

June 18, 2013

Good Morning. Thank You For Joining Us. Today Is Tuesday, June 18th, 2013. We Will Start With Invocation. Following With The Pledge Of Allegiance. Pastor, Please Come Forward.

Mr. Chairman, God Bless You All. Let's Pray. Father God, First Of All I Want To Thank You For This Beautiful Morning That You Have Given Us. Thank You For The Strength And The Help Enabling Us To Be Here. And Thank You For All The Commissioners, Elected Officials, Leaders, Which Love And Work For Our Beautiful County And Our Community. Now, Lord, I Present To You Today's Agenda. Give Us Wisdom, Give Us Understanding, Give Us Guidance And The Ability To Make Decisions For The Well Being Of Our Citizens. Be Present In This Place. Amen.

Please Join Us In The Pledge Of Allegiance. I Pledge Allegiance To The Flag Of The United States Of America, And To The Republic For Which It Stands, One Nation, Under God, Indivisible With Liberty And Justice For All.

Also, If I Could Remind Everyone To Silence Their Cell Phones If They Have One. At This Time We Have A Ceremony Presentation By Commissioner Mann.

Thank You, Mr. Chairman. Who Are My Parks And Rec Folks Who Are Going To Receive This Happy Honor Today? This Is Honoring And Acknowledging All The Good Folks That Make Our Parks And Recreational Program So Very Successful. And So Enjoyed By So Many. Thank You, Mr. Chairman. This Is My Pleasure To Read The Resolution That Says, Whereas The National Recreation And Parks Association Has Declared July As National Parks And Recreation Month And Whereas Lee County Parks And Recreation Touches The Lives Of Individuals, Families, Roots And The Entire Community. Positively Impacting Upon The Social, Economic And Environmental Quality Of Our County And Whereas Parks, Greenways And Open Space Provide -- From Our Fast Pace Lifestyles. And Whereas Parks, Playgrounds, Nature Trails, Open Spaces, Community And Cultural Centers And Historic Sights Make A Community Attractive And Desirable Place To Live, Work, Play And Visit. And Whereas Lee County Parks And Recreation Activities And Leisure Experiences Provide Opportunities For Young People To Live, Grow And Develop Into Contributing Members Of Society. And Whereas Finally Parks And Recreation Agencies Provide Outlets For Physical Activities, Socialization And Stress Reducing Experiences. That's Why I Go All The Time. Now Therefore Be It Resolved That

The Board Of County Commissioners Of Lee County Florida Does Here By Proclaim July 2013 As Parks And Recreation Month In Lee County. Get This Part, Folks, And Urges All Citizens To Visit The Parks Especially On The Weekend Of July 27-28 When All Parking Fees Will Be Waived At Lee County Regional Parks And Boat Ramps. There Will Also Be Free Admission At Lee County Pools Signed This Very Day By Our Chairman Cecil Pendergrass. Congratulations And Thanks For All The Work You Guys Do. [Applause]

We'd Like To Encourage Everyone To Come Visit Our Parks At Any Time. Especially On The Weekend Of July 27-28. So Once Again, Thank You. Good To Have You Guys. Thanks For All You Do.

We Have Another Ceremony On The Agenda, But It Will Be Deferred Until Next Week. They Were Not Able To Come Today. Now On To The Recap. We Have A Motion To Replace Blue Sheet 20130541 Replacing It With --

Removed.

Commissioner Manning Makes The Motion, Commissioner Hall Seconds. Any Discussion? No Discussion, Any Objection? No Objection, Motion Carries. I Do Need A Motion On The Revision Corrections.

So Moved.

Commissioner Hall Motions, Commissioner Manning Seconds. Any Objection? No Objection, Any Information -- Votes For The Consideration For Properties For 2020? At This Time We'll Move To Public Comment On The Consent Administrative Agenda. I Have Two Blue Cards Here Today. As I Call Your Names Up, You Have Three Minutes To Speak On The Consent Administrative Agenda. There Are Warning Lights If You've Read More Than Your Time. The First Speaker Is Jack Cunningham.

Good Morning, Commissioners. My Name Is Jack Cunningham. I Am A Property Owner And Full Year Round Citizen Of Captiva. I Am The Past Present Of The Civic Association. I'm The Current President Of The Civic Association Foundation. I Am Here To Request All Of You To Endorse And Support The Environmental Protection District's Fund Request For The Beach Nourishment, Which Is To Be Started In August. As You Well Know, Captiva Is A Tremendous Cash Supplier To Lee County. And We're Privileged To Do That. We Have A Relatively Small Amount, Relatively Speaking, Of Moneys Coming Back From The County To Captiva. But The Beach Is

Captiva. It's What Has The Homes There, The Businesses, The Tourists, The Contractors, The Firemen And Everybody That Primarily Lives In Lee County That Supports Captiva. The Beach Attracts The Tourists And It Protects The Island. No Beach, No Island, No Money. Including The Options B And F. They've Done A Tremendous Job, I Feel, This Year In Lining Up Funds From Both The State Of Florida. From The Core Of Army Engineers, The Citizens Of Captiva Obviously Will Be The Single Largest Contributor To This Beach Nourishment Project. But Now We're At Lee County. And I Believe In Speaking For The Organizations I'm Involved With. We Very Much Need To Have You Support That Request. It's The Right Thing To Do.
It's The Fair Thing To Do.

