

2017 Legislative Session

Presentation Batting Order

Kathy Russell, City of Orlando

- **Introductions – Kathy Russell**
- **Overview of the 2017 City of Orlando legislative Agenda – Kathy Russell**
- **Recap of the 2017 Legislative Session and Budget – John Wayne Smith**
- **Economic Development - Chris Carmody**
- **Solar Amendment Implementation – Chris Carmody**
- **“Super Homestead” and other Property Tax Issues – Robert Stuart, Jr.**
- **Transportation Issues – Chris Dudley**
- **Housing – Oscar Anderson**
- **Home Rule Issues – Bill Peebles**
- **Public Records Issues – Jasmyne Henderson**
- **Local Appropriations – Kathy Russell**
- **Looking Ahead to 2018 – Kathy Russell**



2017 LEGISLATIVE AGENDA

The City of Orlando will support legislation that:

Pre-emption – Prevents the State Legislature from pre-empting local governments' home rule authority.

Local Revenue Protection – Protects local revenues generated by the Communication Services Tax, Local Business Tax, and other municipal revenue sources.

Economic Development – Supports funding for Enterprise Florida, Visit Florida and the Florida Economic Development Toolkit.

Transportation Funding – Provides flexible and alternative revenues for transportation.

Telecommunication Infrastructure - Maintains local control over new telecommunications infrastructure in the public right-of- way.

Restaurant SRX –Allows smaller restaurants to sell full service alcoholic beverages.

Public Records – Eliminates schemes designed to generate violations of public records laws.

Public Records Exemption – Exempts personal identifying felony witness information from public records requirements.

After School Programs – Exempts municipal recreation agencies, whose primary purpose is to provide access to recreational facilities, from DCF licensure as a child care facility.

Traffic Enforcement Devices – maintains and improves the effectiveness of public safety programs that enforce red light running violations.

Medical Marijuana – Maintains local government planning and zoning authority over land uses associated with the marijuana industry.

Homelessness – increases the funding stream for transitional and permanent housing and necessary support services.

Parramore Kidz Zones – Allocates funding to the Florida Children's Initiative with oversight by the Ounce of Prevention Fund of Florida.

How Did We Fare?
Kathy Russell, City of Orlando

- Protect Home Rule Authority
- Municipal Local Option Transportation Surtax
- Support the Governor's Economic Development Package
- Secure the \$3.9 million recurring funds for the Dr. Phillips Performing Arts Center

State Budget

What's In It?

John Wayne Smith, Peebles and Smith

- \$82.9 billion total
 - \$34 billion healthcare
 - \$24 billion education
 - \$14 billion for transportation, natural resources, environment, growth management
 - \$4.5 billion corrections
 - \$4 billion general government
- Only \$60 million larger than the current year
- Governor has not received the budget yet from the legislature, he will have 15 consecutive days once the legislature presents it



ENTERPRISE
FLORIDA®

VISITFLORIDA®

A blue wavy line graphic consisting of two parallel, slightly curved lines.

Changes to Visit and Enterprise Florida
Chris Carmody, GrayRobinson

- A large and controversial conforming bill was the “Displaced Homemaker” repeal bill (HB 5501) which became the vehicle for massive policy changes. In addition to Eliminating the “Displaced Homemaker Program” and related trust fund, the bill:
 - Creates a statutory recurring appropriation for Visit Florida of \$25 million
 - Creates a statutory recurring appropriation for Enterprise Florida of \$16 million
 - Redirects \$75 million from the State Economic Enhancement Trust Fund (incentives) to general revenue
 - Institutes massive, and comprehensive “transparency and accountability measures” at EFI and Visit Florida
 - The governor has the option to veto this bill (once received) but doing so would zero-fund EFI and Visit Florida for the coming year.



- SB 90 was unanimously passed by the House and Senate
- Implements last year's solar energy constitutional amendment
- Will provide an 80% property tax and TPP abatement on solar equipment installed on non-residential property after January 1, 2018 along with an 80% exemption from property tax and TPP for solar energy equipment located on federally owned Department of Defense property regardless of installation date



Property Taxes

“Super Homestead Exemption”

Robert Stuart, GrayRobinson

- A significant “trade” between House and Senate was passage of a House Joint Resolution to send to the ballot a proposed additional \$25,000 homestead exemption
- Priority of House Speaker and passed by Senate in exchange for the House accepting and passing SB 10 (Lake Okeechobee Restoration Bill).
- The constitutional amendment would, if passed by 60% of the voters in November of 2018:
 - Institute an additional \$25,000 exemption off the first \$25,000 of the second \$100,000 in taxable value
 - Ex: If a home is worth \$125,000 or more, the new total homestead exemption would be \$75,000
 - Estimated \$600 million statewide impact to local governments if/when passed by the voters in November 2018

