



MEETING TRANSCRIPT *Provided by Public Resources*

February 12, 2013

Good Morning, Thank You For Joining Us.

Today Is February 12, 2013.

If You Would Like To Sit Down, There Are Seats Up Front. If Not, Please Remain. Join Us Now For Pastor A.J. Of The Lehigh Acres Church. Please Join The Board After That For The Pledge Of Allegiance.

In The Name Of The Father, Son, Holy Spirit. Amen. Father, We Come Before You For Opening Prayer And Invocation. What That Means Is We Call Upon Your Name. We Invoke You To Be With Us. Two Or More Of Us Gather Here, You Are Also There When We Call

Upon You, So This Very Day I

Ask You To Be With Us. I Ask You To Be With Them And Give Them Your Patience, Your Learning. And I Ask You To Be With Those People Who Stand Even Where I Am Now, Who Come Before Them And So Too That Your Holy Spirit Would Be With Them And All The Trappings That You Give To Us, That Make Up Good Governance, Truth, Wisdom, Mercy, And Patience, Would Be With Those Whom You Have Blessed Us With This Very Day And We Pray All This In The Name Of Jesus Christ Our Lord. Amen.

Chairman Pendergrass: Please Join Us. I Pledge Allegiance To The Flag Of The United States Of America, And For The Republic For Which It Stands, One Nation Under Good, Indivisible With Liberty And Justice For All. Please Be Seated.

The First Thing Is A Ceremony Presentation. Good Morning.

Good Morning, Commissioner. I Am Stephanie Figueroa From Human Resource. This Morning We Are Here To Reward The Nominees And Recipients Of The 2012 Candy Pietro Memorial Award. She Was A Vivacious And Inspiring Employee Of The Department Who Passed Away In 1987 After A Long Struggle With Leukemia. Candy Always Displayed A Tremendous Positive Outlook Towards Life. Her Cheerful Disposition Was Infectious With Those She Came In Contact. The Memorial Award Recognize Those Of Lee County Employees Who, While Faced With Adversity, Maintain An Aspiring Attitude, Continuously Exhibit Enthusiasm Towards Their Job And Life In General. This Year's Nominees Were Nominated By Their Fellow Coworkers In Recognition Of Their Exceptional Character And Demeanor. Some Of

These Nominees Have Faced Serious Health Conditions For Either Themselves Or A Family Member. Some Have Dealt With Professional Challenges. Others Have Dealt With An Overwhelming Personal Tragedy. As I Call Each Nominee's Name I Would Ask You Come Forward And Receive Your Award And Greet The Commercial. Please Remain Up Front Until All Nominees Have Been Acknowledged And We Will Take A Group Photo At The End After Nominating The Candy Pietro Award Recipient. In Recognition Of The Outstanding Employees Nominated For This Award Are Nominees Are, Chris Barry Executive Assistant Lee County Commissioners Office. [Applause]

Robin Diaz Administrative Assistant. D.O.T. Operations. Edward Elliott, Operations Utilities. Leslie, Administrative Specialist, Public Works. Accounting Clerk Senior. Michelle Mcneil, Property Decision Agent, County Lands. Michelle Penny, Customer Service Specialist, Animal Services. Joyce Wickstrom. Youths. These Individuals Possess A Positive Attitude Along With Enthusiasm And Have Earned The Tremendous Respect Of Their Fellow Employees. Congratulations To All Of You. [Applause]

It Is My Honor To Announce This Year's Recipient Of The Candy Pietro Award. Michelle Mcneil. [Applause]

Please Remain For A Group Photo. Thank You. [Applause]

Next Item On The Agenda,

We Have A Recap. No Items On The Recap. Next The Consent And Administrative Agenda. Everybody In The Audience, This Is For The Administrative Agenda Only. Public Comment For The Others Will Be In A Separate Public Hearing Of This. I Have Blue Cards For The Consent Agenda Items. If You Have Not Turned In A Blue Card In Yet For The Administrative Agenda, Please Bring It Forward. The First Speaker Is John Wakefield. Agenda Item 1-A.

I'm Obviously Not John Wakefield. Burt Saunders, I Have A Card Registered To Speak. I'm Representing Wigreen, The Number One Choice On The Ranking From Staff, And We're Here To Answer Questions If It's Taken Off The Consent Agenda We're Here To Address That. Wigreen Ranked Them One By Your Staff. Mr. Wakefield Can Explain The Program And The Economic Benefits To Lee County. So And Also Just Want To Commend Your Staff For Doing A Great Job If All The Interviews That They Were Involved In.

Chairman Pendergrass: Thank You.

I'm John Wakefield. And I'm Working At 400 North Tampa Street, In Tampa Florida. Thanks For The Opportunity Today And Thank You To The Staff For Their Hare Work On This Initiative, And Our Number One Ranking I Think Most Of You

Know What Pace Is. It's An Innovative Financing Process That Allows Property Owners To Assess Themselves For The Purpose Of Making Three Qualifying Improvements To Their Property. Energy Efficient Retro Fits. Renewable Power And Are Enabling Legislation Allows Improvements To Property And Repay The Assessment Through A Non Property Tax Assessment Every 20 Years, Up To 20 Years. The Economic Impact For This Program In Lee County, And At The End Of The Day, It's A Big Job Generator For This Community. We Estimate A Total Of More Than 3,000 Jobs Over The Course Of Five Years Assuming A 3.5% Penetration Rate Of Eligible Properties Many This Area. There Are Other Benefits As Well From A State And Local Tax Revenue Perspective. The Benefit To The Area Is Almost \$25 Million Over That Same Period Of Time, And Today The Assumption Of The Same Penetration Rate, And There's Environmental Benefits As Well In Carbon Dioxide Reduction Of Almost 30,000 Metric Tons Of Co2 As Well As Clean Energy Power Generation In Total In The Range Of About 46 Megawatts Of Clean Energy. But I'm Happy To Take Any Questions Or Discuss It Further With You.

Chairman Pendergrass: We'll Bring That Up Once We Get To The Agenda. This Is Only For Comments Only. Thank You. Next Speaker On The Consent Agenda Is Nina Powers.

Good Morning, I Did Fill Out A Speaker Card. I'm Here On Behalf Of Sarasota County Government. We've Been Working With Staff All Around The West, Southwest Florida Looking At This Program Pace Program From A Regional Approach. We Think There's Economies Of Scale, And I'm Here To Let You Know That We Support The Idea Of A Regional Pace Program. Other Jurisdictions Can Join By Inter Local Agreement Into A Regional Pace. And We Are Interested In The Pace Model That You Are Considering, Which Is A Turn Key Third Party Administrator. Thank You.

Chairman Pendergrass: Thank You. Next Speaker Is Frank Field.

Good Morning. Frank O'Neill. I Didn't Intend To Speak Here Today Until I Saw, I'm With The Construction Industry. But When I Saw The Pace Program Being On, This Is A Program I've Watched For The Last Couple Years, And Last Week In Miami At The Green Conference, The Folks Who Are Sponsoring That Program Here, Were There. I Really Feel That With The Interest In Jobs And Job Creation, And The Opportunities That This Presents To Go In The Direction Of Sustainability And Improvements That People Possibly Were Plan Bug Had No Way To Finance. I Truly Believe That The County Would Be Remiss And Not Take A Serious Look At Going In This Direction.

Thank You. Thank You For Your Comments. Any Other Cars For The Consent And Administrative Agenda Items. We Will Go To Consent Agenda. Commissioners Items To Be Pulled.

Comm. Hall: 10-C.

Comm. Mann: None.

Comm. Kiker: None.

Comm. Manning: None.

Comm. Mann: Move The Balance.

Chairman Pendergrass: Commercial Mann Makes The Motion, Commercial Manning Makes A Second Is. Commissioner Hall You Have The Floor.

Comm. Hall: This Is In Reference To Not The Copcn, But The Transport Service That We Have With Lehigh. We Have Two Municipalities That Have Transport. And My Concern Is That I Just Want Us To Notice This. It's A Two-Year Agreement. I Think We're Looking At What We're Doing And Trying To Have Management And Oversight. I Wanted To Bring This To Our Attention. At Some Point There Was Challenges That I Had I Think That Addressed Them, But I'm Still Very Concerned About The Two Transport Agreements That We Have. I Would Like To See The If There's Any Desire From The Board Instead Of Going Two Years, To Go One Year. That I Would Like To Make A Motion To Approve The Copcn For Two Years, But The Transport For One Year. And That's My Motion.

Chairman Pendergrass: Do We Have A Second On The Floor.

Comm. Kiker: I Second It.

Chairman Pendergrass: Discussion By The Board?

Comm. Mann: Mr. Chairman, Yeah. I'm Caught A Little Off Guard On This. I Would Ask Staff Would This Be The Only One Affected? Or Are There Others?

Comm. Hall: Only One. We Only Have Two Transport Contracts. Fort Myers Beach, Fire And Lehigh Fire. The Cop Is Fine. No Problem. But We May Go Ahead And Extend It But I Would Like To Just Start With A One Year So We're Not Locked Down To Two.

Comm. Mann: I Think That's A Good Point.

Comm. Hall: And Gives Us A Chance To Have Some Dialogue With Them.

Commissioners, Fort Meyers Beach Will Be Coming Up Within The Next Few Weeks As Well. It's On Their Two-Year Renewal But We Can Take That Up Then.

Comm. Kiker: And Not To Forget Bonita Springs Is Actually Asking For Conference On It As Well.

Right.

Chairman Pendergrass: Ok. Any Discussion From The Board? Any Objection? No Objection. Motion Carries. Administrative Agenda, At This Time We Will Recess From The Board Of County Commissioners And Will Reconvene For Item 14-A On The Administrative Item.

Comm. Hall: Move The Item.

Chairman Pendergrass: Commissioner Manning Makes The Second. Any Discussion For The Board? Any Objection? No Objection. Motion Carries. We Go Now Reconvene As A Board Of County Commissioners. Move To A Public Hearing.

Good Morning, Michael Jacobs. I Have Your First Public Hearing Item. This Is A Hearing To Adopt The Lee County Ordinance. It Is Legally Sufficient. I Will Enter That Into The Record. Now I Have Provided To Each Member The Errata Sheet For This Ordinance. I Would Like To Have It Added As Part Of The Motion. These Are Amendments, If You Will Recall, Back In The End Of Last Year, The Horizon Council. Issues Task Force Recommended Some Streamlining Amendments To The Land Development Code To Address Multiple Issues With Permitting. Those Have Been Reviewed By Staff. We Worked Tirelessly With The Community To Reach These Provisions And We Have Those For Your Consideration. In Addition To The Amendments That Were Provided By The Horizon Council, We Have Add From Our Office A Few Changes To Address The County Attorney's Role In Some Committee Meetings And Code Enforcement Meetings. So With That Staff Is Here To Address Any Questions You May Have, Or If You Have Any Questions Of Myself As Well.

Chairman Pendergrass: Any Discussion From The Board For Staff? Seeing None, We Move To Public Hearing. Anyone Here That Wishes To Fill A Card Out. Obviously I Have A Hundred Cars Here But No One Put The Agenda Item. Anyone Here For Public Hearing One That Was Just Discussed? Public Hearing One.

Good Morning, Mr. Chairman, Members Of Board. I'm Here For The Visitor Council. This Is A Culmination To Look Into Issues Regarding Stream Lighting. I Will Like To Thank The Members Of County Till. I Would Like To Thank Mary Gibbs And Her Staff For Their Involvement And Working Together Closely With Them, As Well As Michael Jacobson, Donna Marie Collins For Putting The Final Forum. I'm Happy To Go Through Changes That Were Brought To The Board Previously, Although It Was Last June. But The Changes Are Fairly Straight Forward. So I Won't Spend Time On Them Unless You Would Like To. We've Met With The Con Servancy Regarding Some Issues They Had, And I Believe We Resoled Any Issues They Had, But Jeremy Is Here And He Can Address It As Well. Thank You Very Much.

Chairman Pendergrass: Do We Have Public Comment On This Item? This Is Public Hearing One.

Jeremy Francis. Just Echoing What A Russell Said That When They First Brought Those Suggests Forward, We Did Have Questions And Concerns. To Their Credit, We Had No Problems When We Reached Out To Them, And They Were Always Willing To Work With Us And Answer Questions. We Have No Objection To The Amendment Today. Thank You.

Chairman Pendergrass: Thank You.

Comm. Hall: Move The Item.

Comm. Manning: I'll Move The Item And Add The Errata Sheet.

Chairman Pendergrass: Any Discussion? No Discussion. Any Objection? No Objection. Item Moves Forward. Next Public Hearing Number Two.

Good Morning, Members Of The Board Or The Record Andrea Frazier. I Have Your Item Number Two Public Hearing. The Notice Of Intent To Pass The Lee County Ordinance Was Published In The 20,000, 2013. I Find It Legally Sufficient In Form And Content To Proceed With The Hearing And I Will Incorporate It Into The Minutes.

I Have No Comments For Public Hearing Two. Any Comments For Public Hearing Two?

Yes.

Please Come Forward.

