



MEETING NOTICE
SOUTHEAST FLORIDA TRANSPORTATION COUNCIL (SEFTC)
April 25, 2011
10:00 AM

Broward Metropolitan Planning Organization Board room
Trade Center South, 100 West Cypress Creek Road, Suite 850
Fort Lauderdale, FL

AGENDA:

- I. CALL TO ORDER
 - A. Roll Call
 - B. Pledge of Allegiance
- *II. ADOPTION OF AGENDA**
- *III. APPROVAL OF MINUTES
 - *A. Approval of January 24, 2011 Minutes**
- IV. OPPORTUNITY FOR CITIZENS TO SPEAK ON TRANSPORTATION MATTERS
- V. OLD BUSINESS
 - *A. Interlocal Agreement 5-Year Review and Update**
 - *B. Southeast Florida Regional Partnership – HUD Sustainable Communities Planning Grant Program Update
 - *C. Regional Smart Card Update
- VI. NEW BUSINESS
 - *A. Regional Transfer Fare Policies
 - *B. 2010 Regional Report
 - *C. Transportation Regional Incentive Program Process
 - *D. Regional Rail Status Update

- VII. CORRESPONDENCE
- VIII. RECOMMENDATIONS/COMMENTS BY MEMBERS
- IX. STAFF COMMENTS
- X. NEXT MEETING – MONDAY, JULY 25, 2011
- XI. ADJOURNMENT

* Supporting Documentation Provided

**Action Requested



MINUTES OF THE
SOUTHEAST FLORIDA
TRANSPORTATION COUNCIL (SEFTC) MEETING
Monday, January 24, 2011

South Florida Regional Transportation Authority (SFRTA) Board Room
800 NW 33rd Street
Pompano Beach, FL

AGENDA:

- I. CALL TO ORDER
 - A. Roll Call
 - B. Pledge of Allegiance
- II. ELECTION OF OFFICERS**
- *III. ADOPTION OF AGENDA **
- IV. APPROVAL OF MINUTES
 - *A. Approval of September 27, 2010 Minutes **
- V. OPPORTUNITY FOR CITIZENS TO SPEAK ON TRANSPORTATION MATTERS
- VI. OLD BUSINESS
 - *A. Regional Smart Card Update
 - *B. Southeast Florida Regional Partnership - HUD Sustainable Communities Planning Grant Program Update
- VII. NEW BUSINESS
 - *A. Regional Performance Measures
 - *B. Interlocal Agreement 5-Year Review and Update**
- *VIII. CORRESPONDENCE
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**Southeast Florida Transportation Council
Attendance Record - 2011**

Name/Representing	Feb	Apr	July	Sept	Jan
Mayor Richard Kaplan * Broward MPO Chair	P	P	P	P	P
Commissioner Bruno A. Barreiro***	E	P	E	P	E
Councilor Robert Friedman Palm Beach MPO Chair	P	P	P	P	P

*Chair **Vice Chair ***New Appointment
 P – Member Present ALT-Alternate Member Present E-Excused A-Absent

OTHERS PRESENT

INDIVIDUAL NAMES

Bill Cross
 Carlos Roa
 Christine Heshmati
 Councilor Robert Friedman
 Darryl dePencier
 Enrique Zelaya
 Gregory Stuart
 Irma San Roman
 Isabel Cosio-Carballo
 Jessica Josselyn
 Ken Jeffries
 Kim Delaney
 Larry Merritt
 Lois Bush
 Malissa Booth
 Mayor Richard Kaplan
 Paul Flavien
 Phil Steinmiller
 Phyllis Berry
 Randy Whitfield
 Roger Del Rio
 Tim Garling
 Wilson Fernandez

REPRESENTING

SFRTA
 Miami-Dade MPO
 SFRPC
 Palm Beach MPO
 Kittelson & Associates, Inc.
 Broward County Planning
 Broward MPO
 Miami-Dade MPO
 SFRPC
 Kittelson & Associates, Inc.
 PLEMO – FDOT District VI
 TCRPC
 FDOT - District IV
 FDOT District IV
 Palm Beach MPO
 Broward MPO
 Broward MPO
 FDOT – District VI
 Broward County Transit
 Palm Beach MPO
 Broward MPO
 Broward County Transit
 Miami-Dade MPO

I. CALL TO ORDER

A. Roll Call

The meeting was called to order at 10:00 A.M. by MAYOR KAPLAN.

B. Pledge of Allegiance

The Pledge of Allegiance was recited by all present.

II. ELECTION OF OFFICERS

MAYOR KAPLAN asked for motion to elect Chair and Vice-Chair. MAYOR KAPLAN was motioned for election as Chair by COUNCILOR ROBERT FRIEDMAN. MAYOR KAPLAN motioned for COUNCILOR ROBERT FRIEDMAN to be elected as Vice-Chair. Motions were both carried unanimously.

III. ADOPTION OF AGENDA

MAYOR KAPLAN asked for a motion for the adoption of the agenda. Motion to adopt the agenda was made by COUNCILOR FRIEDMAN; seconded by MAYOR KAPLAN. Motion carried unanimously.

IV. APPROVAL OF MINUTES OF September 27, 2010 Minutes

MAYOR KAPLAN asked for a motion for approval of the September 27, 2010 minutes. Motion to approve the September 27, 2010 Minutes was made by COUNCILOR FRIEDMAN; seconded by MAYOR KAPLAN. Motion carried unanimously.

V. OPPORTUNITY FOR CITIZENS TO SPEAK ON TRANSPORTATION MATTERS

There were no transportation matters brought forth by citizens.

VI. OLD BUSINESS

A. Regional Smart Card Update

MR. RANDY WHITFIELD stated that at the July 26, 2010 meeting the board received an update on the implementation of the universal Regional Smart Card to be used in southeast Florida for use by Tri-rail in the three county transit agencies. RANDY WHITFIELD introduced TIM GARLAND from BCT to give a more recent update.

TIM GARLAND reported that his group has been working on an interoperability study with an objective of seamless fair media, transportation ability, and operability throughout the three county area. One of the issues that arose was that the Palm Tran and Broward County Transit bus systems need to be the best and most flexible system for the future. Compared to a rail system, the bus system has roughly 5,000 points of entry. In the Tri-Rail system there are a limited number of stations where there may be fare machines. One of the things emphasized was that the system must be the most flexible as possible.

In order to achieve the most flexible system, the three P's (Product, Price, and Promotion) were revisited. The pricing element must be addressed by providing various passes that will attract choice riders to the bus system and in a manner that there is not an easy point of sale for all the thousands of users possible. In order to leverage the current and future systems, with the work going on with RTA and Miami-Dade, an interoperability study has been embarked. As technology is advancing, there is no need to have a single card, but there may be a "back-bone" sort of card in addition to other options to enable flexibility, such as a cell-phone ticket purchase option in order to maintain flexibility. A couple of meetings were conducted with Palm Tran and FDOT to discuss this short operability study that may take about three months. RTA and MDT must be involved in creating a seamless system in which they may look at all the technologies, possibly beginning by marketing a single card and then moving to other aspects of fares. The overall purpose of the study will be to assess how to effectively capture newer technologies such as smart phones to ensure marketability.

COUNCILOR ROBERT FRIEDMAN asked if the three month study that was referenced has already been occurring for a month. TIM GARLAND stated that they are working on the scope and then will have a consultant put together the study thereafter. The key will be to make sure that the system must be updateable for the future.

MAYOR KAPLAN asked for TIM GARLAND to present an update containing a time chart of when the expected tasks will be done at the next meeting in three months' time.

B. Southeast Florida Regional Partnership – HUD Sustainable Communities Planning Grant Program Update

MR. RANDY WHITFIELD introduced ISABEL COSIO-CARBALLO from the South Florida Regional Planning Council and DR. KIM DELANEY from Treasure Coast Regional Planning Council.

ISABEL COSIO-CARBALLO stated that they have been working the last few months with HUD, FDOT, and EPA to get a cooperative agreement sorted out. HUD has been trying to organize the details of what it means to the regional planning process which incorporates housing, cultural affairs, climate change, transportation, and economic development. They are also working in their own department to bridge any gaps in cooperation between the mediums they normally work through.

