

**MINUTES OF THE  
TREASURE COAST REGIONAL PLANNING COUNCIL  
MARCH 15, 2019**

**Agenda Item 1: Pledge of Allegiance**

Chair Adams called the meeting to order at 9:35 a.m. and welcomed everyone. She led the pledge of allegiance.

**Agenda Item 2: Roll Call**

Thomas Lanahan, Council's Executive Director, took roll and announced a quorum was present.

The following members and alternates were present:

Indian River County:           Commissioner O'Bryan  
  Commissioner Adams  
  Councilmember Browning  
  Councilwoman Moss, Alternate

St. Lucie County:               Commissioner Johnson  
  Commissioner Dzadoovsky, Alternate  
  Mayor Oravec, Alternate

Palm Beach County:           Commissioner Valeche  
  Mayor Gerwig  
  Councilman Hmara  
  Mayor Marino, Alternate  
  Vice Mayor Gottlieb, Alternate

Gubernatorial Appointees:   Douglas Bournique  
  Michael Houston  
  Peter Sachs  
  Reece Parrish

Ex-Officios:                    Lois Bush, Florida Department of Transportation  
  Vicki Gatanis, South Florida Regional Transportation Authority

Council Staff:                 Thomas J. Lanahan  
  Phyllis Castro  
  Kim DeLaney  
  Liz Gulick  
  Stephanie Heidt  
  Jessica Seymour

Council Attorney:             Keith Davis

### **Agenda Item 3: Agenda**

*Council Action: Mayor Gerwig from the Village of Wellington moved approval of the Agenda. Councilman Hmara from the Village of Royal Palm Beach seconded the motion, which carried unanimously.*

### **Agenda Item 4: Consent Agenda**

Councilmember Houston, Gubernatorial Appointee from Martin County, stated he needed to recuse himself from voting on Agenda Item 4B6, City of Port St. Lucie Comprehensive Plan Amendment No. 19-02ESR because his firm involved in the amendment.

Items remaining on the Consent Agenda were: 4B1, Financial Report – January 31, 2019; 4B2, Minutes - February 15, 2019; 4B3, City of Boynton Beach Comprehensive Plan Amendment No. 19-01ESR; 4B4, City of Greenacres Comprehensive Plan Amendment No. 19-01ESR; and 4B5, Palm Beach County Comprehensive Plan Amendment No. 19-02ESR.

*Council Action: Mayor Gerwig moved approval of the Consent Agenda as amended. Councilman Hmara seconded the motion, which carried unanimously.*

### **Agenda Item 4B6: City of Port St. Lucie Comprehensive Plan Amendment No. 19-02ESR**

*Council Action: Commissioner O'Bryan from Indian River County moved approval of Agenda Item 4B6. Commissioner Johnson from the City of Fort Pierce seconded the motion, which carried with Councilmember Houston abstaining.*

### **Agenda Item 5: Resilient Coastlines Program – Presentation by Whitney Gray, Florida Coastal Office, Department of Environmental Protection**

Whitney Gray indicated the Florida Resilient Coastlines Program (FRCP) was created in December 2017 to bring more focus to issues that are happening to coastal communities around the state and see what can be done to assist those coastal local governments with the coastal flooding and erosion issues they are experiencing. She provided Council with an overview of the program, which provides assistance with planning and implementation. She noted that there are several comprehensive planning tools within the Growth Management Act to help local communities prioritize coastal flooding areas, identify adaptation action areas, and meet statutory requirements for consideration of future flood risk from storm surge and sea level rise under the Peril of Flood Act.

Ms. Gray indicated one of the resources they have developed, with funding received from the National Oceanic and Atmospheric Administration (NOAA) and collaboration with experts from around the state, is the *Florida Adaptation Planning Guidebook*. She noted the guidebook provides a framework for how to go about the process of doing vulnerability assessments and adaptation planning in order to identify not only what is going on now, but what is coming in the future so communities can be better prepared and more resilient. She indicated there are also tools available on-line that allow the user to project a level of flooding from storm surge and sea level rise, and how an area will respond to some of those forces.

