMENT NO. 14-2ESR

Councilmember Brinkman indicated she is recusing herself from the vote, because her employer is representing the applicant and developer on the amendment request. Councilman Hmara moved approval of the staff report. Commissioner Haddox seconded the motion, which carried with Councilmember Brinkman abstaining. **Motion**

PROPOSED BUDGET FOR FISCAL YEAR 2014-2015

Chairman O'Bryan reported that the Budget/Personnel Committee had met on July 7, 2014, with himself, Commissioner Fielding, and Mayor Taylor present. He noted that the proposed budget reflects a 48 percent decrease from the prior year budget due to some large contracts that have been completed. He indicated the proposed budget includes \$305,367 in projected revenue, which is

anticipated from pending contracts. Additionally, he stated that the agenda item lists several contracts staff is currently negotiating that total approximately \$1.5 million.

Chairman O'Bryan indicated that the Committee has four recommendations for Council discussion. The first recommendation proposed is that if anticipated contracts are signed and sufficient funds are available, the Committee will meet in December to recommend a one-time, non-recurring adjustment of three percent to be added to the staff salaries. Additionally the Committee recommended that if funds are sufficient, a cash reserve fund for operational expenses should be established going forward. The Committee also recommends that due to the heightened activity with rail, Council should be looking at funding opportunities for train derailment mitigation and hazard training and response. The final recommendation from the Committee is that staff and Council members should take steps to appropriately market the skills and services that Council can provide to local governments. Chairman O'Bryan noted that a good example of these services are the work and expertise staff is providing to the Village of Tequesta with respect to resolving their road issues. He called for questions and discussions from Council. Seeing none, Commissioner Fielding moved approval of the proposed budget. Vice Mayor Burdick seconded the motion, which carried unanimously.

Motion

COMMITTEE APPOINTMENTS

Chairman O'Bryan indicated that at the last meeting there was a motion passed for there to be representation of elected officials on the Gubernatorial Committee. In responding to Council's request, Chairman O'Bryan stated that he asked the following representatives to serve on the Committee: representing Indian River County, Mayor Susan Adams from the City of Fellsmere; St. Lucie County, Commissioner Paula Lewis; Martin County, Commissioner Fielding; and Palm Beach County, Councilman Bruce Guyton from the City of Riviera Beach. All have agreed to serve on the committee.

Commissioner Mowery moved approval of the Committee recommendations as presented. Councilmember Overdorf seconded the motion, which carried unanimously.

Motion

RESOLUTION TO ACCELERATE THE RISK ASSESSMENT AND REHABILITATION OF THE HERBERT HOOVER DIKE

Staff indicated that the draft resolution was requested by Councilmember Davis at the June meeting. The resolution is to encourage the U.S. Army Corps of Engineers (Corps) to move quickly on the repairs to the Herbert Hoover Dike (HHD) surrounding Lake Okeechobee, and support funding for the Corps to complete the risk assessment of the dike without further delays. Staff indicated this is an important regional issue, because completing the risk assessment will help determine if additional water may be stored in Lake Okeechobee, will help to reduce damaging fresh water discharges to the Caloosahatchee and St. Lucie River estuaries and other water bodies in the region. Staff noted that the Corps is currently conducting an evaluation in order to address problems and develop alternatives for rehabilitating the dike. Staff recommended Council approve transmitting the resolution to the Corps and other appropriate agencies.

Commissioner Fielding stated that he supports moving forward with fixing the dike, but he suggested that it might be more strategic to get a package approval for the repairs rather than

piecemeal approval. He stated that it is his perspective that as the dike is fixed and becomes less of a priority, it will be more difficult to get funding.

Under public comment, Ms. Larson stated she was present at a SFWMD meeting when two engineers she called idiots said the sky was falling and Lake Okeechobee is going to kill us all. She stated that Lake Okeechobee is not a dam, but a freshwater body that is being polluted by occurrences in Orlando and farmers. She stated that she does not agree with the water farming program, because she believes we should be fining those who are polluting the waters, not paying them for discharging dirty water. She stated that Lake Okeechobee is not a reservoir. She stated she is very sad about what has occurred with respect to the lake and the dike, citing instances where individual properties have been taken by eminent domain for things like water storage, redirecting water flow, and drilling for oil. She questioned why we are fixing the dike, but not cleaning up the water. She stated that she would like for resolutions to include things such as cleaning up the water and not paying farmers obscene amounts of money when they are responsible for the dirty water.

