



TRANSPORTATION & INTERGOVERNMENTAL RELATIONS

**Friday, October 7, 2022
10:00 a.m. – 2:00 p.m. EDT**

**If you experience technical difficulties joining the meeting, please call FLC staff for assistance:
Mike Taylor at 321-689-2663 or
Zac Velazquez at 954-226-0203**

FLC Staff Contact: Jeff Branch



..... FLORIDA LEAGUE OF CITIES



Agenda



Transportation & Intergovernmental Relations Legislative Policy Committee
Friday, October 7, 2022 ~ 10:00 a.m.—2:00 p.m.

AGENDA

- I. Introduction & Opening Remarks** **Chair Jeff Hmara**
Councilman, Village of Royal Palm Beach
- II. FLC Policy Committee Process for 2022-2023** **Jeff Branch, FLC Staff**
- III. Potential 2023 Priority and Policy Issues**
- A. Transportation Policy **Carl Mikyska**
Executive Director, Pasco MPO
- B. Recap of Housing Legislation **Kyle Shephard**
Director of Intergovernmental Relations, Office of Buddy Dyer
City of Orlando
- C. Housing Research **Anne Ray**
Florida Housing Data Clearing House Manager,
University of Florida's Shimberg Center for Housing Studies
 Ruth Steiner
Professor and Director,
Center for Health and the Built Environment
- IV. Other Business** **Jeff Branch, FLC Staff**
- A. Working Priority/Policy Position Statement
- V. Additional Information** **Jeff Branch, FLC Staff**
- A. Key Legislative Dates
- B. Home Rule Hero Criteria
- C. Key Contacts – Click [HERE](#) to sign-up
- VI. Closing Remarks** **Chair Jeff Hmara**
Councilman, Village of Royal Palm Beach
- VII. Adjournment**



Committee Roster



2022-2023 Legislative Policy Committee Transportation & Intergovernmental Relations

Staffed by: Jeff Branch, Senior Legislative Advocate

CHAIR:

The Honorable Jeff Hmara

Councilman, Village of Royal Palm Beach

VICE CHAIR:

The Honorable Steve Wilson

Mayor, City of Belle Glade

MEMBERS:

The Honorable Diana Adams

Councilmember, City of West Melbourne

The Honorable Liz Alpert

Commissioner, City of Sarasota

The Honorable David Ashbrook

Mayor Pro Tem, City of Port St. Joe

The Honorable Robert Battista

Councilmember, City of Brooksville

The Honorable Esther Berry

Commissioner, City of South Bay

The Honorable Rufus Borom

Commissioner, City of Palatka

The Honorable Keith Britton

Councilmember, City of Oviedo

The Honorable Donald Burnette

Mayor, City of Port Orange

Debon Campbell

Intergovernmental Affairs Liaison, City of Miramar

The Honorable Joseph Citro

Council Chair, City of Tampa

The Honorable Christopher Cloudman

Commissioner, City of DeLand

The Honorable Karyn Cunningham

Mayor, Village of Palmetto Bay

The Honorable Nancy Daley

Commissioner, City of Lake Alfred

The Honorable Lisa DeVitto

Commissioner, City of Crescent City

The Honorable Yvette Drucker

Councilmember, City of Boca Raton

Don Duckworth

Senior Account Executive, Enterprise Fleet Management/Florida Business Watch

The Honorable Joe Elliott

Commissioner, City of Wildwood

The Honorable Pete Emrichh

Mayor, City of North Port

The Honorable Mary Estimé-Irvin

Councilwoman, City of North Miami

The Honorable Eric Gerard

Commissioner, City of Largo

The Honorable Melinda Gibson

Councilwoman, City of Satellite Beach

The Honorable Penny Gold

Commissioner, Town of Longboat Key

The Honorable Juan Gonzalez

Commissioner, City of Pahokee

The Honorable Jeff Gow

Commissioner, City of Dunedin

The Honorable Frank Guertin

Councilmember, City of Indian Harbour Beach

The Honorable TiAnna Hale

Commissioner, City of Winter Springs

The Honorable Jayne Hall

Vice Mayor, City of Haines City

The Honorable John Henshaw

Councilmember, City of Sanibel

The Honorable Steven Hunnicutt

Assistant City Manager, City of Davenport

The Honorable Curtis Johnson

Commissioner, City of Fort Pierce

Steve Kennedy

City Manager, City of Green Cove Springs

The Honorable Lori Lewellen

Commissioner, City of Dania Beach

The Honorable John Linden

Commissioner, Town of Lake Park

The Honorable Tracy Mercer

Commissioner, City of Winter Haven

The Honorable Stephanie Morgan

Councilwoman, City of Port St. Lucie

The Honorable Janice Mortimer

Mayor, City of Starke

The Honorable JohnPaul O'Connor

Mayor, City of Westlake

The Honorable Frank Ortis

Mayor, City of Pembroke Pines

Nikesh Patel

City Engineer, City of Sarasota

The Honorable Michael Petrucci

Councilor, Town of Indian Shores

The Honorable Angela Raymond

Councilmember, City of Cape Canaveral

The Honorable Joanne Ribble

Councilmember, Village of Estero

The Honorable Gary Russ

Mayor Pro Tem, City of Gretna

The Honorable Richard Rynearson

Mayor, City of Fort Walton Beach

Daphnee Sainvil

Government & Economic Development Manager, City of Fort Lauderdale

Kyle Shephard

Director of Intergovernmental Relations, City of Orlando

The Honorable Nancy Sikes-Kline

Vice Mayor, City of St. Augustine

The Honorable Joshua Simmons

Vice Mayor, City of Coral Springs

The Honorable Jordan Smith

Commissioner, City of Lake Mary

The Honorable Latisha Springer

Councilor, City of Seminole

The Honorable Terolyn Watson

Councilwoman, City of Fort Myers

Ian Whitney

Government Affairs Liaison, City of Tampa

The Honorable J. Whitten

Mayor, City of Crestview

Jerald Woloszynski

Director of Engineering Services, City of Largo

Kimberly Wynn

Village Clerk, Village of Palm Springs



Policy Development Process

2022-2023 FLC Legislative Policy Process

The Florida League of Cities' (FLC) Charter and Bylaws specify that the League shall engage only on legislation that pertains directly to "municipal affairs." "Municipal affairs" means issues that directly pertain to the governmental, corporate and proprietary powers to conduct municipal government, perform municipal functions, render municipal services, and raise and expend revenues. Protecting Florida's cities from egregious far-reaching attacks on Home Rule powers will always be the top priority.

Each year, municipal officials from across the state volunteer to serve on the League's legislative policy committees. Appointments are a one-year commitment and involve developing the League's Legislative Action Agenda. The Action Agenda addresses priority issues of statewide interest that are most likely to affect daily municipal governance and local decision-making during the upcoming legislative session.

Policy committee members also help League staff understand the real-world implications of proposed legislation, and they are asked to serve as advocates throughout the year. To get a broad spectrum of ideas and better understand the impact of League policy proposals on rural, suburban and urban cities of all sizes, it is ideal that each of Florida's cities be represented on one or more of the legislative policy committees.

The Florida Legislature convenes the 2023 Legislative Session on March 7. The League's legislative policy committee meetings commence in September 2022 and meet three times.

There are currently five standing *legislative policy committees*:

Finance, Taxation and Personnel Committee: This committee addresses municipal roles in general finance and tax issues, Home Rule revenues, infrastructure funding, insurance, local option revenues, pension issues, personnel and collective bargaining issues, revenue sharing, tax and budget reform, telecommunications and workers' compensation.

Land Use and Economic Development Committee: This committee addresses policies specific to municipal concerns with community redevelopment, economic development, growth management and land use planning issues, annexation, eminent domain, tort liability, property rights and ethics.

Municipal Administration Committee: This committee addresses municipal concerns with code enforcement, elections, emergency management, gaming, homeland security, public meetings, public property management, public records, public safety and procurement, as well as charter counties and special districts.

Transportation and Intergovernmental Relations Committee: This committee addresses municipal concerns relating to transportation and highway safety, as well as aviation, affordable housing (and homelessness), billboards, building codes, charter schools, rights-of-way and veterans affairs.

Utilities, Natural Resources and Public Works Committee: This committee addresses policies specific to municipal concerns with coastal management, energy, environmental and wetlands permitting, hazardous and toxic wastes, recycling, solid waste collection and disposal, stormwater, wastewater treatment and reuse, water management and water quality and quantity.