Ms. Gray noted the FRCP also provides funding, from both state and federal sources, to assist with activities that promote community resilience planning. These include completing peril of flood requirements for coastal communities; identification of Adaptation Action Areas; development of vulnerability assessments, adaptation plans or resilience plans; and economic modeling. She noted that to date, FRCP has helped obtain \$2.2 million for projects. She provided examples of projects that included adaption efforts to protect an archeologically significant old well by slowing down the erosion on an island near the City of Jacksonville; and raising the parking lot, boat ramps, and seawalls in a marina parking lot to mitigate flooding in the adjacent neighborhood in the City of Hollywood.

Commissioner Valeche from Palm Beach County asked how much sea level has risen around the island that was used as an example in the presentation. Ms. Gray noted that NOAA uses tide gauges around the state to measure sea level rise. She stated that although one of the gauges was not located at this particular island, there was one nearby, which has shown around 8 inches of sea level rise in about the last 100 years. Councilmember Bournique, Gubernatorial Appointee for Indian River County, noted that in Britain they have measurements that have been done on their older bridges that go back 700-800 years and show sea level rise there is about 14 inches, and in Key West it is a little over 9 inches. Ms. Gray indicated that there are several factors that contribute to sea level rise in a specific location, but overall Florida shows a little more than 8 inches to a foot and a quarter. She stated that our state is close to the global sea level rise rate of about 3.4 millimeters per year, noting that since 1992 that rate has doubled.

Mr. Lowe from St. Lucie County asked how long it takes for a funding application to go through the approval process. Ms. Gray noted that the process is to put out an application and invite applicants to apply for the funding. They then evaluate the projects and wait for approval of the state budget in order to determine which projects can be funded. She indicated the next grant announcement will be in September, with the announcement of the projects to be funded occurring the following May.

Councilmember Houston asked for specifics about the boat ramp project in Hollywood. Ms. Gray offered to provide the contact information for the manager of that project. She noted in Broward County there is an ordinance for the minimum height of sea walls that takes into account sea level rise. Councilmember Bournique stated elevation is very critical, noting with Hurricanes Frances, Jeanne, and Wilma in 2004 and 2005 there was flooding up to 8 feet above sea level in Indian River County.

**Agenda Item 6: McCarty Ranch Water Quality Project – Presentation by Gregory J. Oravec, City of Port St. Lucie**

Mayor Oravec provided Council with an overview of water quality projects they are undertaking in the City of Port St. Lucie. The presentation included a history of the City showing the rise in population to become the 8<sup>th</sup> most populous city in the state, and how the City has built their sewer, water, and wastewater utilities and infrastructure. He noted that one of the biggest projects was septic to sewer conversion. He noted there was a lot of resistance to this, so the City developed a plan that included assisting homeowners with a timeline for conversion and providing a 10-year interest free loan program. He also highlighted the City's Eastern Watershed Improvement project. The 76-acre project is in the eastern area of the City and includes habitat

restoration, neighborhood improvement, public parks, and 8 stormwater treatment areas to reduce recurring flooding problems.

With respect to the McCarty Ranch project, Mayor Oravec noted one of the things that was recognized is that a lot of fresh water is thrown away, so the City wanted to find a way to capture and treat some of that water. In 2012, the City acquired 3,000 acres, and in 2014 another 2,000 acres in the western part of the City near the C-23 Canal. The project is planned to have 5 stormwater treatment areas, so that benefits can be seen immediately as areas are completed. The project will prevent 9 Billion gallons of water from entering the North Fork of the St. Lucie River annually, which is a 21% reduction in the excess freshwater discharged from the C-23. Additionally, the project will remove 89,721 pounds of nitrogen and 18,471 pounds of phosphorus annually. The total project cost is \$10.285 Million and will have an annual operating budget of \$180,000. Mayor Oravec noted that Area 1 is substantially complete and construction on Area 2 is scheduled to begin in April of this year.