Two weeks prior, a group of Southeast Florida officials were invited up to Cambridge, MA along with another 14 out of the 45 communities selected for the grant. The invitation was given by Living Cities, a group of the nation's 20 largest funders, which pulled together the meeting for DOT, EPA, and HUD to discuss desired outcomes of this process. Some regional attendees included the Treasure Coast Regional Planning Council, Business Interns from Palm Beach, Private Sector Developers, Miami-Dade County, South Florida Regional Planning Council, Florida Atlantic University, and Florida International. There was an overriding emphasis on economic development and job creation. This meeting was also ensuring that not only is there an equitable process of engagement where diverse parts of the community are brought together, but also to make sure that the process is thoughtful and purposeful in terms of an equitable outcome. An equitable outcome means that, in part, making

sure that the Southeast Florida Regional Partnership (SFRP) includes all parts of their community for better access to education, jobs, and transportation.

Another point of the meeting in Cambridge was that the changing demographics of the country makes equitable outcomes important because as we become more diverse, officials need to think about these new populations as the future middle class. Lastly, regions that are successful, not only have a shared vision and commitment, they also have a very strong business leadership. There must be leadership in place that may reach out to our private sector partners in order to be successful. The SFRP has been working closer with the Regional Business Alliance, a group of CEOs from the region, and also has been reaching out more to Urban Land. Also another successful characteristic in this process is the engagement of foundations and Fortune 500 Companies.

Regarding paperwork that must be done, they are currently finalizing a draft budget and work plan which is necessary for HUD to sign the cooperative agreement. Once the agreement is signed, SFRP has 60 days to bring together a consortium group to talk about how the work plan may be tweaked, what may need to be done, and how additional resources may be attained. The budget is for the \$4.25 million part of the grant, for which the additional resources will help to supplement. Since there may be some budget gaps that need to be identified, DOT with their consultant team has been helpful in providing expertise that they have gained as a part of working similar processes for years. The estimation from MR. SINCLAIR (Renaissance Planning Group) was approximately \$8 Million. 120 days is allotted to reconvene with our consortium partners, which are identified by HUD as critical to the implementation of the grant. The consortium group consists of 47 members that will meet to discuss the budget, work plan, and achievable outcomes geared towards creating a better economic outcome and quality of life for southeast Florida. This meeting is expected to happen somewhere within the next month and the consortium group is going to form a small executive committee which will have a direct role in guiding the process of the grant. ISABEL COSIO-CARBALLO expects that within the next week or two she will be able to share what SFRP has submitted to HUD.

KIM DELANEY followed up by emphasizing the need to better engage the private sector and understand what resources are available and needed in order to restructure the economy as they move forward. It must be identified what the set of products or services that become the economic strength of the region is to be. Since it is a very broad list of projects to work on it is helpful to have that point made more clearly.

ISABEL COSIO-CARBALLO stated that originally it was more of a plan development process which shifted to creating a new regional economy which is more outcome oriented. She followed up by cueing for any questions.

VII. NEW BUSINESS

A. Regional Performance Measures

MR. RANDY WHITFIELD stated that when putting together the scope for the consultant activities and plan for SEFTC for the next couple of years, the development of a regional performance measuring system was identified. As a part of the Kittelson & Associates, Inc. contract for supporting the Council, this activity has begun with the first task involving researching other regions system assessment processes. Other

scoped activities include developing measures with the RTTAC and SEFTC, data collection related to the performance measures, and application of the process.

It was stated that ultimately adopted performance measures must have valuable meaning for Southeast Florida. It was also highlighted that the measures must rely on data that is already available or easy to attain. The first year of the contract will last through the end of June this year, therefore, and update will be given in April with additional details at the July meeting.

C. Interlocal Agreement 5-Year Review and Update

MAYOR KAPLAN stated that the third member is not present and that the rules require a unanimous vote of all voting members. He recommended that there be a consensus of all members present to agree with the agreement and that it be sent to the three MPOs for approval, therein the agreement will be brought back to the table during the next meeting when, hopefully, all voting members are present.

VIII. CORRESPONDENCE

MR. RANDY WHITFIELD stated that there were two letters from DOT regarding the trip projects due in District 4 and District 6, but that no action is required at the time of the meeting.

IX. RECOMMENDATIONS/COMMENTS BY MEMBERS

MR. RANDY WHITFIELD requested that KIM DELANEY give a two minute update on Amtrak.

KIM DELANEY responded by reporting that in early December FDOT and Amtrak signed an agreement regarding liability. The agreement includes legislation that will be introduced in the spring that will be a statewide solution to the passenger rail liability issue. In addition she stated that FDOT has put \$118 million in the recommended 5-Year Work Program that will serve as "matching" dollars that are to be brought in that will pay for capital costs, stations, and track improvements. The funding does not pay for trains, which will need to come from other sources. She mentioned that both Congressman John Mica and Senator John Nelson have been on record as recent as the previous week supporting the project.

X. STAFF COMMENTS

There were no staff comments.

XI. NEXT MEETING - Monday, April 25, 2011

XII. ADJOURNMENT

There being no further business the meeting was adjourned at approximately 11:00 A.M.



MEMORANDUM

TO: SEFTC Members

FROM: Randy M. Whitfield, P.E.
Director Palm Beach MPO

DATE: April 25, 2011

RE: **Interlocal Agreement Five-Year Review and Update**

In 2006, the Southeast Florida Transportation Council (SEFTC) was created by an Interlocal Agreement between the Miami-Dade, Broward and Palm Beach MPOs. The Council was created to carry out transportation planning on a regional basis and coordinate with local MPO plans and programs. SEFTC also functions as the approval mechanism for setting priorities used for expenditure of Transportation Regional Incentive Program (TRIP) funds. The Agreement was amended in 2009 to clarify alternate members and related items.

The Agreement calls for review every five years. Although there was an amendment in 2009, the entire Agreement was not reviewed at that time. At the last meeting, the staff presented the draft agreement dated 1-14-11 with recommended changes for clarification. Since that time, a request was received from a Board member to include provisions that would allow a member to attend, participate and vote by telephone. The attached draft agreement dated 3-4-11 contains that proposed amendment in addition to the previous changes. Relative to the proposed amendment, the staff has received information from the County Attorneys in Miami-Dade and Palm Beach counties. These attached memos acknowledge the Attorney General's opinions that the Sunshine Law does not preclude an absent board member from participating by telephone. The AG opinion indicates telephone participation is only permissible when the local board finds it necessary due to "extraordinary circumstances" without defining what those circumstances would encompass. In one instance, the AG opinion raises concerns relative to the consideration of schedule conflicts as "extraordinary circumstances".

Based on the concerns from the local attorneys and lack of clear direction from the Attorney General, the staff would recommend the Board take the conservative approach and not include the amendment to allow participation by telephone.

Staff Recommendation: The SEFTC approve the draft amended Interlocal Agreement dated 1-14-11 and recommend approval and adoption by the MPOs.

RMW/er

Attachments

**SECOND AMENDMENT TO
INTERLOCAL AGREEMENT CREATING THE SOUTHEAST FLORIDA
TRANSPORTATION COUNCIL FOR REGIONAL TRANSPORTATION
PLANNING AND COORDINATION IN SOUTH FLORIDA**

This Second Amendment to the Interlocal Agreement creating the Southeast Florida Transportation Council (“SEFTC”) for regional transportation planning and coordination in South Florida is made and entered into this _____ day of _____, 2011, by and between

MIAMI-DADE METROPOLITAN PLANNING ORGANIZATION (herein after the MDMPO),

BROWARD METROPOLITAN PLANNING ORGANIZATION (herein after the BMPO), and

PALM BEACH METROPOLITAN PLANNING ORGANIZATION (herein after the PBMPO); each entity created pursuant to the provisions of Chapters 163.01 and 339.175, Florida Statutes.

W I T N E S S E T H

WHEREAS, Chapter 339.175(6)(j)(2), F.S. provides for creation of an administrative entity to coordinate regional transportation planning goals and activities consistent with federal and state law; and,

WHEREAS, the MDMPO, the BMPO and the PBMPO created a formal mechanism to coordinate transportation planning activities in the South Florida region establishing the Southeast Florida Transportation Council (SEFTC) pursuant to Interlocal Agreement effective January 9th, 2006 (the “Interlocal Agreement”); and

WHEREAS, the MDMPO, the BMPO and the PBMPO modified the Interlocal Agreement by execution of the First Amendment to the Interlocal Agreement back in 2009; and

WHEREAS, the MDMPO, the BMPO and the PBMPO desire to update, reaffirm and further strengthen the mechanisms they created to coordinate transportation planning activities in the South Florida region.