At the last meeting, each of the five policy committees adopts ONE legislative priority that will be submitted to the Legislative Committee. The Legislative Committee is composed of:

- ▶ Each legislative policy committee chair and the chairs of the other standing committees
- ▶ The President of each local and regional league
- ▶ The Presidents of several other municipal associations
- ▶ Chairs of the municipal trust boards
- ▶ Several at-large members appointed by the FLC President.

The policy priorities, as adopted by the Legislative Committee, are then recommended to the general membership for approval as the League's Legislative Action Agenda.

In addition, a legislative policy committee may, but is not required to, recommend ONE policy position related to other relevant legislative issues. The policy position must satisfy the same criteria above for legislative priorities. The recommended policy position will be considered by the Legislative Committee. If favorably considered by that committee, it will be considered by the general membership. If adopted by the general membership, the policy position may be published and communicated to legislators and others, as appropriate.

Due to Sunshine Law issues, only one elected official per city can be represented on a committee, but a city could have an elected and a non-elected city official on each of the five policy committees. Appointments are made by the League president based upon a city official's support and advocacy of the Legislative Action Agenda and participation at meetings, Legislative Action Days and other legislative-related activities.

2022 Legislative Policy Committee Meeting Dates

- ▶ September 16, 2022, 10:00 a.m. to 2:00 p.m. at the Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL.
- ▶ October 7, 2022, 10:00 a.m. to 2:00 p.m. at the Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL.
- ▶ December 1, 2022, during the FLC Legislative Conference at the Embassy Suites Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL.

If you are interested in serving or learning more, please contact Mary Edenfield at 850.701.3624 or medenfield@flcities.com.



Recap of Housing Legislation

2022: [Link to Bill Analysis](#)

Mixed-Use Residential Development Projects for Affordable Housing (Neutral)

CS/CS/SB 962 (Bradley) allows a municipality or county, regardless of zoning or a comprehensive plan, to approve mixed-use residential development projects if 10% of the units included in the project are used for affordable housing. Effective upon becoming law (June 8, 2022). Chapter No. 2022-176. (Branch)

2020: [Link to Bill Analysis](#)

Housing (Monitored)

CS/CS/CS/HB 1339 (Yarborough) makes varied and comprehensive changes to Florida law impacting affordable housing. The bill:

- Allows a local government to adopt an ordinance to allow accessory dwelling units in any area zoned for single-family residential use.
- Requires the reporting of impact fee charges data within the annual financial audit report submitted to the Department of Financial Services.
- Requires reporting on annual expenditures for affordable housing in reports of economic status information to the Office of Economic and Demographic Research.
- Establishes biannual regional workshops for locally elected officials serving on affordable housing advisory committees to identify and share best affordable housing practices.
- Requires a municipality to fully offset costs to a developer if a linkage is assessed for a residential or mixed-use residential development. Effective July 1, 2020. Chapter No. 2020-027. (Branch)

2019: [Link to Analysis](#)

Growth Management (Opposed – Preemption)

CS/CS/HB 7103 (Commerce Committee) addresses land use and property development regulations relating to inclusionary housing ordinances, the timing of development approvals, impact fees and private providers of building inspection services. The bill maintains the authority of local governments to adopt and enforce inclusionary zoning ordinances but requires a local government to provide incentives to fully offset the costs to the developer of its affordable housing contribution. Incentives may include, but are not limited to, density or intensity bonuses or reduced/waived fees. In addition, the bill requires a local government, upon receiving an application for approval of a development order or permit, to review the application for completeness within 30 days. An applicant will have an additional 30 days to

address deficiencies in the application identified by the local government. A local government then has 120 days to approve, approve with conditions, or deny the application. For applications requiring final action through a quasi-judicial or public hearing, a local government would have 180 days to approve, approve with conditions, or deny the application. The parties may agree to extend these time frames.