Lynda Carter. I'm Representing Myself. One Of The Things We've Noticed With Our County Manager. We Need The Highest Caliber Person. Because We've Gone Through Three Or Four In The Last Number Of Years. They Run The Day-To-Day Operations. Our Minimum Requirements Need To Be Such That We Get The Best Caliber, Because If We Don't, We're Letting Every Citizen In Lee County Down Because They Run. This Operation Cannot Run Without That County Manager. And, If We Keep The Minimum Where They Have Been. We Need To Take That Minimum And Move It Up A Little Bit Because We Are A Large County. Over 600,000 People And Growing. Without That County Manager, We Are Continuing To Have Problems. We Need To Raise That Bar To Have The Best That We Get. Thank You.

Chairman Pendergrass: Thank You For Your Comments. Any Other Comments From The Public? We Close The Public Hearing On Item Two. Back The To The Board For Discussion.

Comm. Manning: Move The Item.

Chairman Pendergrass: Commissioner Mann Seconds. Any Objection? No Objection. Item Moves Forward. Public Hearing Three. Staff.

Good Morning, Commissioners. Donna Marie Collins. Assistant County Attorney. I Have Before Me The Affidavit Of Public Case For This Morning's Public Hearing. It Is Legally Sufficient As To Form And Content And I Enter It Into The Record At This Time. I Would Like To Let You Know That Staff And The Attorney's Office Is Available To Answer Any Questions.

Thank You.

Comm. Kiker: May I Address The Board? Thank You, Commissioner. I Would Like To Offer A Motion. And The Motion Goes As Is. It's Two-Part, That The Board Take No Action On The Proposed Ordinance Today And Instead Schedule Additional Discussion With Staff At The March 4th M.M.P. Meeting With Additional Information, Including Greatly Reducing The Impact Fees In Lieu Of Suspension Into The Deferred Public Hearing Until March 12th At 9:30 A.M. Further Direct Staff On Back Fees Collected On February 14th Held In An Escrow Account. It May Be Partially Or Fully Reimbursed Depending On The Board's Final Decision. Thank You, Sir.

Chairman Pendergrass: I Will Second That Motion For Discussion.

Comm. Mann: I Will, If He Doesn't.

Chairman Pendergrass: I Just Did.

Comm. Hall: You Can Do That. You Just Can't Make A Motion.

Comm. Mann: That's Right.

Chairman Pendergrass: Discussion For The Board?

Comm. Mann: Yeah. Mr. Chairman, I Want To Personally Thank Commissioner Kiker For This Approach, He's Undertaken This Morning. And You, Mr. Chairman For Supporting It, And I'm Hoping That We Have Unanimity In That Approach. I Want To Confess, Although I Have Been 1 Hundred% On The Opposite Side Of This Proposal, That I Have Learned A Great Deal, And I Have Learned Also That I Have A Great Deal More To Learn About The Effect Of Both Suspension And Reductions And How The Money Works, How The Timing Works. The Fairness Or Unfairness, And I Think We Have All Come To That Same Sort Of Cumulative Impact. Where We Recognize There's More To Learn. I Want To Thank Commissioner Kiker For The Approach He's Taken This Morning And Tell You That I Look Forward To This Additional Discussion And We're Probably Remain Some Debate, But I'm Coming

Slightly Your Way And There May Be Government At Its Finest In Seeking A Compromise Just Ahead Of Us Here.

Thank You. Commissioner Mann. Thank You For Your Comments And My Second Was Made For Discussion. I Supported Some Of The Motion But I Wanted To Discuss It. This Whole Situation I've Been Looking At This For The Last Three Years I'm Looking At A Larger Tax Base For Lee County Built The Clasp. I've Been Consistent With My Message And I Will Continue To Be Consistent. I Will Continue Dialogue. I Will Continue Listening To People. And I Look Forward To More Commissioner Man Be More Educated By The Subject. I Look Forward To Working The At The Board And Having A Balanced Approach, A Great Job. Any Discussion?

Just A Question. How Will We Handle The Hearing Nature Of This?

If The Motion Goes Forward And It's An Prod By A Majority Vote We Will Still Have Public Input. We Can Still Speak About The Item. You Have Another Date. But You Are Allowed To Speak Even With The Delay Today.

I Would Like Some Clarification From Staff For Part Of Commissioner Kiker's Motion About The Impact Fees Put In An Escrow Account. Are We Allowed To Do That? Fees Are Coming In Between Today And March 12th. How Us The That Work As Far As With The County Paying Impact Fees And Having A Refund.

Well, What We Would Do Is Prepare Resolution Formalizing The Commissioner's Desire To Have Impact Fees Collected Starting Tomorrow Placed In An Escrow Account, But Yes It Is Legal For You To Do So. And We Are Coordinating On How To Set That Up Bookkeeping Wise And Record Keeping.

Thank You. And You Have A Discussion From The Board. Looking For A Vote. Any Objection? No Objection, Motion Carries.

Thank You. We Will Move On To Public Input For Impact Fees. First Speaker Rich Cavano.

Good Morning.

Good Morning, Commissioners.

Good Morning, And Thank You. Short And Sweet. We All Know What's In A 2008, We Saw An Economic Disaster Like This Country Has Not Seen Since The Great Recession. What Did That Mean To Lee County? Lee County Came In Second Place. Second At Being Last, Or Second Being The Worst Hit And This Made National News, And I Saw A Lot Of The Articles Fashioned To My Office, "Wall Street Journal", And It Sent A Message Across The Country That We're In Trouble Down Here. Things Are Bad. So What Does That Mean To Lee County And The Citizens.

Yes Need To Tell You What It Means To The Citizen Us Because We've All Lived It. Those Without Jobs. Those Forced To Move Away And Businesses That Couldn't Afford To Be Here Because Of Construction Industry Was Gone. So, I Believe Lee County Recognized The Need To Diversify Our Economy And With This Program It Can Be Done In Two Ways. Number One, Impact Fees Will Create Reduction Or Elimination Of Impact Fees Will Create Construction Right Away. We All Agree That We Can Use That, And That's Important For Our Economy. But Secondly We All Agree That We Need To Find High-Tech Companies That Willing To Relocate And Move Here And Create High Paying Sustainable Jobs And In Order For Lee County To Be On A Level Playing Field With Some Of These Other Counties, We Need To Do What They Have Done. We Need To Be Competitive Too. It's A Beautiful Place Here But, If You're Going To Build A 300,000 Square Foot Building And Faced With \$2.1 Million Dollars In Impact Fees You're Simply Going To Go Somewhere Else. We Need To Take A Looks At This. I Think We've Recognized The Fact That We Need To Diversify The Economy. This Is Our Opportunity To Compete With The Others. And Our Opportunity To Do So. So I Think The Decision Should Be Simple. A Very Simple One And I Think The Decision Should Be Made Today, That Lee County Citizens Have Suffered Long Enough. We Should Have Done This Years Ago And Let's Make That Decision. Thank You.

Chairman Pendergrass: Thank You. Next Speaker Is Kevin. Thank You.

Good Morning, Commissioners. Today I Come Before You As A Matter Of Sanibel And A Concerned Lee Citizen. Most Of You Know I'm A Very Conservative Person. The Questions That Need To Be Answered Clearly And Transparently To All Citizens Is The Following. Revenue. How Are We Going To Replace The Revenue From The Suspension? I Will Free It Will Probably Be A Stimulus And Create Jobs. How Long Will It Take For The Revenues To Go Up. What Projects Are We Looking To Eliminate. Second, Internal Loans. How Can We Deal With The Repayment Of \$52 Million Dollar Of Internal Loans. Third, How Are We Going To Plan To Deal With The Outstanding Impact Fee Credits? Get A Greater Amount Of Aid Or Stimulation. For Two Years Past The Original Date. Another Study That Many Of You Indicated, I Would Like To See Them. I Would Like To Understand All The Ramifications I'm Looking As A Lee County Citizen.

I Would Like To Understand What It Means To Us. I Would Like To Understand Are They Obligated To Follow? We Try For Complete Transparency, Have Been Answered And Clearly Demonstrated To The Public I Think A Decision Today To Defer This Is Warranted. Thank You For You Time.

Next Speaker Is Randy Chris.

Thank You, Commissioners For Holding This Hearing Today. I Spoke Before, You Know My Sentiments. I Think Impact Fees Are Extremely Unfair And Yes, It Makes

Money For The Government. But, The One Thing I Wanted To Say Today Is When I Was Here Last Month I Heard The Fire Department And A Different Jurisdictions Talk About The Lost Revenues Of The Impact Fees And How They Had Loans Out On The Future Payments Of Impact Fees, And I Was Going You Know Why, Would They Leverage Impact Fees When Something Like What Happened To Lee County Could Happen Any Time? Where Construction Stops And Then They Don't Want To Stop The Tax Because They Need The Revenues Even Though They're At Their Lowest Ebb. It Doesn't Make Good Business Sense To Go Out And Leverage Something That Is Maybe Here, Maybe Not There. And, To Them Not To Stop It, Doesn't Make Any Sense At All. You Know, Other Jurisdictions Even In Florida Have Like Local Option Sales Taxes Half A Cent Or A Cent, Then That's Spread Across The Whole County. Everybody That Comes Here Pays It. Even Visitors. It's A Much I'm Not For Taxation But It's A Much More Fairway To Collect Taxes And I Think We Ought To Think About That In This County As A Possible Way To Raise A Whole Lot More Money And Still Get The Business Done I Bet Half A Cent Would Raise A Couple Hundred Million Dollars. And If It Was Sold Right, The People Would Vote For It. So, Thank You.

Chairman Pendergrass: Next Speaker Is Michael Sedley. After Michael It's Stephanie Keys.

I Respect A Project. Currently We In A Due Diligence Project On A Specific Parcel Here In Fort Meyers To Build About A \$15 Million Dollar Project. Part Of That Is Examining The Impact Fees, And While Certainly Not The Only Deciding Factor, There's Many. It Is One Of The Main Factors In That The Impact Fees Here In Lee County Are Higher Than They Are In Other Places. It Is A Real Decision Factor Of Whether We Go Forward Or Not. The Project Itself Is About A \$15 Million Dollar Project. In Addition To The Countless Construction Jobs That Will Be Created Once The Facility Is Up And Running It Will Have About 200 Million Dollars In Salaries Paid Directly To Employees. The Direct Jobs Are 81. The Property Taxes Will Go Up Approximately \$200,000 Which Is Not Quite The Impact Fees, But A Big Chunk Of Them. So, You Were Asking When Do We Get Direct Impact Back. Those Increase In Property Taxes Start The Minute The Thing Is Finished. And At Most It Would Be Two Years Just From That. So The Impact Is Very Positive. So We're Excited To Be In Lee County If We Can Do It. And, I Hope Your Decision Good Luck With Your Decision And Hope That It Goes In Support Of Of The Construction Industry. Thank You For Your Time.

Next Speaker Stephanie Keys Followed By Al A Land Freeman. That Good Morning, Commissioners.

Good Morning.

I Had Previously E-Mailed Stephanie Keys Representing The Realtor Association. For The Greater Fort Myers And The Beach And Also Our Had To Leave. She Had Submitted A Card. So If I Go One Minute Over, My I Use Her Time, Please?

Comm. Mann: Nope.

Of Course I Won't Go Over, Commissioner Mann. But It Might Happen. Ok. I Just Gave To The Minutes, The Position Paper That I Previously Submitted To You From Our Association About Impact Fees. And, Our Public Policy Committee As Well As Our Board Of Directors Have All Unanimously Supported The Proposition Of The Suspension For Up To Two Years With Additional Study Of The Impact Fees With The Exception Of Fire And E.M.S. Fees. It Is The Association's Belief, And We Represent More Than 4,400 Real Affiliates In The Lee County. And It Is Our Belief That This Would Be A Major Stimulus To Our Local Economy. And Create Incentives For Jobs And Commercial Developments Such As The One You Just Heard Which Is An Excellent Example Of One Of Many, Many Projects Trying To Come To Downtown Fort Myers. That Would Be Greatly Helped With The Suspension. Having Said That, We Respect Commissioner Kiker's Request To Study It A Little Bit More. Have A Little More Discussion. You Know, This Has Been A Long Time In The Making. Of Course We're Very Impatient And We Wish It Would Happen Four Years Ago. But, Of Course In Lee County Things Take Twice As Long As They Do Elsewhere, And That's Ok. We're Ok With That. We're Used To That. But I Also Wanted To Bring Up Something Because I Know Commissioner Mann You Have Talked About Some Of The Newspaper Articles Lately. This Is A Good One That Was Done February 4th Builders Slow To Hire. You Left This One Out When You Talked About Articles. So You Know I Just Wanted To Bring That To Your Attention. Ok, We Also Wanted To Bring The This To Your Attention Because A Lot Of Times We Hear Builders, Contractors, Realtors. We're The Only Ones. The Realtors Have A Number Of Affiliate Members. These Affiliate Members Are Also Extremely Affected By This Legislation, And Also Are Part Of Our Request To Suspend The Impact Fees. We Have Home Warranty And Insurance Businesses. A Number Of Hotels And Motels Belong To Our Association. Photographers. Most Of The Publications And Made Outlets. We Have Several Septic Services, Technology And Website Services. Title Companies. We Have A Number Of Law Firms Attorneys. Country Clubs. Financial Services And Lenders Almost Every Financial Institution And Lender Is A Member Of Our Association. Home Inspection Services. And Home Watch Services And Other Types Of Moving Companies And Those Types Of The Services. So, To Give You A Broader View Of Our Association And Our Background, So That You Will Understand The Importance Of Moving Forward With This Legislation. Thank You.