Mayor Oravec thanked Commissioner Dzadovsky from St. Lucie County and his environmental staff; staff of the Department of Environmental Protection (DEP); the South Florida Water Management District (SFWMD); and Kate Parmalee and Brad Macek from the City's staff for all the hard work on the project. He noted that a project like this takes everyone working together to sustain our environment and our lifestyle. He stated that this project is currently in the City, but believes that it needs to be expanded and include connections to other blueways, greenways, and the Savannahs.

Commissioner Valeche asked who owns the water utility. Mayor Oravec indicated the water utility is owned and operated by the City. He indicated that the utility has a 50-year master plan for water supply and they are currently studying how to best interconnect all the acreage that has been purchased in the western area of the City, noting there is currently a wastewater treatment plant near the McCarty Ranch project. He stated they have considered building another water treatment plant there, and depending on growth may treat this project as a utility project for drinking water supply. He said they also want this area to serve as a place for ecotourism, and plan to preserve some of the area for recreational uses.

Councilmember Bournique noted that for the first time in history, the mid-term elections show us that water is the number one issue in the state. He stated that we need more projects like this one, noting there are 160,000 acres of citrus groves that are now out of business and no alternative crop being considered. He stated we need to be more aggressive with projects like this to keep water out of the lagoon and provide future water supply. He applauded the City for this project. Mayor Oravec stated the next step is to band together and share best practices with each other on water and other issues such as biosolids. He indicated the Florida League of Cities and Council could be instrumental in this collaboration. He stated everyone needs to be part of the solution process, because we have all created the problem; we can't wait on the Federal government to save us.

Councilmember Parrish, Gubernatorial Appointee from St. Lucie County, noted that the presentation showed a significant increase in septic to sewer conversions between 2017 and 2018. He asked what caused this increase. Mayor Oravec stated that over time as real estate is changing hands people have been converting, with the biggest number of conversions occurring in 2004 and 2005 when the City was, according to the U.S. Census, the fastest growing city in

the country. With respect to the 2018 spike, Mayor Oravec indicated that is when the City finally recovered from the depression. He noted as the economy is improving and people are moving into the city, they want to be on city water and sewer services. He stated there needs to be a balance between what is right for the environment and what the citizens are demanding, noting septic to sewer conversions have been hot button issues for many communities.

Councilmember Houston stated that he has been involved with the City and doing planning work there for some time. He commended the City for keeping with these initiatives and doing good work for the City, creating a better place to live. Mayor Oravec thanked Councilmember Houston for being a champion of the City and understanding its history. He noted that there have been a lot of negative headlines in the past about the City, but noted that the Eastern Watershed Improvement project was funded through a voter approved assessment by the people, and the acquisition of the property for the McCarty Ranch project was paid for by the taxpayers, without matching funds from the state. He stated a lot has been done, but there is still so much that needs to be accomplished.

Commissioner O'Bryan noted that in the video Lieutenant Colonel Reynolds with the U.S. Army Corps of Engineers appeared to be supportive of the project. He questioned why the Corps has not yet given the City their permits. Mayor Oravec noted that he did discuss this with Lieutenant Colonel Reynolds, and she advised him to go to Washington D.C. He indicated that the holdup is because of a technicality over jurisdiction of one of the citrus canals, which is being further complicated by the dry season. He stated they will continue to work through the process.

Councilmember Bournique stated there should be consideration to connecting to projects in the St. Johns River Water Management District to the north to help provide future water supply and recognizing that historical flows have been redirected. Mayor Oravec noted that water is a precious resource and that when we are talking about sea level rise and resiliency planning, we need to also be considering saltwater intrusion.