The bill addresses the effect of development orders in newly incorporated municipalities by specifying that all land development regulations adopted to implement a comprehensive plan adopted after January 2019 must incorporate each development order existing before the plan's effective date and must vest the density and intensity approved by the development order. The bill specifies that school proportionate-share mitigation credit shall be based on the total impact fee assessed and not on the impact fee for any type of school. It codifies the dual-rational nexus test for determining the legal validity of impact fees and provides the impact fee may not be collected earlier than the date of issuance of the building permit. It specifies the local government must credit against the collection of the impact fee any contribution related to school facilities on a dollar-for-dollar basis. It further specifies that if a local government increases its impact fee rates, the holder of any impact fee credits that were in existence before the increase, is entitled to the full benefit of the intensity or density prepaid by the credit balance as of the date it was first established. It authorizes a local government to waive impact fees for the development of affordable housing and specifies that a local government is not required to use any revenues to offset the impact.

The bill authorizes parties to a development order challenge to use summary proceedings under current law and provides that a prevailing party in a challenge to a development order is entitled to recover attorney fees and costs. The bill revises current law regarding the tolling and extension of permits and other authorizations to provide that time is extended only during declared states of emergency for natural (i.e. weather-related) emergencies. The bill expands the scope of work for private providers who review site plans and inspect buildings. It prohibits local governments from charging fees for inspections if a private provider is used but authorizes a local government to charge a reasonable administrative fee when a private provider is used. It reduces the time from 30 business days to 20 business days for building departments to review permit applications when a private provider approves the plans. It limits a local government's authority to audit a private provider to four times annually and prohibits a building official from replicating the plan reviews of inspections done by a private provider. The bill extends the date for condominium associations (not timeshare condo associations) that are part of a high-rise residential building to retrofit either a fire sprinkler system or an engineered life safety system from January 2020 to January 2024. Effective July 1, 2019. Chapter No. 2019- 165.

(Branch/Cruz)



Housing Research



Anne Ray, Shimberg Center for Housing Studies

Anne Ray directs the Florida Housing Data Clearinghouse (<http://data.shimberg.ufl.edu>), an online source of data on affordable housing needs and supply. Ms. Ray is responsible for producing the Center's triennial Statewide Rental Market Study and has co-authored numerous reports on statewide and local housing needs. She currently coordinates the Center's work on evictions and foreclosures and housing responses to the COVID-19 pandemic.

Since joining the Shimberg Center in 2001, Ms. Ray also has performed research on public housing, preservation of affordable rental housing, energy efficiency in the affordable housing stock, the housing needs of persons with disabilities, farmworker housing, homelessness among Florida children and youth, and the Low-Income Housing Tax Credit. She received a BA from the University of Michigan and a Masters in Urban Planning and Policy from the University of Illinois at Chicago.



Ruth L. Steiner, Ph.D. is a professor and director of the Center for Health and the Built Environment in the Department of Urban and Regional Planning and an affiliate faculty in the School of Natural Resources and Environment (SNRE) and the Transportation Institute (UFTI) at the University of Florida. Her research focuses on the coordination of transportation and land use, with a particular focus on planning for all modes of transportation, especially walking, bicycling, and transit, and its impact on communities, the environment, and public health. Her current research is on school transportation and safe routes to school; transportation and aging; the impacts of new transportation technologies on transportation systems; equity in planning, and the incorporation of risk into long-range transportation planning. She is co-author of *Energy Efficiency and Human Activity: Global Trends and Prospects* (Cambridge University Press, 1992) and author of over one hundred thirty book chapters, journal articles, reviews and research reports. Dr. Steiner has served on the Pedestrian Committee, Transportation and Land Development Committee and Transportation History Committee of the Transportation Research Board (TRB) and the Scientific Committee of the World Congress on Transportation Research Society (WCTRS). She has twice received the University of Florida Research Foundation Professorship (2005-2007 and 2017 to 2020 and has received the University of Florida Term Professorship (2019-2022). In 2021, she received the Interdisciplinary Excellence Award (IDEA) from the UF College of Design, Construction and Planning. She received her B.A. in History from Lawrence University in Appleton, Wisconsin, a Master of Business Administration (MBA) from the University of Wisconsin in Milwaukee, and a Master of City Planning (MCP) and Ph. D. from the University of California at Berkeley.



