

COMMISSION

Lesley “Les” Miller, Jr., *Chair*
Victor D. Crist, *Vice Chair*
Ken Hagan
Al Higginbotham
Pat Kemp
Sandra L. Murman
Stacy White



Executive Director

Janet L. Dougherty

General Counsel

Richard Tschantz

Meeting time
9:00 a.m.

COMMISSION AGENDA
October 19, 2017

Location
601 E. Kennedy Blvd., Tampa
County Center, 2nd Floor

- 1. CALL TO ORDER, PLEDGE OF ALLEGIANCE, and INVOCATION**
- 2. CHANGES TO THE AGENDA**
- 3. REMOVAL OF CONSENT ITEM FOR QUESTION, COMMENT, or SEPARATE VOTE**
- 4. RECOGNITIONS**
 - *Recognition of Hillsborough TV staff for their assistance with EPC’s 50th Anniversary event*
 - *Recognition of EPC Toastmasters, the Past Presidents Christina Bryant, Gerry Javier, Dewitt Bruce and Daniel Moore; and current President Savita Epps. “Toastmasters International is the leading movement devoted to making effective oral communication a worldwide reality.”*
- 5. PUBLIC COMMENT - Each speaker is allowed 3 minutes unless the Commission directs differently.**
- 6. CITIZENS ENVIRONMENTAL ADVISORY COMMITTEE (CEAC) UPDATE**
- 7. APPROVAL OF CONSENT AGENDA**

AGENDA ITEMS

A. CONSENT AGENDA

1. Approval of EPC Meeting Minutes – July 20, 2017.....	3
2. Monthly Activity Report.....	7
3. FY2017 Pollution Recovery Fund (PRF) Budget.....	9
4. Legal Case Summary –August - October 2017	11
5. Request for authority to take appropriate legal action against Mouhammed Al-Samkari.....	14
6. Request for authority to take appropriate legal action against Daniel Stumbo	15
7. Select Performance Measure Goals	16
8. 2017 Third Quarter Action Plan Updates	18

B. PUBLIC HEARING (none)

C. REGULAR AGENDA

1. Request to Approve 2017 Pollution Recovery Fund Grant Projects	23
2. Annual State of the Environment Report.....	28
3. Briefing on Executive Director Performance Review Process	29
4. Citizens Environmental Advisory Committee organizational discussion	32
5. Executive Director’s Report	
a. Florida Solar United Neighborhoods’ (FL SUN) - Hillsborough County Solar Co-Op launch event update	
b. EPC’s Expanded Notification List for Advisories and GIS Map	

- c. Retirement recognition: Mohammad Nozari, Air Management Division and Paula Dent, Wetlands Management Division
- d. Recognition of EPC and County staff for Hurricane Irma efforts
- e. Philanthropic Committee fundraiser for Puerto Rico – Hurricane Maria Relief
- f. Breast Cancer Awareness Month

ADJOURN

Any person who might wish to appeal any decision made by the EPC regarding any matter considered at the forthcoming public hearing or meeting is hereby advised that they will need a record of the proceedings, and for such purpose they may need to ensure that a verbatim record of the proceedings is made which will include the testimony and evidence upon which such appeal is to be based



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # A1

Date of EPC Meeting: October 19, 2017

Subject: Approval of July 20, 2017 EPC meeting minutes

Agenda Section: Consent Agenda

Division: Legal and Administrative Services Division

Recommendation: Approve the July 20, 2017 EPC meeting minutes.

Brief Summary: Staff requests the Commission approve the meeting minutes from the Commission meeting held on July 20, 2017.

Financial Impact: No Financial Impact

List of Attachments: Draft copy of the July 20, 2017 EPC meeting minutes.

Background: None.

JULY 20, 2017 - ENVIRONMENTAL PROTECTION COMMISSION - DRAFT MINUTES

The Environmental Protection Commission (EPC), Hillsborough County, Florida, met in Regular Meeting scheduled for Thursday, July 20, 2017, at 9:00 a.m., in the Boardroom, Frederick B. Karl County Center, Tampa, Florida.

The following members were present: Chairman Lesley Miller Jr. and Commissioners Ken Hagan, Pat Kemp, Sandra Murman, and Stacy White.

The following members were absent: Commissioners Victor Crist and Al Higginbotham.

1. CALL TO ORDER, PLEDGE OF ALLEGIANCE, AND INVOCATION

▶ Chairman Miller called the meeting to order at 9:01 a.m. Commissioner White led in the pledge of allegiance to the flag and gave the invocation.

2. CHANGES TO THE AGENDA

▶ Ms. Janet Dougherty, EPC Executive Director, stated there were no changes to the agenda.

3. REMOVAL OF CONSENT ITEMS FOR QUESTION, COMMENT, OR SEPARATE VOTE - ▶ None.

4. RECOGNITIONS

Appreciation to Mr. Fredrick Hartless, Graphic Information System (GIS) manager, and the County Public Works GIS staff for assisting the EPC in a GIS project involving wetlands conservation easements.

▶ After introducing Ms. Elaine DeLeeuw, EPC, who showed a presentation and recognized staff, Ms. Dougherty conferred the certificate of appreciation.

5. PUBLIC COMMENT - ▶ None.

6. CITIZENS ENVIRONMENTAL ADVISORY COMMITTEE (CEAC) UPDATE

▶ Dr. Joseph Walsh, CEAC Chairman, gave a report. EPC members inquired about CEAC quorum and meeting frequencies. Dr. Walsh expounded on membership/committee challenges. Discussion ensued about making the CEAC an ad hoc committee or a subcommittee to the Citizens Advisory Committee and other active committees. Recognizing possible options, ▶ **Commissioner White moved to ask EPC staff to work with CEAC representatives in order to formulate a plan and bring that plan back to the Board for approval,**

THURSDAY, JULY 20, 2017 - DRAFT MINUTES

seconded by Commissioner Murman. Commissioner Kemp initiated talks on efficient committee structures. **► The motion carried five to zero.** (Commissioners Crist and Higginbotham were absent.) Recognizing CEAC vacancies, Chairman Miller asked appointee information be sent to EPC members.

7. APPROVAL OF CONSENT AGENDA

AGENDA ITEMS

A. CONSENT AGENDA

1. Approval of EPC Meeting Minutes - May 18, 2017
2. Monthly Activity Report
3. Fiscal Year (FY) 2017 Pollution Recovery Fund Budget
4. Legal Case Summary - June and July 2017
5. 2017 Second Quarter Action Plan Update
6. Select 2017 Performance Measure Goals Informational Report

► Chairman Miller sought a motion to approve the Consent Agenda. Commissioner White so moved, seconded by Commissioner Kemp, and carried five to zero. (Commissioners Crist and Higginbotham were absent.)