Good Morning. I'd Like To Thank The Commissioners For The Opportunity To Speak Before You Today. I'd Like To Begin By Telling You A Little Bit About Myself So That You Will Have A Better Understanding As To Why I'm Here Today. I Have Lived In Beautiful Lee County For 43 Years. I Lived In The Tourist Attracting Island Of Captiva. Just Last Week, I Retired From The Lee County School District After 37 Years Of Service. I Have Volunteered For Lee County Domestic Animal Services For Over Ten Years. My Husband, A Local Business Owner And I Have Worked Very Hard To Be Able To Afford To Live If Captiva. We Have Also Contributed A Lot Back To Our Lee County Community Throughout The Years. My Major Was In Languages, Not In Math. But My Neighbors And Myself Have Done Some Simple Math That Has Left Us A Little Bit Perplexed. The Cost Of Captiva Beach Re-Nourishment Is \$17.5 Million. Saving Lee County Through Their Efforts, \$5.5 Million From Federal Funds, \$2.7 Million From State Funds And That Leaves Us A Bill Of \$9 Million. Since The Last Beach Re-Nourishment, Which I Believe Was Around Ten Years Ago, Captiva Has Contributed \$19 Million From Bed Taxes. My Understanding Is That The Current, With The Downturn Of The Economy With The Current Figures At 2.8 Times Ten Years That Will Be \$28 Million Next Time. Why Can't Lee County Contribute The \$9 Million Owed From The 19 Million That Has Been Contributed? How Is It Fair That We Contribute \$19 Million And Still There Is \$9 Million Debt That A Percentage Of That We Are Being Asked To Pay? I'd Also Like To Point Out Two Other Details That I Have Learned Through Attending Meetings And News Letters And Speaking To My Neighbors. Many Of The Houses On The Bay Have Gated Access To The Beach.

I'm Sorry, Your Time Is Up. Thank You, Though.

Thank You.

Next Speaker, Jim Boyle. And After Jim Is Misty.

Good Morning, Commissioners. My Name Is Jim Boyle And With Me This Morning Is Kathy. The Result Of 17 Months Of Discussions And Negotiations With County Staff. And They Were Always Available For Us And We Thank Them For That And Their Time. As You Know, Late Last Week We Met With Each Of You, Or In Your Case Commissioner Mann, Your Administrative Assistant To Discuss Our Reasoning For Captiva Policy Options "D" And "F." And We Thank You For The Opportunity To Meet With Each Of You. As Indicated On Your Blue Sheets, Captiva Is A Unique Barrier Island. Consequently, We Are Able To Include Two Policy Options B And F For Your Consideration This Morning. We Are Here To Seek Your Support And Certainly Answer Any Questions. Thank You.

Thank You.

Our Next Speaker Is Misty.

Good Morning. I Sent This To You In An E-Mail, Because I Didn't Know I Could Talk Today. We Welcome Pilots And Nurses And Wish Them The Best. We Are Also Proud Of The Lee County E.M.S. Paramedics Who Will Be Chosen To Carry Out Daily Life Saving Care. We Are Still Extremely Reasonable And In Line With Other Agencies -- According To The Bureau Of Business And Economic Research, The Population Of Lee County Grew By 3.1% From 2010 To 2012. As It Stands, The U.S. Census Puts Lee County Population At 645,293 Citizens. We Fully Support The Expansion Of Services From Lee Memorial Facilities. We Would Also Like To Take This Time To Thank The Commissioners For Approval Of All Necessary Equipment Purchases. That You Can Now Be Very Proud Of. Thank You.

Dave? After Dave, The Next Speaker Will Be Steve Lohan.

I Won't Take My Three Minutes. I Sent A Memo To You All. This Is On Animal Control Ordinance That I'm Speaking. And I Sent A Memo Back On May 16th Of My Interest In This Area. I Have Seen In The Paper That There Is Some Excitement About The One Section Of The Leash Control Sector. But I Do Feel That This Is A Well Done Ordinance. And I Support The Staff For This. If You're Asked To Make Some Changes, Please Remember That These Animals Need To Have Sun Shelter. And If They're Barking In A Really Loud Way, It's Very Distressing To The Neighbors. And Those Are Issues That I Think Are Covered In The Ordinance. Thank You Very Much.

Thank You.

Steve? And After Steve Will Be Robert Ball.

I'm Going To Pass On This Opportunity. Thank You.

Ok, Thank You.

Next Speaker Is Robert Ball?