Commissioner Dzadovsky thanked Mayor Oravec for his presentation and lessons learned during the City's efforts with the McCarty Ranch project. He noted that the Ten Mile Creek Reservoir, a federal project that cost \$25 Million and took 10 years to complete, was a failure when it was completed. He stated it took another 12 years to get Congress to turn the project over to the state and another \$25 Million to fix the project, only to see it fail again. He stated the SFWMD spent \$8 Million to repair the reservoir and it now holds a substantial amount of water and removes thousands of pounds of nitrogen and phosphorus from the water system. He stated that the County's Environmental Resources Department (ERD) is now focusing on areas where water can be stored; however the millage for the ERD has been canceled. He stated they may bring this forward to the community and ask how they want to work to clean the lagoon. He noted that in the 1990s the citizens taxed themselves \$20 Million over 20 years, which resulted in \$70 Million of land acquisitions in perpetuity. He stated we need to start thinking differently to have a better chance of knocking down some of the bureaucratic hurdles. He stated we need to do a better job of keeping things out of the system in the first place, because it costs so much more to remove those things we do not need such as biosolids. Mayor Oravec stated that as long as they are serving together, he is a willing and waiting partner on figuring out how to set the green western edge of St. Lucie County.

Mayor Gerwig noted that although Wellington is not a coastal community, it does have numeric load issues, and she believes all jurisdictions need to stand together, because this is a statewide issue. Mayor Oravec suggested there can be joint letters that come from the Mayors of all the cities, perhaps organized through the League of Cities. He stated that at the end of the day, stormwater treatment areas are either digging holes in the ground, or creating berms to create a basin. He stated it is straightforward, but is expensive and time consuming, and is the same whether there are estuaries involved or not.

Councilmember Houston noted that included in the St. Lucie County Towns, Villages and the Countryside Element within their comprehensive plan was a premium for development rights if you held more water. He stated that landowners were allowed to double their density if they built a certain form and if they held more water. He stated he believes we are going to start seeing more of this in the future. Mayor Oravec indicated this could be an inexpensive solution, asking if anyone knew which jurisdictions in the region have a higher stormwater standard than SFWMD. Councilmember Houston stated that Martin County's standard is higher. Mayor Oravec stated that this could be a place where Council can provide some leadership, because it is going to take some educational efforts on how communities can work together on this project without negatively impacting each other.

#### **Agenda Item 7: Council Meeting Dates for the Balance of 2019**

Mr. Lanahan proposed canceling Council's August meeting, because it is scheduled to fall on the same day as the Florida League of Cities statewide conference. Additionally, he stated he would like to propose changing the date of the October meeting from the 18<sup>th</sup> to the 25<sup>th</sup> and make that meeting the annual joint meeting with the South Florida Regional Planning Council.

*Council Action: Commissioner O'Bryan moved approval of staff's proposal to cancel the August meeting and change the October meeting date from the 18<sup>th</sup> to the 25<sup>th</sup>, which will serve as the joint meeting with the South Florida Regional Planning Council. Councilmember Sachs, Gubernatorial appointee from Palm Beach County, seconded the motion, which carried unanimously.*

#### **Agenda Item 8: Announcements**

Mr. Lanahan indicated that two previous rounds of gubernatorial appointments have been rescinded by the current governor. The first round was for any appointments made by Governor Scott at the very end of his term this January. The second were all other appointments awaiting senate confirmation. Mr. Lanahan noted that this affected three of our Council members, Mr. Bournique, who is up for reappointment, and Mr. Lowe and Ms. Whitfield who are new appointees to Council. He noted that based on the statutes and Council's interlocal agreement, Mr. Bournique may serve until the Governor appoints someone else to his seat; however Mr. Lowe and Ms. Whitfield cannot serve until they are appointed again by the current governor. He indicated letters have been sent to the Governor's appointment office recommending that all three be appointed to Council, and the Florida Regional Councils Association (FRCA) is also working on this issue in Tallahassee.

Mr. Lanahan noted there is a Florida Trend article included in the Communication Package about the connection between the SunRail commuter rail system and increases in property values

around the stations. He noted staff, working with the South Florida Regional Transportation Authority, recently visited the SunRail system in Orlando to look at best practices and gathering information about that system and will report back to the TriRail board. He indicated he will also schedule an update for Council at a future meeting.