Property Taxes

“Save Our Businesses Cap”
Robert Stuart, GrayRobinson

- Also passed by the House and Senate and headed to the 2018 ballot is HJR 21, *Relating to Limitations on Property Tax Assessments*
 - If passed by 60% of voters, it will remove any future repeal of the 10% annual cap on property tax increases for non-homestead properties

- HB 455, passed unanimously by the House and Senate, provides ad valorem exemption for the homestead of a first responder who has a total and permanent line of duty injury and to his or her surviving spouse.
- Provides for the application and documentation requirements to receive the exemption and penalties for anyone filing a false claim.

Senate Bill 368 Transportation Facility Designations



Chris Dudley, Southern Strategy Group

That portion of S.R. 438 between John Young Parkway and Pine Hills Road in Orange County is designated as **“Lieutenant Debra Clayton Memorial Highway.”**



Chris Dudley, Southern Strategy Group

That portion of C.R. 431/Pine Hills Road between Silver Star Road and S.R. 50 in Orange County is designated as **“First Class Deputy Norman Lewis Memorial Highway.”**



That portion of S.R. 408 between Kirkman Road and Clarke Road in Orange County is designated as **“Arnold Palmer Expressway.”**



Chris Dudley, Southern Strategy Group

SunRail Bridge Number 750255 over
U.S. 17/92/S.R. 15 in Orange County is
designated as **“Reverend Kenneth C.
Crossman Bridge.”**



Chris Dudley, Southern Strategy Group

That portion of U.S. 441/S.R. 500/Orange Blossom Trail between Lake View Drive/Lake Street and S.R. 451 in Orange County is designated as **“Anelie Cadet Way.”**



House Bill 221

Transportation Network Companies



House Bill 299

Central Florida Expressway Authority

**CENTRAL
FLORIDA
EXPRESSWAY
AUTHORITY**

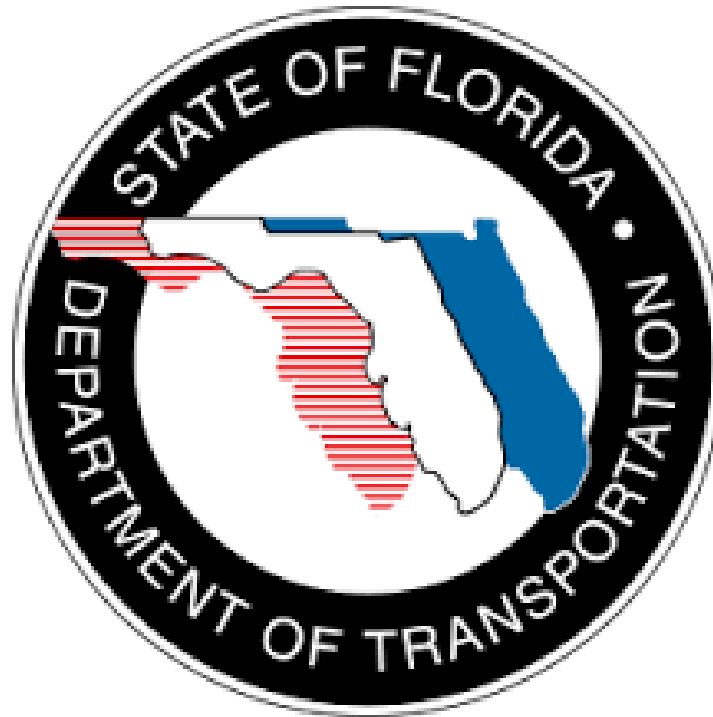


House Bill 1049 Toll Authorities



House Bill 865

FDOT Legislative Package



House Bill 695

All Aboard Florida



Red Light Cameras



Mike Dew
Florida Department of
Transportation Secretary



Oscar Anderson, Southern Strategy Group

Provide that **\$113M** of the available Guarantee Funds be used for the SAIL program.

Appropriated **\$37M** out of the State Housing Trust Fund with proviso that:

- o Includes at least 50% be used for SAIL with 5-10% units set aside for persons with special needs;
- o Provides \$10M for a competitive grant to serve persons with a developmental disability;
- o Provides 100K for administering the Task Force on Affordable Housing;
- o Provides that \$40M of the funds available in the Guarantee Fund and the State Housing Trust fund be used for workforce housing for up to 80% AMI, with the exception of an area of state critical concerns (Keys) which is up 140% AMI; and lastly,
- o Restricts funds that are appropriated or available in the Guarantee Fund from being allocated to any developer with an administrative complaint, as well as, rescinds any awards to such developer.