B. PUBLIC HEARING - **► None.**

C. REGULAR AGENDA

1. Executive Director's Report
 - a. EPC's 50th Anniversary Celebration
 - b. *Tampa Bay Times* "Top 100 Workplaces" - Presentation of Plaque

► Ms. Dougherty provided information on and showed a video of the EPC 50th Anniversary Celebration and ► presented the "Top 100 Workplaces" plaque. Chairman Miller made remarks. Ms. Dougherty recognized Mr. Andy Schipfer, interim director, Wetlands Management, EPC; noted Dr. Richard Garrity, former EPC Executive Director, was in the EPC hall of fame; and solicited contributions for the EPC time capsule.

2. EPC FY 2018 Budget Presentation and Request

▶ Ms. Dougherty introduced the item. Mr. Jerry Campbell, Director, EPC Air Management Division, gave a presentation shown in background material and ▶ relayed budget recommendations. Expressing concern about too little financial support for information technology/website maintenance and consulting with EPC staff, ▶ Commissioner Kemp moved that instead of the \$45,000 when the Hillsborough County Board of County Commissioners (BOCC) was looking at the request, that the BOCC include the \$77,000. After suggestion from Chairman Miller and Ms. DeLeeuw to make the motion that the EPC recommend to the County Administrator \$84,000 for Position 6553 to be moved from grants to the General Fund and \$77,000 for a full-time web administrator, ▶ Commissioner Kemp said that was the motion, seconded by Commissioner White. (The motion was subsequently withdrawn.) Believing budget reconciliation was the most appropriate time to consider Commissioner Kemp's proposal, Commissioner Hagan would not support the motion, Commissioner White withdrew his second, and Chairman Miller did not favor the motion. Commissioner Kemp withdrew the motion. ▶ Chairman Miller asked for a motion to approve staff recommendations. **Commissioner Kemp did so, seconded by Commissioner White, and carried four to zero.** (Commissioner Murman was out of the room; Commissioners Crist and Higginbotham were absent.) Commissioner White encouraged Commissioner Kemp to consult with the appropriate staff to ensure the issue was discussed at the budget reconciliation meeting.

ADJOURN

▶ There being no further business, the meeting was adjourned at 9:43 a.m.

READ AND APPROVED: _____
CHAIRMAN

ATTEST:
PAT FRANK, CLERK

By: _____
Deputy Clerk

lm



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # A2

Date of EPC Meeting: October 19, 2017

Subject: Agency Monthly Activity Report

Agenda Section: Consent Agenda

Division: All five EPC Divisions

Recommendation: None. Informational report.

Brief Summary: The Agency-wide report represents the total number of select divisional activities that were tracked within a specific month.

Financial Impact: No financial impact.

List of Attachments: Monthly report for July, August and September 2017

Background: Select data that is associated with the EPC's five core functions is tracked by each Division (i.e. outreach events, monitoring, compliance inspections, permits issued, etc.) Monthly activity tracking reports from each Division are tallied to generate one final Agency-wide report.

EPC STAFF ACTIVITIES - AGENCY-WIDE

Monthly Activity Report

FY17

		<u>July</u>	<u>August</u>	<u>September</u>	<u>FEB 2017 TO DATE</u>
A.	<u>Core Function: Citizen Support & Outreach</u>				
1	Environmental Complaints Received	146	139	122	1181
2	Number of Presentations/Outreach Events	4	7	2	57
3	Citizen Support (walk-ins, file reviews, email/letter correspondence, etc.)	495	550	437	3281
B.	<u>Core Function: Air & Water Monitoring</u>				
1	Air Monitoring Data Completeness (Note: reflects previous month due to data acquisition delay)	93.5%	92.3%	83.0%	N/A
2	Water Quality Monitoring Data Completeness (Note: reflects previous month due to data acquisition delay)	99.9%	99.6%	99.9%	N/A
3	Number of Noise Monitoring Events	3	2	4	19
C.	<u>Core Function: Environmental Permitting</u>				
1	Permit/Authorization Applications Received	151	180	78	1193
2	Applications In-house >180 days	4	6	3	N/A
3	Permits/Authorizations Issued	151	143	132	1215
4	Petroleum Cleanup Cases	129	123	110	686
D.	<u>Core Function: Compliance Assurance</u>				
1	Compliance Inspections	398	442	262	2913
2	Compliance Test Reviews	172	158	135	1179
3	Compliance Assistance Letters Issued	221	218	177	1202
4	Warning Notices Issued	14	18	12	135
E.	<u>Core Function: Enforcement</u>				
1	New Cases Initiated	9	5	3	45
2	Active Cases	31	30	31	N/A
3	Tracking Cases	33	36	45	N/A



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # A3

Date of EPC Meeting: October 19, 2017

Subject: Pollution Recovery Fund Budget

Agenda Section: Consent Agenda

Division: Legal and Administrative Services Division

Recommendation: Informational Report Only

Brief Summary: The EPC staff provides a monthly summary of the funds allocated and available in the Pollution Recovery Fund.

Financial Impact: No Financial Impact

List of Attachments: PRF Budget Spreadsheet

Background: The EPC staff provides a monthly summary of the funds allocated and available in the Pollution Recovery Fund (PRF). The PRF funds are generated by monetary judgments and civil settlements collected by the EPC staff. The funds are then allocated by the Commission for restoration, education, monitoring, the Artificial Reef Program, and other approved uses.