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, the MDMPO, the BMPO and the PBMPO agree as follows:

1. Section 1. Name is hereby amended to provide as follows:

Section 1. Name. The administrative entity created pursuant to the Interlocal Agreement shall continue to be designated as the Southeast Florida Transportation Council (herein after the "SEFTC")

2. Section 2. Purpose and Duties is hereby amended to provide as follows:

Section 2. Purpose and Duties. The purpose of this agreement is to establish the duties and responsibilities of ~~a separate administrative entity~~ the SEFTC to serve as a forum for coordination and communication among the MPO's, Florida Department of Transportation Districts 4 and 6, the Florida Turnpike Enterprise, the South Florida Regional Transportation Authority, the South Florida Regional Planning Council, the Treasure Coast Regional Planning Council, Monroe County, Martin County MPO, St. Lucie County MPO and other agencies and organizations involved in transportation planning and programs in South Florida. This coordination will be conducted in accordance with the requirements of Chapter 339.175, F.S., and the Safe, Accountable, Flexible, Efficient Transportation Equity Act for the 21st century: A Legacy for Users (SAFETEA-LU) and subsequent legislative actions deemed appropriate for inclusion by the MPO's. Coordination will include long range transportation planning, short range programming and activities to support regional multimodal transportation projects. The results of the coordination process will be provided to the various agencies as guidance in the development of required transportation plans and programs within the urbanized area.

The duties of the SEFTC entity shall include the development of:

- a Regional Long Range Transportation Plan;
- a process for prioritization of regional projects;
- a regional public involvement process;
- performance measures to assess the effectiveness of regional coordination activities; ~~and~~
- an annual report documenting the progress and accomplishments of regional goals and objectives; and
- a list of anticipated regional tasks and identify funding for those tasks under the respective MPO's Unified Planning Work Programs.

The SEFTC will review and comment on all transportation planning initiatives having a regional impact and going before the respective MPO Boards.

In performing the duties of the SEFTC, agreement of all "voting members shall be required for adoption of recommendations to the MPO's for inclusion in their respective transportation plans and programs.

3. Section 5. Staffing, Professional Services and Financial Support is hereby amended to provide as follows:

Section 5. Staffing, Professional Services and Financial Support. Pursuant to Chapter 339.175(6)(j)(2), F.S. 2008, the Parties agree that the Directors of the member MPO's will be responsible for carrying out the regional work programs and coordinating process as directed by the SEFTC, provided, however, that should a direction of the SEFTC directly conflict with the officially-adopted policy direction of a member MPO, staff of that MPO may ask that the work in question be performed by staff of some other MPO. Expenses concerning projects assigned to a lead Metropolitan Planning Organization may be paid by the regional set-aside specified in its Unified Planning Work Program. The provision of professional services to the administrative entity, including legal review, shall be as agreed by the Parties from time to time, with the exception that no legal counsel shall be required to render advice to the entity or representation to the members thereof absent each individual member's waiver of any conflict and authorization of joint representation, as provided for by Florida Bar Rule 4-1.7. Notwithstanding the foregoing, the Parties do not authorize this administrative entity to incur for itself any cost or expense, nor to obtain or retain funds from any source. The entity created by this Agreement is not authorized to conduct any banking or other financial transactions of any kind, nor to receive or disburse any funds. Instead, all financial support for this entity, including the payment of costs and expenses related to its operation, shall be borne by member MPO's, on an equitable basis as decided among the MPO's. The voting members of the SEFTC may, by separate resolution, adopt more specific financial support allocation methods as may be deemed necessary, and may appoint a lead MPO to receive and administer funds for the entity. The Parties agree to work together to seek new sources of funding to assist the member MPO's with the added costs and expenses associated with the operations of this new administrative entity.

4. Section 6. Record Keeping is hereby amended to provide as follows:

Section 6. Record Keeping - The staff of the host MPO shall provide a recording secretary for that meeting. Record keeping and other clerical responsibilities shall be the duty of the Metropolitan Planning Organization staff consistent with the rotation for hosting the meeting. All minutes shall be distributed to other members prior to the next quarterly meeting date. Duplicate records of the official proceedings of the Committee will be kept

in each Metropolitan Planning Organization office. The SEFTC shall designate one of the member MPO's to be the records custodian for all official records. Records shall be maintained in accordance with ~~the public records law~~ Florida's Public Records Law, Chapter 119, Florida Statutes.

5. Section 8. Risk of Loss is hereby amended to provide as follows:

Section 8. Risk of Loss - The Parties acknowledge that as a mere administrative entity, the SEFTC cannot sue or be sued, nor bear any legal liability. Therefore, the Parties agree that each shall continue to maintain such insurance coverage as may be required to cover the additional risks associated with membership and participation in the SEFTC entity. Members covered by a self-insurance program shall notify their respective covering-entities of this ~~a~~Agreement so that any added risk may be factored. The Parties further agree that under no circumstances shall any member of the SEFTC seek to recover against any other member for any loss associated with this Agreement or the work of the SEFTC.

6. Section 12. Duration of Agreement is hereby amended to provide as follows:

Section 12. Rescission - Any MPO may terminate its participation in this Agreement upon thirty (30) days written notice. The ~~30~~ thirty-day notice requirement shall commence upon giving of the notice. Notice of intent to terminate shall be given in writing to the other member agencies. Said notice shall be transmitted to the official office of the member agencies by certified mailed, return receipt requested. The mailing address for each member is as follows:

Miami-Dade MPO
Stephan P. Clark Center
111 N W 1st Street, Suite ~~910~~ 920
Miami, Florida 33128

Broward County MPO
~~115 South Andrews Avenue, Room 329H~~
~~Fort Lauderdale, Florida 33001~~
Trade Centre South
100 West Cypress Creek Road, Suite 850
Fort Lauderdale, Florida 33309

Palm Beach MPO
~~160 Australian Avenue, Suite 201~~
~~West Palm Beach, Florida 33406~~
2300 North Jog Road, 4th Floor
West Palm Beach, Florida 33411-2749

7. Except as amended herein all other terms and conditions of the Interlocal Agreement shall remain in full force and effect.
8. This Second Amendment shall become effective upon the approval of the parties to this Amendment.

IN WITNESS WHEREOF, the parties herein have executed this Second Amendment to the Interlocal Agreement by their duly authorized officials on the respective dates under each signature effective as of the day and year written above.

**SECOND AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF
THE SOUTHEAST FLORIDA TRANSPORTATION COUNCIL**

MIAMI-DADE METROPOLITAN PLANNING ORGANIZATION

ATTEST:

BY:

Secretariat

Chair

Approved as of _____ day of 2011.

Approved as to form and legal sufficiency

County Attorney

**SECOND AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF
THE SOUTHEAST FLORIDA TRANSPORTATION COUNCIL**

BROWARD METROPOLITAN PLANNING ORGANIZATION

ATTEST:

BY:

Executive Director

Chair

Approved as of _____ day of 2011.

Approved as to form and legal sufficiency.

BMPO Attorney

**SECOND AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF
THE SOUTHEAST FLORIDA TRANSPORTATION COUNCIL**

PALM BEACH METROPOLITAN PLANNING ORGANIZATION

ATTEST:

BY:

Executive Secretary

Chair

Approved as of _____ day of 2011.

Approved as to form and legal
sufficiency.

Approved as to terms and conditions.

County Attorney

Director

**SECOND AMENDMENT TO
INTERLOCAL AGREEMENT CREATING THE SOUTHEAST FLORIDA
TRANSPORTATION COUNCIL FOR REGIONAL TRANSPORTATION
PLANNING AND COORDINATION IN SOUTH FLORIDA**

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BROWARD METROPOLITAN PLANNING ORGANIZATION (herein after the BMPO), and

PALM BEACH METROPOLITAN PLANNING ORGANIZATION (herein after the PBMPO); each entity created pursuant to the provisions of Chapters 163.01 and 339.175, Florida Statutes.

W I T N E S S E T H

WHEREAS, Chapter 339.175(6)(j)(2), F.S. provides for creation of an administrative entity to coordinate regional transportation planning goals and activities consistent with federal and state law; and,

WHEREAS, the MDMPO, the BMPO and the PBMPO created a formal mechanism to coordinate transportation planning activities in the South Florida region establishing the Southeast Florida Transportation Council (SEFTC) pursuant to Interlocal Agreement effective January 9th, 2006 (the “Interlocal Agreement”); and

WHEREAS, the MDMPO, the BMPO and the PBMPO modified the Interlocal Agreement by execution of the First Amendment to the Interlocal Agreement back in 2009; and

WHEREAS, the MDMPO, the BMPO and the PBMPO desire to update, reaffirm and further strengthen the mechanisms they created to coordinate transportation planning activities in the South Florida region.