Appropriated **\$100M** out of the Local Government Housing Trust Fund with proviso under that includes:

- o \$500K for Catalyst and \$75K for the Florida Supportive Housing Coalition to provide training to specified groups; and
- o \$5.2 M transferred to Department of Economic Opportunity and Department of Children and Families for homeless purpose.

In Summary, Florida Housing will have a total of **\$250 Million** available for affordable housing programs.

SB 2502 – Budget Implementing Bill

- Section 46. – Creates a Workgroup on affordable housing that must convene no later than September 1, 2017.
- The language specifies who SHALL be the members and what their tasks will be

Oscar Anderson, Southern Strategy Group

Affordable Housing Working Group Members

- Executive Director of Florida Housing Finance Corporation as chair
- Five members appointed by the Governor. Of the five members:
 - one must be an advocate for the homeless
 - one must be an advocate for individuals with disabling conditions/special needs
 - one must represent the building or development community
 - one must be a realtor licensed in this state.
- Two appointed by Senate President.
- Two appointed by House Speaker.
- Executive Director of FAC or designee
- Executive Director of FLC or designee.
- Chair of the Florida Building Commissioner designee (ex officio/non-voting)

Affordable Housing Working Group Tasks

- develop recommendations for addressing the state's affordable housing needs including but not limited to a review of:
 - market rate developments.
 - affordable housing developments.
 - land use for affordable housing developments.
 - building codes for affordable housing developments.
 - the implementation of the low-income housing tax credit.
 - private and public sector development and construction industries.
 - the rental market for assisted rental housing.
 - The development of strategies and pathways for low-income housing.
- After presentation and approval by the FHFC Board, a report including recommendations is due to the Governor, the Senate President, and the House Speaker by January 1, 2018



SB 80 - Relating to Public Records

- Requires the court to award attorneys fees in public records actions
 - To plaintiff: if court determines that agency unlawfully refused request
 - To agency: if court determines that plaintiff made request or participated in action for an improper purpose

HB 111 - Relating to Public Records/Identity of Witness to a Murder

- Exempts information that reveals identifying information of a murder witness
 - Confidential for two years after the murder
 - Extends to disclosure of information during discovery



Tallahassee Knows Best?
Bill Peebles, Peebles and Smith

- Community Redevelopment Agencies
 - How bad could it be?
 - No new CRA's
 - No expenditures after 10/1/17
 - County takeover
- Why?
 - Corporate Welfare
 - Local Government Hostility
- What happened?
 - Much improved – then died
 - Creation by Legislature
 - 2017 Sunset unless majority plus 1
 - Reasonable reporting and expenditures
- What next?
 - More of the same

Tallahassee Knows Best?
Bill Peebles, Peebles and Smith

- **Municipal Local Option Transportation Surtax**
 - What was it?
 - Authority for Orlando and Tampa
 - Up to 1 penny
 - County impact
- What happened?
 - Adopted in Senate Appropriations Committee as amendment to Transportation Bill.
 - House refused to accept, so removed from bill
 - First time we've gotten out of the starting gate
 - Senators Simmons and Latvala

Tallahassee Knows Best?
Bill Peebles, Peebles and Smith

- Small Cell Wireless Attachments
 - Industry backed national effort to completely strip local governments of any ability to regulate or charge for these attachments
 - As large as a suitcase and refrigerator
 - Orlando rules served as basis for negotiation of local regulatory authority.
 - Preserved ability to control “local conflict, color, stealth, and concealment requirements” and ability to refuse on basis of safety, ADA, or utility accommodation manual.
 - Price set at \$150 per attachment.



Local Appropriation Wins

Show Us The Money
Kathy Russell, City of Orlando

- **UCF – DPAC - \$3,900,299**
- **Florida Children's Initiative - \$600,000**
- **UCF– PTSD Program - \$2,500,000**
- **BRIDG/UCF –Sensor Project - \$4,500,000**
- **Homelessness - \$4,000,000**



Never Too Soon To Look Ahead
Kathy Russell, City of Orlando

- **Municipal Local Option
Transportation Surtax (Tampa and
Orlando)**
- **Restaurant SRX Alcohol Beverage
License**
- **DCF Licensure of City After School
Programming**

Questions??