**ENVIRONMENTAL PROTECTION COMMISSION
OF HILLSBOROUGH COUNTY
FY 17 POLLUTION RECOVERY FUND
10/1/2016 through 9/30/2017**

REVENUE		EXPENDITURES		RESERVES		NET PRF
Beginning Balance	\$ 838,487	Artificial Reef	\$ 33,848	Minimum Balance	\$ 120,000	
Interest	\$ 5,238	Open Projects	\$ 427,470	Est. FY 18 Budget	\$ 33,848	
Deposits	\$ 73,854			Asbestos Removal	\$ 5,000	
Total	\$ 917,579	Total	\$ 461,318	Total	\$ 158,848	\$ 297,413

PROJECT	Project Amount	Project Balance
FY 15 Project		
East Lake Watershed Edu. & Restoration 10131.102063.582990.5370.1249	\$ 5,012	\$ 5,012
	\$ 5,012	\$ 5,012
FY 16 Projects		
TBW McKay Bay South Oyster Reef 10131.102063.582990.5370.1267	\$ 48,010	\$ 23,841
TBEP Tampa Bay Dredge Hole Habitat 10131.102063.581990.5370.1268	\$ 35,880	\$ 24,213
Keep T.B. Beautiful Trash Free Waters 10131.102063.582990.5370.1269	\$ 30,000	\$ 2,586
H.C. Econ. Development Ag Pest Collect. 10131.102063.581990.5370.1270	\$ 40,000	\$ 16,718
USF Fecal Pollution in Tampa Bay 10131.102063.581990.5370.1271	\$ 50,000	\$ 31,828
Little Manatee River SAV Restoration 10131.102063.582990.5370.1272	\$ 45,832	\$ 45,832
	\$ 249,722	\$ 145,017
FY 17 Projects		
Keep T.B. Beautiful Hills River Poll Prev 10131.102063.582990.5370.1278	\$ 20,160	\$ 5,733
Sun City Ctr Audubon Nature Trail Prop 10131.102063.582990.5370.1279	\$ 20,000	\$ 4,050
H.C. Conservation Bahia Bch Invasive 10131.102063.581990.5370.1280	\$ 31,500	\$ 31,500
FL Aquarium Storm Water Trail Refur 10131.102063.582990.5370.1281	\$ 15,000	\$ 15,000
FL Aquarium Watershed Invest 10131.102063.582990.5370.1282	\$ 55,477	\$ 55,477
	\$ 142,137	\$ 111,760



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # A4

Date of EPC Meeting: October 19, 2017

Subject: Monthly Legal Case Summary for August, September and October 2017

Agenda Section: Consent Agenda

Division: Legal and Administrative Services Division

Recommendation: None. Informational update only.

Brief Summary: The EPC Legal Department provides a monthly summary of its ongoing Civil, Appellate and Administrative matters.

Financial Impact: No financial impact anticipated. Informational update.

List of Attachments: August, September, October 2017 EPC Legal Case Summary

Background: In an effort to provide the Commission with timely information regarding legal challenges, the EPC staff provides this monthly summary. The update serves not only to inform the Commission of current litigation but may also be used as a tool to check for any conflicts they may have in the event a legal matter is discussed by the Commission. The summary provides general details as to the status of the civil and administrative cases.

EPC LEGAL DEPARTMENT
MONTHLY REPORT OF LEGAL CASES
August, September and October 2017

I. ADMINISTRATIVE CASES

Roderick and Courtney Mann vs. Mohamed Shahout and EPC [17-EPC-010]: On September 20, 2017, Appellants Mann filed a Notice of Appeal challenging Minor Work Permit #63421 (R1) for the construction of an in-kind replacement of an existing dock. The Appeal was deemed insufficient; the EPC has issued two orders granting leave to amend. Appellants have until October 13, 2017 to file an amended appeal.

Stanley Sigismund vs. Steven Heller and EPC [17-EPC-009]: On July 24, 2017, Appellant Stanley Sigismund filed a Notice of Appeal challenging Minor Work Permit #63512 for the construction of a dock. The appeal was deemed insufficient and was dismissed with leave to amend. The Appellant had until August 14, 2017 to file an amended appeal. The Appellant withdrew his Appeal on July 28, 2017 and the case is closed.

Poo-fessional Recycled Organics, Inc. vs. EPC [17-EPC-008]: On July 19, 2017, Appellant Poo-fessional Recycled Organics, Inc. filed a request for an Extension of Time to File a Notice of Appeal challenging the Executive Director's Notice of Denial of Request for Modification of Director's Authorization referred to as #EPC/DA-YTPF-101113. The request was granted and the Appellant had until August 21, 2017 to file an Appeal. On August 14, 2017 the Appellant filed a request for an additional Extension of Time which was granted. The Appellant had until October 5, 2017 to file a Notice of Appeal. The Appellant did not file a Notice of Appeal and the permit modification case is closed.

Elizabeth E. Garcia, Trustee vs. Jeffery Hills and EPC [17-EPC-007]: On June 23, 2017 the Appellant, Elizabeth Garcia, filed a Notice of Appeal to challenge a seawall reconstruction permit. The Appeal was deemed insufficient and an Order Dismissing the Appeal with Leave to Amend was issued. The Appellant had until July 10, 2017 to file an amended Appeal. On July 10, 2017 an Amended Appeal was filed. The Appeal was deemed insufficient and was dismissed with prejudice. No further action was taken by the Appellant and the case has been closed.

Ramco Service Center, Inc. v. EPC [17-EPC-005]: On May 22, 2017 the Appellant filed a Request for Extension of Time to file a Notice of Appeal of the issuance of a Citation of Violation and Order to Correct for unresolved petroleum contamination existing on a property in Plant City. The EPC entered an Order Granting the Extension of Time on May 24, 2017 providing the Appellant until September 11, 2017 to file a Notice of Appeal. No Notice of Appeal was filed and the Citation became a Final Order by operation of law. The parties are in settlement discussions regarding resolution of the matter through potential eligibility of a State cleanup program.

Sandrine Guez vs. Island Club at Rocky Point Condo Assoc., Inc. and EPC [17-EPC-004]: On April 27, 2017 the Appellant Sandrine Guez filed a request for an extension of time to file an Appeal to challenge a Mangrove Trimming Exemption qualification notice. The extension of time was granted and the Appellant had until June 30, 2017 to file an appeal. A timely appeal was filed and the matter has been transferred to a Hearing Officer to conduct an Administrative Hearing.

Hortensia Vargas vs. Jeffrey Weiss and EPC [17-EPC-001]: On January 1, 2017, the Appellant Hortensia Vargas filed a request for an extension of time to file an Appeal to challenge the issuance of Minor Work Permit 60794 for the construction of a dock and boatlift. The Appellant filed three requests for extensions of time, the first two were granted and the third denied. A timely appeal was filed and the matter has been transferred to a Hearing Office to conduct an administrative hearing. A modified permit was issued as a result of a settlement meeting. A voluntary dismissal has been filed and the Hearing Officer relinquished jurisdiction back to the EPC and the case is closed.