Chairman O'Bryan commended Ms. Larson for her passion on these issues. However, he requested that Ms. Larson refrain from name calling during her comments.

Ann Kuhl indicated she wanted to provide Council members with information she has received from a meeting she had previously attended in Palm Beach County with the Corps. She stated it was right after Tropical Storm Isaac and the concern was with flooding in the county. She stated that at that meeting the discussion was about the lake level and concern that once the repairs to the dike were completed the levels would be raised. She stated that at the time they were told that the lake levels would most likely not be raised, because the lake was at a level that was healthy for tourism and fishing. She stated that she is concerned that if the lake is treated like a reservoir then when there are hurricane emergencies water will need to be released, because of the way the berm is constructed.

Chairman O'Bryan stated he understood Commissioner Fielding's concerns, because it is also his understanding that if the dike were to be sufficiently strengthened and not be listed as one of the top ten worst dams in the country, then the funding will cease. He asked Commissioner Thurlow-Lippisch and Ms. LaMartina for their views on this issue concerning the dam and the effects of holding water versus the impacts on the lagoon due to releases from the lake.

Commissioner Thurlow-Lippisch indicated that she is not a scientist, but is very interested and well-read on this issue. She stated that she has never been told that holding water in the lake is a long-term plan. She stated that she respects Commissioner Fielding and his concerns, but it is her opinion that the dike is dangerous and needs to be fixed. Ms. LaMartina stated that with respect to fixing the dike, it is currently a safety issue and not a water issue.

Mayor Taylor reminded everyone of the 1928 storm that caused significant flooding and a great number of deaths in the Glades area. She indicated that when she was in the legislature there was a push for the Corps to move forward with the dike repairs. She asked if staff is aware that there is leakage occurring underneath the berm. Staff noted that the material provided by the Corps indicates that the dike does leak due to its current design, and they recently built the cut-off wall between Port Mayaca and Belle Glade to reduce leakage. Mayor Taylor stated that the idea of accelerating the assessment is very important to her and she does not believe that we should wait for

a pack, but demand that the Corps continue to work on the dike because of the safety issues. She stated she supports the resolution.

Councilmember Davis stated that it is important to understand that this is not a unilateral project, but part of the overall system, which includes the entire 18,000 square mile eco-system from Orlando all the way down to the Florida Bay. He stated this is the keystone project that everything else can build from. He stated that he does not believe this will diminish the priority for future projects. He indicated that he was the Assistant Secretary of the Army under President Clinton for six years and remembers that the issues with the water releases and flooding were also of concern at that time. He said that it is twenty years later and the problems with the dike have still not been fixed. He stated it is time to put some pressure on the elected officials and the Corps to move forward on this issue. He concurred with Ms. Larson that we also need to focus on the water quality issues in the Kissimmee Basin and the dumping of that water into Lake Okeechobee. He stated that he is worried about the Corps' budget, because there have been several layoffs in Jacksonville. He stated that we need to make it known at the federal level what we expect from the Corps, because the leadership in Washington drives the budget.

Chairman O'Bryan indicated that the resolution does reference not only the accelerated assessment, but also the rehabilitation of the dike, so he believes that addresses Commissioner Fielding's concerns. Commissioner Fielding stated there had been a lot of good conversation, and he supports the resolution. He stated that he is only attempting to make sure everyone is aware that there is a potential relationship between the progress that is being made to shore up the dike and the other priorities that exist.

Commissioner Fielding made a motion to support the resolution and acceptance of the staff recommendation. Mayor Taylor seconded the motion, which carried unanimously. **Motion**

ALL ABOARD FLORIDA UPDATE

Staff provided an update on the AAF project. The diagnostic field reviews, which are designed to enable AAF, FDOT, the Federal Railroad Administration (FRA) and the local governments to assess the existing conditions at grade crossing in order to determine the necessary safety improvement that will be needed for the AAF project to advance, are being completed in Indian River and Brevard counties. Staff stated that the FRA has indicated that their goal is to issue their report within the next four to six weeks. Staff also noted that FDOT has indicated that it will require AAF to comply with the federal emerging high speed rail guidelines, and the requirements necessary to establish a sealed corridor, which will enable local governments to install quiet zones at much lower costs.