### **Agenda Item 9: Chair Comments**

None.

### **Agenda Item 10: Council Member Update**

Councilman Hmara stated the second annual seafood festival is being held in Commons Park in the Village of Royal Palm Beach on the upcoming weekend.

Councilwoman Moss from the City of Vero Beach commended Mayor Oravec for his stunning example of local leadership regarding water quality. She thanked him for his invitation to join the city in this endeavor, stating she hoped Indian River County would do that in the future.

Mayor Oravec offered to provide a tour of the McCarty Ranch Water Quality project to anyone interested. Mr. Houston asked staff to work with the City to schedule that tour.

Lois Bush with FDOT announced they are putting on a Vision Zero Workshop, which is being co-sponsored by the Federal Highway Administration, in Jacksonville on May 6<sup>th</sup>. She also noted that in conjunction with the workshop there will be a Long-Range Visioning session on May 7<sup>th</sup> that will kick-off the update of the Florida Transportation Plan.

Mayor Marino from the City of Palm Beach Gardens noted she was re-elected unopposed. She stated she attended a great meeting with FDOT Secretary Thibault, with safety being the first word out of his mouth.

Commissioner Valeche noted the County opened up an 8-acre district park the previous weekend. He noted that there has been a lot of interest for recreation expressed by the residents, and this park will help to serve that interest.

Mayor Gerwig noted that the Village continues to look for solutions for processing their manure and will be traveling to Ocala to look at a processing plant there. She stated their hands are tied, because of the agricultural rules that govern manure processing. She indicated they still have two weeks left of the equestrian season, which will feature show jumping and dressage.

Councilmember Sachs invited everyone to the St. Patrick's Day parade in Delray Beach.

Commissioner O'Bryan indicated Indian River County is opposing the Virgin Brightline train. He stated that a month ago they were trying to promote an initial public offering (IPO) and trying to sell shares in the \$19-20 range. He stated after a few weeks they found there was no market, so they cancelled the IPO and are now requesting from approval the State to issue \$900 Million in private activity bonds (PAB), which would take them over the \$2.5 Billion mark in PABs for the project. He stated the County was at a Florida Development Finance Corporation meeting last week to speak against the new request, highlighting concerns about the safety of the

Brightline system. He noted that last year the legislature commissioned a report by the Office of Program Policy Analysis and Government Accountability that indicated: 1) the Florida passenger rail system's average fatality rate is 3.5 times higher than the overall national rate; 2) there is a gap in the federal and state regulations governing trains that are running at the speed that Brightline is proposing to run through Indian River County; and 3) FDOT can implement guidelines for state level regulations, but they have not yet done so. He noted Commissioner Bob Solari, Indian River County's Commission Chairman, will be meeting with FDOT in Tallahassee on March 27<sup>th</sup>, and they hope to have Secretary Thibault come look at the project first-hand. He stated if any other local government would like to be involved to please let him know, and asked that everyone express to FDOT that they need to be engaged in the safety regulations for these rail systems.

Commissioner Valeche noted that Palm Beach County had approved a lease for a manure processing plant, but there was pushback, because local stores stated they would not purchase food from any farm that was within one mile of the plant.

Councilmember Bournique stated that he is very concerned with the issue of allowing cigarette smoking, vaping, and use of marijuana at public parks. He stated that he has reached out to Representative Roth, who stated he does not have room for any more bills; Senator Harrell, who indicated this is a local issue; and Palm Beach County Commissioner McKinlay, who indicated her hands are tied due to preemption clauses passed by the legislature. He stated this is a real problem to have this around children, and he feels the elected officials are turning their backs. Commissioner O'Bryan stated he should go back to Senator Harrell, because the state did preempt the local governments from regulating this. He stated Indian River County passed a resolution to discourage people from smoking in public parks, however that is all they can do. Mayor Oravec stated that in Port St. Lucie they have created designated smoking areas within their parks, and City staff works with the residents and visitors to adhere to those standards.