Chairman Pendergrass: Next Speaker Allan Freeman.

Commissioners, Thank You For The Opportunities To Speak On This Issue. I Appreciate Your Diligent Thought To This, And It Is A Difficult Issue. I Think That When You're Discussing Public Funding Of Different Services, And Growth In The School District, And Other Facilities That There's A Need To Make Sure That There's A Decision On The Whole Process, Not Just On Impact Fee Reduction, But The Situation Of How To Finance Public Improvements As You Go Forward. That's The Way We Got Into The Impact Fee Situation To Start With. I Am A Home Builder Or Long-Time Member Of The Land Developer Real Estate Broker And It's An Opportunity Here For Me To Meet All My Friends. Hopefully They Will Stay My Friends After I Speak. I Agree With The Mayor, That There's A Great Effect Of This Decision. Beyond Just Reducing Impact. These Jobs That Might Be Created. There's A Situation Where We Have A Lot Of Overbuilt Projects Retail And So On. Rents Are Low. Creating An Insensitive For Certain Things Will Probably Be A Negative For Property Owners Landlords And Of Course Force Closures The Residential Market Has Been Slow. It's Coming Back. I Speak For Large Home Builders. I Think That's Going In The Right Direction. Could Its Use Some A Shot In The Arm? Maybe It Can. I Hope That My Commends Before You Made The Motion, Commissioner Kiker That Maybe We Could Reach Some Kind Of A Joint Decision. A Situation Where People Can Agree On A Decision And We Don't Have A 3-2 And Maybe We Can Come Up With A Better Approach, Hopefully That Will Happen. I Know I've Only Got Lee Minutes And Usually Discuss These Things With My Wife. She Said She Would Like To Adopt That Three Minute Rule With Me. So, I Will Try And Finish In That Time. Again, It's A Difficult Situation. There Are Impact Fee Credits Out There. We Have People Who Are Creditors Who Have Projects. Who Have Come Together. We've Paid Many Millions Of Dollars Of Our Impact Fees. Right Now Our Biggest Problem Is Actually Lending. I Supervise A Project Where We Have Home Builders And If You Can Help With That Discussion As Well In Terms Of Bankers And Local Community And Loosening Those Standards Of Builders Can Get Loans That Would Be Helpful.

Next Speaker Randy Cabo.

Good Day Commissioners. I'm Going To Ask You To Stand Over The Next Three Days, To Understand The Motion You Made And Respect That. I Ask You To Take A Stand And Look At The Big Peculiar. There Are Many Competing Interests. Buying For This Number We Agree Is The Real Number. I Think My Message Is Let's Put The Horse Before The Cart. We Seem To, And I Understand Why. Work So Hard About Spending This 10 Million And All The People Who Want A Piece Of That We Forget The Most Important Factor Is How We Create More Than 10 Million Dollars. That Opportunity Here Is Here. It's The Best Time We've Had That Opportunity Now. If You Had Asked Me In 2007 I Would Have Thought It Would Have Been A Great Relief. Now, I Was Wrong. There Can Be A Benefit For The This Decision For

Two Years. Because It Can Create Real Results For Just Starting To Only Back To Market And I'll Talk About That In A Second. I Ask You Not To Be Misled. Any Of The Types Of Media That Say We're On Recovery. Things Are Back. The 50% Increase In Permits Going From 802, A Few Hundred More, Is Not The Big Picture. I Need You To Please Understand That We're Right Now At 2,000 Levels Actually The Below 2,000 Leaves In Permits. The History That We've Been Through. We Went Through A Real Estate Depression. We're Coming Out Of It. But We're For From A Sustainable Market. Far From It. We're At 1998 Levels With Permits. We Are 45,000 For The Three County Area And The Peak. We're Now At 4,000 For Lee County And Charlotte Right Now. In 2000 There Were 10,000. We Have A Long Way To Go. I Understand There's Many Competing Interests. I Ask Them If This Dialogue You're Going To Do Over The Next 30 Days Focusing On How Much And Who Gets What, And How Many. Let's Focus On How We Can Great 20,000 And Get The Economy Back On Its Feet. That's Done By A Project Of A \$15 Million, There's Not One \$15 Million Project. There's Well Over A Billion Dollars And Maybe It's More, Of New Construction Projects Multifamily And Will Not Be Able To With The Continuous Impact Fees At This Level. Some Will. And Frankly I Know There Will Be Some That Will Still Go On. A Billion Dollars In New Construction, Fixes All The Competing Interests' Needs. We Come Back On Our Feet. Then What Happens Is, Everybody Can Feed.

Thank You. Next Speaker.

After Marianne Is Kitty Green.

Good Morning, Commissioners. With The Permission Of The Gentlemen That Wrote Me This Letter, He Sent It To Me And Said He Said He Submitted It I'm Going To Read It To You. As Retired Resident We've Been, We Do Not Use The Schools And Drive Only 3,000 Miles To During The Four Months We're Here Each Year. We Spend 20,000 During Our Four Month Visit. If We Build, We Will Pay 12,000 Per Year In Property Taxes And Be Committed To Cape Coral. As We Building An Accomplished Area We're Unlikely To Add Much To Policing Costs. We Will Pay Water Bills For The Entire Year Yet Use No Water For Eight Months. We're A Great Deal For Cape Coral In My View. If The Impact Fees Are Lifted, Will Have The Money They Lost Back In Bun Year, But Will Continue To Receive That 12,000 Per Year In Property Tax, In Our 20,000 Of Annual Spending. To Us, Removing The Impact Fees Is A Very Wise Decision. It Makes A Strong Statement That Seasonal Residents Are Welcome In Cape Coral. We Apply Those Who See Many Advantages Of Encouraging New Construction. They Are Four-Sided People. I Hope For Your Sake That Impact Fees, This Is A Gentlemen That's Building Over Half A Million Dollars House, But Gentlemen, What About The People That Want To Build The \$00,000 House. We're Leaving Them By The Wayside Too. The Suspension Of These Impact Fees Have A Great Impact On Their Lives. You Notice, I Am Ewe

Been Talking To The Realtors And Builders. We Don't Have A Lot Of Inventory Right Now. Historically That's Been A Long Time. So We Really, We Could Really Use Those Houses And I Think That What We're Forgetting Is That You Know, We Talk About This Lost Revenue. We're Talking About Building The Tax Base. Building More Homes, Means More Taxes Get Paid. To Me It's A No-Brainer. And, You Know, I Think That I'm A Lifelong Resident Of Lee County. I Was Born In Fort Myers And The Construction Industry, The Homes Here, The Taxpayers That Pay Taxes Are What Make Lee County What It Is. And Let's Allow More People To Be Home Owners. Thank You.

Chairman Pendergrass: Thank You, Next Speaker Kitty Green?

Good Morning, Commissioners. I'm Kitty Green And I'm Addressing You Today For Habitat For Humanity. I Would Like To Reiterate The Request You Made Last Month. Even Though Habitat Is A Nonprofit Organization, We're Required To Pay Impact Fees And Those Fees Make Up The Largest Single Cost Item In Our Construction. If You Suspend Impact Fees That Will Tip The Balance And Make New Construction More Affordable Than Our Current Practice Of Acquiring Existing Homes For Rehab Which Would Triple Our New Home Construction Over The Next Couple Years. That Would Mean More Construction Materials, Acquired From Local Stores. More Subcontractors Hired And Additional Construction Supervisors Hired. All Of Which Is Good For Our Economy. I Understand That Some People Are Very Concerned About Where The Money For The Improvements Will Come From, If There Are No Impact Fees. I Would Remind Them That We're Only Talking About A Temporary Suspension. And That The Point Is To Spur Construction Now, When Economic Conditions Are Beginning To Become Favorable. Such As With The Increase In New Construction Will Result In The Long-Term Benefits To Our Tax Base And Our Economy. During The Suspension Period, We Should More Carefully Review The Variations That Have Been Suggested Such As Reducing Impact Fees, Replacing Impact Fees With The Mobility Fee And Of Course I Will Like You To Also Consider Reducing Or Eliminating Them For Affordable Housing. Finally, I Have Lived And Worked In Lee County My Entire Life, And Have Seen How Deeply, The Recession Has Affected My Friends And My Associates. The Hit To Southwest Florida's Collective Psyche Has Been Tremendous. And Make Business Would Be A Great Aid To That Positive Momentum. Do Not Discount The Message That Suspending The Impact Fees For Two Years Will Send To Our Local Businesses And Outside Companies Looking At Lee County. The Message Will Be Loud And Clear. That Our County Government Is Willing To Do Its Part And That Lee County Truly Wants To Support Business Expansion And Put People Back To Work. I Believe That Positive Message Is Worth Far More Than The Dollars That May Be Temporarily Foregone. Thank You.

Thank You. Next Speaker. After Nick, Roger Bergis.

Good Morning.

Good Morning. I Thank You Very Much For Taking Time To Listen To Us. You Will Be Hearing A Lot From A Lot Of People Today. And I Don't Want To Waste Your Time And The Time That People Here By Going Over Hinges That I've Mentioned Many Times. Like To Applaud All Of You For Taking One Step Back, Being Willing To Look At What Is Out There. I Commit To Myself And To All Organizations For Also Taking A Step Back And Looking At What Is There. I However Want To Reiterate That It Is Important That We All Continue To Remember Lee County Has Grown Because Growth Has Paid For Growth. We Cannot Ask People To Pay For What Is Coming. We All Want Economic Development, We All Want Growth In Our Community. However We Do Not Want It At The Cost Of Paying The People That Are Living Here Paying For For The Cost Of Things To Come. We Hope That You Will Take This Time To Really Look At Things And To Look At Various Options. However We Also Just Want To Mention One Last Thing And That Is The Constant Comments That This Is A Two-Year Moratorium. It Will Be Over At The End Of Two Years. We Should Look At The Motives Of People Who Are Pushing This. Day Have Stated For Years After Years That This Is Not What They Want. The Building Industry Does Not Want To Pay For The Impacts They're Creating On Our Communities. I Hope You Would Take The Time. Thank You Very Much.

Chairman Pendergrass: Roger Burks? Following Roger Will Be Bob Stovall.

Good Morning, I'm Opposed To Taking Impact Fees Off Because Back In 2007, When They Triple Them In That Period Of Time, They Create A Massive Glut Of Construction. That's Not Being Used Up And There's Buildings Sitting Out There Vacant. And I Think That This Could Help Put More Buildings On The Market And You Know, That's All I Got To Say.

Thank You.

Chairman Pendergrass: Thank You. Next Is Bob Stovall. Next Speaker Is Joe.

Mr. Chairman. Commissioners. Representative Democracy Is Messy. There Is No Judge Responding To Objections For Material Or Non Facts Based. We Depend On You To Play That Role. And Over The Next 30 Days, I Want You To Play That Role Where You Use Your Filters Of What You Know To Be True And Untrue. Eliminate The Fact From The Fiction. And I Want You To Think About Three Things Over The Next 30 Days. Because This Is The Essence. This Is A Good Public Policy Not To Move Forward. Is There Excess Capacity In Your Areas Of Public Infrastructure Existing Today? And That's A Decision Of Factual Decision You Can Determine By Your Staff. Will A Moratorium To The Revenue Stream To Support The Funding Of The Public Infrastructure? In The Recognition That Now Is The Time Based On The Fact We're In The Initial Stages Of An Economic Recovery. I Mow Two Things To Be

Fact. Number One, Lee County's Economy Is Based On Three Things. Ag, Tourism And Building Development. We Node To Diversify That, But We Cannot Diversify It Until We Fix It. And Trying To Fix The Economy Is Trying To Fix Detroit Without Addressing The Auto Industry. And The Last Thing I Want To Say Just Ask A Personal Note. During My 10 Years Of An Elected Official, Impact Fees In Cape Coral, Every Time I Went To The Industry, And Explained To The Industry The Need Of Impact Fees During A Growing Economy, I Not Only Had Their Support, I Had Their Boots On The Ground To Support Those Impact Fees To Grow Those Impact Fees Throughout Cape Coral. The Statement Maid Just Prior About The Opposite And The Underlying Motives Of People, Is Irrelevant And Not Factual.

Chairman Pendergrass: Thank You. Bob Dennis? Good Morning.

Good Morning, My Name Is Bud Dennis. I'm Here Representing Myself And My Wife And I've Lived In Lee County Since 1979. Currently I'm Not Paying Taxes Because I Live With My Daughter. I've Been Looking For A House For A Year And I Can't Find One I Like, And It Would Be Very Attractive To Build A House If We Could Get Rid Of The Impact Fees, Which Would Make My Daughter Happy, Along With Me. Thank You. [Laughter] [Applause]

My Name Is Paul Moreno. Long-Time Resident Here In Fort Myers. My Question Is Who Is Going To Pay For The New Roads, Schools, Fire Departments And Expansion If We Do Away With The Impact Fees? I Have No Desire To Pay More Taxes Than I'm Required To. From The Investor, Contractor, Or New Business Developer To That, We Paying The Tax, The Public And The Home Owners. I Own Multiple Homes And Pay My Fair Share Of Property Taxes And Sales Tax, Which Some Of Those Moneys Go To Lee County. My Seasonal Tenants Pay Their Fair Share In The Forms Of Bed Tax. If People Wish To Build New Homes, Relocate Their Businesses, Put In Subdivisions They Must Pay Their Fair Share. Impact Fees Ensure Everyone Pays Their Fair Share For The Development Of Lee County. Commission, Not To Put In A Moratorium On Impact Fees, But Also To Entertain A Possible Decrease In These Fees While Still Driving Forward Lee County. Thank You.