With respect to quiet zones, staff indicated that the state budget includes a \$10 million appropriation for the Railroad Quiet Zones program, which provides a fifty-fifty match to local governments who want to establish quiet zones. Staff indicated that Palm Beach County recently held a working session with the municipalities to discuss strategies on how to best pursue quiet zone funding. It appears that the most competitive way to pursue these grant dollars is through a county-wide application. The MPO is working with the local governments to determine how best to approach this grant application and the required funding match.

Staff indicated that the freight forum will most likely be held in September. Potential speakers include individuals from the Florida Department of Economic Opportunity, the ports and airports, FDOT central office, and the railroads. As the forum plans develop, staff will send out information to all interested parties, so that everyone can be informed and better prepared to address issues contained in the upcoming environmental impact statement (EIS). Staff noted that FRA staff is planning to come to the region in August to conduct work sessions in Broward and Palm Beach counties to assess what will be necessary to establish quiet zones in those two counties. Staff indicated that the expectation is that construction will begin later this year on the portion of the AAF project from West Palm Beach south, so this analysis will be helpful to identify needed construction activities for the quiet zones so they can be done in conjunction with the safety improvements.

Staff noted that in addition to the correspondence included with the agenda material, a letter recently received from FDOT Secretary Prasad to Mr. Michael Reininger with AAF stating that the Department will not be providing any funding to the AAF project. Staff also noted that the morning's newspaper contained a report that AAF will be unveiling its plans for the West Palm Beach station on Monday, July 21st.

Chairman O'Bryan indicated that Frank Watanabe, the public works director for the City of Sebastian had gone to the FRA website and used their quiet zone database to do calculations to obtain the city's safety score. He stated that anything under a score of 14,000 makes a local government eligible to apply for funding assistance for quiet zones. From FRA's perspective, the lower the safety score, the safer the grade crossing. The city's safety score is 6,000. However, when the additional trains at higher speeds were calculated, the score jumped to 10,000. Chairman O'Bryan indicated they will be doing the same exercise at the county so that a baseline score can be determined, and he suggested other local governments do the same. He stated Mr. Watanabe would be glad to help any municipality wanting to do their own calculations.

Staff noted that from the preliminary analyses done by the FRA, it is very evident that the larger the quiet zone, the easier it is to establish and maintain a safety rating that is below the standard. Therefore, the smaller the quiet zone the harder it is to get the safety rating down. Staff also indicated that the latest estimate for the release of the EIS is August/September.

Chairman O'Bryan indicated that it is not Council's practice to hear separate public comment on items that do not require Council action. However, since this project is of wide importance, he stated he would allow public comment, with Council approval.

Commissioner Mowery noted that there is an article in the Sunshine news related to Secretary Prasad making it very clear that the AAF would not be receiving any state money.

Ms. Kuhl noted that the Urban Land Institute (ULI), a very influential world-wide group, held a recent conference in Broward County where the AAF project was discussed. She stated that she believes it is strange that as a non-member of the public she was required to pay a fee of \$95 to attend. She addressed an article contained in Urban Land, a ULI magazine, that is about funding for Connecting Florida and the Curtis infrastructure project that is looking at areas for promoting transit and development in rail in places like Minnesota, Seattle, Chicago and Florida. She stated that the article, *Connecting Florida*, dated November 17, 2010 said that Jim Curtis, the managing

partner of San Francisco based Bristol Group and ULI trustee, provided the funding for the project. Ms. Kuhl provided the following quote from an article in the South Florida Business Journal, *Bristol Group places \$13 million of faith in Broward Park*, dated October 30, 2000: “The Bristol Group is joining hands with a local developer at work transforming the tiny town of Pembroke Park into the industrial hub of southern Broward County.” Ms. Kuhl stated the land that was purchased by Bristol has a \$90 million build out of more than 1.9 million square feet. She said she believes this is very self-serving in the fact that they supplied the funding for this project. She said that, because they are a San Francisco-based company, it is outside sources with investment interests trying to influence what is going on in our area, and it is a direct conflict of interest. She said we have the right to know who stands to benefit from these projects if they will be changing the face of our whole area. She stated there needs to be an investigation as to who has their fingers in the pot and who is influencing this and how many deals were made to get the state to give money to local governments so that they could build facilities like trains depots.