### **Agenda Item 11: Public Comment**

Susan Mehiel, representing a new organization in the region and across the state called the Florida Alliance for Safe Trains, stated it is their goal to make the Brightline, Virgin, All Aboard Florida trains safe, without taxpayer dollars, or they don't operate at all. She noted they have begun a new campaign called *The Myths of Virgin Trains*. She stated the service has indicated safety is their number one concern, but 16 people have died on the tracks, and the train will be traveling 30 miles per hour faster when it comes through the Treasure Coast. She stated that at the very least they should provide fencing along the entire corridor to deter pedestrians. She stated they say there will be a stop on the Treasure Coast, however their financial documents show there are no additional stops planned, which is because this would upset their business model that shows they can get from Miami to Orlando in 3 ¼ hours. She stated that they say they will be profitable; however even if they can sell nearly \$3 Billion in bonds, 72% of their capital will be debt. She stated they have financial folks that have analyzed this and do not believe they can make it with their plan and that kind of debt. She stated she knows this is not a sound business model because in 2010 a study of high speed rail in Florida predicted that high speed rail going 200 miles an hour from West Palm Beach up the center of the state could would only garner 4.5 million riders. She noted that Acela, which has twice the tracks and 4 times the number of stops, saw 3.4 million riders in 2017. She stated All Aboard Florida claims it will attract 6.6 million riders, but her group does not believe that is a sound business plan. She stated

that there are no regulations that govern trains traveling at 100 miles per hour (mph), but at 125 mph the trains are required to have sealed corridors throughout. She stated for 6 years they have watched Council support this project and we are now just finding out about the lack of safety regulations. She stated they are asking all municipalities that will be impacted by this deadly train to join them in contacting the Governor and FDOT to ask them to develop regulations. She stated it does not take legislation, and that the Governor has the authority, not the Federal Railroad Administration.

Drew Martin on behalf of the Sierra Club noted that he attended a water conservation event at the South Florida Water Management District this morning to talk about people leaving their sprinklers on when it is raining. He stated the biggest violators of this are the municipalities that do not monitor their sprinkler systems. He stated that the law requires having a rain gauge or soil sensor. He noted he has spoken with a fire chief in a city near Miami where they found that one fire station was running the sprinklers on each shift. He indicated they were spending so much money that when they put in conservation measures they had enough money to buy a new fire truck. He stated it is not just about wasting money, but also about running out of water. He stated one of the most important things from the resiliency presentation is that for beach management the solution is not to harden structures. He stated what is really needed is to put in dune systems with sea oats and natural plants that will anchor the dunes. He stated this also means having mangroves on the inside of the shores of the intracoastal and estuaries. He stated that 90% of our structures on the intracoastal are hardened which is not only bad for the environment, but expensive as well. He encouraged Council to evaluate looking at more natural solutions.

**Agenda Item 12: Staff Comment**

None

**Agenda Item 13: Adjournment**

There being no further business, Chair Adams adjourned the meeting at 11:37 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 March 15, 2019 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>Houston C. Michael</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Treasure Coast Regional Planning</i>
MAILING ADDRESS <i>50 SE Ocean Blvd. Ste 101</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 type="checkbox"/> OTHER LOCAL AGENCY
CITY <i>Stuart, FL</i>	COUNTY <i>3499A</i>
DATE ON WHICH VOTE OCCURRED	NAME OF POLITICAL SUBDIVISION
MY POSITION IS: <input 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 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 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 would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a 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 (CRAs) 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 are not prohibited by Section 112.3143 from otherwise participating 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 page 2)

**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**

C. Michael Heston, hereby disclose that on March 19, 2019:

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

- 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 \_\_\_\_\_, by whom I am retained; or
- Inured to the special gain or loss of \_\_\_\_\_, which is the parent subsidiary, or sibling 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:

*LTC Ranch comprehensive plan amendment*

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

3.25.19  
C. Michael Heston  
Date Filed

[Signature]  
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.