Thank You. Next Speaker Is Bill Ryan.

Good Morning, Commissioners. I'm Here Today As An Employee Of The Material Corporation Of Fortune 500 Company. More Importantly I'm Here Today Because I Work Directly With All Of The Construction Academies Of Lee And Collier County. One Of The Things We Try To Do Is To Generate For Those 50% Of The Students Who Won't Have An Opportunity To Go To The College And For The 50% Of Those That Do Go To College That Flunk Out The First Year, We're Trying To Provide And A Win Of Career Opportunities In The Construction Industry. I Look To You Folks Because From My Standpoint, And I've Been Involved If This For Over 30 Years, In The Three County Area Down Here, Charlotte Lee And Collier, I Look At Impact

Fees As A Discriminatory Tax Against Our Next Generation. And Against New Construction. It Cops On The Front End Rather Than On The Back I Understand. I Ask You Four Or Five Whether Or Not You Have Looked Into Or Set Up Any To Evaluate Funding Alternatives For Infrastructure. I Served On One Of Those 20 Years Ago. Richard Darling Who Is Part Of The Construction Industry In Lee County Served As The President Of The Florida Home Builders Association. The National Home Builders Association Did A Study For The State Of Florida That Showed That A One Half Of 1% Real Estate Transfer Fee Would Take Care Of All Your Infrastructure Needs, Not Only New, Which Is What Impact Fees Can Pay For, But Also The Retrofits That You're Going To Need In Tallahassee In Jacksonville, And Eventually Down Here In Fort Meyers. I Thank You For Your Time, And I Hope You Make The Decisions But I Would Suggest That Perhaps You Look At The Horizon Council. The Building Industry, The Chamber. And The Realtors, And Set Up A Committee To Come Back To You With Long-Term Recommendations For Funding Of Infrastructure. Thank You Very Much.

Thank You. Next Speaker Is Lynda Carter. After Linda, Kurt Beck.

One Of The Things That I Wanted To Bring About Impact Fees, Impact Fees Pay For The Infrastructure. If You Look At What Happened To Charlie, Up In Charlotte County The Entire Infrastructure Was Destroyed. If We Don't Have Impact Fees To Pay And Keep It Current, The Half A Million Residents That Pay The Impact Fees Now Are Going To Offer All These New People That Are For Profit. Come To Lee County For Free. You Get Free Services, The Services Will Pay For Your Roads For Impact Fees. Profit Companies Need To Make And Help Build Growth. We Can't Live It On People, Or Senior Citizens, Or People That Are Have Disabilities Because The Fact That Everybody Pays, It's An Equal Opportunity, Lee County Is Not One Person. It's Everyone Of Us, As We Grow, Everybody Becomes Part Of The Family. I Paid For It 20 Years Ago. I Think Everybody Paid Impact Fees. But If We Turn Around Now, And Say Come To Lee County You Get Free Services, Free Roads, Then You Suspend Them For Two Years, Is It Right To Bring Them Back? You Have Half Of A Million People Now Upset Because You Can't Have Free Services And I Want My Free Service. If We Don't Have Infrastructure And Things Set Up Now, In Case We Get Hit With Charlie Or Another Major Storm, What Are We Going To Do? All These New Buildings Coming This, There's Nothing That Says That We're Going To Be Able To Collect On It. Five Years We Put All That Money In. Jobs? It's The Same Thing. Lehigh Has Abundant Houses. There's Tons Of Houses. We Can't Get Infrastructure. We Have A New Lehigh Plan Going Into Effect That Will Help Build Wallet Impact Fees. We're Going To Take That Million Dollar Project And Put It On The Shelf For Two Years, That Half A Million In, The Staff And Everybody Else. We Can't Put Stuff On The Shelf. As We Grow, It's Going To The Future. We Pay For Growth. If We Don't, Let's Take Everything Now. Put It On The Shelf. Hold It For

Two Years And Say, What Are We Going To Do? I'm Sorry, But We Need To Protect Our Community. Citizens, Can Not Be Paying For The New Services For People That Make A Bigger Profit. Thank You.

Next Speaker Is Kurt Beck.

Chairman Pendergrass: The If You Could Please Keep Your Applause And Comments To Yourself. Kurt Beck.

My Name Is Kurt Beck. I've Got A Confession To Make. One My Favorite Things Is A Free Lunch. I Love It When Somebody Gives Me Something For Nothing. But You Know I've Come To Understand A Long Time Ago That Nothing Is For Nothing. It Has To Be Paid For. Someone Else Paid For That Lunch That I Got. I've Been Involved In The Real Estate Development Business For A Long Time. No Sense In Telling You How Old I Am. You Can Probably Figure That Out By Looking At Me. But One Thing That I Looked At This Issue, I Paid A Lot Of Impact Fees, I Prepaid A Bunch Of Them. I Know That Its Affecting Our Competitiveness In This Area. We're Competing With The State Of Florida. We're Competing With Our Region. It's Important That Growth Is Not Free, But We Can't Make The Payment Of Growth Punitive Either. And I Believe One Of The Suggestions That I Would Make And Some Of You May Be Aware Of It, But I Feel The County Just Adopted A C.R.A. Approach To Building Roads. And If You Put Them In A Position, If You Take A Look At The Impact Fees We've Got A Very Unstable Income Stream When We're Using Impact Fees Because, When Growth Is Going Real Well, We Have A Lot Of People Paying Impact Fees And When Growth Slows Down You Don't Have Any Money Coming In. That's What We're Talking About Today. Into Our Impact Fee Accounts Because We Haven't Been Building Anything. But If You Did A C.R.A. Approach You Could Have A More Stable Income Stream, What You Do Is Establish A Base. You Establish A Portion Of The Growth In That Tax Base To Be Allocated To Road Construction. I See I'm Caution Now Which Is Probably A Good Time For Me To Shut Up Anyway, But I Want To Ask You All During This Time To Look Into A Different Type Of Approach To Paying For Growth So We Don't Have The People That Are Complaining About Us Getting Something For Nothing. But We're Able To Answer Both Sides Of The Argument. And, Some Would Be My Comment On It.

Thank You.

Thank You So Much.

Next Speaker. Barry Earnest.

For The Report, My Name Is Barry Ernst. I'm The Director At W.C.I. Communities. I Think The Other Speaker Is Probably Summed It Up Better Than I Can. We're The Master Developer Of Many Master Plan Communities Of Lee County. But Planned

Or Permitted Or Ready To Go. Obviously We've Come Back Into The Market, And We've Got Forward Motion The Suspension Of This Impact Fee Will Provide Us With Additional Spark So We Recommend Definitely That The Suspension Be Approved.

Thank You. Grime.

To The Next Meeting Also.

Patrick Neil.

First On Jobs And Employment And Second On Affordable Housing. Our Legion Supported 23,000 Jobs Construction And Development. Currently About 7,000 Jobs. Besides The Impact On What Happened And Personal Impact And If We Have People Unemployed In The Construction Industry, That's A Consideration That I Believe Public Officials Could Consider As Well. The Total Development Is 6% Of That Which We Had Years Ago. Second, Perhaps More Importantly, Representative Mann When You And I Were In The House, We Voted To Create The Florida Housing Finance Authority. During That You Had Built The From 25,900 To 76,900. We Currently Still Build Homes To Two Million In Four Florida Counties. A \$13,000 Assessment To A Home Costs Our Customer About \$63 Per Month. I Think This Is A Unique Time In Recent History, At Least Since November Of 1951, So We Can Offer And Build And Sell A Home With 3.5% Interest And That A Family Can Buy A Home From 150,000 And That Everyone From The 21st Percentile Can Buy A Home. I Hope You Will Consider That In The Benefit To Provide Homes For All Americans Here In Lee County. Opportunity To Give Homes To People Who Have Never Been Able To Buy Homes Before, And That Would Be An Admiral Decision To Make. Thank You For Taking This Time.

That You Can.

Comm. Mann: May I Interrupt While He's Sitting Down. You Can Sit Down, But Most Of The Folks Here Today Don't Really Know Who Pat Neil Is. He Served In The House Of Representatives And In The State Senate. He Represented Part Of Lee County And Was Part Of Our Legislative Delegation. This Is Back In The Day When We Didn't Have The Interstate Completed To Naples. We Didn't Have Edison College Was Ha Of The Size It Was Today. He Was The Chairman Of The Appropriations Committee In The Senate During His Last Couple Years Up There. The Second Most Powerful Role That You Can Obtain In The Florida Legislature And Many Of The Advancements That Occur Caned Here During His Time, Weren't There Because Of That Man Personally. Even Though He And I Are Not In Complete Accord On This Issue, The World Needs To Know How Well He Served Lee County During His Time In The Legislature. Thank You. [Applause]

No Thank You, Next Speaker Is Liam Williams.

One Of The Least Powerful People In The Room Is Here. Good Morning, Commissioners. I'm Not Going To Use The Yellow. You Know How I Feel. I Represent The Estero Fire District. I Understand There Are Agreements In Statutes That Protect Us. I Would Like To See That Go Forward In Any Legislation You Do Anyway Just For A Comfort Level. No Reason To Go Into A Defense Of Why We Borrowed. Simply Speaking Fire Districts Don't Have The Authority To Borrow And Pledge Revenues And Things They Don't Have. So They Sometimes Have To Pledge Assets. One Of Those Was Impact Fees That Was Done Under A Time Of Growth. Because It Had No Alternative. Going Forward I Can Like To Tell You I Appreciate You Taking The Time To Look At This. Personally Speaking As A Retired City Manager And A Person Who Has Been Involved In This For Some 33 Years, I Can Share And Appreciate The Complex Positions Of The People In The Room Advocating. I Would Like To Ask Everybody Including The Applicants For Removal To Show A Little Greater Compassion And Sensitivity To The Solution That We Do To Forward To Pay For What We Have To. And The Debt We Do. If Each Appreciate Each Other's Position, And Come To A Solution, We'll Clearly Come To An Answer That's In The Best Interest Of Lee County And Any Solution That Does That Is The Best Solution Anyway. So, I'm All For Change. And I Have An Open Mind And I Appreciate You Taking The Time And Thank You For Your Patience And Understanding. We'll See You On March 12th.

Thank You, Bill Charlie Stevens. After Shirley, Claire Graham.

Good Morning. I Assume That Much Of What I Say Will Just Be A Reiteration Of What Many Other Speakers Have Already Said. My Husband And I Moved To Lehigh Acres In 2001. A Nice Quiet Little Community. Little. We Have 80,000 Plus, Evidently. We Have Weak Infrastructure. We Have To Take Into Account All The Other Issues That Are Affected By The Adding Of Impact Fees. We Have To Think About Our Infrastructure. And Again I'm Speaking For Lehigh Acres. We Have To Think About A Education. We Have To Think About Businesses Currently In Lehigh Acres, If You Want To Shop, You Go To The Fort Myers. I Go As A Volunteer To The Gulf Coast Humane Society Every Morning And Return Every Afternoon. And I See The Cars Going Toward Fort Meyers And Coming Home From Fort Meyers. We Have To Take Into Consideration All The Other Effects That Any Discussion Of Impact Fees Has On Our County, On Lehigh Acres Specifically. We Should Out On Hold Any Discussion Of Impact Fees Until We Are Able To Justify And To Have In Place The Necessary Infrastructure, The Necessary Increase In Education. If Missed The Addition Of Businesses. In Lehigh Acres Alone, How Many Houses Currently Are Empty? How Many Houses Are Now Being Inhabited By Unethical People Who Are Doing Unethical And Illegal Activities? We Know. You Know. It Is An Issue That Should Be Brought Up I Agree, And I Thank You For Adding It To Our Discussion. However, I Think That It Is Again An Issue That Can Be Discussed Only When We

Have First Taken The Other Issues Which I Have Mentioned. Otherwise It Appears That We Putting Our Cart Before Our Horse. And That Is Not Benefit Of Lee County. I Thank You For Giving Many The Time. I Appreciate Your Listening To Me. And I Hope You Will Consider The Issues That I Bring Up Thank You Very Much.

Chairman Pendergrass: Thank You. Next Speaker Is Clara Graham 73.

Good Morning. My Name Is Clara Graham. President Of The League Of Women Voters Of Lee County. The League Of Women Voters Of Lee County Believes That A Study Undertaken During The 30-Day Moratorium On Whether Or Not To Continue Impact Fees Could Reveal Valuable Information. Such A Study Should Be Conducted With Deliberation By A Group And It Should Consider The Effects Of The Moratorium On All Aspects Of Public Life. Including County And City Governments, Lee County School, Leisure Time Activities, Taxpayers Interests, Public Safety, The Comprehensive Plan, Emergency Services And Infrastructure. We Will Like To Offer Our Services To Help Inform The Public With Educational Forums Around The County About The Effect Of Moratorium On Impact Fees Would Have On The Lee County Citizenry. We Conducted Such A Group Of Meetings On A One Cent Sales Tax Was Being Considered. And At That Time We Partnered With The Lee County Commissioners. The Commissioners Arranged For Five Area Sights, And Was Responsible For Choosing Pro And Con Speakers And Conducting The Forums. Mobility Fees Have Been Discussed As A Possible Solution To The Loss Of Impact Revenue, Impact Fee Revenue. Excuse Me. We Suggest That Such A Solution Not Be Sought Without Serious Study. As Stated In The State Of Florida Mobility Study, Mobility Fees Usually Include High Fuel Tacks And User Fees. We Feel Such A Solution Should Be Approached With Caution. For It Tends To Have Highest Impact On The Poor And Middle Class Taxpayer. A Statement Has Been Made That The Moratorium Would Give Construction Industry A Break. Currently The Construction Industry Already Has A Marketing Break With Partial Year Assessment. Partial Year Assessment States That The Value Of A New Home Is Placed On The Tax Role January 1st, Of Each Year, Allowing The New Home Owner Tax Free Living Up To Two Plus Years. Whatever Solution To The Impact Fee Question Is Ultimately Decided, Decided Upon, One Needs To Think About Who Pays. And It Should Be Reached In A Fair And Equitable Manner. Thank You.

