

MPOAC Revenue Study Advisory Committee

AGENDA – Inaugural Meeting

September 2, 2010 | 10:30 A.M. – 12:30 P.M.

Florida Transportation Builder's Association, Boardroom
1007 DeSoto Park Drive, Tallahassee, FL 32301

1. Call to Order
2. Introductions – Mike Howe, Chair
3. Review of Open Meetings Rules – Howard Glassman
4. Review of Study Purpose – Mike Howe, Chair
5. Summary of Study Elements & Schedule – CUTR
6. Presentation of White Paper Data & Progress – CUTR
7. Discussion – Comments
8. Next Steps and Meeting Date
9. Public Comment
10. Adjournment

MPOAC Revenue Study Advisory Committee	Title & Organization	Phone	Email	Address
Sally Patrenos	Executive Director, Florida Transportation Commission	(850) 414-4105	sally.patrenos@dot.state.fl.us	Florida Transportation Commission 605 Suwannee Street, MS 9 Tallahassee, FL 32399-0450
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Michael Howe	MPOAC Staff Directors Rep., RSAC Chair	(941) 359-5772	michael@mympo.org	MPOAC Staff Directors Advisory Committee - RSAC Chair 7632 15th Street East Sarasota, FL 34243-3248
Richard J. Kaplan	Mayor, Chair MPOAC Governing Board	(954) 752-1732	rkaplan@laudershill-fl.gov	MPOAC Governing Board Broward MPO 1999 University Drive Coral Springs, FL 33071
Janet E. Bowman	Director of Legislative Policy & Strategies, The Nature Conservancy in Florida	(850) 222-0199	janet_bowman@tnc.org.	The Nature Conservancy in Florida 625 North Adams Street Tallahassee, FL 32301
Carrie Blanchard	Director of Research and Public Policy, Florida Chamber of Commerce	(850) 521-1283	cblanchard@FLFoundation.org	Florida Chamber of Commerce 136 S. Bronough Street P.O. Box 11309 Tallahassee, FL 32301

A. WHAT IS THE SCOPE OF THE SUNSHINE LAW?

Florida's Government in the Sunshine Law, commonly referred to as the Sunshine Law, provides a right of access to governmental proceedings of public boards or commissions at both the state and local levels. The law is equally applicable to elected and appointed boards and has been applied to any gathering of two or more members of the same board to discuss some matter which will foreseeably come before that board for action. There are three basic requirements of s. 286.011, F.S.:

1. (1) meetings of public boards or commissions must be open to the public;
2. (2) reasonable notice of such meetings must be given; and
3. (3) minutes of the meetings must be taken and promptly recorded.

The complete text of the Government in the Sunshine Law and related statutes may be found in Appendix B.

A right of access to meetings of collegial public bodies is also recognized in the Florida Constitution. See *Frankenmuth Mutual Insurance Company v. Magaha*, 769 So. 2d 1012, 1021 (Fla. 2000), noting that the Sunshine Law "is of both constitutional and statutory dimension." Article I, s. 24, Fla. Const., was approved by the voters in the November 1992 general election and became effective July 1, 1993. Virtually all collegial public bodies are covered by the open meetings mandate of the open government constitutional amendment with the exception of the judiciary and the state Legislature, which has its own constitutional provision requiring access. The only exceptions are those established by law or by the Constitution. The complete text of the amendment may be found in Appendix A of this manual.

The requirements of the Sunshine Law and Art. I, s. 24, Fla. Const., are discussed in detail in Part I. Please refer to the Table of Contents or the Index for a listing of the specific subjects.