J.E. McLean, III and RaceTrac Petroleum, Inc. [12-EPC-014]: On October 24, 2012, the Appellants, RaceTrac Petroleum, Inc. and the property owner, filed a request for an extension of time to file an Appeal challenging the Executive Director's denial for wetland impacts on the corner of Lumsden and Kings Avenue.

The extension was granted and the Appellants filed an appeal in this matter on December 7, 2012. A Hearing Officer has been assigned and conducted a case management conference. This matter was placed in abeyance as the parties discussed options. A conceptual wetland impact approval letter was sent to the applicant on December 8, 2015 after a modification to the application was submitted. The Appellants have not filed a dismissal as they are waiting for final approval of the proposed project by Hillsborough County.

II. CIVIL CASES

Volkswagen AG, et al. [16-EPC-002]: On March 24, 2016, the EPC filed a complaint against Volkswagen AG, et al. for activities that violate the EPC Enabling Act and the rules promulgated thereunder.

Janet Layer [15-EPC-009]: In December of 2015 the EPC Commission authorized staff to take appropriate legal action against Ms. Janet Layer for failure to comply with various wastewater regulations regarding her operation of the domestic wastewater treatment plant and disposal system at Little Manatee Isles Mobile Home Park in Ruskin. The EPC filed discovery requests and Ms. Layer requested additional time to respond.

U.S. Bankruptcy Court in re Jerry A. Lewis Adversary Proceeding [15-EPC-007]: An Adversary Proceeding pertaining to the ongoing Chapter 13 Bankruptcy Case regarding Jerry A. Lewis (see EPC Case No. LEPC09-011) was entered on October 9, 2013, in the U.S. Bankruptcy Court Middle District of Florida. EPC is defendant in the matter and will seek to protect a monetary judgment awarded to us by the Circuit Court.

Thomas Jennings and Lorene Hall-Jennings [14-EPC-011]: On October 7, 2014, the EPC was served with a Declaratory Action challenging the validity of a conservation easement conveyed to the EPC on September 16, 1997. The EPC Legal Department has responded to the lawsuit with an Answer and Affirmative Defenses on October 27, 2014 and the case will move forward as appropriate. On October 12, 2015 the Plaintiff filed a Motion for Judgment on the Pleadings. The EPC responded to the Motion on October 21, 2015. The parties conducted a hearing on the Motion on November 14, 2016. On the January 4, 2017 the Judge denied the Plaintiff's motion and the case will continue.

Boyce E. Slusmeyer [LEPC10-019]: On Sept 20, 2001, the EPC staff received authority to take legal action for failure to comply with an Executive Director's Citation and Order to Correct Violation for the failure to initiate a cleanup of a petroleum-contaminated property. The Court entered a Consent Final Judgment on March 13, 2003. The Defendant has failed to perform the appropriate remedial actions for petroleum contamination on the property. The EPC filed a lawsuit on October 7, 2010 seeking injunctive relief and recovery of costs and penalties. The property ownership is currently in a probate proceeding and the EPC is waiting for resolution of the matter to move forward. The EPC staff are in negotiations with the representative of the property owner regarding eligibility to utilize a state petroleum cleanup program to resolve the case.

U.S. Bankruptcy Court in re Jerry A. Lewis [LEPC09-011]: On May 1, 2009, the U.S. Bankruptcy Court Middle District of Florida filed a Notice of Chapter 13 Bankruptcy Case regarding Jerry A. Lewis. On May 26, 2009, the EPC filed a Proof of Claim with the Court. The EPC's basis for the claim is a recorded judgment lien awarded in Civil Court against Mr. Lewis concerning unauthorized disposal of solid waste. The EPC obtained an award of stipulated penalties from the state court. The site remains out of compliance with applicable EPC solid waste regulations and no liens have been paid. The bankruptcy case is ongoing.

Grace E. Poole and Michael Rissell [LEPC08-015]: Authority to take appropriate legal action against Grace E. Poole and Michael Rissell for failure to properly assess petroleum contamination in accordance with EPC and State regulations was granted on June 19, 2008. The property owner and/or other responsible party are required to initiate a site assessment and submit a Site Assessment Report. They have failed to do the required work and the EPC is attempting to obtain appropriate corrective actions.



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # A5

Date of EPC Meeting: October 19, 2017

Subject: Request authorization to pursue appropriate legal action and to grant settlement authority.

Agenda Section: Consent Agenda

Division: Waste Management Division

Recommendation: Grant EPC staff authority to take appropriate legal action, including but not limited to filing a civil law suit, and also authorize the Executive Director to enter into any potential settlement.

Brief Summary: Mouhammed Z. Al-Samkari owns real property and operates a gasoline station known as Hope Food Store located at 4002 North 22nd Street in Tampa. The underground petroleum storage tank system is currently in violation of the storage tank rules adopted in Chapter 1-12, Rules of the EPC.

Financial Impact: Litigation costs can vary depending on the length and complexity of the litigation. This litigation will be handled by EPC counsel and should be covered within EPC's existing budget. Any change will be reported.

List of Attachments: None

Background: Mouhammed Z. Al-Samkari owns real property which includes a retail gasoline station (Facility), FDEP Facility #299100632, known as Hope Food Store located at 4002 N. 22nd Street (Folio #157756-0000) in Tampa. On the property is one (1) 20,000 gallon underground petroleum storage tank system for use at the Facility. During a May 19, 2016 inspection at the Facility, EPC staff observed the following violations of Chapter 1-12, Rules of the EPC: moderate violations of failing to perform release detection tests at least once a month; failure to maintain Third Party Pollution Liability Insurance; and ten minor violations. EPC staff has sent notification letters, including a Notice of Intent to Initiate Enforcement outlining these violations. On April 24, 2017 a Citation of Violation and Order to Correct (Citation) was issued. A copy of the Citation was hand delivered and posted at the Facility in accordance with the EPC Enabling Act. The Citation has become a Final Order by operation of law. No response has been received from the owner of the Facility and violations remain on-going. EPC has been involved in several enforcement actions against this Facility since 1995. To date, these activities have failed to alleviate the chronic non-compliance problems and the violations remain unresolved.

EPC, through a contracted program with the Florida Department of Environmental Protection (FDEP), conducts compliance and enforcement actions in Hillsborough County concerning this type of petroleum storage tank system. EPC also has authority for this action under its Enabling Act, Chapter 84-446, Laws of Florida, as amended and the EPC has adopted in EPC Rule Chapter 1-12, the Storage Tank standards and criteria as adopted from FDEP Rule Chapter 62-761 F.A.C. The EPC staff request the Commission grant staff authority to take appropriate legal action, including but not limited to filing a civil law suit, and also authorize the Executive Director to enter into any potential settlement.