Thank You. Next Speaker Gary. After Gary, We Will Have Jack.

Good Morning, Commissioners. Thank You For The Opportunity Once Again To Stand In Front Of You And Speak. After Last Time Here -- First Let Me Preface By Saying, I Have To Make It Aware To Where I'm Coming From This Morning. I'm Representing Myself As A Practicing Realtor Here In Lee County, And Also As District President Of Florida Realtors. So, I Want To Speak In Favor Of The In

Favor Of The Moratorium. And What Occurred To Me Recently When Last Week In Thinking About Our Last Discussion And Listening To Some Of The Testimony That I Heard Was The Fact That Again You Heard A Lot Of Emotions For And Against. Be What We Were Missing With Data, And I Remember Back In 2004, 2005 With The Blasting Issue, And I Remember Standing Right In The Spot And Congratulating The Board Of County Commissioners On The First Years Anniversary Of Discussions, And I Hope We're Not Going To Be Doing That Again This Year As Far As Going That Far Into This. But The Important Thing Is There Is Data, And What I Did Was Last Week Contact Florida Realtors. Let Me Tell You, The Studies Are Still Coming In Terms Of Impact Fees, And I Will Admit Some Are Pros And Some Are Against. But I Want To Mention One Particular One That Was Sent Because Of Time, And This Was An N.A.R. Research Paper For Those Of You N.A.R. Is National Association Of Realtors. And It's An Impact Analysis Of General Housing Fees. And It Goes On To Say In General, Any Fees That Raise The Cost Of Home Ownership Will Have Negative Consequences Often Leaving Fewer Eligible Home Buyers. And It Goes On To Provide A Little Table And This Is The Conclusion. And This Was Written In Terms Of The Increase Of Back Fees, Not The Decrease At The Time When The Day The At A Was Directed And Goes On To Say That If You Raise The Price Of Impact Fees By 500 Dollars, 316 Home Owners From The Market Because They Can No Longer Afford The Financing Up To \$3,000 Which You Now Have Eliminated 1897 Home Purchasers From The Market. Now Let's Do That In The First For A Second. Conversely Speaking When You Decrease The Amount Of Impact Fees, Which You Are Is Allowing More People To Purchase Homes. Now This Is Day Too Provided By National Association Of Realtors, And Their Conclusion Was The Housing Sector Is Very Important For Both The Local And National Economy. About 15% Of The National Economic Activity Is Directly Attributed To Housing Market Activity. In Florida Housing Contribution To State G.D.P. Gross Domestic Product Is Contaminate Estimated To Be 134 Billion In 2008. More Than 20% Of The Economy, And Let Me Say 2008 Was One Of The Low Points Of The How Thing Bubble. In Florida Housing Contribution To That More Than 20% Of The Economy. Taxes Add 30.3 Billion As Measured By Fiscal Year 2008 Tax Revenue And I See My Time Is Up, But Also Goes Into The Other Aspect Offers Home Ownership In Terms Of Providing Safe Neighborhoods, The Fact Higher Social And Community Involvement And I'm A Landlord Myself, So I'm Not Pushing You Know The Fact That We Shouldn't Have Landlords, But The Fact Is Home Ownership Is Important And Thank You.

Thank You For Your People.

Good Morning, I Appreciate The Time To Speak Before You This Morning. Just A Little Background, I'm Retired Here To Lee County Two Years Ago, And I've Done A Little Research On The Impact Fees And I've Learned That The Impact Fees Are

Important Tool For You Folks To Provide Services To The People Of Lee County. And I'm Speaking In Opposition To A Moratorium On The Impact Fees. What I Believe In Driving Around Lee County Is That There's Been A Spurt Of Development In The Last Six To 12 Months, Home Developments, Buildings, Restaurants. It's Almost Mind-Boggling For Someone From New York To See The Amount Of Growth That's Going On, Because We Were At The Crossroads In The Economy. The Economy Is Improving, And What I Believe Is And What I Would Suggest Is An Extension Of The Impact Fees For One Year, With The Review At The To See If The Economy Is Moving Forward. Also, What We're Learning Is Demographics. People Are Moving From The Northeastern States, Florida Is Now The Third Largest State In The Nation. Taxes Are Being Raised In New York, Minnesota. People In The Baby Boomers Are Aging. We All Have A Growth Year, And Because We Chose Lee County. We Did Not Want To Move To A Fort Lauderdale Miami. This Is The Place To Live. People Will Come Here. And To Remove The Impact Fees, Have A Moratorium Now Is The Wrong Time To Do The This. That's What I Believe. Thank You.

Chairman Pendergrass: Thank You. Next Speaker Is Christina.

Mr. Chairman, I'm A Property Owner Here In Lee County. My Wife And I Have Owned A Condominium For More Than A Decade So I'm A Taxpayer. Heard A Lot Of Interesting Commentary This Morning, And I Commend Commissioner Kiker And His Judgment And The Judgment Of The Board To Talk About This Issue. Because It's A Big Issue. Obviously. It Is Estimated That By 2025, 114,000 Additional Dwelling Units Will Be Needed In All Of Lee County And 39,637 Will Be Needed In Underrated Lee County. I Read The Housing Element Chapter 8. Housing Is A Big Deal. Housing Is Just Starting To Come Back. And What This Commission Needs To Consider Is Not Only The Objectives And Goals Of The Housing Elements Of Its Comprehensive Plan But Needs To Consider The Momentum That The Adoption Of This Temporary Moratorium On Back Fees Will Beget. We Are Starting To Come Back. But We're Not There Yet. This Is The Ability That This Proposed Ordinance Presents The Ability To Kick Start This Process Of Recovery Particularly One Of The Key Three Industries That Being Residential Construction. Policy 135.1.3 Of Your Comprehensive Plan. The Lee Plan States That In Order To Eliminate Excessive Regulatory Requirements, County Is Permitted To Review As Necessary The Following In Accordance With Chaining Household Preferences, The Housing Industry, It's Technology And Its Economics. And One Of The Things That The County Has Planned To Amend Are Ordinances. For A Temporary Moratorium On Impact Fees Is Not Only A Good Decision For The Momentum And Growth Of The Housing Industry In This Community, But It's Also Permissible Under Your Plan And I Point That Out Because There's Some Record From The Local Planning Agency That There Were Inconsistencies With This Proposed Ordinance. I Disagree With

That And If You Look At The Housing Element, You Will See You Have The Authority And You've Had The Vision To Do This And I Recommend The Adoption. The Proposed Ordinance When You Meet Next Month. Thank You.

Good Morning. I Apologize That I Can't Postpone This Next Your Next Meeting Because I'm Here With The Florida Real Toys Office Of Public Policy And I Refuse To Drive Down The Day Before A Session. So, Thank You So Much For Your Time Now We've Had A Lot Of Emotion Here's Today, And Not Necessarily Representing Facts Entirely, And I Notice A Lot Of Sentiments About The Suspension Of Impact Fees Would Guarantee A Free Lunch For Developers Within The Fort Myers Area. And Unfortunately This Well Fortunately I Suppose You Could Say Is This Is Definitely Not The Case. Real Estate Is Being Is One Of The Most Heavily Taxed Industries Within The State Of Florida. Document Stamp Fees, Sales Tax On Commercial Leases. Home Owner Association Fees. All Sorts Of Fees And Taxes In Place To Get Money Out Of Housing. Document Stamp Fees Which Is On The Sale Of Every Single House And Building, This Year Brought In 193 Million To The State Of Florida. This Money Is Used To Build Short Falls In The Budget, But The Point I'm Trying To Make Is It's A Heavily Taxed Industry And It Drives The Florida Economy. This Is The Time When Housing Is Getting Back On Track. Where You Know This Is The Driving Force Behind The State And Local Economy And To Allow For This Growth, And This Suspension Will Greatly Stabilize And Build Greater Fort Myers Region. Will Help Lee County. It's Not Going To Guarantee A Free Lunch For Anyone. There Are Tax Fees. One Research Studies Done In 2003. So The Economy Was In Pretty Good Shape. They Basically Came To The Conclusion That Impact Tees Race The Cost Of Construction, Increase The Cost Of Homes. But They Don't Increase The Value. You're Trying To Build Stable Value In Your Economy. Home Values. Right Now We're Looking At Increasing Cost But Not Increasing Value. That's Something We Need To Take Into Consideration This Two 6-Year Gap Is Going To Help Put The Economy On Track. It's Going To Build Value And That's What You Want To Do Here. Thank You So Much For Your Time.

Next Speaker Wes Townsend.

I'm With The Hotel Group. Ice A Hotel Developer And Operator. We Have 70 Hotels In Eight States. And We Are A Real World Example Of How This Decision Might Impact A Project. We've Been Following The Economy Locally And We're In That Decision-Making Period Of Time In Terms Of Go Forward Or Not. We Operate Over A Number Of States In The Southeast As I Said And Historically, Lee County Has Been Known As The Impact Fees, Were The Highest That In Combination With The Image Of Going Hardest Hit Is Echoing Sentiments Made Earlier As Being The Hardest Hit, The Reputation Is That This Economy Here Is Suffering, And It's Not A Place You Want To Invest Your Money. I Want You To Keep In Mind The Psychological Aspects Of What You're Talking About With This Decision That's Been

Stated Earlier. The Other Thing I Would Leave You With Is Just Timing. This Is A Very Seasonal Market We Operate In And We Are Making Decisions About What We Would Do Over The Next Two Years Now. The Planning Cycle For Us Is Much That We Would Need To Start At A Particular Time To Be Open Before A Particular Season And If You Don't Make A Decision Now, A Lot Of People Will Be Waiting Another Year. So, This Current Time Frame 30 To 60 Days Is A Big Deal. Thank You Very Much.

Chairman Pendergrass: Thank You. Next Speaker Richard Darling. After Richard, James English. Thank You.

Good Morning, Mr. Chairman. County Commissioners. For The Record I'm Richard Darling A Long-Time Resident And Builder Here In Our County. Speak Today In An Effort To Share With You And The Citizens Of Our County The Known True Facts, Not Conjecture But The True To Impact Fees And Their Effects On Our County. If Today You Decide To Grant To The Citizens The Positive Job Creating Economic Stimulating Motion To Postpone The Collection Of Impact Fees, No Teachers Will Lose Their Jobs. And Neither Will One Firefighter Or Law Enforcement Officer There Will Be No Delays In Building A School Or Road Or Park. There Will Be No Decline In The Level Of Service. And None Of These Things Will Happen Contrary To What Some Would Want Or Have You Believe. And How Do We Know This? What Facts Support These Statements? That's Bacteria The Facts Are Not Used To Pay Teachers. They're Not Used To Pay Firefighters Or Law Enforcement Officers. The Fact Is The School Board Has In Reserve 170 Million Dollars Sufficiently More Funds Than What's Needed For The Project Scheduled For Construction. There's An Excess Currently The In Schools Here In Lee County. Road Projects Have Already Either Been Funded By Other Revenue Sources Or Can Be Sustained Until Impact Fees Are Again Collected In The Future. And That There Is No Taking In Deferring Impact Fee Credit. Those Are Facts. The Fact Is That If Today You Move Forward With The Postponement, You Will Assist Teachers And Being Able To Afford A New Home. You Will Make It More Likely For A Firefighter Or A Law Enforcement Officer To Qualify For A New Loan To Build A New Home. You Will Make It More Affordable For The Citizens Of This County Who Live And Want To Work Here To Call This County Their Home And Why? Because I As A Builder Don't Pay Fees. They I Do. In Fact The Postponement Of The Collection Of Impact Fees Will Encourage Investment In Our County. Put Us On Par With Other Counties In The State, So We Will Not Continue To Lose Jobs To Them, And Help Jump Start An Economy That Is Still Struggle To Find Positive Momentum. New Home Construction Investment And New Commercial, Industrial And Multifamily Construction Will Most Importantly Create Jobs. Something Seriously Lacking And Desperately Needed In Our County Still Today Right Now. In Turn, New Investment In Job Creation Will Have An Overall Positive Effect On Our County Bringing Recurring, Reliable Revenue And

Stability. It Will Finally Speak To The Heart Of The Major Problem In This County. That Is Job Creation And Renewed Vitality Of Our County. I Ask That You Today As Our Elected Representatives Take This Spot, Positive Step And Help Our County And Its People Move Forward With Renewed Hope For A Bright Future. Thank You.

Chairman Pendergrass: James English. Following James Will Be Patty Whitehead.