Working Priority/Policy Statements

PROPOSED T&IR COMMITTEE PRIORITY AND POLICY POSITION STATEMENT

AFFORDABLE HOUSING OR ACCESSIBLE HOUSING

The FLC supports legislation that requires all money from the Sadowski State and Local Housing Trust Fund be used only for Florida's affordable housing programs, targeted to meet the needs of workforce housing, both low income and disabled persons, for both home ownership and rental and availability. The League also supports legislation that includes wrap-around services for workforce housing, like affordable/accessible transportation in Transit Oriented Communities.

Background

- Cost of Living—affordable
- Quality of Life—wrap-around services (Transit, Childcare, Schools, Healthcare, Recreation, etc.)
- Workforce availability & quality
- Economic Prosperity & Growth

TRANSPORTATION FUNDING OR MOBILITY FUNDING

The FLC supports legislation directing FDOT to provide financial assistance/incentives to develop and implement Mobility Plans that optimize the mix of different modes of transportation, tailored to municipalities transportation demands well-integrated into their county and regional systems. Also, the League supports identifying additional transportation revenue to fund innovative infrastructure (e.g.; Electric Vehicles) and transit projects (e.g.; raise the minimum Transit Expenditure), to meet the surging transportation demands driven by dramatic growth throughout Florida.

Background

- Mobility Choices—options for short, mid- and longer-range movement of people/goods
- Efficient, attractive Mass Transit for cities of threshold populations
- Quality of Life impacted by Commute Times, Traffic Congestion, and Public Frustration
- Time is now—ARPA & INFRASTRUCTURE \$; growth at historic levels; opportunities to maintain the natural beauty of and resources (water, etc.) of Florida



Key Dates



2022 - 2023 Key Legislative Dates

October

7 FLC Legislative Policy Committee Meetings (Round 2), Embassy Suites Lake Buena Vista South, Kissimmee, FL

November

8 Florida's General Election

30 – December 2 FLC Legislative Conference, Embassy Suites Lake Buena Vista South, Kissimmee, FL (Legislative Policy Committees meet December 1)

16-19 NLC City Summit, Kansas City, MO

March

7 Regular Legislative Session Convenes

26-28 NLC Congressional City Conference, Washington, D.C.

April

4-5 FLC Legislative Action Days, Tallahassee, FL

May

5 Last Day of Regular Legislative Session



Home Rule Hero Criteria

Do you want to become a **HOME RULE HERO?**

AS THE ADAGE GOES, "ALL POLITICS IS LOCAL." Successful advocacy starts at home, not in Tallahassee. No one – not even a professional lobbyist – can tell your community's story better than you. Your involvement helps the League's legislative team turn the abstract into concrete. It is essential to help legislators understand how their decisions may impact their communities back home.

The League appreciates the individual advocacy efforts undertaken by municipal officials throughout the state. Each year, there are some League members who make an extraordinary effort; people who stand out for their high level of participation and effectiveness. The Home Rule Hero Award was created to acknowledge and thank them for their efforts. Hundreds of municipal officials have been recognized as "Home Rule Heroes" since the award's inception in 2009, and we thank you!

Home Rule Hero Award recipients are selected by the League's legislative team following each legislative session.

For the award, the most important criteria are timely responses and actions to FLC's Legislative Alerts, and notifying FLC staff of communications with your legislators.

Other exceptional efforts are:

- Attending the Florida League of Cities' Legislative Action Days in Tallahassee and Legislative Conference.
- Testifying before a House or Senate committee on an FLC priority issue, when a call to action has been sent out.
- Participating in FLC's Monday Morning "Call-ins" during session and on FLC's pre-and post-legislative session webinars.
- Participating in FLC's Legislator "Key Contact" program.
- Meeting legislators in their districts or in Tallahassee.
- Responding to FLC requests for information and data about how proposed legislation will specifically impact your city (telling your city's "story").
- Speaking at local legislative delegation meetings to discuss FLC municipal issues.
- Setting up opportunities for legislators and their staff to attend a city council meeting or special event; tour a park, project or facility; and attend a local league meeting.
- Serving on a FLC legislative policy committee.
- Participating in a Federal Action Strike Team fly-in to Washington, D.C.
- During an election year, providing opportunities for candidates for legislative offices to learn about your city and its issues, and introducing candidates to key city stakeholders or those in your professional network.

For more information on these activities and ways to step up your advocacy game, please contact Allison Payne at apayne@flcities.com.





Notes



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