Phyllis Frey provided the following list of what she indicated AAF is going to cost the taxpayers: a Railroad Rehabilitation and Improvement Financing (RRIF) loan for \$2.5 billion, which Ms. Frey stated will include interest when they default; the Miami Terminal, \$345 million; the Orlando intermodal facility, \$215 million; private real estate development, \$320 million; and sealed corridor costs of \$45 million for Brevard County, \$26 million for Indian River County, \$18 million for St. Lucie County, and \$24 million for Martin County. She stated that AAF is taking the point of the quiet zones process and details and generalizing it into \$120 million benefit for themselves and all accident and liability is on us. Continuing with her list, Ms. Frey indicated that the cost of the Malabar interchange will be \$28 million; \$20 million for the bridge over Pineda Causeway; crossing maintenance for the next ten years, \$3 million; and Intracoastal Waterway bridge construction, \$60 million; and the Cocoa/Orlando track \$2 billion, conservatively, for nine interchange improvements and ramps. She stated that these are punitive tax burdens being placed on already struggling cities and counties, and the corporations, partners, and certain politicians are benefitting from the project as well as Fortress Investments and its subsidiaries, Florida East Coast Industries, Inc. (FECI), Florida East Coast Railroad, and AAF. She indicated that the RRIF loan includes not just tracks and trains, but also buildings that AAF can use to build high rises and allow them to undercut market rental rates using their preordained developer and their guaranteed no-bid contracts. She stated that with respect to permanent jobs, she agrees with Commissioner Anderson who she said told Rusty Roberts “Take your phony job prospectus back to the people who wrote it and tell them to stop smoking crack.” She stated that AAF’s business plan does not pass the laugh test and the projection of passengers is not realistic. She stated she does not believe people will pay five times more to travel from Miami to Orlando using the AAF service. She stated that once the inside cronies have their fill and AAF and FECI are flipped or sold to FDOT, then it will be hello Amtrak and taxpayer subsidies forever.

Ms. Larson stated that she will always call someone an idiot if they are an idiot, no matter the forum. She stated she liked that Ms. Frey brought up Malabar, because that is a place where there are a lot of endangered species and there are building restrictions. She stated she is offended by the Cocoa to Orlando route, because most of that land is owned by state representatives and people in Tallahassee. She said that is what is wrong with our system, that elected officials in different areas are benefitting at the cost of taxpayers. She stated Tri-Rail to the south is already being subsidized by the taxpayers, and the AAF project will be in direct conflict. She said she believes this is another scam like Scripps, and that it offends her when it is said that this project is privately funded. She

encouraged Council members to say no to the project and that they need to implement things that are going to work for their constituents. She stated that trains have not worked in the past and that this project should not happen.

John Walker stated that he is very excited about the freight forum that Council staff is putting together, which he believes could potentially be of national interest. However, he expressed concern that the timing will be at the end of the federal fiscal year, so there may not be funding for travel. He stated that it may be better to have the forum later in the fall. He indicated there may also be some people from California interested in the forum. He stated that California has taken up the marine highway concept and freight can be transported from Los Angeles to Oakland and all the way to Sacramento on the California Marine Highway system. He indicated that he had attended a recent Jupiter Inland District meeting and they are doing a great job of quantifying the vessel traffic. He stated that even with the automatic cameras not functioning, they still recorded almost 8,000 vessels under the Loxahatchee Bridge. He stated this shows that it is not just snowbirds using the waterways.