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # A6

Date of EPC Meeting: October 19, 2017

Subject: Request authorization to pursue appropriate legal action and to grant settlement authority.

Agenda Section: Consent Agenda

Division: Waste Management Division

Recommendation: Grant EPC staff authority to take appropriate legal action, including but not limited to filing a civil law suit, and also authorize the Executive Director to enter into any potential settlement.

Brief Summary: Daniel A. Stumbo owns real property located at 1102 East Laura Street, Plant City. The property includes four underground storage tanks of unknown capacity or type and which are currently in violation of the underground storage tank rules adopted in Chapter 1-12, Rules of the EPC.

Financial Impact: Litigation costs can vary depending on the length and complexity of the litigation. This litigation will be handled by EPC counsel and should be covered within EPC's existing budget. Any change will be reported.

List of Attachments: None

Background: Daniel A. Stumbo owns property located at 1102 East Laura Street, Plant City, (Folio 206699.0000). On the property are four (4) unmaintained underground petroleum storage tanks (pending FDEP Facility #201100004). On January 10, 2011, these storage tanks were discovered by EPC staff conducting an on-site complaint investigation. On June 22, 2016, the current property owner acquired ownership of the Property through a Quitclaim Deed. On January 5, 2017 and January 19, 2017, EPC staff sent Notification letters advising the property owner of the storage tanks on the property and the obligation as the property owner to close the storage tanks in accordance with the state and local rules and statutes. No response, written or verbal was received. On March 3, 2017, EPC staff issued, by certified mail, a Citation of Violation and Order to Correct. On March 24, 2017, EPC staff posted a copy of the Citation on the property in accordance with the EPC enabling act. The EPC has received no response written or verbal regarding the Citation. To date, the storage tanks have not been closed in accordance with applicable laws resulting in the following violation: Section 62-761.800(2)(b), F.A.C. - failure to permanently close unmaintained petroleum storage tanks within 90 days of discovery.

EPC, through a contracted program with the Florida Department of Environmental Protection (FDEP), conducts compliance and enforcement actions in Hillsborough County concerning this type of petroleum storage tank system. EPC also has authority for this action under its Enabling Act, Chapter 84-446, Laws of Florida, as amended and the EPC has adopted in EPC Rule Chapter 1-12, the Storage Tank standards and criteria as adopted from the FDEP Rule Chapter 62-761 F.A.C. The EPC staff requests the Commission grant staff authority to take appropriate legal action, including but not limited to filing a civil law suit, and also authorize the Executive Director to enter into any potential settlement.



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # A7

Date of EPC Meeting: October 19, 2017

Subject: Select Performance Measure Goals for 2017

Agenda Section: Consent Agenda

Division: Executive Director Report

Recommendation: None – Informational Only

Brief Summary: As part of the EPC staff's strategic planning, the Agency measures key activities and set goals for 2017. These are tabulated and periodically presented to the Board in the consent agenda.

Financial Impact: No Financial Impact.

List of Attachments: Table Titled 2017 Goals

Background: The Agency measures performance for all five of its core functions. These core functions include permitting, compliance assurance, citizen support & outreach, enforcement, and ambient air & water quality monitoring. As part of the Agency's annual evaluation, staff sets goals for select activities and reports them periodically to the Board. This is an integral part of the continuous improvement required by the Agency's strategic planning.

2017 Goals

Core Function	Measure	Pre-Sterling Year (2009)	2014	2015	2016	2017 YTD (3 rd Qtr)	2017 Goal
Permitting	Average Time to Issue an Intent for State Construction Permits	57 days	20 days	18 days	17 days	17 days	Less Than or Equal to 30 days
	Average Time to Issue an Intent for Tampa Port Authority Permits	56 days	55 days	45 days	44 days	49 days	Less Than or Equal to 60 days
	Average Time EPC Permits were In-house	21 days	19 days	23 days	22 days	29 days	Less Than or Equal to 30 days
Compliance	Timely Resolution of Lower Level Non-Compliance Cases	92%	93%	92%	93%	84%	Greater Than or Equal to 90%
Environmental Complaints	Timely Initiation of Investigation	99% in 5 Days	99% in 5 Days	98% in 3 Days	98% in 3 Days	98% in 3 Days	Greater Than or Equal to 90% in 3 Days
Enforcement	Timely Initiation of Enforcement	73%	96%	100%	95%	100%	Greater Than or Equal to 90%



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # A8

Date of EPC Meeting: October 19, 2017

Subject: 2017 Third Quarter Action Plan Updates

Agenda Section: Consent Agenda

Division: Legal and Administrative Services Division

Recommendation: None – Informational Only

Brief Summary: For the past seven years, EPC staff has developed a series of action plans each year. These measurable action plans address various initiatives which support the Agency's strategic priorities. The latest quarterly status reports for the four action plans that remain open are listed. The proposed action plans for 2017 are currently under final evaluation and expected to be implemented later this year.

Financial Impact: No additional funds required at this time. Monies for the individual action plans are paid out of the current budget, or will be brought to the Board and requested separately as needed.

List of Attachments: Quarterly Update for 2016 Action Plans

Background: As part of the Agency's strategic planning process and philosophy of continuous improvement, staff has held periodic strategic planning retreats. These included input from the Board and a broad range of EPC staff. Besides reviewing the priorities and guiding mission statements, staff also prepared a slate of new initiatives to improve the EPC's effectiveness and efficiency. Since the Agency started this formal procedure in 2010, they have completed over sixty of these initiatives.

The action plans were created to reflect the Agency's strategic objectives, and each initiative was described in an individual action plan with measurable goals. The attachment reflects the update on the status of the four action plans that remain open as of the end of the third quarter of 2017. The owners of select action plans may be scheduled to present an overview of their project to the Board at regularly scheduled EPC Board meetings.

During the most recent strategic planning retreat in December 2016 EPC staff proposed four new action plans for 2017. Unlike previous years, these action plans are expected to be phased in over the year in order to allow staff to concentrate on closing some of the plans that remain open.