Good Morning, Commissioner. Fellow Commissioners. My Name Is Robert Ball. I'm Director Of Food And Beverage At The Island Resort. I'm Here As A Representative Of My Family Who Are Residents, Small Business Owners And A Board Of The Captiva Panel. And The 397 Lee County Employees Who Are Employed By The Resort. In Regards To Options "B" And "F." Again, To Summarize The Safety To Life Issue For Storm Protection. As Well As The Recreation Benefit Of Did Shoreline. To Summarize The Evacuation Route Protected By The Federal Beach Nourishment Project. Our Police, Our Fire And Our Emergency Medical Personnel Are Based On The Northern End. As Well As Prevent Us Have Evacuation From North Of The Breach. Prior To The First Beach Re-Nourishment -- Again, This Section Of The Road Was Threatened By Tropical Storm Debbie. On The 366 In The Balance, Which Are Single Family Homes, Villas, Multi-Family Units And Condominiums That Are In Our Rental Release Program. Should This Annual Source Of Approximately \$2.8 Million In Bed Tax Disappear, It Would Then Become Necessary For Lee County To Make Up That Budget Deficit Elsewhere. The Island Resort Proposes That You Accept The Recommendations Set Forth. And That The Shorelines Surrounding South Seas -- Due To Its Contributions To Bed Tax Revenues. Generated From The Single Family Homes, Condominiums, Et Cetera. We Hope That You Don't Forget The Devastation On Jersey Shore From Hurricane Sandy. We Ask That You Protect Yours And Our Property. Property The Property In Sales Tax And Most Importantly Protect The Jobs And Livelihoods Of Your Lee County Citizens.

Robert, Thank You, But Your Time Is Up. Thank You, Sir. Next Speaker Is Mike Mullins.

Good Morning, Mr. Chairman And County Commissioners. I'm Mike Mullins. President Of The Captiva Community Panel And Here Today On Their Behalf. Our Top Ten Reasons Why Lee County Should Pay More Fair Share, Number One Captiva's Economic Impact To Lee County Over The Usual Eight Years Between

Nourishment Projects Is Over \$1 Million. Captiva Rental Property Generates Bed Taxes Of About \$20 Million During The Same Eight Year Period. The Combined Property Value Today Exceeds More Than \$1.2 Billion. Before Beach Nourishment In The 1980s -- Due To Major Beach Erosion. Even Washing Out Captiva Drive For A Fortnight And Washing Away Structures On The Island. Only Then Did Captiva And Lee County Come Together To Find Captiva's First Island Wide Nourishment Project. Golden Goose Yielded Greater Benefits, The County Reaped The Benefits. But The Cost Share Was Reduced Dramatically. Captiva's Share Was Almost \$8 Million For The Last Project If 2005. This Includes An Annual Budget For The Captiva Erosion District Which Manages These Projects. Whereas Lee County's Share For That Last Project Was Only \$2 Million Cost Share. They Expect To Be Asked To Contribute More Than It's Fair Share Towards County Expense And To Support Just About Every County Effort.

Captiva Asks Just One Thing Of Lee County, Help With Our Beach Nourishment. We Ask Lee County To Pay An Equal Cost Share Towards Beach Nourishment. The Enormous Economic Jobs And Tax Benefits Flowing To The County From Captiva Outweigh By An Order Of Magnitude What We're Asking In Return. Thank You For Listening. God Bless Your Service.

Thank You. Next Speaker Joe. After That Is Greg.

That Certain Enumerated Standards Have Been Met.

There Is No Grandfathering. Provisions Provide To Exceptions For Renewal Applications. All Applicants, Including Those Applicants Seeking Renewal Must Appear Before The Board Of Commission At A Public Hearing. Failure To Conduct A Public Hearing Violates The County's Ordinance. Florida State Statute 40125 Requires That Each Renewal License Be Subject To The Same Requirements As The Original Licenser That Are In Effect At The Time Of Renewal. According To The County Must Process And Be Trance Renewal In The Same Manner It Would Evaluate The Transport Application.

Can Address The Transport Renewal Process With The Applicable, Local And State Laws. The District Would Urge The County Commission -- Until Such Time As The County Conducts A Full Hearing. I Thank You For Your Consideration.

Next Speaker Is Greg.

Good Morning, Commissioners. The Purpose Of This Correspondence Is To Formally Notify Lee County Of The District's Objections To The County's Award Of The Five

Year Contract Of Air Methods Corporation. Then The County Is Either Demonstrating The County's Improbable Enforcement Of Provisions Of The Ordinance 08-16 And Ignorance Of The Public Hearing Requirement. Or Acknowledging That A Predetermination Intention To Award Air Methods Prior To Scheduling And Conducting A Public Hearing. Compliance With Ordinance 08-16 Must Be Demonstrated. In Either Scenario -- Without A Requirement That The Service Provide Obtain To Copcn. Contingent Upon Air Methods Ability To Successfully -- At A Public Hearing Qualifications Of Copcn. Also, I'd Like To Point Out That In Your Blue Sheet It States That There Is Zero Cost To The County. But In Reality, You'll Be Providing A Paramedic On That Shift To The Tune Of \$263,000 Per Year With No Ways Of Recouping That. So I Think Your Blue Sheet Is Wrong When It Says No Cost To The County. It States Right In There Where It Says Service Cost To The County, Zero. Billing Will Be The -- But You're Providing The \$364,000 Service To Them For Free. Thank You.