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To download the *Government-In-The-Sunshine-Manual* navigate online to:

<http://www.myflsunshine.com/sun.nsf/sunmanual>

Explanation of Sunshine:

<http://www.myflsunshine.com/sun.nsf/pages/Law>

Chapter 286

http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=Ch0286/ch0286.htm

FAQs

<http://www.myflsunshine.com/sun.nsf/pages/FAQs>

¹ *Government-in-the Sunshine Manual*, Sec2:5 (Page 21 of 485), accessed online August 26, 2010:
[http://myfloridalegal.com/webfiles.nsf/WF/KGRG-844HMA/\\$file/2010SunshineManual.pdf](http://myfloridalegal.com/webfiles.nsf/WF/KGRG-844HMA/$file/2010SunshineManual.pdf)

Revenue Study History

2008

- **Florida Senate Bill – 1688**
- Recommend funding mechanism
- 13 members- 3 governor's , 3 Senate, 3 House, FDOT, MPOAC, FL Association of Counties, League of Cities
- \$400,000 in non-recurring general funds to finance the study effort

2009

- **Florida Senate Bill – 582**
- Report due January 1, 2011 – 18 months +/-
- 13 members in SB 1688 plus labor
- \$450,000 in federal metropolitan planning funds

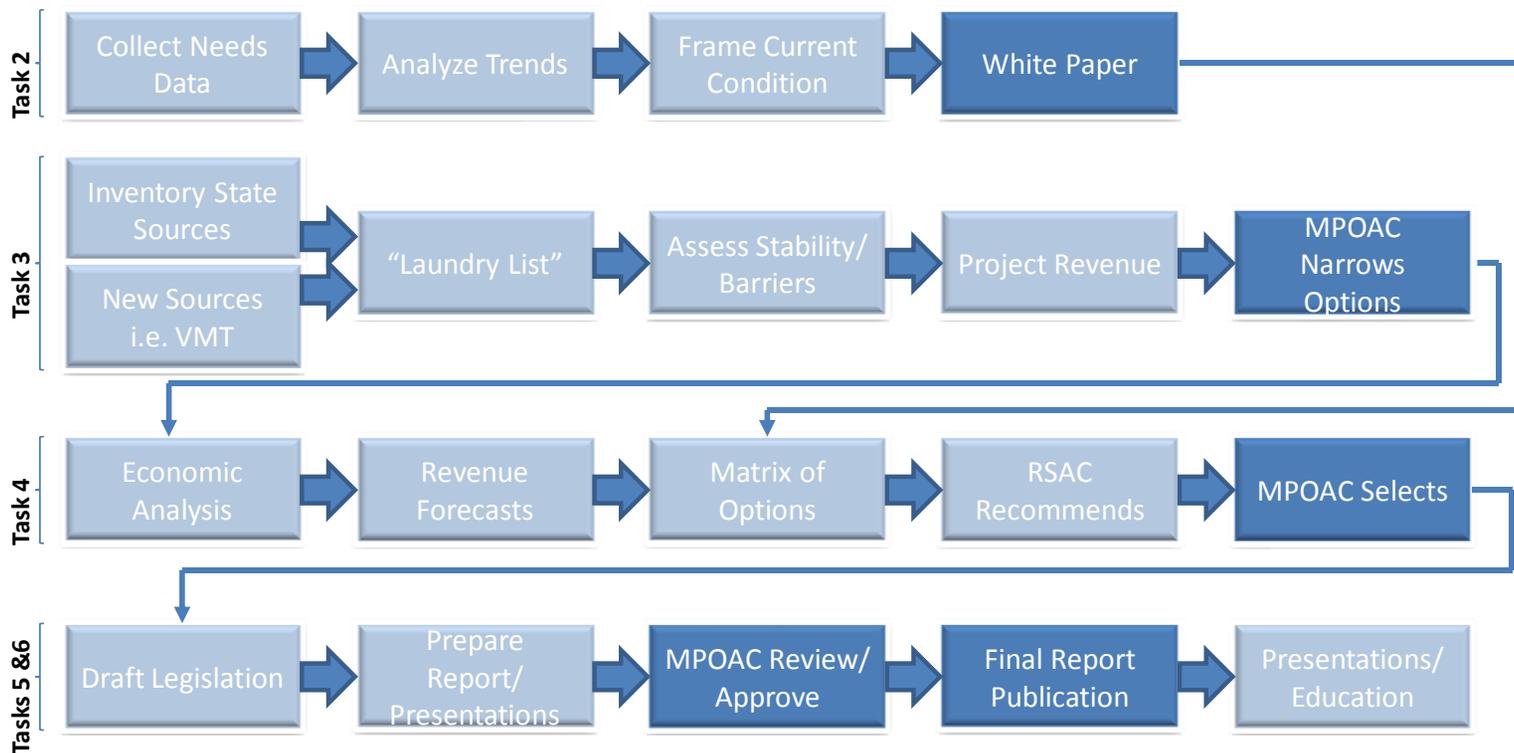
2010

- **Fall 2009 MPOAC Policy & Technical Subcommittee recommended proceeding w/o legislation**
- Subcommittee discussed and reviewed draft scope – December 2009
- Final Scope of Work reviewed and approved by Staff Directors and MPOAC Board – Orlando, January 28, 2010
- Work commenced – June 2010

Revenue Study Purpose

- To develop legislative approaches to implement a set of revenue measures that address transportation funding needs in Florida
- Recommendations will focus on the identification of sustainable, innovative and politically acceptable measures to assist in meeting the mobility needs for Floridians

Revenue Study Process



Revenue Study Schedule

TASK	MONTH																						
	6/10	7/10	8/10	9/10	10/10	11/10	12/10	1/11	2/11	3/11	4/11	5/11	6/11	7/11	8/11	9/11	10/11	11/11	12/11	1/12	2/12	3/12	
Task 1: Project Management																							
Task 2: Inventory of Transportation Needs and Review of Recent Trends																							
Task 3: Revenue Option Identification																							
Task 4: Data Analysis and Impacts Estimation																							