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, the MDMPO, the BMPO and the PBMPO agree as follows:

1. Section 1. Name is hereby amended to provide as follows:

Section 1. Name. The administrative entity created pursuant to the Interlocal Agreement shall continue to be designated as the Southeast Florida Transportation Council (herein after the “SEFTC”)

2. Section 2. Purpose and Duties is hereby amended to provide as follows:

Section 2. Purpose and Duties. The purpose of this agreement is to establish the duties and responsibilities of ~~a separate administrative entity~~ the SEFTC to serve as a forum for coordination and communication among the MPO's, Florida Department of Transportation Districts 4 and 6, the Florida Turnpike Enterprise, the South Florida Regional Transportation Authority, the South Florida Regional Planning Council, the Treasure Coast Regional Planning Council, Monroe County, Martin County MPO, St. Lucie County MPO and other agencies and organizations involved in transportation planning and programs in South Florida. This coordination will be conducted in accordance with the requirements of Chapter 339.175, F.S., and the Safe, Accountable, Flexible, Efficient Transportation Equity Act for the 21st century: A Legacy for Users (SAFETEA-LU) and subsequent legislative actions deemed appropriate for inclusion by the MPO's. Coordination will include long range transportation planning, short range programming and activities to support regional multimodal transportation projects. The results of the coordination process will be provided to the various agencies as guidance in the development of required transportation plans and programs within the urbanized area.

The duties of the SEFTC entity shall include the development of:

- a Regional Long Range Transportation Plan;
- a process for prioritization of regional projects;
- a regional public involvement process;
- performance measures to assess the effectiveness of regional coordination activities; ~~and~~
- an annual report documenting the progress and accomplishments of regional goals and objectives; and
- a list of anticipated regional tasks and identify funding for those tasks under the respective MPO's Unified Planning Work Programs.

The SEFTC will review and comment on all transportation planning initiatives having a regional impact and going before the respective MPO Boards.

In performing the duties of the SEFTC, agreement of all "voting members shall be required for adoption of recommendations to the MPO's for inclusion in their respective transportation plans and programs.

3. Section 3. Organization, Boundaries and Membership is hereby amended to provide as follows:

Section 3. Organization, Boundaries and Membership. The SEFTC membership shall consist of voting members representing agencies and organizations involved in transportation planning and programming, required by Chapter 339.175, F.S., and Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy For Users (SAFTEA-LU). The initial boundaries of the SEFTC shall encompass the Miami Urbanized Area as designated by the U. S. Bureau of the Census.

The voting membership of the SEFTC shall consist of representatives of the entities charged by federal and state law with the responsibility for transportation planning and shall include the Chair of each Metropolitan Planning Organization who is a party to this Agreement or such other MPO member who is designated by that respective MPO. In addition, an alternate, who is a member of the respective MPO, may be designated by that MPO and shall serve in the absence of the respective Chair, or its designate, with all the powers and duties of the member Chair. Each member shall have one vote. A simple majority of the voting membership shall constitute a quorum, ~~and be required to pass motions~~ Once a quorum has been established by members who are physically present at the meeting, members who are not physically present may attend, participate and vote in such meeting by telephone. A simple majority of the voting membership shall be required to pass motions, except as otherwise noted herein.

The SEFTC may appoint committees to review and provide recommendations to the members related to transportation matters of a regional nature. These committees will operate under the same general procedures as the SEFTC.

4. Section 5. Staffing, Professional Services and Financial Support is hereby amended to provide as follows:

Section 5. Staffing, Professional Services and Financial Support. Pursuant to Chapter 339.175(6)(j)(2), F.S. 2008, the ~~P~~parties agree that the Directors of the member MPO's will be responsible for carrying out the regional work programs and coordinating process as directed by the SEFTC, provided, however, that should a direction of the SEFTC directly

conflict with the officially-adopted policy direction of a member MPO, staff of that MPO may ask that the work in question be performed by staff of some other MPO. Expenses concerning projects assigned to a lead Metropolitan Planning Organization may be paid by the regional set-aside specified in its Unified Planning Work Program. The provision of professional services to the administrative entity, including legal review, shall be as agreed by the Parties from time to time, with the exception that no legal counsel shall be required to render advice to the entity or representation to the members thereof absent each individual member's waiver of any conflict and authorization of joint representation, as provided for by Florida Bar Rule 4-1.7. Notwithstanding the foregoing, the Parties do not authorize this administrative entity to incur for itself any cost or expense, nor to obtain or retain funds from any source. The entity created by this Agreement is not authorized to conduct any banking or other financial transactions of any kind, nor to receive or disburse any funds. Instead, all financial support for this entity, including the payment of costs and expenses related to its operation, shall be borne by member MPO's, on an equitable basis as decided among the MPO's. The voting members of the SEFTC may, by separate resolution, adopt more specific financial support allocation methods as may be deemed necessary, and may appoint a lead MPO to receive and administer funds for the entity. The Parties agree to work together to seek new sources of funding to assist the member MPO's with the added costs and expenses associated with the operations of this new administrative entity.

5. Section 6. Record Keeping is hereby amended to provide as follows:

Section 6. Record Keeping. The staff of the host MPO shall provide a recording secretary for that meeting. Record keeping and other clerical responsibilities shall be the duty of the Metropolitan Planning Organization staff consistent with the rotation for hosting the meeting. All minutes shall be distributed to other members prior to the next quarterly meeting date. Duplicate records of the official proceedings of the Committee will be kept in each Metropolitan Planning Organization office. The SEFTC shall designate one of the member MPO's to be the records custodian for all official records. Records shall be maintained in accordance with ~~the public records law~~ Florida's Public Records Law, Chapter 119, Florida Statutes.

6. Section 8. Risk of Loss is hereby amended to provide as follows:

Section 8. Risk of Loss. The Parties acknowledge that as a mere administrative entity, the SEFTC cannot sue or be sued, nor bear any legal liability. Therefore, the Parties agree that each shall continue to maintain such insurance coverage as may be required to cover the additional risks associated with membership and participation in the

SEFTC entity. Members covered by a self-insurance program shall notify their respective covering-entities of this Agreement so that any added risk may be factored. The Parties further agree that under no circumstances shall any member of the SEFTC seek to recover against any other member for any loss associated with this Agreement or the work of the SEFTC.

7. Section 12. Duration of Agreement is hereby amended to provide as follows:

Section 12. Rescission. Any MPO may terminate its participation in this Agreement upon thirty (30) days written notice. The ~~30~~ thirty-day notice requirement shall commence upon giving of the notice. Notice of intent to terminate shall be given in writing to the other member agencies. Said notice shall be transmitted to the official office of the member agencies by certified mailed, return receipt requested. The mailing address for each member is as follows:

Miami-Dade MPO
Stephan P. Clark Center
111 N W 1st Street, Suite ~~940~~ 920
Miami, Florida 33128

~~Broward County MPO
415 South Andrews Avenue, Room 329H
Fort Lauderdale, Florida 33001~~
Trade Centre South
100 West Cypress Creek Road, Suite 850
Fort Lauderdale, Florida 33309

Palm Beach MPO
~~160 Australian Avenue, Suite 201
West Palm Beach, Florida 33406~~
2300 North Jog Road, 4th Floor
West Palm Beach, Florida 33411-2749

8. Except as amended herein all other terms and conditions of the Interlocal Agreement shall remain in full force and effect.

9. This Second Amendment shall become effective upon the approval of the parties to this Amendment.

IN WITNESS WHEREOF, the parties herein have executed this Second Amendment to the Interlocal Agreement by their duly authorized officials on the respective dates under each signature effective as of the day and year written above.

**SECOND AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF
THE SOUTHEAST FLORIDA TRANSPORTATION COUNCIL**

MIAMI-DADE METROPOLITAN PLANNING ORGANIZATION

ATTEST:

BY:

Secretariat

Chair

Approved as of _____ day of 2011.

Approved as to form and legal sufficiency

County Attorney

**SECOND AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF
THE SOUTHEAST FLORIDA TRANSPORTATION COUNCIL**

BROWARD METROPOLITAN PLANNING ORGANIZATION

ATTEST:

BY:

Executive Director

Chair

Approved as of _____ day of 2011.

Approved as to form and legal sufficiency.