Thank You. I Have No Other Public Comment At This Time. We'll Close Public Comment. Move On To The Consent Agenda. Items To Be Pulled By Discussion From The Board. Commissioner Manning?

Item 3-A, Mr. Chairman.

Commissioner Kiker?

None.

Commissioner Mann?

13-D.

Ok. Commissioner Hall?

None. Move The Ballot.

Commissioner Hall Makes The Motion. Commissioner Mann Makes Second. Any Discussion? Any Objection? No Objection, Motion Carries.

Mr. Chairman, Under 3-A This Is A Ministerial Item. I Am Going To Provide The Clerks With Form 8-B. Memorandum Of Voting Conflict. And I Am Employed By The Parent Company Of Fgua.

I'll Move The Item.

Second.

Commissioner Mann Makes The Motion, Commissioner Hall Seconds. Any Other Discussion? Any Objection? No Objection, Motion Carries.

Mr. Chairman, Let The Record Show An Extension Over Here.

Record Shall Reflect. Commissioner Mann?

13-D, Mr. Chairman Is Kind Of My Broken Record Request To Put Things On The Budget -- On The Record That Are Of Such Significance Financially Speaking That I Just Can't Sit Here And Let Them Pass As Part Of Consent Agenda. A Little History, So That You'll Know What I Need You To Focus On. When This Project Began In '06, I Think Commissioner Hall Was The Only Member That Was On The Board At That Time. So She Has The Advantage And Benefit Of Following This Project All The Way Through, But The Total Expenditure Here For The Rebilling Of This Water Plant Is At \$66 Million. That's An Awful Lot Of Money. That's Why I Keep Saying, The Public Might Be A Little Bit Curious. I Remember Back When We Had An \$85 Million Baseball Project. We've Gotten A Lot Of Criticism For Moving That Forward. \$66 Million Is Pretty Big Too. And The Reason We Got The Criticism Was Largely, And It Still Exists Today Because The Public Is Adequately Informs Of How The Money Worked And How Our Northern Friends Were Paying For It And Not The Local Taxpayers. But It's \$66 Million. This Is Being Paid For, The Largest Portion Coming Out Now Will Be From Bonds That Are Yet To Be Issued. There's No Additional Cost. I Need For You To Confirm These To Our Payers Across The County Where This Is Distributed To. Because We Approved A Rate Increase Before The Two New Commissioners Got Here. So You Weren't Even A Part Of This. But It Was Adequate To Anticipate This Expenditure Of \$66 Million.

I Appreciate A Moment To Go Through The History. This Is A Very Important Long Term Project For Our Utility. The Replacement Of The Green Meadows Water Treatment Plant Is Included In Our Integrated Water Management Plan And Several Several Purposes. Number One, It Replaces An Existing Plant That Is Reaching The End Of It's Life Cycle. And It's Also Helping Us Reach Our Goal To Diversify Source Water. We Will Be Using Two Sources Of Ground Water Which Is Good For Sustainability In The Long Term. We're Also Expanding The Capacity To Meet Demand And Also Provide Redundancy In Our South Florida Water Service Areas. As Mentioned, This Project Was Initiated Many Years Ago And Anticipated

For Designing Construction. We Knew This Was Going To Be Quite An Investment And It Was Included In Our Rate Study, Which Was Approved By The Board Two Years Ago. It Is Being Funded Through Bond Revenue. The Majority Of It Is Being Funded By Bond Revenue. And Our Current Rate Structure, Which Is Paid By The Utility Customers Includes Those Figures.

As I Said, We Are Going To Be Also Building A New Ground Water Well. We're Improving The Existing Ground Wall We Are Field By Improving The Access. It Includes Not Only The Plant Improvement But Also Wellfield Improvement And Services After The Plant Is Up And Running So That We Can Take A Look At Optimizing The Operation Of The Plants. So It's A Long Term Process. It's A Complicated One. We Think That We're On Schedule. And The Cost Was Anticipated And Is Being Covered By The Utility User Fees.

The Length Of The Bonds?

30 Year.

I Appreciate That. \$66 Million, We May Need To Take A Minute And Said That's What It's All About.

We're Expanding.

I'm Just Surprised Why We Haven't Had Any Of Our Developer Fees Fund Some Of This As Well. As A Combination.

Since We Started This Before Pam Was Here, We Have Used As Part Of The Design Cost. I Believe That The Connection Fees Which Are Restricted To Expansion Of Facilities Have Been Used As Funding For A Portion Of This Project.

Are The Bonds Reimbursing Those Uses Back To The Developer Fees? Or Is It A Combination Of The Both

I Would Have To Go Back And Do Some Research On That. I'm Sorry, I Don't Have That Information.