Good Morning, James

No Good Morning, Mr. Chairman. Ladies And Gentlemen, Thank You Very Much For The Record I'm Jim English. And I Have A Speech Made But Since We're Going To Consider This Later, If I'm Going To Make A Speech I'll Make It Better, But There Are A Couple Things I Would Like To Say And I'm Most Especially Take Exception. It Was Mentioned Here Earlier That Some Of The Distributions Had Bonds And Wouldn't Be Able To Service If Impact Fees Didn't Continue. So, I Think That's A Fact. I Would Just Like To Say My Family, My Great Grandfather On My Mother's Side Moved His Family To Fort Meyers By Horse And Wagon In 1872. And I'm Not Against People Coming Here, We Welcome A Lot Of Folks To Southwest Florida And We Intend To Continue To Do So. But, The Fact Remains That When New Citizens, Residents Move Here, It Cost A Lot In Infrastructure Roads, Schools, Fire Services. And, They Can Either Be Paid For, By The People That Require Them To Be Accumulated, In Other Words Those New People Coming Here. Or They Can Be Paid For By The Rest Of Us. And We're Operating Now In This County, We're Spending More Every Year Than We're Making. And We're Taking In. And, If You Adopt This Proposal, This Before You Today, Is Going To Mean All In Revenue Is Going To Be Less, Not More. And Somebody Is Going To Have To Pay It. And There's No Such Thing As A Free Lunch. And Those Of Us That Are Going To Pay It Are Those That Are Already Here Right Now. We Can Expect Our Taxes Or Some Other Source Of Revenue Which Move From Most Of The County, They Increase. And So I Respect The Request That You Failed To Reduce These Impact Fees At This Point. They Were Promulgated Over A Number Of Years. Probably A Couple Of Decades. They've Been Well Thought Out. And They're Fair And Reasonable. Thank You.

Thank You, Next Speaker Patty Whitehead. After Patty, Doreen Falcon.

Good Afternoon Commissioners. The Record Patty Whitehead Speaks In Behalf Of The Coalition Of Southwest Florida. I Am Not In Favor Of The Moratorium On The Impact Fees. For The Time Period Stated. Sprawling Development In Our Opinion Does Not Generate Enough Tax Revenue To Cover The Cost On Local Municipalities To Provide New Infrastructure And Public Services. In The End We All Know Local Governments End Up Taking The Bill To Freeway Public Service. Furthermore, Previous Speaker Said There's Three Prongs To Our Economy Hire. Tourism, Ag And Construction. I Imagine In His Opinion The Environment Has Been Thrown Out

The Window. We Have No Eco Tourism In This Area. We Are Not The Rocky Coast Of Main. We Are Not The Northern Coast Of California. We Need To Return Eco Tourism To Our Area. We Need To Do This Through Investment In Our Environment. Every Time A Bulldozer Plows Through A Pine Forest, There Are Serious Externalities That Are Being Paid. They're Caused By Those Trees. And We're Losing All Of That, And None Of That Is Put Into The Equation. There Are Ecosystem Services To Stands Or Trees And None Of That Is Being Factored In. We Need To Start Looking At The Bigger Picture. We Need To Start Restoring Our Economy. We Need To Bring People Here For Tourism, There Is Another Prong To Our Economy And It Needs To Be Considered. Thank You.

Stephanie Still Here? Ok, Is Next Kathy Malone. Good Morning.

Good Morning, Commissioners. And This Is My First Opportunity To Speak Since Some Of You Have Been On The Board. So I Welcome You And I Welcome Back The Others. So, Kathy Malone, And In 1995 The Council Of Civic Association Commissioned A Dr. David Due Which To Do A Study On Growth And Development In Lee County And It Was Entitled Ranches To Rooftops. In That Study He Highlighted The Ticket That There Were No School Impact Fees In Lee County. And In 1997, We Started A Campaign To Get School Impact Fees In Lee County. And I Think It Took Us A Few Years To Get That Accomplished. In The Meantime That Was A Gift To The Growth And Development Industry. From The Tax Pairs And The Schools Were In Dire Straights Not Knowing How They Were Going To Open Coup Up With The Growth That Was Going On. What If They Didn't Have The Impact Fees In Place When They Had The Big Growth Bubble. Where Would We Be With The Schools Now? So We Needed The School Impact Fees. I Also Was Affected By The Downturn In The Economy Of People Here Today Saying They Were In The Building Industry And They Were Hurt By The Downturn In The Economy. We All Were. I Had A House For Sale That Didn't Sell. When It Finally Sold It Sold For Less Than Half The Value That It Was Valued At During The Height Of The Bubble. So Everybody Was Hurt By The Downturn In The Economy. I Didn't Come Down Here And Say Hey I'm Hurting, Give Many A Handout Which Is Basically What They're Asking For. But I Really Came Here This Morning To Tell You A Story, And This Is A True Story, A Couple That I Met Walking On My Street. They Were A Young Couple Very Unsophisticated. We All Have Met Folks Like That, Local Folks. And Newly Married, They Wanted To Buy A Home. Instead Of Having The Big Wedding Whatever They Decided To Buy A Home In North Cape Coral. A Brand New House. They Went To The Bank. Filled Out All The Papers, Asked If They Could Afford The House And Were Told Absolutely They Could. Signed The Papers, Off They Went. Came Back, Can't Afford It. Not Enough Income. Come Back In. Change This Line Here, Put A New Number Here, Sign, Is End The Papers Back, Here's Your House Problem Adjustable Rate Mortgage. They Could After For It For

Six Months, And Then After That, They Had To Move In With Mom Who Was Renting A House On My Street. These People Were Affected By The Industry That's Coming To You Saying Give Me A Handout. Nobody Has Ever Apologized To This Young Couple. That Young Couple Didn't Come In And Say Hey I Was Hurt, You Have To Help Me. They Had To Pay Their Impact Fees. I Had To Pay My Property Tax Taxes On Two Properties, I Didn't Ask For Help. Good Government Is Fair Government And These Folks Deserve Good Government But We Taxpayers Deserve A Fair Shake, A Fair Government. And As For The Companies That Have Said They Can't Come Here Because Of The Impact Fees, Or They're Having A Tough Time Opening Because Of The Impact Fees, My Husband And I Know Exactly What They Would Say. Tell Them To Bake The Money They Planned Open Their Business. Throw It Up In The Air And Let The Wind Blow It, Enjoy It Because That's The Only Fun They're Going To Have. In Lee County We're Too Seasonal. Thank You.

Chairman Pendergrass: Thank You. Next Speaker Russell Sharp.

Good Morning, On Behalf Of Horizon Council. In Light Of Your Motion This Morning I Will Be Very Brief, The Horizon Council Did Forward Its Written Recommendation To You Prior To This Hearing And The Recommendation Was That It Was An Express Of Support For The Two-Year Suspension Of Impact Fees, And The Council Recommended If You Did Suspend The Impact Fees For Two Years That Existing Exact Fee Credit Should Be Extended For An Additional Commensurate Two-Year Period. In Light Of Your Motion We Look Forward To Continued Discussion And Dialogue On The Issues As We Search For Some Refrigerator From Impact Fees In The County At This Point In Time. On A Personal Level, I Would Comment To The Gentlemen And That Addressed You Early That Suggested The Horizon Council And Other Organizations In The County Could Look At A Longer Term Mechanisms For Funding Infrastructure In The County Speaking Only For Myself I Believe The Horizon County Till Will Be Amendable The Commission Could Come In That Direction.

Next Speaker Is Karl Sweeney.

The City Sent You An E-Mail Yesterday Outlining Our Position So I Won't Take Much Out Of Your Time This Morning. The City Of Bonita Springs Imposes Back Fee Moratorium Because Of Quality Of Life And Infrastructure Concerns. It Is Great To Create Jobs, And More Housing. You Can't Create The Infrastructure To Handle And Serve That Additional Population. The Gains You've Made Are Questionable. So, Our Opposition Remains. However We Appreciate Commissioner Kiker's Call For More Information Prior To A Final Decision Being Made. We Believe That When All The Facts Are On The Table, The Commission May Well Include That A Moratorium Or Even A Substantial Reduction In Impact Fees Will Provide No Guarantee Of Economic Success. If After A Review That Commission Still Decides To Move

Forward We Ask That You Consider Two Alternatives. Number One A Geographic Limitation On Application Of Any Moratorium Or Reduction. Such As You're Teaming To Generate Progress In Specific Areas Of The County. Or, Number Two, That Any Moratorium Of Substantial Reduction Be Started Towards Businesses And Industries You're Interested In Attracting To Lee County. Last, Should A Decision Be Made To Move Forward, We Ask That The Municipalities Be Held Harmless For Many Adverse Financial Consequences Should This Approach Create County Revenue Short Falls. As Always, Thanks For Your Time And Consideration.

Thank You. Neil Montgomery, Please. Followed By Marcia Cravens.

Good Morning, I Want To Say That The Journal Indicates The 2012 Was A Sluggish Corner And Companies Downgrade Their Projections Because Of Fear About The Global Economy. The Idea That All Is Better Is Not Quite True. Since You're Going To Extend This For 30 Days, One Of The Things I Would Like You To Look At Is How Much Impact Fees Money Went To Fund Deficit Roadway Improvements. You Created In Your Comprehensive Plan A Long List Of Roads That Were Deficits. The Rows Were Funded 50% By Gas Tax. 50% By Impact Fees. However, Impact Fees Are Not Supposed To Pay For Deficits. They're Supposed To Pay Or The The Impacts Of New Development. So I Would Submit Substantial Sums Of Money That Was Supposed To Go To Address Impact Of New Development Was Used To Fund The Deficit. When Certain Changes Were Made To 63 Recently They Clarified That Even Though It's Clear In The Case Law And Said You Can't Use Proportion Share To Fund Deficits, If You're Going To Have A Global View Of This, It Would Be Information To Find Out How Much Was Spent To Address The Deficit. Several People How Do You Fund Infrastructure When You Have Adversity. I Think You Have Not This Commission But Have Borrowed Money From That Loans Have Been Forgiven, So, Again If You Look At A Global Picture It Would Be Good To Have That Information. I Would Ask That Along With Extending Credits For Impact Fees You Have D.R.I. Who Prepaid Their Money And They Should Also Have No Relief Because Some Of Them Don't Give Relief And They Should Have Expenses Of Their In All The Things That Went Along With Having Prepaid For Their Chair. Thank You.

Thank You.

Next Speaker Is Marcia Cravens.

Good Morning.

Good Morning And Thank You For The Opportunity To Speak On This Important Issue. I Represent This Year In The Tradition Of Ellen Peterson Who Believed That Advocacy And Participation And Public Meetings Was The Hallmark Of Being A Good Citizen. You Know, In The Back On The Room I Witnessed All Kinds Of Statements And A Lot Of It Folks Have Been Saying That They Want To Represent Facts And

Evidence, But The Facts And Evidence That They Have Stated Are Actually Outdated And Irrelevant To What You Are Addressing Today. Because They Ignore The Fact That There Has Been Just A Tremendous Problem Here In Fort Meyers. Your Las Vegas For The Glut Of Foreclosed Homes That Really Have To Be Addressed. And, These Statements That The Building Industry Can Only Be Supported By New Development, Is False. One Person Made A Statement About The Building Industry Addressing At Some Future Point Retrofitting. You Will Be Retrofitting Right Now. You Need Restoration Of Your Inner Areas Of The City Of Fort Meyers. The Areas That Are Already Developed. You've Got A Problem With Water Being. There's A Problem With Water Treatment Plans A Problem With Infrastructure For Roads And To Add To Those Problems, By Policy That Would Adopt A Lack Of Residents For Increased Tax Would Be Irresponsible. If This Is A Situation, Do You Really Want To Be Connected With Daily Economics Of Misdirection And Distraction, That The Real Issue Is That You Are Shifting The Cost For This Kind Of Development And This Kind Of Economy To The Citizens Who Already Badly Backed By The Way Our Economy Is Right Thousand. I Would Urge That You Actually Take Up The League Of Women Voters Because This Discussion , Two Meetings, You Cannot Possibly Adequately Address The Entire Amount Of Issues That Need To Be Considered As You Look At Policy Changes. So, I Urge You To Take Up The League Of Women Voters To Have Workshop Conferences, You Made An Informed Here, And I'm Sure All Of You Want To Be Known For Good Governance. So, Please Do So. Thank You.

Chairman Pendergrass: Thank You. Next Speaker Is Carla Laturno. This Is My Last Cord. If There's Anyone Else In The Audience Who Wishes To Speak. Thank You.

