



Provided By Public Resources

May 28, 2013

GOOD MORNING AND THANK YOU FOR JOINING US.TODAY IS TUESDAY, MAY 28th, 2013.PLEASE JOIN US FOR THE INDICATION FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

FATHER GOD, WE COME TO YOU ON BEHALF OF LEE COUNTY AND THOSE IN AUTHORITY.THAT YOU CONTINUE TO GIVE THEM WISDOM, GUIDANCE, DURING THIS TIME OF TRANSITION AND DIVERSIONIFICATION HAPPENING IN THIS REGION.WE THANK YOU AND CONTINUE TO BRING THE INCREASE.AMEN.

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.

PLEASE BE SEATED.IF I COULD ALSO ASK THE MEMBERS OF THE AUDIENCE TO PLEASE SILENCE YOUR CELL PHONES IF YOU HAVE ONE, PLEASE.THIS TIME WE MOVE TO THE RECAP.WE ONLY HAVE ONE ITEM FOR RECAP, A REVISION OR CORRECTION FOR 14-A.

DOES THAT REQUIRE A MOTION?

YES.

I'LL DO IT.

MOTION FROM COMMISSIONER MANNING.ANY OBJECTIONS?ANY DISCUSSION?SEEING NONE, MOTION CARRIES.THIS TIME WE'LL READ PUBLIC COMMENT FROM THE CONSENT AND ADMINISTRATIVE AGENDA.ANYONE HERE WISH TO SPEAK ON THE CONSENT OR ADMINISTRATIVE AGENDA?SEEING NONE, WE WILL MOVE ON TO CONSENT AGENDA.COMMISSIONER MANNING?

NONE.

COMMISSIONER KIKER?

NONE.

I HAVE NONE.COMMISSIONER MANN?

NONE TODAY, THANK YOU.

COMMISSIONER HALL?

NONE.

COMMISSIONER MANN MAKES THE MOTION TO MOVE THE BALANCE.COMMISSIONER HALL SECONDS.ANY DISCUSSION?NO DISCUSSION, ANY OBJECTION?NO OBJECTION, MOTION CARRIES.ADMINISTRATIVE AGENDA.5-A?

MOVE THE ITEM, MR. CHAIRMAN.

COMMISSIONER MANNING MAKES THE MOTION.I WILL SECOND FOR DISCUSSION.

MR. CHAIRMAN, IF I MAY, COULD I JUST HAVE SOMEBODY CLARIFY.I THOUGHT WE TALKED OURSELVES THROUGH THIS LAST WEEK.IS THIS ESSENTIALLY WHAT THEY ASKED?IT LOOKS A LITTLE MORE CONFUSING THAN THE WAY WE HAD LEFT IT.JUST HELP ME ON 25 WORD EXPLANATION HERE.

ASSISTANT COUNTY ATTORNEY.WHAT THE BOARD IS BEING ASKED TO DO IS TO WAIVE ANY CONFLICT THAT HE MAY HAVE.HE HAS AN ANNUAL CONTRACT WITH THE POTENTIAL OH GET WORK FOR THE COUNTY.THAT CONTRACT WAS COMPETITIVELY SOLICITED.THERE IS AN EXEMPTION ALLOWED UNDER THE STATUTE.WE'RE HERE TO ASK THE BOARD TO WAIVE ANY POTENTIAL CONFLICT.

IT SOUNDS LIKE IT WAS DESIGNED SPECIFICALLY FOR HIM ON A SINGLE ISSUE ITEM AS A -- OPPOSED TO A GENERAL POLICY I THOUGHT HE WAS TALKING ABOUT BEFORE.

THE STATUTE SPECIFICALLY ALLOWS THE BOARD TO WAIVE.

THAT'S NOT AN ANSWER TO MY QUESTION.

COMMISSIONER MANN, THE CLASS ACT ORDINANCE IS A PUBLIC HEARING.HE WAS CONCERNED ABOUT THE IMPACT OF THE ORDINANCE ON HIS PARTICULAR PERSON AND HOW IT WOULD BE REVIEWED IN LIGHT OF OTHER MEMBERS AND

WHAT THEY WANTED TO VOLUNTEER AND HOW THEY SERVED IN THE COMMITTEES AND WORKED WITH THE COUNTY.THE ISSUE THAT WE DISCUSSED LAST WEEK, THIS IS A PRIME EXAMPLE WHERE AN EXEMPTION DOES EXIST TO PROTECT HIS WORK WITH THE COUNTY.WHEN IT COMES TO THE CLASS ACT OF WHAT HE WAS TALKING ABOUT, THAT GOES TO THE ORDNANCE, NOT THIS PART.