I Think That's Important To Our Rate Users. For The Most Part, Our Utility Fees Are Some Of The Lowest. And We're Very Conservative When It Comes To That. But I Think It's Also The Message That We Talk About When We're Out There Speaking To Folks And How We're Funding Utilities. On The Blue Sheet, I Appreciate You.

When We Have These Long Term Multi-Year Projects, We Always Have An Estimated Budget. And Then You Guys Do The Change As We Get To That Budget. Again, It's Hard When You Have Different People Coming In, So Thank You For Tracking Us Through And Saying That For The Most Part We're Still On Budget. I Appreciate You Sharing That. You Expanded The Scope Of Work So The Budget Did Increase Because The Work Changed. I Will Have To Say, This Was A Very Good Historical Perspective On A Project As Commissioner Mann Said Is Over \$60 Million, So Thank You.

Thank You.

Mr. Chairman, If I May Ask, If We Could Have Precise Answers To What You Were Just Taking A Guess At.

Thank You.

Thank You.

Thank You.

Thank You, Mr. Chairman. I'll Move The Item.

Second.

Commissioner Mann Makes The Motion, Commissioner Manning Seconds, Any Other Discussion? No Discussion, Any Objection? No Objection, Motion Carries. Move On To The Administrative Agenda.

Move 5-8, Mr. Chairman.

Commissioner Manning Makes The Motion. Commissioner Mann Makes The Second. Any Discussion? Any Objection? Motion Carries.

Move 5-B.

Second.

Commissioner Manning Makes The Motion, Commissioner Mann Seconds. Any Discussion?

I Just Want To Say, Because We Do Have A New Procedure For These Is That The Class Act Recommendations To The Board Have Been Given To Us. And There Is Only One Objection On Both Of These From The Whole Committee As A Whole. So I Appreciate, Because We've Been Initiating New Procedures That We're Following Those And We Do See What The Individual Members Are Saying. So Thank You To Staff And I Think Our System Is Working.

Any Other Discussion? Any Objection? No Objection, Motion Carries.

Mr. Chairman, I'll Move 8-A Recommendations "B" And "F."

I Will Second That Motion For Discussion.

Go Over Those Recommendations. Just For The Record, I Want To Just Put It On The Record.

They Are The Cepd's Recommendations. It Was A 17 Month Process. I Want To Thank Steve And His Staff For Grinding Through This Process. I Appreciate It. And Also The Cepd Members Who Had Input. One Of The Reasons That I Chose B And F Here From The Cepd's Perspective, Very Simply, Was In Anticipation Of Lower Amounts Of Money From Both The Core Of Engineers And The State, That Turned Out To Be Incorrect. We Need Higher Numbers From Those Folks. In Addition To That, With Your Help, We Saved \$570,000 On The Blind Pass Situation. So It Almost, Almost Is Revenue Mutual. So That's One Of The Reasons Why I Went Along With The Cepd's Request And Hopefully My Board Members Will Concur.

I Don't Have An Issue. I Just Think For The Purpose Of The Record, Just Putting Down What Those Were. Thank You.

Any Other Discussion? Any Objection? No Objection, Motion Carries 5-0.

Move 10-A, Mr. Chairman.

Commissioner Manning Makes The Motion, Commissioner Mann Seconds.

Mr. Chairman, Can We Just Have -- I Just For The Record Would Like The County Attorney To Address The Statements Made By The Bonita Springs Fire District. Just For Our Record. I Think They've Raised Whether We're Ignorant To Our Own Ordinance And Whether We're Not -- I Think We Just Need To Address It.

Thank You, Dawn.

As I Understand The Statements Made By The Bonita Springs Fire District, They Have Indicated That The Contract Is Not Contingent Upon

I Have A Question.

Commissioner Kiker?

Thank You, Mr. Chairman. I Too Am A Little Confused. There Was Also The Comment Made That There Was No Cost To Us, It Was Zero. And Their Suggestion Was It Was \$360,000. Is This The Same One?

Commissioner, That Is The 10- A That We're Discussing. Although We Listed Exactly What The Cost Of The Paramedics, The Flight Paramedics Is, You Will See In The Contract There Is A Fee Schedule. We Will Be Receiving A Per Flight Fee For The Paramedics That Is Based On Industry Standard.

In Addition To That --

Pull Up The Mic There. Pull It Closer To Your Mouth.

In Addition To The Reimbursement For Flight For The Paramedics, Realize Also That We'll Be Reimbursed For Their Use Of Hanger Space. As Well As The Fuel They'll Be Purchasing From The Port Authority.

Thank You, Mr. Chairman.

Any Other Discussion? Any Objection? No Objection, Motion Carries 5-0.

Move 10-B, Mr. Chairman.

Commissioner Manning Makes The Motion, Commissioner Mann Seconds. Any Discussion?

Mr. Chairman.

Commissioner Kiker?