Georges I'm Carla Laturno. We Oppose The Impact Guys And I Want To Address This Morning One Aspect Of This That No One Else Has Really Focused On, And I Definitely Want To Deal In Facts. And I've Districted To You A Table Taken From The County Staff Package That Went To You On January. And Yesterday's Naples Daily News Article There Was Discussion About Impact Fees Were Used To Pay For Future Building, So All This Discussion About The Citizens Being Confirmed Or Concerned About The Impacts Of The Proposed Suspension Are Unfounded. You're Right, That Impact Fees Are Intended To Be For Future Construction. However, In Lee County, The Way We've Managed Our Finances Has Created A Very Different Situation. Lee County Or Borrowed 52 Million Dollars Against Future Anticipated Impact Fees. And Guess Where We Borrowed That Money From. From Our General Fund, From The C.I.P., Those Parts Of Our Budget That Paid For All Of Our Projects And Our Operating Expenses. What This Means Is That 52 Million Dollars In Internal Loans If They Aren't Paid Back Are Going To Increase The Amount The County Dip Into Its Reserves Or We're Going To Have And We'll Have Larger Deficit Spending Or Weil We're Going To Cut Programs. \$52 Million Is A Lot Of Money. I

Was Surprised When I Looked At This Table, Not The Table I Gave You, But In The Package, That \$21 Million Of This \$52 Million Deficit Or Loan, Was Used To Pay For Right Of Way To Buy For State Road 951 Which Isn't Happening. So How Did The County End Up With Making These Internal Loans. I Don't Remember Them Being Discussed Openly Or Vetted. I Have No Ride Is How Many Internal Loans Are Out There. Or What Our Long Term Liability Is. So You Have An Immediate Problem Facing You And That's What I Put In The Table. There Are 4.4 Million Dollars In Internal Loan Repayments Due In The Next Two Years For Transportation And Road And Park Impact Fees. If You Are Going To, You Have To In Order To Meet This Loan Repayment, You're Going To Have To Come Up With 4.4 Million Dollars. That's 79% Of What Your Projected To Take In Impact Fees This Year. This Money Right Or Wrong Is Needed To Pay For The Debt That Was Created By Previous Decisions About Buying Money. I'm Hoping When You Make Your Decision On The 12th That Whatever You Do, You Package It With How Are You Going To Pay For This Short Fall? And I Really Hope That When You Look At The Budget In Your Workshop Next Monday You Start A Discussion About The Larger Issue Of These \$52 Million Internal Loans And How We're Going To Deal With This Issue Moving For Ward.

Chairman Pendergrass: Thank You. Next Speaker Rick Angus.

Good Morning Commissioners. I Placed In Front Of You A Resolution Which Was Passed Unanimously On The Seventh Day Of February By The Citizens Advisory Committee To The Planning Organization. I Will Give A Copy To Your Secretary To Put It In The Minutes And They Have Tasked Me With Coming Today To Read It To Put It Into The Public Record. Where As The Lee County Board Of County Commissioners Will Be Considering The Suspension Of Road Impact School Fire And Any Impact Fees A Period Of Two Years On February 12th, 2013 And Whereas The Total Estimated Loss Of Funds From Not Collecting The Impact Fees Is Projected To Be \$10.4 Million. Projects That Are Planned To Move Forward And May Also Affect Additional Transportation Funding Beyond The Impact Fee And Whereas The Other Florida Counties And Local Jurisdictions Have Recently Suspended Impact Fees Have Not Realized A Measurable Benefit From That Action. And Now Be It Resolve By The Lee County Planning Organization Citizens Advisory Committee, That The C.A.C. Recommends That A The Board Of County Commissioners Vote No Totem Prayer Suspension Of Impact Fees, That Are An Important Funding Source To Pay For The Needed Infrastructure Throughout The County. Was Passed Unanimously, On The 7th Day Of February. It Carries My Signature As Chairman And Scott As The Executive Director Of The Planning Organization. I Would Just Is Add On A Personal Note That Thank You Very Much For Appointing A Rapid Manner To Two Positions That Each Of You Provide Through That Committee To The Metropolitan Planning Organization. John, We Enjoyed Having Margaret Banyan Show Up For

Her First Meeting. It Was Unique To See A Unanimous Decision. Thank You For Your Time.

Chairman Pendergrass: Next Speaker John Sullivan. After John Sullivan Katherine.

John Sullivan The Mayor Of Cape Coral. I Didn't Prepare Anything. So If I Stumble Around A Little Bit, Please For Give Me. Anything I Say Just To Make It Clear Is Not Meant To Be Disrespectful. First Of All If You're Going To Do This Moratorium Which I Believe You Probably Will, I Believe You're Going To Have To Define What Is The Success And What Is A Failure. Because Two Years Down The Road You Will Have The Same Group Of People, One Will Say It's A Success. The Others Will Say It's A Failure. That Needs To Be Defined Before This Whole Process Starts. We Need To Know How You're Going To I Can Make Up For The Lost Revenue After This Two-Year Period. That's Absolutely Necessary Because I Know For A Fact That There Are People In Cape Coral Who Are Going To Come To Us And Say The County Did It. Now You're Going To Have To Do It. And If You're Going To Define A Way For To Make Up For That Lost Revenue, You Have To Let Us The In On The Same Process As Well. Because I Can Tell You Flat Out, We Have Loans That Are Outstanding And Allow Those Intended Revenue Stream Going To Be Impact Fees. The County The Faces The Same Situation. We Need All This Defined. We Don't Need Smoke And Miles An Hour Morse.

Commissioners Thank You For The Opportunity For Allowing Me To Speak. I'm A Real Estate Developer And Builder In Lee County. When I Started Building Here The Back Fees Were Substantially Less. I Started In 2002. They Generally Rose And Now I Want To Interject One Factor That Hasn't Come Up With All The People And The Con People, And That Is Responsible Growth And Compromise. Creating An Opportunity For The Builders To Feel More Comfortable For The Amount Of Money Paid For Each Home That Is Bill. But I Don't Think The Elimination Of The Entire Fee Is Necessary. And If We Look At Responsible Growth The Areas These Fees Service Ask Come Up With That Magical Word That's Been Eluding Everyone In Washington, D.C. And That Is Compromise. Let's Examine The Fees Carefully And See If We Can Reduce Them Substantially And Allow The Growth And People To Come Into Our County With New Construction Allowing Workers To Come Back In That Will Start Buying Up Those Homes In Lehigh Acres And Seeing A Better Day. Thank You.

Chairman Pendergrass: Thank You. I Have No Other Cards. Any Other Cards In The Audience?

Comm. Hall: Two More.

Chairman Pendergrass: State Your Name For The Record.

Terry Hall. City Of Cape Coral Administration. Want To Thank You For Deferring The Decision Today. That Was Part Of My Mission. The Owe Part Was To Respectfully Ask You To Consider Putting Together A Stake Holders Group. In Which We Will Be Happy To Participate In. Again, We Thank You For Deferring This, And We Look Forward To Working With You. Thanks.

Chairman Pendergrass: Thank You. Marco?

The Public Hearing Is About Impact Fees, Are You Here For Impact Fees? This Is Impact Fees. We're Hearing Currently Is For Impact Fees.

Comm. Hall: We Can Hole On To It.

Comm. Mann: You Can Come Back At 5:00 And Talk About Anything You Want.

Well Taken. All Right.

Comm. Hall: We'll Hole On To It.

Thank You.

Speakers At This Time We Will Close The Public Hearing. Go Back To The Board For Discussion. We Have A Motion. Any Discussion From The Board?

Comm. Mann: We Passed A Motion.

Chairman Pendergrass: Any Other Discussion Before We Move On?

Comm. Kiker: Just For Discussion, A Discussion Maybe Putting Together A Group Of Stake Holders? No? I'm Sorry.

Comm. Hall: We Don't Have Time. We Don't Have Time To Put Stake Holders Together. You Have Us On A Very Tight Schedule.

Chairman Pendergrass: I Personally Myself Will Have My Own Group. I've Worked With Groups Before. I Will Continue My Efforts To Research All The True Facts Put Not Misinformation That's Been Put Out There By Different Groups. I Think People Are Still Under The Impression That Firefighters And Teachers Will Lose Their Job. That's Not True. They Will Not Be Impacted By That. The Roads Will Not Be Torn Up. I Will Reach Out To Other Groups And Not Just One Party. To Get A True Fact-Finding Information Before I Make My Decision. As Far As Putting A Grouping To, If You're Going To Try To Appoint Member, But Each Commissioner In You Wish To Do That, So Be It.

Comm. Kiker: I Just Offered. If Anybody Wants To Call My Office, And I Will Be Glad To Work With A Group If You Want To Put It On To. I Think We Can Do It.

Comm. Mann: Walk Me Through Mr. Chairman Or Staff, This Discussion In M.M.P. I'm Trying To Think Out Loud. When Does The Public Or Other Participants Or The City Of Cape Coral That Opportunity Won't Come At The M.M.P. Is There Another Opportunity Other Than The Next Hearing, A Month From Now? For Public Participation.

Comm. Hall: No.

Chairman Pendergrass: I Think We've Heard All The Questions, Commissioner Mann. We Have The Questions About How Are We Going To Pay Back The Loan.

Comm. Mann: So We All Stand Willing To Hear From Whoever Wants To Continue Their Participation If You Don't Think You've Got Your Best Shot In Today. And I'm Sorry That I Fell For All That Misinformation That's Been Coming My Way. I Ate It Up Hook Line And Sinker. I Apologize But I Feel Much Better Today.

Comm. Hall: Mr. Chairman? I'm Glad To See That We're Postponing. When This First Came Up I Was A Little Taken Back By How Fast We're Trying To Push This Down The Road. And I Will Have Lined To Have Had A Stake Holder If We Had Started Out This Way, We Probably Would Have Had Time For That, But We Don't, And I Think We Gave Staff One Week To Respond To Us. And That's Impossible. And None Of You Have Ever Been A Staff Person Like Myself, That's Difficult To Put Together All The Pros And Cons And All The Alternatives Working With Legal And Everything. So I Appreciate Giving Them More Time. They've Been Working On This Consistently Since The First It Was Discussed So They Have More Time To Prepare I Think The Better Lie Log For Us At M.M.P. Personally I Think We're Somewhere In Between Zero And Where We Are Today, And I Think There's Compromise That Can Be Made. And I Want To Thank Everyone Who Came Today. It Was A Very Civil Discussion And I Respect The Dialogue And The Comments Because We Are Here To Represent You As A Whole. And We Have People Pro And Con On This Issues. Commissioner Kiker Thank You For Supporting And Brings Forward An Opportunity For Us To Have A Little More Dialogue. I Think We'll Come Back With A Solution That Will Be A Little Bit More Consensus For The Community As A Whole. So I Appreciate That. Thank You.

Comm. Kiker: Thank You, Mr. Chairman. One Of The Things Maybe In Terms Of Process Because I No That As An Example We Had Five Questions From The Mayor Of Sanibel. We Had 18 Questions From Bonita Springs. Another 19 Questions From Someone. They've Become A Little Bit Redundant In Respect To The Same Questions. And, Perhaps If We Could Ask The Staff To Be Gate Keepers And Make Sure That All The Questions That Have Been Asked Are Available For Public View In That Way If We Have Some Additional Information We Need To Get, We'll Have A Shot At It. Plus, As These Questions Start Getting Answered, I Think That We Need A Place For People To See Them As Well. I Think The Education Piece Of This Is

Right Now. Make Sure That Everybody Is On The Same Page. We Have Our Town Hall Website. That Would Be Great. Can We Use That?

Ok, Go Ahead.

Thank You.

Chairman Pendergrass: If You Could Give Myself A Weekly Update With The Questions Or Responses You Have To The Questions. Because I May Already Have Answers To The Questions But Make Sure The Same Page When All The Facts Were Together.

Thank You.

Chairman Pendergrass: Move On To Walk On, Carry Over. Next Would Be Commissioner Items. I Have A Request. I Would, On The Group.

Comm. Hall: Because You're Not Coming.

Comm. Hall: That's Fine. We Appreciate Your Service.

Thank You, That's It, And I'm Taking Another Course In Cat Herd Herding.

Chairman Pendergrass: Commissioner Kiker, Any Commissioner Items. I Have None.

Chairman Pendergrass: Commissioner Hall.

Comm. Hall: I Just Want To Remind The Board That The First Meeting Of March I Think It's March 95, I Won't Be Here. I'll Be At The National Associates Of County. I'm Working On Two Boards There That Are Meeting It That Week. Just A Reminder.

Chairman Pendergrass: Thank You. Commissioner Appointments. Commissioner Hall.

Comm. Hall: None.

Comm. Mann: Yes, To The Airport Special Management Committee. We Will Replace Him With Woody Hanson.

Comm. Hall: Second.

Chairman Pendergrass: Motion Carries. No Appointments.

Comm. Kiker: I Have None.

Chairman Pendergrass: County Manager Items.

Comm. Manning: Nothing Today The, Thank You.

Chairman Pendergrass: County Attorney Items.

Nothing For Us.

Chairman Pendergrass: It The Board Will Recess Until The Public Hearing At 5:05.
Thank You.

5:05 Public Hearing

Chairman Pendergrass:

It's February 12, 2013. 5:05.

County Attorney. I Have Your One Public Hearing For This Afternoon, This Evening. It Is A Request To Send The Proposed Ordinance To The Second Public Hearing. I Reviewed The Asset Of Publication As Legally Sufficient. Entering That Into The Record Now. I'm Not Sure, I Wasn't Here Early This Morning, But Also A Revision To The Blue Sheet Put As Part Of The Recap. To Amend A Typo For This Ordinance Will Be February 26th, 2013 And At The Conclusion Of This Hearing We Request You Move This To A Second Public Hearing For That Date.

Chairman Pendergrass: Thank You. We're Open For Public Comment. We Have The First Cards Here.