Quarterly Update for 2016 Action Plans

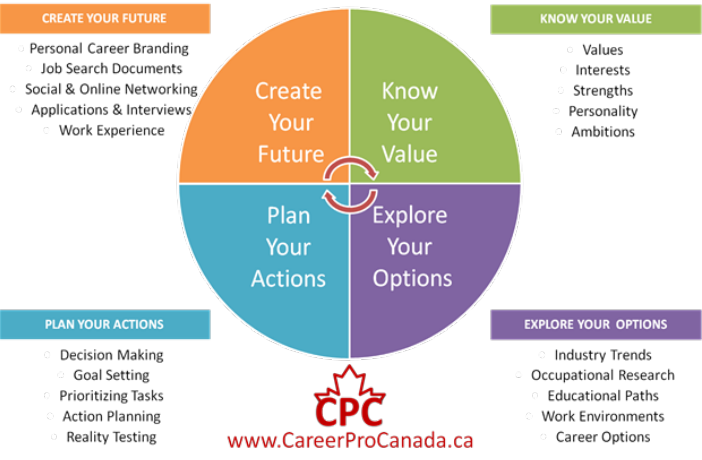
Strategic Objective	Action Plans	2016 Year End Goal	Status
Employee Training & Leadership Development	Staff Training	Convene a multi-divisional committee.	Complete. The committee has been formed and meetings have been held to define objectives and our course of action.
		Identify required training for every discipline within EPC.	In Progress. A list of all disciplines within each division and the corresponding supervisor responsible for training has been developed. Training syllabuses have been obtained from FDEP Sharepoint for all disciplines. Action plan owners met with supervisors in each division, reviewed and discussed draft syllabuses that have been developed for each discipline. AP owners issued a guidance email to provide further consistency and focus, and held a second round of meetings with the division supervisors. AP owners are reviewing and going over the draft syllabuses for further focus, consistency, and completeness. AP owners are meeting with each discipline manager to finalize the syllabuses.
		Develop a training program for each discipline to be used by the employee and the supervisor. Also, to research feasibility of developing a database through an outside vendor.	In Progress - Work with MIS to prepare a cost estimate for database development. AP owners met with Anne Davis, database administrator, who said it may work best to incorporate this into personnel database to be revised in estimated 12-months. No cost estimate. Seek Senior Staff approval to invest in a database that will track training/outreach.
		Present the action plan results to the Staff Development and Training Committee (SDTC) in order for them to incorporate and maintain the training database and current program disciplines.	TBD - Plan a meeting with the SDTC to discuss the action plan and our intent, define responsibilities, actions needed, and future expectations and frequency (timeframes).
		Inform employees of the developed training program and database by agency-wide emails and a presentation to each division.	TBD - Send an agency-wide email with the details of the action plan and the information regarding the training program. Also, conduct meetings with each division's staff to present division-specific information.
		Develop a deployment plan.	TBD - Hold meetings to develop a plan for development of the training database and deployment of program for the agency.
		Action Plan Closeout.	

Quarterly Update for 2016 Action Plans

Strategic Objective	Action Plans	2016 Year End Goal	Status
Continuous Improvement/ Process Performance & Technology	Agency Go Paperless Initiative	Perform a SWOT analysis of the Paperless Initiative at EPC	Complete
		Form a committee comprised of (1) staff member from each Division.	Complete
		Identify all key section managers for inventory and have them update and submit a copy of all work flow process diagrams for each section in the Agency.	Complete
		Email the initial inventory survey spreadsheet and guidance document to each key section manager to complete and return by February 2016.	Complete
		Committee will review inventory results and finalize the list of questions to interview section managers.	Complete
		Perform interviews with all key section managers.	Complete
		Compile answers from the inventory survey and interview questions.	Complete
		Committee will analyze data and survey answers and develop written recommendations for Senior Staff to implement a paperless initiative that includes scope, budget and timeframes.	Complete
		Prepare PowerPoint presentation with recommendations.	Complete
		Give presentation to Senior Staff.	Due May 2017
		Action Plan Closeout.	Due May 2017



Quarterly Update for 2015 Action Plans

Strategic Objective	Action Plans	2016 Year End Goal	Status
<p>2.1 Successful / Engaged Workforce / Employee Training</p>	<p>Career Development Program</p> <div data-bbox="185 571 682 617" style="text-align: center;"> <h3>Career Development Model</h3> </div>  <p>The diagram is a circular model divided into four quadrants, each with a corresponding activity box:</p> <ul style="list-style-type: none"> CREATE YOUR FUTURE (Orange): Personal Career Branding, Job Search Documents, Social & Online Networking, Applications & Interviews, Work Experience. KNOW YOUR VALUE (Green): Values, Interests, Strengths, Personality, Ambitions. PLAN YOUR ACTIONS (Blue): Decision Making, Goal Setting, Prioritizing Tasks, Action Planning, Reality Testing. EXPLORE YOUR OPTIONS (Purple): Industry Trends, Occupational Research, Educational Paths, Work Environments, Career Options. <p>Logo: CPC www.CareerProCanada.ca</p>	<p>Finalize list of career development opportunities. Obtain approval. (Step 5)-In progress</p>	<p>Development of the mentoring program segment is in progress. The “technical” track component will be completed and implemented upon completion of Sahand & Mike’s training action plan. SDTC will take over managing the 2.1 training action plan (Mike & Sahand’s) this AP will make up the technical track for the Career Development AP. Professional Growth Achievement Plan will be rolled out and can be used as a tool for furthering employee’s career path.</p> <p>Next step: Mentoring sub-committee is in progress on how to kick off mentoring for entire agency and select the most suitable format (groups vs. individual).</p>
		<p>Action Plan Closeout.</p>	<p>*Steps 6 & 7 remain before the Action plan can be closed out. (estimated to be December 2017)</p>

**Career Development Action plan has evolved to incorporate steps from the 2016 Training Action plan. Progress for Career Development Action plan is temporarily on hold until the 2016 training action plan has been completed as it is a subcomponent to Career Development A.P.*

Quarterly Update for 2014 Action Plans

Strategic Objective	Action Plans	2016 Year End Goal	Status
3.3 Stakeholder Relationships	Permitting Policy Improvements (PPI)	Develop Draft PPI Policy to include processing requirements for completeness reviews, limiting RAIs, and issuance deadlines for all non-delegated, and a few selected delegated Agency permits and authorizations.	Submitted the Draft PPI to Senior Staff in April for comment and signature, but it is still under review.
		Eliminate backlog of non-delegated permits in-house over 6 months.	Recommended no study because permits in-house over 180 days have already been reduced by over 78% from 2012 levels.
		Action Plan Closeout.	





ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # C1

Date of EPC Meeting: October 19, 2017

Subject: Approval of 2017 Pollution Recovery Fund Grant Projects

Agenda Section: Regular Agenda

Division: Water Management Division

Recommendation: Recommend: 1) Concurrence with EPC Staff and CEAC to fund Ecosphere Restoration Institute - Ignacio Haya Park - Living Shoreline Project for \$47,000.00; Tampa Bay Watch - MacDill AFB Living Shoreline Creation Project for \$49,324.25; Audubon Florida - Invasive Tree Removal from Audubon's Bird Island, Green Key, and Whiskey Stump Key Sanctuaries for \$50,000.00; University of Florida - Small Farms for Clean Water: Compost Education to Encourage Sustainable Manure Management for \$15,750.00; and Keep Tampa Bay Beautiful - Hillsborough Trash Free Waters for \$20,000.00 for a total of \$182,074.25 of Pollution Recovery Funds. 2) Staff also recommends that the Commission authorize the Chair, on a continuing basis, to execute the approved PRF agreements in substantially the same format as the form PRF Agreement drafted by the Legal Department and that the EPC Chair, after staff consultation, may execute future amendments that involve non-material changes or reasonable deadline extensions as may be necessary from time to time. The minor amendments will not involve changes in funding.

Brief Summary: EPC staff and CEAC have reviewed the Calendar Year 2017 Pollution Recovery Fund project applications. Each application is reviewed for legal sufficiency (compliance with the EPC Act and Chapter 1-9 Rules of the EPC) and technical merit (whether the project can be permitted and whether it is based on sound scientific knowledge). A total of 7 applications were received this year. Both EPC staff and CEAC are recommending approval of 5 projects for funding as described above and in the attached project summary list.

Financial Impact: Financial Impact to Pollution Recovery Fund is \$182,074.25 to be paid out of existing funds.

List of Attachments: Application Summary Sheet

Background: EPC staff and CEAC have reviewed the Calendar Year 2017 Pollution Recovery Fund project applications. Each application is reviewed for legal sufficiency (compliance with the EPC Act and Chapter 1-9 Rules of the EPC) and technical merit (whether the project can be permitted and whether it is based on sound scientific knowledge). A total of 7 applications were received this year. Both EPC staff and CEAC are recommending approval of 5 projects for funding as described above and in the attached project summary list.

EPC staff also recommends that the Commission authorize the Chair, on a continuing basis, to execute the approved PRF agreements in substantially the same format as the form PRF Agreement drafted by the Legal Department and that the EPC Chair, after staff consultation, may execute future amendments that involve non-material changes or reasonable deadline extensions as may be necessary from time to time. The minor amendments will not involve changes in funding.

List of Attachments: Application summary sheet

2017 Project Requests for Pollution Recovery Funds

A17-01 Neighborhood Solar Co-ops: Reducing Pollution by Helping Hillsborough County Residents Go Solar

Applicant: **Community Power Network - FL SUN**

Project Details The Project is directed at reducing greenhouse gas emissions and pollution associated with generating electricity. Residents will install solar systems on their homes and decrease their use of polluting energy sources.

PRF Request: \$50,000.00

Project Manager: Angela DeMonbreun

Total Cost: \$75,000.00

Phone: 904-318-0405

EPC Staff Recommendation: **Not Recommended For Funding**

A17-02 Ignacio Haya Park - Living Shoreline Project

Applicant: **Ecosphere Restoration Institute**

Project Details The Hillsborough River is in need of restoration per the SWIM program of the SWFWMD, specifically as an extension of Tampa Bay. This section of the river has an eroded shoreline, due to boat wakes, and during tide events these exposed banks are adding sediment loads to the water column. By stabilizing the bank via a Living Shoreline (LS) feature the sediment loads will be eliminated. This project will also improve water quality by created a biological treatment system to remove nutrients.

PRF Request: \$47,000.00

Project Manager: Thomas Ries

Total Cost: \$167,000.00

Phone: 813-376-9076

EPC Staff Recommendation: **Recommended For Funding**

A17-03 Dana Shores Water Filtration Project

Applicant: **Dana Shores Civic Association**

Project Details This project will reduce pollution through the installation of sturdy baskets with absorbent filters in existing water drains. Screen mesh and ring filters will collect debris like trash and lawn clippings. Absorptive filters will collect oil/contaminants from street run off. Baskets also eliminate in-system stored water from becoming septic, reduce nutrient loads entering receiving ecologies, capture and hold hydrocarbons, and reduce flooding potential during heavy runoff events.

PRF Request: \$45,000.00

Project Manager: Irene Betancourt

Total Cost: \$45,000.00

Phone: 813-884-7982

EPC Staff Recommendation: **Not Recommended For Funding**

2017 Project Requests for Pollution Recovery Funds

A17-04 Invasive Tree Removal from Audubon's Bird Island, Green Key, and Whiskey Stump Key Sanctuaries

Applicant: **National Audubon Society, Inc. dba Audubon Florida**

Project Details This project will remove invasive leadtree and Brazilian pepper, detrimental to birds on Bird Island, Green Key, and Whiskey Stump Key and replant the areas with native coastal maritime forest species. Leadtree branches are not strong enough to support bird nests. Brazilian pepper overgrows mangroves, preferred habitat. Both species are identified invasive by the FL Exotic Pest Plant Council. Planting native trees will improve habitat for nesting birds and migrating songbirds.

PRF Request: \$50,000.00

Project Manager: Mark Rachal

Total Cost: \$80,580.00

Phone: 813-624-3149

EPC Staff Recommendation: **Recommended For Funding**

A17-05 Hillsborough Trash Free Waters

Applicant: **Keep Tampa Bay Beautiful**

Project Details This project is directed towards terminating litter behavior related to water pollution. Keep Tampa Bay Beautiful will identify areas in greater need of litter prevention education, outreach and technology. PRF Funds will provide for an installed kayak/canoe ramp at Reed Park, water-proof gloves and soft gloves for cleanup projects, and storm drain inlet education.

PRF Request: \$20,000.00

Project Manager: Christina Arenas

Total Cost: \$71,000.00

Phone: 813-221-8733

EPC Staff Recommendation: **Recommended For Funding**

A17-06 MacDill AFB Living Shoreline Creation Project

Applicant: **Tampa Bay Watch, INC**

Project Details This project is designed to improve environmental habitat and water quality conditions in Hillsborough Bay and MacDill AFB. This project seeks to alleviate impacts by providing a source of natural biological water filtration, which will create a more hospitable environment for aquatic plant recruitment, and ultimately, for an increase in diversity of wildlife. Project will install approximately 2,065 linear feet of oyster reef along MacDill's eastern shoreline through the installation of 490 concrete oyster domes along 245 feet of shoreline and 1,820 feet, or 180 tons, of oyster shell bags creating approximately 0.27 acres of oyster habitat.