I Really Don't Mean To Beat This One Up Too Much, But Can You Please Explain

What This One Is? Is This The One That's Going To Public Hearing, Right?

Correct. Today, We Are Renewing To Continue The Service As They Currently Provide It. As Allowed, Routinely, As Dawn Explained. Next Week, We Will Be Holding A Public Hearing For Them To Expand Their Copcn To Allow Traditional Transports Of Non-Emergency --

Any Other Discussion? Any Objections? No Objection, Motion Carries. 10-C.

Move 10-C.

Commissioner Manning Makes The Motion, Commissioner Hall Seconds. Any Other Discussion? Commissioner Kiker?

I Apologize. I Have To Ask This Question. You're Talking About \$1.4 Million Going Into This Budget Cycle. Can We Discuss A Little Bit The Meat Of This And What Happens If We Don't Spend \$1.4 Million This Year? What's The Fall Out On This?

Commissioner, As We Discussed, This Is An Expenditure From The E.M.S. Impact Fee.

Move 10-D.

Commissioner Manning Makes The Motion.

Second.

Commissioner Hall Seconds. Any Discussion? No Discussion, Any Objection? Walk On Carryover. We Have Walk On Item.

Yes, I'll Move The Walk On One, But If Someone Says I Want To Have --

Second.

Commissioner Hall Makes The Motion, Commissioner Manning Seconds.

I Think It's Important To Talk About What We --

I Thought We Already Did This.

You Did. You Already Took Care Of Walkover Number One And Replaced 10-B. You Had A Motion On The Impact.

I Probably Should Have Brought It Up Then, But I Think It Helps Us To Talk About Why We're Not Doing That Service Anymore And Why We're Outsourcing It. There Was A Lot Of Confusion. I Got A Lot Of Calls Of Are We Privatizing Our E.M.S. Now. I Just Wanted To Put On The Record What It Is We're Doing On The Inner Service.

Thank You. One Of My First Objectives Coming Into This Position Was To Find Efficiencies That We Can Use To Make The Division As A Whole -- This Will Free Up 2.5 Ambulances In Our Terms To Dedicate Them Back Again To Our Core Service, Which Is Emergency Response. So By Allowing This Private Company That Already Provides This Service To A Limited Scale Within The County, We're Simply Going To Be Looking Forward To Next Time Allowing Them To Expand That Service So That We Can Provide Our Core Service More Efficiently.

Commissioners, As A Reminder That Will Be The Public Hearing.

The Public Hearing Next Week.

Thank You.

Thank You. Commissioner Items. Commissioner Manning?

None.

Commissioner Kiker?

Thank You, Mr. Chairman. This Again Goes Back To Copcn With Bonita Springs. As You Are All Aware, I Was Asked To Represent The Board In Discussions With Bonita Springs. I Have An Advantage At This Point To Listen To The Discussion Last Week. In Forms Of Clarity, The Direction That The Board Is Taking On This Issue, I Want To Know Whether Or Not You Want Me To Continue Working With Bonita Springs. There Is A Request By Bonita Springs Fire Department To Take Conversations Offline. It Was Blessed By Our Attorney. I Got Two Thumbs Up From All Of Them. In Terms That This Would Be A Good Direction To Go. I Think There Is Some Concern Whether Or Not We Should Have Attorneys Present For That Conversation. It's Certainly Fine By Me. It Matters Not. But What I Would Like To Find Out From This Board Is What Is Your Direction?

I'd Like To Comment First. I Usually Wait To Go Last. I Always Watch The Meetings Afterwards So I Can Go Back And Critique What I'm Doing And How The Board Is Running. My Position That Day Was Protection Of The Board, Lee County And Also Bonita Springs Fire. And Obviously I Had Concerns About The Process, Making Sure We Were Doing It Properly. Afterwards I Talked To Legal Staff Again That Insured Me There Wasn't An Issue. I Didn't Want The Board Or A Board Member Like Yourself Being Put In A Position Where Somebody Otherwise Thinks Something Else Is Going On.

But Here's My Concern As It Comes To Doing Anything Offline. We Have Been Going Through This Process For Two Years With Bonita Springs. And It Has Been, Again, A Lot Of Things Said In Public Meetings. And What Concerns Me Is We Had Agreed. We Had A Hearing Here That Was A Lot Of Things Were Presented To Us By Bonita Springs Taken Out Of Context. But That's Fair Enough. It's A Hearing And I Take No Issue With It Personally. They Have A Case To Present, We Have A Case To Present And That's What It Is. We've Agreed To Go To A 164 Process. And I Would Like To Stay Within That Process. I Think That's Healthy. I Think That's What The Statute Allows. To Go Away From That Process, I Think Opens Us Up For Another Hearing That Allows For Things To Be Taken Out Of Context Because We're Not Having The Record That We Need To Protect The Interests Of Both Parties. So My Concern Last Week, And I'll Say It Again This Week, Is That We Remain In The Format That Is Provided To Us With Those Opportunities. Because The 164 Has A Lot Of Dialogue In There. To Go Outside Of That, I'm Just Not Comfortable With It. That's Why We're Here Today. None Of Those Conversations Have Worked. It's Not To Say When You Put New People In The Room That There's A Different Outcome. I Think The 164 Allows For That Fresh Perspective As Well With It Being Within Those Confines. My Preference Would Be To Stay Within The Format That Is Provided To Us Just Because Of The Way It's Been Handled Up To This Point. Our Intention Is, I Believe, To Do What's Best For Lee County And What's Best For This System And What's Best For The Health And Safety Of All Of Our Residents. Including Those Residents In Bonita Springs. And I Think We Get Facts Out In A Proper Way If We Stay Within That System.