Task 5: Recommendation Development and Legislation Preparation																							
Task 6: Final Report and Presentations																							

Indicates meeting of the Revenue Study Advisory Committee

“An Analysis of Transportation Revenue Options for Florida”

Outline for White Paper: “Inventory of Transportation Needs and Review of Recent Trends”

I. Introduction & Background

- a. Description of existing transportation funding sources and their history – Florida and U.S.
- b. New and emerging challenges in transportation
 - i. Global trends
 - 1. Climate change – transportation’s role in GHG emissions
 - 2. Changes in the cost and availability of fuels – transportation & energy use
 - 3. New technologies
 - ii. Domestic trends
 - 1. Changing demographics
 - 2. Changes in VMT/Fuel consumption
 - 3. Changes in land use patterns
 - 4. Limitations of current financing mechanisms
 - iii. Other
 - 1. Condition trends of Florida’s transportation system
 - 2. Historic levels of investment
 - 3. Potential changes in the federal role
 - 4. Reviews and summaries of recent national revenue studies

II. Highway and Transit Needs in Florida

- a. MPOAC/FDOT Studies - 1997 - 2008
- b. SIS Multi-Modal Unfunded Needs Plan, FDOT May 2006
- c. Other previous work – need rural estimates

III. Transportation Funding in Florida

- a. Overview of funding sources
 - i. Motor fuel and diesel
 - 1. Statewide and local option
 - ii. License taxes/fees
 - 1. MV License tax
 - 2. Initial registration fee
 - 3. Incremental title fee
 - 4. Rental car surcharge
 - iii. Aviation fuel taxes

- iv. State documentary tax
- v. Other funds
 - 1. Turnpike and tolls
 - 2. Bonds and Local
- b. Diversions of transportation revenues to non-transportation purposes
 - vi. Constitutional/statutory diversions
 - vii. Non-recurring transfers
 - viii. Recurring Transfers of motor vehicle license tax and fees
- c. FDOT 5-Year Work Program (2009-2010)
 - ix. Average annual funding
 - x. Funding priorities
- d. Comparisons with last 10 Work Programs
 - i. Cash/Commitment Reductions (since 2006)

IV. Conclusion

- a. Identification of funding “gap”
- b. Summary of current needs
- c. Summary of current funding
- d. Findings