BMPO Attorney

**SECOND AMENDMENT TO INTERLOCAL AGREEMENT FOR CREATION OF
THE SOUTHEAST FLORIDA TRANSPORTATION COUNCIL**

PALM BEACH METROPOLITAN PLANNING ORGANIZATION

ATTEST:

BY:

Executive Secretary

Chair

Approved as of _____ day of 2011.

Approved as to form and legal
sufficiency.

Approved as to terms and conditions.

County Attorney

Director



MEMORANDUM

TO: Dennis C. Moss, Chairman
Public Health Trust
Nominating Council

DATE: May 27, 2009

FROM: R.A. Cuevas, Jr. 
County Attorney

SUBJECT: Permissibility of a
Voting Member of the
Public Health Trust
Nominating Council to
speak and be heard by the
Council and the public at a
Council meeting via speaker
telephone

The following question was raised at the May 20th meeting of the Public Health Trust Nominating Council (the "Council"), where a quorum was physically present: may a voting member of the Council who is not physically present at the meeting be allowed to speak and be heard by the Council via speaker telephone? We advised that the absent Council member should not be allowed to speak.

Our advice was based on Florida's Sunshine Law which requires that meetings of state and local boards be open to the public and that no action may be taken except at such a duly noticed meeting. We have traditionally taken a conservative approach when counseling County boards regarding the advisability of allowing absent members to participate via speaker phone at meetings for a number of reasons. First, Florida's Sunshine Law, which has been strictly construed by the courts, does not contain any provision which would allow a member of a local board who is not physically present at a publicly noticed meeting to participate via other means such as a speaker phone. Second, the absence of such a provision is notable given that the Legislature has adopted legislation which expressly provides that state agencies which are covered by the Sunshine Law may conduct public meetings in person and "by means of communications media technology." Because the Sunshine Law contains no such provision for local boards, and action taken in violation of the Sunshine Law is deemed to be null and void unless the board reconvenes and takes the action in compliance with the requirements of the Sunshine Law, we have consistently advised County boards that board members who are not physically present should not be allowed to participate in publicly noticed meetings.

Having reached this conclusion, we are aware that the Attorney General has issued several opinions to the effect that the Sunshine Law does not preclude an absent board member from speaking and being heard by the public at a public meeting of a local board via telephone. According to the Attorney General, participation via telephone is only permissible when the board member's absence is first found by the local board to be due to "extraordinary

circumstances.” As noted above, however, the Sunshine Law contains no such exception, and the Attorney General’s view has not, to our knowledge, been adopted by any court in the State of Florida.

In addition to the state Sunshine Law, County-created boards such as the Nominating Council are subject to general requirements as provided in the County Code. For example, Section 2-11.39 of the Code provides, in relevant part, that “A member of a County board shall be deemed absent from a meeting when he or she is not present” For these reasons, a member of a County board who is not present at a board meeting cannot be counted for purposes of a quorum and cannot vote.

Although we continue to believe that our conservative approach to the Sunshine Law is advisable, we should have, in retrospect, more fully advised the Nominating Council regarding the relevant law as stated herein so as to allow the Council to make an informed decision with knowledge of the attendant risks.

cc: Public Health Trust Board Member Walter Harvey
Commissioner Sally A. Heyman
Representative Julio Robaina
Commissioner Katy Sorenson
Alina Hudak, Assistant County Manager

From: [Donna Raney](#)
To: [Randy Whitfield](#)
Subject: Emailing: Advisory Legal Opinion - Sunshine, participation by telephone
Date: Tuesday, April 12, 2011 11:14:19 AM

Randy,

Set forth below is the AGO I referred to in our conversation. It indicates that extraordinary circumstances should be present for an absent member to be allowed to participate, over the telephone, in a meeting subject to the Sunshine Law. I will ask Lenny if he has issued any opinions to the BCC or other County boards regarding this subject, and if the AG has modified this opinion since issued.

Number: AGO 2003-41
Date: September 3, 2003
Subject: Sunshine, participation by telephone

Mr. Sidney R. Payne
Chair, Tampa Human Rights Board
102 East 7th Avenue
Tampa, Florida 33602

RE: MUNICIPALITIES-GOVERNMENT IN THE SUNSHINE-participation of board member by telephone due to scheduling conflict when quorum of board members physically present at meeting. s. 286.011, Fla. Stat.

Dear Mr. Payne:

On behalf of the City of Tampa Human Rights Board, you ask substantially the following question:

May a member of the human rights board who is physically absent from a board meeting because of a scheduling conflict participate in the meeting by means of a telephone conference when a quorum of the members of the board is physically present at the meeting?

Section 286.011(1), Florida Statutes, Florida's Government-in-the-Sunshine Law, provides:

"All meetings of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision, except as otherwise provided in the Constitution, at which official acts are to be taken are declared to be public meetings open to the public at all times, and no resolution, rule, or formal action shall be considered binding except as taken or made at such meeting."

This office has been asked on several occasions to provide assistance to local governmental boards or commissions regarding the participation of its members in a public meeting through use of telecommunications media and the compliance of such meetings with the Government-in-the-Sunshine Law. In Attorney General's Opinion 92-44, this office concluded that a county commissioner who was physically unable to attend a commission meeting because of medical treatment could participate in the meeting by using an interactive video and telephone system that allowed her to see the other members of the board and the audience at the meeting and that allowed the board and audience to see her. This office recognized that section 125.001, Florida Statutes, required that meetings of the county commission be held in a public place in the county but noted that a quorum of the members of the county commission would be present at the public place.[1]

A similar conclusion was reached in Attorney General's Opinion 98-28, which concluded that a district school board could use electronic media technology in order to allow a physically absent member to attend a public meeting if a quorum of the members of the board is physically present at the meeting site. More recently, in Attorney General Opinion 02-82, this office concluded that physically-disabled members of the City of Miami Beach Barrier-free Environment Committee could participate and vote on board matters by electronic means if they are unable to attend, as long as a quorum of the members of the board is physically present at the meeting site.[2]

The City of Tampa Human Rights Board was created by ordinance to, among other things, receive and initiate complaints alleging violations of the city's human rights ordinance, which prohibits discrimination in employment, housing and public accommodations based on race, color, religion, national origin, sex, sexual orientation, age, handicap, familial status, or marital status.[3] As a public board created by ordinance to carry out a governmental purpose, the board is clearly subject to the Government-in-the-Sunshine Law.[4]

According to your letter, regular board meetings are held once every two months, with special meetings called by the board chair. You state that the rules of the board provide that its meetings are to be held at the city's Office of Community Relations. Such a requirement would appear to be analogous to the statutory requirements that meetings of the county commission or the school board be held at an appropriate place in the county.[5] Thus, the code clearly contemplates the physical presence of board members at public meetings.

You state that a quorum of the board would be physically present at the meeting. The member who wishes to participate by telephone conference cannot physically attend the meeting, due not to illness but rather to a scheduling conflict.

You note the reluctance of this office to extend public officials' participation in public meetings by electronic means to situations other than those involving a serious medical condition and the presence otherwise of a quorum at the public meeting place. For example, in Attorney General Opinion 98-28, this office noted that state agencies and their boards and commissions are authorized by Chapter 120, Florida Statutes, to adopt rules providing procedures for conducting public meetings by means of communications media technology.[6] The opinion recognized the rationale behind statutory authorization for state agency use, as contrasted with local agency utilization, of communications media technology for conducting meetings:

"Allowing state agencies and their boards and commissions to conduct meetings via communications media technology under specific guidelines recognizes the practicality of members from throughout the state participating in meetings of the board or commission. While the convenience and cost savings of allowing members from diverse geographical areas to meet electronically might be attractive to a local board or commission such as a school board, the representation on a school board is local and such factors would not by themselves appear to justify or allow the use of electronic media technology in order to assemble the members for a meeting."

Concerns about the validity of official actions taken by a public body when less than a quorum is present argue for a very conservative reading of the statutes. Thus, this office has concluded that, in the absence of a statute to the contrary, a quorum of the members must be physically present at a meeting in order to take action.[7]

Where, as here, the statute or rules contemplate that the meeting will be held in a public place with the members physically present, this office has considered the participation of an absent member by telephone conference or other interactive electronic technology permissible when such absence is due to extraordinary circumstances such as illness. To conclude otherwise would alter the intent and purpose of such a statute or rule.

Accordingly, it is my opinion that where a rule or statute contemplates that a meeting will be held in a public place with the members physically present, the participation of an absent member in the meeting by telephone

conference should be permitted only in extraordinary circumstances and when a quorum of the board members is physically present at the meeting. Whether the absence of a member due to a scheduling conflict constitutes such a circumstance is a determination that must be made in the good judgment of the board.