WE'VE HAD THIS COME UP BEFORE ON SUSTAINABILITY WHERE WE REMOVED SOMEONE FROM THE SUSTAINABILITY BECAUSE THEY HAD PLANNING WORK WITH THE COUNTY AND WE THOUGHT THERE WAS A CONFLICT AND SUSTAINABILITY.SO WE ACTUALLY REMOVED THEM FROM THE BOARD.WHAT HE IS ASKING US TO DO, THERE IS AN EXEMPTION THAT THE BOARD CAN OVERRIDE THAT CONFLICT AND NOT IMPACT HIS CONTRACT WITH THE COUNTY'S WORK.WHAT HE WAS ASKING US TO DO IS WHEN YOU OWN LAND, HOW DO YOU DEAL WITH THAT CONFLICT?THAT'S WHAT THE ORDNANCE IS ABOUT.THIS IS RELATED TO WORK WITH THE COUNTY.

MY ISSUE WAS THAT THIS IS A SINGLE ISSUE RELATED TO A ONE PERSON ITEM.NOTHING TO DO WITH A MATTER OF POLICY, WHICH I THOUGHT HE WAS TALKING ABOUT LAST WEEK.

RIGHT.THIS IS JUST SPECIFIC TO HIS ITEM.

IS THE ISSUE STILL ALIVE HAD WE GET TO THE PUBLIC HEARING?

YES.

AND BEING DEALT WITH SEPARATELY?

YES.

THANK YOU.

THANK YOU.ANY OTHER DISCUSSION FROM THE BOARD?ANY OBJECTION?

TWO OBJECTIONS.NEXT ITEM, 14-A.

I'LL MOVE THE ITEM, MR. CHAIRMAN.

SECOND.

COMMISSIONER MANNING MAKES THE MOTION, COMMISSIONER HALL
SECONDS.ANY DISCUSSION?ANY OBJECTION?NO OBJECTION, MOTION CARRIES.

MOVE 14-A.

COMMISSIONER MANNING MAKES THE MOTION, COMMISSIONER HALL
SECONDS.ANY DISCUSSION?

YES, SIR.

COMMISSIONER KIKER, YOU HAVE THE FLOOR.

JUST A QUESTION.MOVING THIS FORWARD, WHAT DOES THIS DO TO THE
BUDGET FOR THE FRONT STORE PROJECT?HAS ANYBODY DONE AN ANALYSIS ON
THAT?

MY RECOLLECTION IS THAT THERE IS A BUDGET FOR LAND ACQUISITION.AND
IT'S ALWAYS A VARIABLE.THERE'S NEVER A SPECIFIC NUMBER THAT'S IN
THERE.AS FAR AS A SPECIFIC IMPACT, SARAH DO YOU KNOW?

SARAH CLARK, LEE COUNTY D.O.T. THE SPECIFIC BUDGET WON'T BE KNOWN
UNTIL WE ACTUALLY GET THROUGH THE APPEAL.HOWEVER, DAVE HAS TAKEN A
LOOK AT THE BUDGET AND LAST JANUARY HE GAVE A PRESENTATION WHERE HE
DOES HAVE SOME STRATEGIES TO MAKE UP COSTS SHOULD WE END UP PAYING
THE 2006 PRICES FOR ALL OF THE PARCELS.

SO THE STRATEGY THAT HE PRESENTED IN JANUARY INCLUDED THIS SCENARIO?

YES, IT DID.

OK.

ANY OTHER DISCUSSION?ANY OBJECTIONS?NO OBJECTION, MOTION CARRIES.

MOVE 14-C.

I THOUGHT IT WAS 14-B.

YEAH, I'M MOVING 14-C.

WE DIDN'T MOVE 14-B.

14-B FIRST.THERE'S A B BEHIND THERE.

MOVE 14-B THEN.

COMMISSIONER MANNING MAKES THE MOTION.

SECOND.

COMMISSIONER HALL MAKES THE SECOND.ANY DISCUSSION?NO DISCUSSION,
MOTION CARRIES.

MOVE 14-C.

COMMISSIONER HALL SECONDS.ANY DISCUSSION?

NO DISCUSSIONS, ANY OBJECTIONS?NO OBJECTIONS, MOTION CARRIES.ANY
DISCUSSION ON 14-D?NO DISCUSSION, ANY OBJECTION?NO OBJECTION,
MOTION CARRIES.AT THIS TIME, WE'LL GO INTO PUBLIC HEARING.PUBLIC
HEARING NUMBER ONE, MICHAEL JACOBS.

GOOD MORNING.I HAVE BOTH YOUR PUBLIC HEARINGS.I WILL ENTER THOSE
INTO THE RECORD AT ONE TIME.

THANK YOU.

THIS IS YOUR FINAL PUBLIC HEARING ON THE ORDINANCE ADOPTING THE
AMENDMENTS TO THE CLASS ACT COMMITTEE.WE DID REMOVE THAT LANGUAGE
AND THE ORDINANCE IS UP FOR ADOPTION.