Thank You Mr. Chair. I Want To Thank You For Having Staff Help Us Probably Two Years Trying To Get Us Through This Ordinance And Get Lehigh To The Position It Is Right Here With These Two Community Activity Centers. I Have One Problem With One Word In The Ordinance. And I'm Going To Duck After I Say It Because Says You're Not Going To Deal With Me. The Word "Voluntary" In The Ordinance. You're Allowing Developers To Voluntarily Come Into The Ordinance. I Can't, For The Life Of Me, Think Why A Single Developer Would Commend Voluntarily When They've Already Got Land That Is Zoned Commercial. And This Is Specifically Downtown Lehigh. When We Get To The Community Activity Center, On Homestead Road Where We Have 500 Acres Of Agriculture, This Will Probably Work Very Well. I Am Scared To Death That Developers Once Things Get Up And Rolling Are Going To Take Advantage Of The Zoning That They Have, In Downtown Lehigh. And Put In Another Ice Or Two. We Have One That's Already Coming. Entitled To See One To Have Bars Or Restaurants. They're Entitled To Have, How Do I Put This, Dance Clubs, So On And So Forth. The Things That We're Not Going To Want If You're Going To Build And Rebuild Downtown Lehigh. And, Making This Community

Compact Ordinance Mandatory For Redevelopment And Development Might Get Rid Of Those Problems. Again, The Ordinance Is Well Written. The Staff Has Done A Magnificent Job. I'm Scared To Death Of The Word Voluntary Again, To Lehigh Boulevard And Zoning Commercial Zoning Is Already In Place. Thank You Mr. Chair And Members.

Thank You. Next Speaker Will Be Linda Carter And After That John Frye.

Nice To See You All Again This Evening. I've Been Here In Lehigh 20 Years. I've Seen It Grow From A Two-Lane Highway To A Six-Lane. Lehigh Is Growing. The Growth Is There. We Need To Make Sure That This Program Works. Like Ed Says, Where Anybody Can Do Almost Anything. They Don't Have To Do It. But The Residents Of Lehigh Wanted To Build To The New Way. We're Not Learning In The 50s. There's A New Lehigh And We Need To Bring It Up To My Way Of Living. Make It Accessible To Everybody, And Everybody Is Part Of The Community Where We Can Walk. We Can't Do That The Way Its Built There. We Need To Have It. We Need Your Support, And It's Been Over A Million Dollars That You Have Put Into This Program. The Staff Has Worked Tirelessly For The Last Years Putting This Together. We Need To Support It, Make It Work And The Number Of People You Would Be Benefiting, Everybody In Lehigh, And I Think We Need To Make Sure It Goes And Move Forward. Thank You.

John Frye.

Thank You, Commissioners. I Too Would Like To Say That I Don't Think That Word Voluntary Is Required In The Wording. I Also Would Like To Speak In The Neighborhood Compact, I Would Like To Suggest A Public Library. The Current Population Of Lehigh Acres Is 87,000 People. And It's Expected To Grow. Now, While The East Regional Library Is A Very Large Library, I Don't Know That It Will Be Able To Meet The Needs Of Our Community In The Years To Come, Thank You.

Thank You.

Chairman Pendergrass: Next Speaker Is Tanya Lawson.

Good Evening, Commissioners. Well, First Of All, I Was Supposed To Be Last. Just So You Know. Because We Want All The Positive Stuff First. But First, From My Point Of View From One Voice And From All The Other Voice That I Sit On And All My Clients In Lehigh We Cannot Say Thank You Enough To You And Your Staff That We've Been Working With For All These Years That We Have So Diligently Had To Trust. I Mean I Can Give You Blood And Support And Time And Energy, But I Don't Understand All That They Have Put Together. So The Fact That They Have Brought Us From An Uneducated Community To Where We Now Are Talking And Codes And Zones And Things That I Didn't Even Know That I Would Ever Know But Do Now

And Talk About Secretly With My Clients In The Community Is Amazing That We've Been Able To Pull Together As A Community And Make All This Happen. So, First My Big Thing Is Just To Say Thank You For Where We've Come, And We Need To Move Forward. I Don't Know About The Other, But The Last Thing We Want To Have Happen Is To Have All The Work Go And Not Have The Result That We Wanted. So, However You Make That Happen, That's What I Think Everybody Feels. And We Appreciate All The Effort. Thank You.

Chairman Pendergrass: Thank You. Next Speaker Douglas Patterson. This Is My Last Blue Card.

Thank You, Commissioners For Allowing Me To Speak Before You Tonight. Along With The Adoption Of The Amendment To Chapter 32, 33, I Believe That's Chapter 32-33, Look Forward To The New Revitalization That Bring Life To Lehigh Acres But There Are Many Of Our Residents Who Do Not Believe It. They Will Receive Anything From The Powers To Be From In Lee County. There Are I Would Suggest And Request That A Billboard Sign Is Installed In Both Development Areas That Announce That Community Development Is Coming. And This Would Benefit All Those That Brought This To Fruition, The Commissioners, And The Different Boards That Work Throughout Lee County And Lehigh. Thank You.

Chairman Pendergrass: Thank You, Sir. Ma'am, State Your Name For The Record On A Blue Card Before You Leave.

My Name Is Elizabeth. I'm Sorry I Didn't Know I Needed A Blue Card. Molly Invited Me And She's Been Very Helpful And Helping To Spread The Word.

Chairman Pendergrass: I'm Sorry, This Is The Public Hearing. After This You Can Speak About That. I Thought You Were Here About The Public Hearing.

This Is My First Time, I Have No Idea How It Works. Ok, Will Do. Thanks.

Chairman Pendergrass: Sorry. Anyone Here To Speak On The Public Hearing Item? Yes, Ma'am.

My Name Is Patricia Donnelly. I'm From Lehigh. I Want To Thank The Commissioners For Allowing Me To Speak. And I Would Like To Comment That You're Doing A Wonderful Job In Planning For Lehigh Acres. We Do Need It And I Thank Frank Mann For All His Support He Has Given Us. Our Nation Today Is For Consideration On Joel Boulevard For A Light, A Street Light At Easton Court, And It's Very Dark There. And We Have Seen The Citizens That Walk, And It's Not Safe At Night. I Have A Petition On Behalf Of The Senior Citizens, Which If It's Ok With The Commissioner I Would Like To Submit For The Record.

Comm. Mann: Does That Regard The Request For Street Lights? Is That What The Petition Is For?

Comm. Hall: It's One Street Light. But That's Ok.

Comm. Mann: But I Wanted To Get The Petition To Mr. Wiener, And That Will Be Quicker Than Having It Rot In The Minutes. He's Going To Be Our Hero.

Again I Would Like To Thank The Commissioner And Continue To Do A Wonderful Job. Your Plan For Lehigh Acres Is To Be Commended. And I Hope We Will Be Successful With It. Thank You.

Chairman Pendergrass: Thank You. Anyone Else Here Who Wishes To Speak On The Public Hearing? Ok. We Will Close The Public Hearing At This Time. Come Back To The Board.

Comm. Hall: I Will Make A Motion To Move This Amendment To February 26th, Public Hearing For Discussion.

Chairman Pendergrass: Commissioner Kiker Second. Any Discussion? Mr. Mann?

Comm. Mann: I Will Like For Staff To Put Some Comments On The Record So That We Can Think About The Voluntary Word Between Now And The Next Hearing, So We Might Have Some Conversation On That. And Give Me For Example What We, Since We've Got Plans Throughout This County, Lots Of Them, How Is That Term Dealt With In Other Areas.

For The Record, With Planning Division, The Reason That We Are Recommending This As An Optional Overlay, Meaning That A Property Owner Could Opt In By An Administrative Process To The Compact Communities Code Versus A Regulatory Change Is Because We're Trying As Has Been Recommended Through The Evaluation Appraisal Report Process That We're Going Through To Identify Incentives That We Can Establish For Mixed Use. We Think That This Code With The Increased Intensities, The Increased Footprint That's Placed On The Property Is A Lot Of Incentives Starting At Least The Starting Point. We Also Think That Because We're Working Very Closely With The Property Owners As You Are All Aware Of. We've Been Meeting With The Property Owners. We Continue To Meet With Them. We Have A Meeting Scheduled Before The Night Of The 25th. With The Property Owners And The Downtown Area We're Scheduling Another One For Next Month With The Property Owners In The Admiral Lehigh Area. And Helping Them Understand What This Code And How It Would Be Implemented. We Think It's Prudent At This Point To Allow It To Be Moved Forward As A Voluntary And Work With The Property Owners To Go Through It. We Disagree With The Concern That If They There's No Incentives For Them Because There's Already An Underlining Zoning. We Think The Incentive Is In The Type Of Development. The

Increase In Property Values That They Will Be Able To Receive As You Know We're Working On A Planning And Design Study For These Areas And One Of The Components That We're Working On Is Evaluating What The Increased Property Values Would Be As Well As What The Increase Value And How Much Leasable Space They Would Get As A Result Of This Project. We Think All That Provides Property Owner Increased Reasons That They Would Want To Build Into This. We Believe There Are A Lot Of Incentives In This. How Do We Make This Happen? How Do We Bring This To Fruition? We Think The Relationships That We've Been Working On Justify This Being In A Voluntary Standpoint Right Now. And, Don't Put Us At Risk Of Being Placed If In Having To Defend Ourselves As A Taking. I Know That There Are Some Who Don't Believe This Could Be A Taking Because We're Giving Rights. But, By Putting It In As A Voluntary Option And Working With The Owners One On One, We're Putting Ourselves In A Much More Positive Incentive Base.

Comm. Mann: I Get The Picture.

People Here From Lehigh Would Understand Perhaps A Little Bit More Clearly. Still Give It Time Between Now And To Discuss It Further With You Guys And I'm Happy To Do That. And So, Thank You For That.

Chairman Pendergrass: He Answered My Question.

Comm. Hall: I Want To Call On The County Attorney's Office, If We Make This Mandatory, If That Changes Things A Bit, Doesn't It? So There's Some Ramifications And How The Process We Have To Go Through, I Would Like To Get That On The Record From Just Not A Planning Side But From Our Legal Side. The Number One Concern From Our Office Would Be Considered For Those Properties When You Look At The Site Plan As You Will Call It, The Regulating Plan, Properties Will Be Changed From Their Current Use. We Made This Voluntary. Some Of These Are Designated As Civic Spaces, Which If They Are Commercial Now, You Can Imagine. The Burt Harris Claims That We Would Get From Those Properties. So, Yes, That's Our Number One Concern With Making It Mandatory. You're Going To End Up In Essence Rezoning Property To Whatever Is Allowed In The Regulating Plans And Therefore Causing Extreme Liability On Behalf Of The County. If The County Wanted To Go Through A Process To Rezone, Other People's Property, That's Not Followed In This Case. So, Even If This Was The Goal Of The Board Old Have To Go Through A Different Process.

Comm. Hall: We're Trying To Use A Carrot Instead Of A Stick.

Right.

Comm. Hall: Got It.

Chairman Pendergrass: Any Discussion For The Board?

Comm. Hall: We Have A Motion.

Chairman Pendergrass: Ok, Was It Seconded? Ok, Any Objection? It's Been A Long Day.

Comm. Mann: I Forget We Had A Motion.

Chairman Pendergrass: No Objection? Motion Carries.

Comm. Mann: Thank You, Team.

Thank You.

Chairman Pendergrass: We Now Move To Open Public Presentation On Matters Of Concerned Citizens. Anyone Here To Speak On Any Other Matters.

Comm. Mann: Bring Your Lady Back.

Comm. Hall: Here She Comes.

Well Everybody Is Leaving And They Won't Hear The Good News, But I Guess You Folks Will Hear It.

Chairman Pendergrass: We Want To Hear What You Have To Say Though. Three Minutes.

Good, Ok Well I Can Be Quick, I Can Do It In 30 Seconds But It's A Nonprofit Global Education Program, It's Been Around Since 1965, And We Have 120 Students Traveling The Globe. They Come From 20 Different Countries And Every Week They Go To A New City To Do Community Service Projects, Live With Home Families And We're Excited To Let You Know They're Here In Town. Just Arrived Yesterday. We Had A Fire And Police Escort Them To The Alliance For The Arts And Today They Started Their Community Service Projects At Seven Different Sites Including The Harry Chapin Food Bank, Quality Life Center And Many More. Tomorrow, Will Also Be Continuing Our Community Service Projects, And Then On Sunday We Will Be Performing Two Shows. All The Proceeds Of This Concert Go Back To The Community In The Form Of Donations To The Harry Chapin Food Bank Alliance For The Art, To The Soup Kitchen. We'll Also Be Participating In The Parade On Saturday, So We're Really Excited. And We Just Wanted To Let You Know We're In Town And We're Excited To Be Here And Make A Positive Impact In The Community And We Invite You To Come Out To The Show And Support The Community As Well Again On Sunday. Thank You Very Much. And Thanks For All Your Support. Molly Sent Out An E-Mail To Everybody. We Appreciate The Support We Have All The Support Families.

Chairman Pendergrass: A Coworker Last Monday Night From Belgium.

Yes, Joleen.

Chairman Pendergrass: Where Are You From?

I Grew Up In Texas, Born In Michigan, And I Live In France.

Chairman Pendergrass: Thank You.

Ok, Thank You.

Comm. Hall: Do You Have Brochures?

I Do.

Comm. Hall: Thank You.

Thank You Very Much.

Thank You, Well Good Luck. Any Other Matters Of Concerned Citizens That Would Like To Approach The Podium At This Time?

Comm. Mann: We Lost Our Little Guy From This Morning.

Chairman Pendergrass: Meeting Is Adjourned.