Sincerely,

Charlie Crist
Attorney General

CC/tjw

[1] *And see*, Op. Att'y Gen. Fla. 94-55 (1994), in which this office concluded that a member of the board of trustees of a public museum could participate in public meetings through the use of a telephone when a quorum of the board was physically present at the public meeting. The member who was requesting to participate by telephone had health problems that precluded his attendance at the publicly designated meeting place.

[2] The Barrier-free Environment Committee was created by ordinance for the purpose of providing accessibility-related input to a number of departments within city government. This office concluded that the city code contemplated the physical presence of board members at public meetings.

[3] Section 12-5, City of Tampa Code.

[4] *See, e.g., City of Miami Beach v. Berns*, 245 So. 2d 38 (Fla. 1971) (Sunshine law applies to any board or commission or any state agency or authority or of any agency or authority of any county, municipal corporation, or political subdivision).

[5] *See*, s. 125.001 and s. 1001.372(2), Fla. Stat., respectively.

[6] *See*, s. 120.54(5)(b)2., Fla. Stat.

[7] *See, e.g., Ops. Att'y Gen. Fla. 83-100* (1983), and 89-39 (1989), quoting 62 C.J.S. *Municipal Corporations* s. 399, p. 757, which provides:

"In order to constitute a quorum the requisite number of members must be actually present at the meeting and the requisite number cannot be made up by telephoning absent members and obtaining their vote over the telephone."

Cf., Penton v. Brown-Crummer Inv. Co., 131 So. 14 (Ala. 1930) (where there was no quorum present at meeting of city council, but resolution was attempted to be passed by calling up absent members over the telephone, resolution of city council was ineffective); *Fagnoli v. Cianci*, 397 A.2d 68 (R.I. 1979) (in determining whether "quorum" was present at city council meeting, it was error to include member who was not physically present).

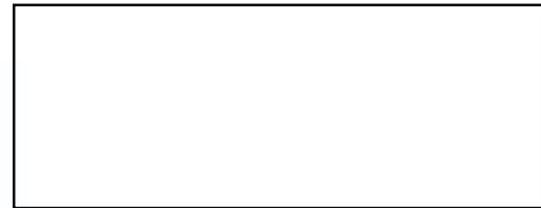
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MEMORANDUM

TO: SEFTC Members

FROM: Randy M. Whitfield, P.E.
Director Palm Beach MPO

DATE: April 25, 2011

RE: **Southeast Florida Regional Partnership - HUD Sustainable Communities
Planning Grant Program Update**

The Miami-Dade, Broward, and Palm Beach MPOs are participating in a regional partnership through the South Florida Regional Planning Council and the Treasure Coast Regional Planning Council to plan, design, and implement a multi-jurisdictional regional plan for sustainable development. This seven-county initiative includes Indian River, St. Lucie, Martin, Palm Beach, Broward, Monroe, and Miami-Dade.

The application for HUD's Fiscal Year 2010 Sustainable Communities Regional Planning Grant Program was submitted on August 23, 2010. The Southeast Florida region received \$4.25M to be used over a three-year period to prepare the plan.

On February 21, a grant agreement was executed with HUD to carry out the study. The initial work plan was to be developed in 60 days and submitted by April 22. An Executive Committee has been created with members from the Regional Planning Councils, FDOT, the Urban Land Institute and other organizations. An agreement for members of the consortium preparing the Regional Plan is also under development. The RPC's are advertising for a Project Director and Project Manager during the duration of the planning efforts. Further information will be provided at the meeting.

Staff Recommendation: For information purposes.

RMW/eer



MEMORANDUM

TO: SEFTC Members

FROM: Randy M. Whitfield, P.E.
Director Palm Beach MPO

DATE: April 25, 2011

RE: **Regional “Smart Card” Update**

At the last meeting, the Board received an update related to implementation of a universal fare card in Southeast Florida. This “Smart Card” would be used by Tri Rail and the three county transit systems. The South Florida Regional Transit Authority (SFRTA) and the Miami-Dade Transit (MDT) system have agreed on compatible technology for use by their respective agencies. Broward and Palm Beach transit operators are working with an FDOT consultant relative to the direction for the two systems. The study will consider concerns relative to equipment compatibility and fare policies by the various operators. Further information will be provided at the meeting regarding the study and schedule.

Staff Recommendation: For information purposes.

RMW/eer



MEMORANDUM

TO: SEFTC Members

FROM: Randy M. Whitfield, P.E.
Director

DATE: April 25, 2011

RE: **Regional Transfer Fare Policies**

Transit systems around the country are investigating various strategies to increase revenues to offset increasing costs. Some of these strategies include increasing fares and implementing or raising fees for transfers and parking.

Recently, Miami-Dade and Palm Beach counties have approved increased transfer fares for passengers using Tri-Rail and the local buses. These actions have resulted in higher costs for transit riders and inconsistent policies creating confusion for users of the systems.

SFRTA staff has prepared a presentation with examples of the impacts resulting from the latest policies. The presentation will be made at the meeting with staff available to address Board questions.

Staff Recommendation: For information purposes and discussion.

RMW/eer



MEMORANDUM

TO: SEFTC Members

FROM: Randy M. Whitfield, P.E.
Director

DATE: April 25, 2011

RE: **2010 Regional Report**

FDOT has prepared the attached report documenting progress made by the three Southeast Florida MPOs in addressing regional transportation planning. These regional activities take place through the Southeast Florida Transportation Council (SEFTC) and its committees. FDOT is also a partner in the regional transportation planning process. The report documents the efforts in moving forward in achieving major objectives identified previously by FDOT and the MPOs. FDOT staff will present a summary of the report at the meeting.

Staff Recommendation: For information purposes.

RMW/eer

Attachment

Miami Urbanized Area / Transportation Management Area 2009-10 Regional Report

Prepared for the:
Miami-Dade, Broward, and Palm Beach
Metropolitan Planning Organizations
and Southeast Florida Transportation Council

Prepared by:
Florida Department of Transportation (FDOT)

Table of Contents

- I. Introduction**
- II. Background**
- III. Regional Long Range Transportation Plan**
- IV. Regional Project Prioritization**
- V. Regional Public Involvement**
- VI. Regional Land Use Strategies**
- VII. Regional Performance Measurement**
- VIII. Evolving Challenges and Opportunities**
- IX. Recommendations**

Appendix A: Miami Urbanized Area/Transportation Management Area

Document Acronyms:

Acronym	Definition
CAC	Citizens Advisory Committee
EPA	U.S. Environmental Protection Agency
FDOT	Florida Department of Transportation
FTP	Florida Transportation Plan
HUD	U.S. Department of Housing and Urban Development
LRTP	Long Range Transportation Plan
MPO	Metropolitan Planning Organization
RCAC	Regional Citizens Advisory Committee
RLRTP	Regional Long Range Transportation Plan
RPC	Regional Planning Council
RPIMT	Regional Public Involvement Management Team
RPIP	Regional Public Involvement Plan
RTTAC	Regional Transportation Technical Advisory Committee
SAFETEA-LU	Safe, Affordable, Flexible, Efficient Transportation Equity Act: A Legacy for Users
SEFRP	Southeast Florida Regional Partnership
SEFTC	Southeast Florida Transportation Council
SERPM	Southeast Florida Regional Planning Model
TIP	Transportation Improvement Program
TMA	Transportation Management Area
TRIP	Transportation Regional Incentive Program

I. Introduction

This report documents progress made by the Miami-Dade, Broward, and Palm Beach Metropolitan Planning Organizations (MPOs), through the Southeast Florida Transportation Council (SEFTC), in addressing regional transportation planning in a coordinated, comprehensive, and continuing process. The tri-county region served by the three MPOs and SEFTC is shown in Appendix A. FDOT is a partner with the MPOs in the regional planning process, contributing expertise and providing technical support.