LEGISLATIVE PRIORITIES 2015

Staff noted that at the last gubernatorial meeting it was determined that the following should occur: 1) reduce the list of suggested legislative priorities to three to five issues of shared interests to the region; 2) obtain more information from the Committee members on the individual issues; and 3) have staff determine if there would be interest in having a Treasure Coast legislative delegation meeting. Staff noted that the agenda materials provide the five areas for Council consideration as: natural resources and water supply, transportation, governance, economic development, and energy. These are subject areas that Council has had a long history of involvement with and can serve as guidance for the Council as a whole in developing and communicating its legislative priorities.

Chairman O'Bryan asked Councilmember Weaver, as the Committee Chair, if he had any comments. Councilmember Weaver stated that he would defer to the rest of the Council, but he would like to see a little more emphasis on the AAF project under transportation.

Chairman O'Bryan suggested that since there are four new members on the committee, staff should call a special meeting in August to further refine the list and be prepared to bring it to the full Council in September. With respect to St. Lucie County's application for the Veteran's facility, he indicated that he would like to have Council authorize the Gubernatorial committee to make that an immediate priority. He stated that this project presents the perfect opportunity for utilizing the Gubernatorial committee to further a project that will be of tremendous benefit to the entire region. He called for a motion to authorize the Gubernatorial committee to add the St. Lucie Veterans' facility as a priority. Commissioner Mowery moved approval of that motion. Commissioner Haddox seconded the motion.

Motion

Commissioner Lewis indicated that the appropriate contact information is available on the St. Lucie County website and encouraged everyone to offer their support for the project. She noted that the Governor and Cabinet will meet on August 19, 2014. She thanked everyone for their past and future support of this project that will help a lot of veterans in our region. Chairman O'Bryan requested staff provide the contact information to all Council members.

Mayor Taylor asked where the facility will be located. Commissioner Lewis stated that the facility is proposed to be located in Tradition, which is in the western part of the City of Port St. Lucie. Upon being put to a vote, the motion carried unanimously.

Vice Mayor Burdick stated that there is a bill currently passing through Congress that will increase the weight and length of tractor-trailers. She expressed concern that this is not only a safety factor on the major highways, but a concern for the wear and tear these vehicles will cause to the roadways. She asked if staff could look into the proposed bill and provide more information.

Councilmember Weaver stated he wanted to make sure that if the August meeting is canceled, there will be sufficient time to review the EIS for the AAF project if it is released. Staff indicated that if the EIS had been released before July 7th it would have necessitated an August meeting. Chairman O'Bryan noted that, because the crossing inspections are currently being done in Indian River and Brevard counties, it is not likely that the EIS will be released before September.

Councilmember Weaver noted that the staff report for AAF mentions there is going to be an increase in cargo over time, and that there are not any metrics or solid numbers about the Panama Canal widening and the amount of cargo that will be coming out of the Port of Miami. He stated that some in the community believe that the proposed passenger rail is just a façade for a very significant increase in cargo hauling that will occur when the canal is widened. He stated that China is also underwriting a canal through Nicaragua to further expand their ability to bring cargo to the east coast of Florida. He stated that it is difficult to look at the data about the passenger rail, because it looks flawed and like there is no good business model. He asked if staff could provide more information on this. Chairman O'Bryan stated that is something that could be addressed at the freight forum, agreeing there is a lot of community concern about the amount of freight in the future.

PUBLIC COMMENT

Ms. Kuhl stated that she and a couple other people went to a meeting of the South Florida Regional Planning Council (SFRPC). She stated that it was not very impressive, because they had difficulty in getting a quorum, and members had to call into the meeting. She indicated that there was some interesting information about their reluctance to raise their fees. She stated she knows there are articles and discussions about Palm Beach County exploring the possibility of joining the SFRPC. She stated that she would strongly recommend against that, because she does not believe Palm Beach County has anything in common with Broward, Miami-Dade, and Monroe counties. She said at the SFRPC meetings there is little interaction with basically the leader of the group giving information. She stated that interaction is healthy and that opposing opinions are healthy. She said she would like to see Palm Beach County emulate the northern counties more than the southern counties. She indicated she prefers the drive to the north more than the one to the south. She stated that this Council is the ideal opportunity for all of us to learn from each other and make a change in the way the rest of Florida will turn out.