Do You Feel Like This Is A Departure From That Process?

Maybe I'm Misunderstanding It, Commissioner. Yes, I Do. I Feel When We Go Offline We Have A Separate Meeting Outside Of This Format. I Think It's A Departure. When We Stay Within The 164 Process, We're Staying Within The Box. I Don't Want To Go Outside The Box At This Point. We've Been Outside The Box

And It's Come Back To Be Presented To Us -- My Person Opinion, In A Way That I Don't Think Is Reflective. Just Like We Get Sometimes, If You Take A Whole Sentence That We Say But You Pick And Choose What You Want To Take Out Of The Words And Put Them Together, It Has A Different Meaning Than What Was Said Here. And I Think That There Is The Ability For Them To Say A He Said She Said Outside Of Our Recorded Process. And I Just Don'ted Want To See Us Go There. We've Already Seen That In These Chambers. And That's Unfortunate. I Think That Even Today When We Talk About Our Ordinance And The Process And The Position That They've Taken, I Think There's A Lot Of Opportunity. That If We Go Outside The Process. I Agree With Commissioner Pendergrass, Perception Is Reality. If Someone Wants To Clarify It For Me, I'm Happy To Do That.

If I Understand The Board's Direction, Then I Need To Speak Again With Our Attorney And Have Her Outline What The Process Is Exactly Step By Step So That We Make Sure That We Don't Stray From That.

That's What My Intentions Are. In Someone Is Uncomfortable With That, I'll Certainly Be The First One That Says You Might Want To Have Somebody Else Represent The Board. On That Pretense, I Would Like Your Opinion Or Your Direction.

I Agree With You.

Mr. Chairman And Commissioner Kiker, I'm Glad You've Got This Ball In Your Court. And I'm Not Having To Deal With It. I Have Been Very Disappointed In The Whole Tone Of Our Dialogue With The Good Folks In Bonita From The First Time That We Were Kind Of Put On Notice That We Were Being -- I Almost Felt Set Up To Do Something Wrong, So That They Could Then Legally Challenge Us. Since This Has Become A Sticky Wicket Any Way, I Would Like To Air On The Side Of Greatest Caution Possible Here To Avoid Any Criticism From Anybody Or Any Source. And That's Why I Sided With Commissioner Hall. I Think It's Best That We Keep This Open. Even Though I Think It Is Very Clear That You Have Every Right To Pick Up Phone Call Whomever You Want On This Issue. You're Not Making Any Final Decision, You're Just Trying To Have A Dialogue. But I Think Since The Issue Is So Contentious To Begin With And Has Legal Ramifications Right Now, The More We Can Do To Keep This Wide Open So Everybody Can Follow It And Not Somebody Later On Ask Some Question About, Well I Don't Know What Went On Behind That Closed Door. I Just Don't Want To Risk That. I'm Hoping We Can Do This As Openly As Possible.

I Hope We Can Get Down The Road.

Thank You, Mr. Chairman.

Thank You. Commissioner Mann, Do You Have Any Commissioner Items?

No.

Commissioner Hall?

I Have A Couple Things. First Is The Meeting In Tampa That I'll Be Attending. We're Moving Along Slowly, But Surely. We Had A Miscommunication A Couple Of Weeks Ago As Word Has Moved Out Of The Senate And Is Now To The House. With The Central Everglades Moving Forward And A Lot Of Projects Coming Up, There Was An Insinuation That Possibly There Might Be A Movement That Doesn't Include The Water Quality Component That's They Do Look At It As A Regional Project, Not Just A Lee County Project. The C-43 Does Have Some Impacts. We Can Get That Water When We're In Drought. And Agriculture Is Very Concerned That When We Need Environmental Relief, We're Taking Water Away From Them. He Shared With Me Again The Commissioner's Position And Their Position Is Still That C-43 Is Very High Ranking. They've Shared That With The District. They've Shared That With Their Partners. It's Going Back Out And Touching And Making Sure That We're All On The Same Page. A Lot Of New Board Members. Nothing Stays The Same. Yet Everything Stays The Same. So We'll Continue To Go Around And Chat With Folks As This Moves Through The House. It's Critical. I Apologize Because So Many Things Are Moving On The Environmental Side Legislatively. Not Only Locally, But From A State Perspective I Need To Be At The Coalition Meeting On Friday. One Of The Things That They've Asked Is We're Getting Additional Funding For Florida Forever. They'd Like Us To Start Early And Look At Some Regional Projects That Are In The Cue. Northern Everglades Has A 5-5-5 Share. Martin County, Lee County, D. E. P. And The District.