The MPOs' and SEFTC's regional planning efforts have continued to evolve and, as a result, major objectives have been achieved. Examples of the most current accomplishments include:

- Formal adoption of the first stand-alone Southeast Florida Regional Long Range Transportation Plan (RLRTP) for 2035 that includes associated regional goals, objectives and measures of effectiveness, with each MPO contributing \$150,000.
- Adoption and utilization of a single regional travel demand model for transportation planning;
- Establishment of a Regional Modeling Subcommittee where uniform technical approaches have been implemented.
- The three MPOs have also agreed to support a much larger regional effort to develop a seven-county (also including Monroe, Martin, St. Lucie and Indian River Counties) Regional Vision and Plan for Sustainable Development for 2060.
- South Florida East Coast Corridor Study Phases I and II – 85 Mile Alternatives Analysis through all three counties with each MPO participating at \$2,000,000. The MPOs have provided funding in varying amounts based on track distance for Phase III of the Study.
- Validation/development of the next version of the Southeast Florida Regional Planning Model (SERPM) – three-county model that will support the 2040 LRTPs – with the three MPOs contributing a total of \$450,000 towards the cost of this project.
- South Florida Regional Freight Plan – three-county freight plan that was funded \$100,000 FDOT, \$33,333 each MPO.
- Joint stakeholder participation in several cross-jurisdictional projects including:
 - Miami Urban Partnership Agreement/95 Express Bus/Bus Rapid Transit – Miami-Dade and Broward
 - I-75 Project Development & Environment (PD&E) Study – Miami-Dade and Broward
 - US 27 Freight Rail Feasibility Study – Miami-Dade, Broward, and Palm Beach
 - I-95 Managed Lanes Feasibility Study: Broward Boulevard to Donald Ross Road – Broward and Palm Beach
 - State Road 7 Mobility Studies – Broward and Palm Beach
 - State Road 7 PD&E Study (Sample Road to Glades Road) – Broward and Palm Beach

II. Background

As a result of the 2000 U.S. Census, the Miami Urbanized Area encompasses parts of Miami-Dade, Broward, and Palm Beach Counties. The MPOs for each respective County responded to the potential of consolidating into a single MPO by committing to develop and implement a coordinated planning effort resulting in, but not limited to:

- Regional long range transportation plan covering the tri-county region;
- Regional project prioritization process;

- Regional public involvement process; and
- Develop performance measures to assess the effectiveness of regional coordination efforts.

After several years of ad hoc coordination, the Southeast Florida Transportation Council was created, under Florida Statute Chapter 339.175, to serve as a formal forum for policy coordination and communication to carry out these regional initiatives agreed upon by the MPOs from Broward, Miami-Dade and Palm Beach Counties. An Interlocal Agreement between the MPOs was completed and the first SEFTC meeting was held in January 2006.

In 2006 and 2007, FDOT assessed the progress being made by the three MPOs in meeting their regional coordination commitments as part of annual state certification reviews. In 2008, it was decided to separate the regional reports from the certification review packages. On July 14, 2010, a regional meeting was convened to discuss the efforts made toward improving regional planning and coordination. Following that meeting, the three MPOs presented FDOT with a finalized updated regional report checklist, which can be viewed at http://www.seftc.org/regional_information. This regional report highlights the progress and achievements of SEFTC and the regional coordination efforts of the three MPOs as of December 2010.

III. Regional Long Range Transportation Plan

The regional process was greatly enhanced when SEFTC adopted a stand-alone 2035 RL RTP in 2010, which can be viewed at http://www.seftc.org/regional_information. The individual MPO 2035 LRTP updates provided the basis for the stand-alone regional document. During the development process, the MPOs agreed to the use of a single regional planning model and a Regional Project Management Team. Plan deliverables were vetted through the Regional Transportation Technical Advisory Committee (RTTAC).

Detailed improvements on regional coordination were also achieved, including the following:

- A more robust regional transportation network map was developed that addresses transit, highways and freight;
- The RL RTP was coordinated with other plans for the tri-county region (e.g., South Florida Regional Transportation Authority's Strategic Regional Transit Plan);
- A regional freight plan, with regionally prioritized freight projects, was developed collaboratively by the three MPOs and FDOT and incorporated into the RL RTP;
- Regional goals and objectives were developed that accomplished consistency with the eight SAFETEA-LU planning factors, compatibility with the 2035 LRTP goals for the three MPOs, applicability across transit and roadway modes, and functional application through quantifiable measures of effectiveness;
- Projects from the individual MPO LRTPs on the regional transportation network were compiled in 5-year increment periods in a 2035 Regional Cost Feasible Plan;
- The Regional Modeling Subcommittee was effective in developing the cost feasible 2035 SERPM network and will oversee the development of SERPM 7.0 for the 2040 long range transportation planning update cycle through a memorandum of understanding signed by the three MPOs and FDOT.

IV. Regional Project Prioritization

Two regional project prioritization efforts have been ongoing among the regional partners: one relating to the Transportation Regional Incentive Program (TRIP) and the other relating to the Regional Long Range Transportation Plan efforts. Below is a description of both ongoing, complementary efforts.

Transportation Regional Incentive Program (TRIP) Prioritization Process

The TRIP was established by the Florida Legislature specifically requiring that eligible projects be based on regional priorities. Through the coordination of SEFTC, the tri-county region process for TRIP project selection evolved to an objective ranking with adoption of an interim regional prioritization process in 2007. This process was developed through the RTTAC (with consultant assistance from FDOT) and was used for the annual TRIP cycles for 2007 and 2008. It ranks regional projects using criteria organized into two tiers, with one addressing the cost-benefit ratio and the other addressing project-readiness and safety, multi-modal and regional connectivity benefits. There was no 2009 TRIP cycle. SEFTC submitted a list of candidate regional projects drawn from previously approved ranked lists for the comparatively small amount of funding available in the 2010 TRIP cycle.

Regional Long Range Transportation Plan (RLRTP) Prioritization Process

For the 2035 RLRTP prioritization process, efforts were undertaken to apply (similar to the TRIP prioritization process) an objectives-driven performance based approach. However, for the adopted 2035 RLRTP, a compilation approach was ultimately implemented where a subset of regional projects were identified in the three local MPO cost feasible plans and inserted into the RLRTP.

Overall, the regional prioritization process has evolved over the years due to regional coordination and collaboration efforts. The region continues to work together on the topic in order to identify strategic projects and funding opportunities.

V. Regional Public Involvement

Regional public involvement activities are included within the public involvement processes of the three MPOs. They also include regular meetings of the public involvement coordinators for the three MPOs, meeting as the Regional Public Involvement Management Team (RPIMT). The Regional Citizens Advisory Committee (RCAC), composed of members of the CACs for the three MPOs, typically meets annually. SEFTC has developed a logo and maintains a web site (www.seftc.org). Recent website enhancements include the addition of a subscription feature for notices of upcoming meetings. The website includes SEFTC plans and other documents, and improvements are made on a continuing basis.

The RPIMT completed a Regional Public Involvement Plan, which was approved by SEFTC in July 2008. The plan sets out a general structure for regional efforts and also covers particular projects. One such project was incorporation of 2035 RLRTP information into the public involvement processes conducted for the three MPO 2035 LRTPs.

VI. Regional Land Use Strategies

The MPOs' updated regional report checklist highlights multiple initiatives involving land use and transportation with participation by the RPCs and other partners. Notable initiatives include the State Road 7 Collaborative which involves municipalities on a multiple county basis and the 2060 visioning program.

Integration of transportation and regional land use strategies will be coordinated through local government comprehensive plans, RPC strategic regional policy plans, and other plans that address transportation and land use connections.

VII. Regional Performance Measurement

The RTTAC has initiated the development of a regional performance measurement system to be completed by July 2012. The system's purpose is to gauge the effectiveness of ongoing regional coordination efforts. The performance measures will cover both transportation system components as

well as policy components in order to quantify how the enhanced regional planning and coordination efforts are leading to systematic improvements on the regional network.

VIII. Evolving Challenges and Opportunities

The three MPOs took a major step in 2008 when they retained a single consultant team (contract administered by the Palm Beach MPO) to develop the 2035 RL RTP. SEFTC has continued, working through the MPOs, to retain a consultant to provide meeting support and support regional planning activities.

Following established annual calendars for meetings, the RTTAC and SEFTC are known forums for consideration of studies and initiatives that are regional in scale or otherwise important to the region.

Studies of interest to the tri-county region served by SEFTC are noted below:

- The 2060 Florida Transportation Plan (FTP) was recently adopted as a plan for all of Florida. The FTP is organized into three sections: (1) key trends, issues and opportunities; (2) long range goals to guide the state's transportation decisions with objectives, strategies and indicators to support each goal; and (3) key actions to implement the plan with emphasis on transportation decision making, funding and finance, and progress tracking and reporting.
- The Southeast Florida Regional Partnership (SEFRP), covering the seven-county coastal area from Monroe County to Indian River County, was formed in early 2010 to pursue a grant through the U.S. Department of Housing and Urban Development (HUD), U.S. DOT and the U.S. Environmental Protection Agency (EPA) Partnership for Sustainable Communities. The partnership is developing an improved planning process for federal housing, transportation, and infrastructure investments to protect the environment, promote equitable development, and help address the challenges of climate change. The SEFRP was awarded a \$4.25 million grant to develop a 2060 regional plan for sustainable development, including a regional vision. Economic development and equity will be key themes.