Chairman O'Bryan asked if a workshop has been scheduled in Palm Beach County yet to discuss this issue. Mayor Taylor stated the county is still doing research on boundaries and other issues associated with the planning councils, and when that is done they will come back to Council for discussion. She indicated they are looking at possibly September.

Ms. Larson indicated she travels all over the state and will be in Tallahassee on Monday for a protest. She stated she attended the Water Resources Task Force meeting the previous day. She stated that they are doing the L-8 reservoir and the C-51 reservoir project, and when they talk about it being regional and that we are going to get water to the Loxahatchee it is a lie. She said that when they drained the L-8 reservoir it was the biggest scandal in her county, because they drained the neighbors next door. She said an engineer had told her it would not happen, but she stated they drained the water out of the canals and lakes of Deer Run and the tributaries nearby. She stated that at the MPO meeting she learned that Representative Lois Frankel now wants to put locks into the C-51 canal, which Ms. Larson stated will absolutely screw up the L-8/C-51 reservoir project. She stated she was at the Corps meeting for stakeholders in Fort Lauderdale and they did a presentation where they said that development is not water dependent. She indicated this is ridiculous, because the most water-dependent thing we do is irrigation. She stated she liked the idea of a delegation meeting and feels it is very important to get the word out to the public so everyone knows about the event and that they are able to attend. She stated she also went to the SFRPC meeting and was not impressed. She noted she has been coming to these Council meetings for fourteen years and has nothing but respect for the Council members.

Councilmember Davis stated that he was also at the previous day's meeting and the Corps did not say development is not water dependent. He stated they were describing part of the environmental regulations that states a project is not water dependent if there is the presumption that you can build it outside the wetlands. He stated the presentation was not addressing water supply or water conservation. He indicated that he wrote those regulations and it is misleading for Ms. Larson to say that the Corps indicated that development is not water dependent.

Commissioner Mowery stated that at a recent event of the Treasure Coast Council of Local Governments and the Treasure Coast League of Cities in Okeechobee County, Judge Nelson Bailey made a presentation. He stated that Judge Bailey is from Loxahatchee and is an amazing story-teller of the history of our state. He told several fascinating stories about cattle drives, port developments, and planning issues that are part of what Council currently does. He suggested inviting Judge Nelson to a Council meeting to do a presentation.

Mayor Taylor asked if special taxing districts, such as the port, are allowed to have membership on the Council. Staff indicated that they are not named in the statute, but the Governor could choose to use one of his appointments for that entity. Mayor Taylor stated that with all the freight movement discussions the ports should be involved and maybe her county could write to the Governor about an appointment from that agency. She stated that she is seeking to have representation from the port and not a particular person, because the port commissioners are elected positions. Staff indicated that if someone from the port is interested, they will need to fill out an application and submit it to the Governor's appointment office.

Councilman Hmara agreed that Judge Nelson is a very fascinating story teller. He noted that he has received little response to his request for information how the Village should proceed with selling some surplus property. He indicated that at a meeting the previous night the Village Council had voted to proceed with hiring a real estate broker. He stated that he would keep Council members updated on the progress of the sale, and what benefits can be derived from the expenses associated with using a broker.

Chairman O'Bryan reminded everyone of the Gubernatorial Committee meeting scheduled immediately following the meeting.

STAFF COMMENT

None.

ADJOURNMENT

There being no further business, Chairman O'Bryan adjourned the meeting at 11:17 a.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, 2014 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 Brinkman Joni	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Treasure Coast Regional Planning Council
MAILING ADDRESS 201 Rex Ct	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY Palm Springs	<input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
COUNTY Palm Beach	NAME OF POLITICAL SUBDIVISION: Palm Beach County
DATE ON WHICH VOTE OCCURRED 7-18-14	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.

Your responsibilities under the law when faced with voting on 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

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must 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:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

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

- You must 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. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

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

- You must disclose orally the nature of your conflict in the measure before participating.
- You must 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 must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Joni Brinkman, hereby disclose that on July 18, 20 14 :

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

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of Urban Design Kilday Studios, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

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

Item 8.E. - Lantana Amendment 14-2ESR

My firm is representing the developer on this project.

7-18-14

Date Filed

Joni Brinkman
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, 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 \$10,000.