I'll Pass It Out To The Board At This Time. Saying She'll Withdraw Her Position As The County Manager From Lee County. El Paso Made Their Final Offer. I Have One For The Clerk, Too. Her Statements To Me Yesterday Would Be Why Would She Want To Negotiate To Take A Pay Cut. And I Said Of Course You Need What The Salary Was Before You Came Here. She Didn't Really See It And She Basically Came Back And Said I'm Gonna See What They Counter Offer Here In El Paso. And At 8:36 This Morning I Got The E-Mail From Her Saying She'll Withdraw From The

Process. I Will Start Negotiations --

With Our Blessing.

Any Other Discussion?

Yes.

Yes, Sir?

Thank You For The Update. One Of The Conversations That I Had With Roger During Our Interviews Was His Interest. Not So Much In Negotiating On Behalf Of Severance, He Was More Interested In Performance. So I Hope That In Your Speaking With Him, That You Keep That In Mind.

Exactly. I Agree With You. I Was Very Generous, I Felt From The County's Side. I Came Up From Different Figures To Try To Get Her To Come Here. A Very Gracious Package, I Believe, From Lee County. It Was Presented Her Yesterday. And She Didn't Want To Accept That. And She Sent The E-Mail To Us At 8:36 Saying El Paso Wanted To Keep Her There. She Said That She Felt The Council There, The Mayor Was Gonna Try To Keep Her There. She Was Gonna See The Counter Offer. I Told Her I Was Not Going To Be In A Bidding War For El Paso For The Position. My Understanding Was She Was Leaving There Next Year Any Way.

I Wanted To Just Make Sure That -- I Was Given A Salary Figure That Was A Bottom For Her. Were You All Given That Number For Her?

I Wasn't. I Was Never Involved In Any Salary Discussion.

There Was No Salary Suggestion. Our Head Hunter Gave Me A Number That She Said This Is Really What Joyce Is Looking For. So If You're Uncomfortable With That, Just Know That Up Front Before You Go Into These Interviews. I Just Want To Make Sure We All Knew What That Number Was. I Don't Want People To Think We Were So Shocked By Her Number. She Was Making Much More. I Felt Comfortable With The Number That Was Provided As The Top, Not The Bottom. [Laughter]

The Car Allowance, We Really Could Not Come To An Agreement.

Commissioner Manning?

Mr. Chairman, I'm Pleased To Announce A New Appointment To The T.D.C., Tony.
Second.

Commissioner Manning Makes The Motion. Any Discussion? Any Objection? No
Objection, Motion Carries. Commissioner Kiker?

This Is Gonna Be A Busy Time For Me Here.

Any Discussion? Any Objection? No Objection, Motion Carries.

June For Parks And Recreation. You've Got Another Burden On Your Back To Bring
This In. The Budget Is Where It Is, As We Know. There's An Opportunity To
Rethink, Get Some Fresh Eyes Here Real Quick. If We Can Make This Happen
Pretty Fast, I Would Encourage It.

Commissioner Hall?

I Have A New Appointment Of Ronnie Simpson To The Road Way Landscape.

Commissioner Manning Makes The Motion. No Objection? Motion Carries. County
Manager Items?

Commissioners, We Have One Item. I Just Need To Get Your Approval For
Recommendation Of A Name Change From Lee County Sports Authority To Lee
County Sports Development.

So Moved.

Second. [Laughter]

Any Other Discussion?

Do I Have To Give My T-Shirt Back?

No, Sir.

I'm Sorry, You Got A T-Shirt?

When You're Here Four Years, You'll Get One.

By The Way, Commissioner Kiker, You Had A Comment?

I Did. I Apologize. I Should Have Brought It Up Earlier. I Got To Go To This Thing Called Pow Wow. That Was Why I Wasn't Here Last Week. And It Was For The Visitors. And I Got To Watch Tamra And Her Crew At Work And My Hats Off. That's The Hardest Working Bunch Of Folks I Think I've Ever Seen. And The Depth Of What They Know And What They Bring To The Game For Tourism For Lee County, You Can't Describe It. You Have To See It. And I'm Sure That Some Of You Have Been There Already. They Still Remember That.

Commission Items For Myself -- I Think You Left With Peter. I Didn't Get A Chance To Recognize Him.

That's Ok. You Got To Introduce Him To Three Of Us Any Way.

County Attorney Items? Nothing.

Nothing? Good Deal.

I Just Want To Say One Thing. Our County Attorney Schedule, Like The County Manager Schedule Is Online. So If Anyone Thinks We're Moving Too Fast, Please Comment Now. The Whole Schedule Is There Just Like The County Manager Schedule Is There. So Please Comment, We're Looking For Input.

Meeting Adjourned.