IX. Recommendations

The following actions are recommended to continue the comprehensive and coordinated regional transportation planning efforts within the tri-county region served by the MPOs of Miami-Dade, Broward, and Palm Beach Counties.

Development and implementation of a Regional Long Range Transportation Plan for the tri-county region

- Continue development of the Southeast Regional Planning Model, in coordination with FDOT, to support regional long range transportation planning, travel demand forecasting, and meet other multimodal analysis needs.
- Develop an annually updated five-year SEFTC work plan to guide the timing and delivery of regional level work, including RL RTP implementation and updates, over time.
- Consider pursuing regional level greenway planning efforts.
- Continue efforts to identify public and private funding partners to leverage funds available for regional projects.

Development and implementation of a regional project prioritization process for the tri-county region

- Continue refinement of the regional project prioritization process.

Development and implementation of a regional public involvement process to build public understanding and awareness of the region and regional transportation issues and opportunities

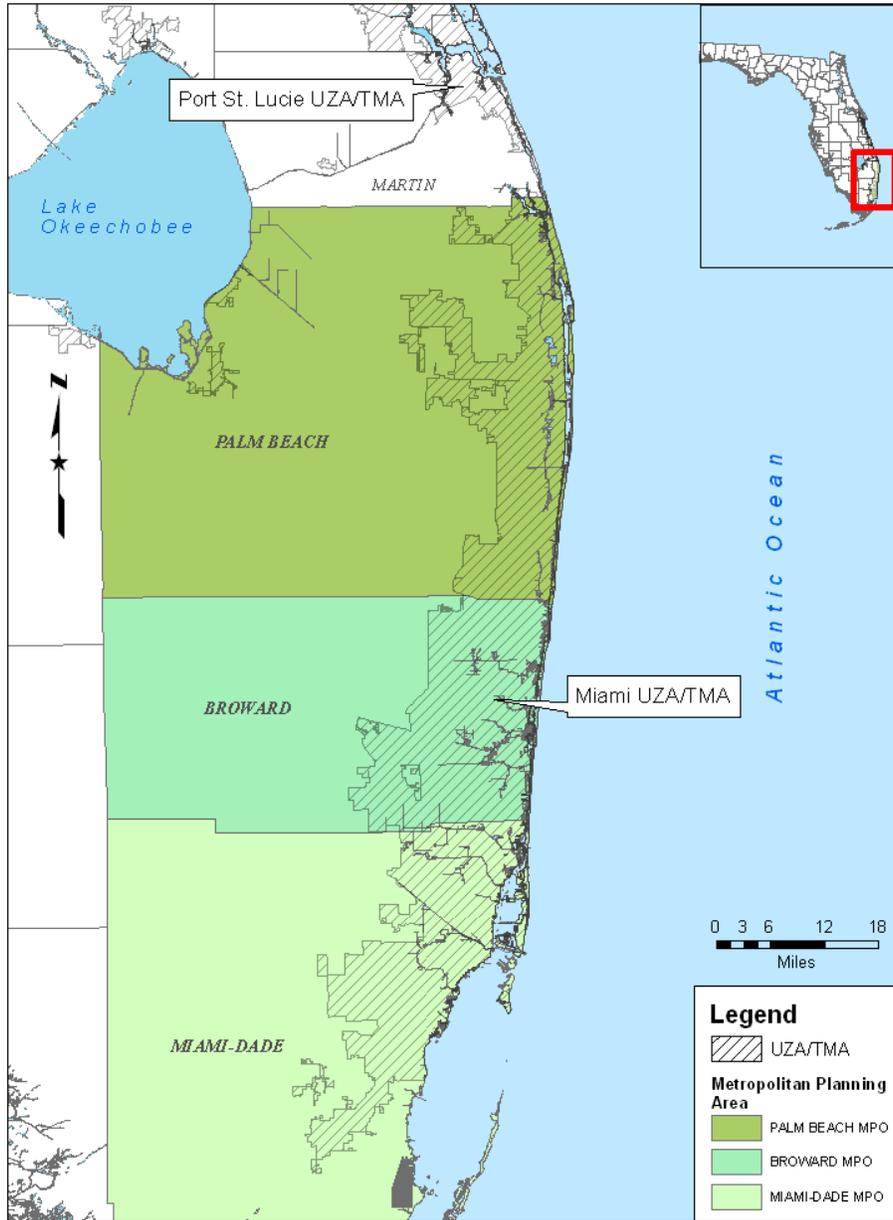
- Continue implementation of the Regional Public Involvement Plan. Add measures of effectiveness for regional public involvement efforts to the plan, and provide for periodic evaluations using those measures followed by plan updates as warranted.
- Maintain the Integrated Transportation Information System across the tri-county region.
- Implement user friendly websites throughout the region displaying current and future projects (example: Miami-Dade interactive TIP).
- Continue SEFTC web site maintenance and provide interactive opportunities for public input through the web site. .

Utilization of performance measures to assess the effectiveness of regional coordination efforts.

- Continue refinement of regional performance measures to evaluate the effectiveness regional coordination efforts by the MPOs. These results should reflect the RLRTP goals, objectives and measures of effectiveness and ultimately become part of a recurring monitoring system.

In addition to the four established regional commitments, the integration of transportation into regional land use strategies should continue to be considered through the participation of the MPOs in various initiatives or studies by the RPCs and other partners.

Appendix A: Miami Urbanized Area/Transportation Management Area



The metropolitan planning areas for the three Miami UZA/TMA MPOs match county boundaries, creating the Southeast Florida region.

The Miami-Fort Lauderdale-Pompano Beach Metropolitan Statistical Area (MSA), consisting of Miami-Dade, Broward and Palm Beach counties and more than 100 municipalities, is the 7th largest MSA in the United States. It had an estimated population of 5,547,051 in July 2009, a 10.8% increase over 2000. Since the developed area within the MSA is situated within a relatively long and narrow strip between the Atlantic Ocean and the environmentally-sensitive Everglades, many major road and transit routes run north-south. The MSA is served by four railroad corridors, and has three international airports and four ports, three of which are deep water ports.



MEMORANDUM

TO: SEFTC Members

FROM: Randy M. Whitfield, P.E.
Chair

DATE: April 25, 2011

RE: **Transportation Regional Incentive Program Process**

FDOT has notified SEFTC of the availability of Transportation Regional Incentive Program (TRIP) funds for consideration of the applications. The following funding levels are available.

District 4	FY 15/16	\$2,895,110
District 6	FY 14/15	\$1,265,569
	FY 15/16	\$1,637,816

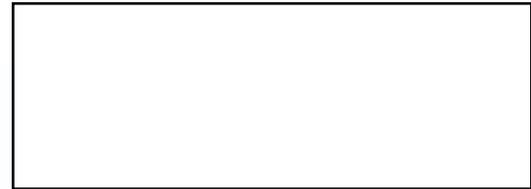
FDOT has requested draft applications be submitted by June 1, 2011. The Department will review the applications and provide input. Final applications will be due from SEFTC by September 1, 2011.

In the past, SEFTC has provided a list of projects based on various prioritization methods. Last year, the list was based on a composite of those previous lists. The recently adopted Regional Long Range Transportation Plan (RLRTP) includes a list of projects but no final prioritization methodology was adopted.

Given the short time frame, the staff is working with the regional consultant to review existing lists and identify potential projects from previous submittals. The projects will also be reviewed for availability of required matching funds. A recommended priority list will be presented at the July meeting.

Staff Recommendation: For discussion purposes.

RMW/eer



MEMORANDUM

TO: SEFTC Members

FROM: Randy M. Whitfield, P.E.
Director

DATE: April 25, 2011

RE: **Regional Rail Status Report**

The SEFTC has supported several rail projects that would affect Southeast Florida. These projects include the extension of Tri-Rail, Amtrak service on the FEC and the South Florida East Coast Corridor Transit Analysis Study. Some of these projects could be affected by State and Federal legislation. A representative from the Treasure Coast Regional Planning Council has been scheduled to attend the meeting and provide an update on the status of these projects.

Staff Recommendation: For information purposes.

RMW/eer