PRF Request: \$49,324.25

Project Manager: Serra Herndon

Total Cost: \$173,900.65

Phone: 727-867-8166

EPC Staff Recommendation: **Recommended For Funding**

2017 Project Requests for Pollution Recovery Funds

A17-07 Small Farms for Clean Water: Compost Education to Encourage Sustainable Manure Management

Applicant: **University of Florida**

Project Details The project involves public education on manure best management practices (BMPs) through youth 4-H and FFA clinics, the development of short BMP videos for social media dissemination, and the development of an online clearinghouse of factsheets and tips for sustainable small farm management. The overall goal of the project is to reduce nutrient and bacteria loads to Hillsborough County water bodies by increasing awareness of and participation in manure BMPs appropriate for small/hobby farms, with emphasis on proper methods for onsite manure composting.

PRF Request: \$15,750.00

Project Manager: Mary Lusk, PhD

Total Cost: \$15,750.00

Phone: 813-757-2274

EPC Staff Recommendation: **Recommended For Funding**

Number of Applications: **7**

Total Amount Requested: **\$277,074.25**



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # C2

Date of EPC Meeting: October 19, 2017

Subject: Executive Director's 2017 Annual Agency Report

Agenda Section: Regular Agenda

Division: Executive Director Report

Recommendation: Receive report and provide guidance as necessary

Brief Summary: The Executive Director will be delivering a report in the form of a presentation. This presentation will cover the state of the environment in 2017 and highlight some of the staff's activities. The title of this year's report is "Celebrating the Environment" which highlights the Agency's 50 years of service to the community. Information will include air and water quality data as well as environmental trends.

Financial Impact: No Financial Impact

List of Attachments: None

Background: This annual report is provided to update the Commission on environmental conditions within the County as it relates to air and water quality. Significant events will be mentioned and some trends detailed. This report is typically delivered in the fall and repeated at various speaking engagements throughout the rest of the year.



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # C3

Date of EPC Meeting: October 19, 2017

Subject: Executive Director's Evaluation

Agenda Section: Regular Agenda

Division: Legal and Administrative Services Division

Recommendation: Receive Evaluation Forms

Brief Summary: Evaluation forms will be distributed during the Commission meeting. These forms have been used in the past to evaluate the performance of the EPC Executive Director. In the near future, Ms. Dougherty will be scheduling appointments with each Commissioner to discuss the accomplishments of the Agency and present appropriate data to assist the Commissioners in objectively measuring her performance. Please complete the evaluation forms and return them to Commissioner Miller's office by November 10, 2017. The results will be compiled and presented during the next Commission meeting, currently scheduled for November 16, 2017.

Financial Impact: No Financial Impact

List of Attachments: Assessment Ranking Criteria Sheet; Assessment Sheet

Background The Executive Director is evaluated once a year generally following the Agency's Annual Report. In order to assist the Commissioners in their evaluation, each will receive a copy of the Commission approved performance goals for 2017 indicating how the Agency is doing. These were set at the December meeting and are updated quarterly as part of the agenda backup. Also for the Commission's consideration, the Executive Director provides a self-evaluation and a brief listing of EPC milestones.

PERFORMANCE EVALUATION

Janet Dougherty, Executive Director
Environmental Protection Commission of Hillsborough County

November 16, 2017

ASSESSMENT RANKING CRITERIA

Ranking: Behaviors & Accomplishments

HIGHEST

- 5 - Behaviors/Accomplishments are outstanding and as such are obvious to others in County government and to members of the Community.
- 4 - Behaviors/Accomplishments are excellent and recognized as more than just competent in that expectations are exceeded in the area of responsibility.
- 3 - Behaviors/Accomplishments are good in that expectations are consistently met for the areas of responsibility.
- 2 - Behaviors/Accomplishments are adequate but fall below expectations for the area of responsibility.
- 1 - Behaviors/Accomplishments are below an acceptable level of expectations for the area of responsibility.

LOWEST

**JANET DOUGHERTY
EXECUTIVE DIRECTOR, ENVIRONMENTAL PROTECTION COMMISSION
2017 ASSESSMENT**

BEHAVIORS							
Leadership	Communication	Responsiveness	Respect & Fair Treatment	Quality of Staff Work	Service to the Community	Problem Solving	Management of Organization

ACCOMPLISHMENT OF GOALS				
Environmental Protection Excellence	Successful / Engaged Workforce	Customer/Partner Focused Excellence	Fiscal Responsibility	Continuous Improvement

PERFORMANCE MEASURES ON CORE FUNCTIONS					
Timely Delegated State Permit Processing	Timely Port Authority Permit Processing	Timely Local EPC Permit Processing	Timely Compliance	Timely Complaint Investigations	Timely Enforcement

Commissioner: _____

Comments:



ENVIRONMENTAL PROTECTION COMMISSION

AGENDA ITEM COVER SHEET

Agenda Item # C4

Date of EPC Meeting: October 19, 2017

Subject: Citizens Environmental Advisory Committee (CEAC)

Agenda Section: Regular Agenda

Division: Legal and Administrative Services Division

Recommendation: Report back on the Commission's motion of July 20, 2017 to have the CEAC meet on an Ad Hoc basis or become a subcommittee of the Citizens Advisory Committee (CAC).

Brief Summary: During the July 20, 2017 Commission Meeting, a motion was made to have EPC staff work with the CEAC members to formulate a restructuring plan based on the motion and bring it back to the Commission for consideration.

Financial Impact: No financial impact.

List of Attachments: None.

Background: At the July 20, 2017 Commission Meeting, during the CEAC presentation, a discussion took place regarding the difficulty of achieving a quorum for its monthly Committee meetings, the current vacancies and the cancellation of monthly meetings due to a lack of agenda topics. The Commission voted to have EPC staff work with the Committee members in order to formulate a restructuring plan based on the options in the motion and bring that back to the Commission for approval.

As directed, the Executive Director and the Division Directors met with the CEAC Committee on August 7 and on October 2, 2017 to address these issues. A consensus was not reached by the Committee. Staff will update the Commission regarding these discussions and make a recommendation.