REPEAT FOR ME.BECAUSE I GOT SOME E-MAILS.EXPLAIN TO ME HOW THAT WILL
RELATE.ONE OF THEIR CONCERNS STILL IS, IS THAT CLASS MEMBERS
REPRESENTING FAMILY, FRIENDS, PROPERTY.THEY WILL HAVE TO STAND OUT
SOME CONVERSATION, PARTICIPATION AND VOTING IF THERE IS A
CONFLICT.THEY WILL NOT EVEN BE ALLOWED TO DISCUSSION OR SHARE.

THAT IS CORRECT.

BUT NOT AS A CLASS ACT MEMBER, IS THAT CORRECT?UNDER THE STATUTE

THAT WE HAVE TODAY BECAUSE WE REMOVED LANGUAGE SUPPORTING THAT.

THAT IS CORRECT. BUT I WOULD JUST ADD THAT THE INDIVIDUAL MEMBERS SHOULDN'T BE TRYING TO USE THEIR POSITION WHEN IT'S OPEN TO THE PUBLIC. SO IF THERE'S AN INDIVIDUAL WHO'S SERVING ON THE COMMITTEE AND THEIR FAMILY MEMBER IS COMING FORWARD, AND THEY'RE NOT ONE OF THE FAMILY MEMBERS THAT IS PROHIBITING FROM COMING FORWARD UNDER THE ORDINANCE AS WE'RE AMENDING IT, THEN THEY SHOULDN'T BE SPEAKING IN FRONT OF THE COMMITTEE TO TRY TO CURRY FAVOR FOR THAT ITEM.

WE'VE HAD IN THE PAST, EVEN THOUGH THERE'S A CONFLICT, DISCUSSION ENSUING CONVERSATION. THAT MEMBER HAS NOT BEEN ALLOWED TO PARTICIPATE EVEN IN THE CONVERSATION.

WELL, THERE'S TWO DIFFERENT THINGS. THERE'S TWO ITEMS HERE. ONE, THE ORDINANCE IS MAKING IT CLEAR THAT CERTAIN FAMILY MEMBERS AREN'T ALLOWED TO SELL PROPERTY TO THE COUNTY OR TO RECEIVE COMPENSATION IN A SENSE OF YOUR FEES AND THOSE TYPES OF THINGS. WHEN THAT COMES UP, THAT IS A CONFLICT OF INTEREST AND SHOULDN'T BE SPOKEN ABOUT PERIOD. IF THERE'S OTHER, WHAT YOU WOULD CONSIDER, FAMILY MEMBERS THAT ARE BRINGING PROPERTY FORWARD THAT WOULDN'T BE PROHIBITED UNDER THE ORDINANCE AS WE'RE AMENDING IT, THEN THAT INDIVIDUAL, WHILE IT WOULDN'T BE A CONFLICT OF INTEREST, SHOULD REFRAIN FROM TRYING TO INFLUENCE THE COMMITTEE.

THANK YOU.

ANY OTHER QUESTIONS FROM THE BOARD BEFORE WE OPEN IT UP TO PUBLIC COMMENT?

THANK YOU.

AT THIS TIME, WE OPEN UP PUBLIC COMMENT. I HAVE SEVERAL BLUE CARDS HERE. THE FIRST SPEAKER IS DAVE. AND AFTER THAT KAREN ANDREWS. PLEASE COME FORWARD. YOU HAVE THREE MINUTES AND PLEASE STATE YOUR NAME FOR THE RECORD.

I'M SORRY, THERE WASN'T AN AGENDA OUTSIDE. THIS IS THE 2020 DISCUSSION, CORRECT?

YES, SIR.

WANTED TO BE SURE THAT IT WAS APPROPRIATE.I THINK 2020 IS ONE OF OUR MOST VITAL PROGRAMS.AND WE'VE HAD VARIOUS ATTEMPTS TO CHANGE IT IN WAYS THAT I THINK ARE NEGATIVE.AND I THINK IT'S VERY IMPORTANT THAT WE KEEP THIS AS AN ACTIVE AND PRESERVATION ASPECT OF OUR ENTIRE THING.I HAVE SAID IN THE PAST, IF IT'S NOT ILLEGAL TO TAKE 2020 MONEY OR PROPERTY, IT'S IMMORAL.AND I FEEL WE JUST REALLY NEED TO MAKE -- I KNOW THERE WAS SOME SUGGESTION FROM SOME STAFF.BUT BECAUSE THERE IS A FAIR AMOUNT OF MONEY IN THE POT, THAT IT COULD BE MOVED.AND I UNDERSTAND THAT IS NOT THE PLAN AT THIS POINT.AND I LAUD THAT ACTIVITY.BECAUSE WHEN IT COMES BACK UP, WE'LL FIND OUT WHAT THE WILL OF THE PUBLIC IS.THE WILL OF THE PUBLIC HAS BEEN TO MAINTAIN 2020.AND SELF TAX OURSELVES FOR IT.AND I'VE BEEN HERE SINCE 74.AND I JUST THINK THIS HAS BEEN A WONDERFUL PROGRAM.AND WE HAVE HAD A LOT OF GOOD THINGS HAPPEN TO IT.SO I APPRECIATE YOUR ACTIVITY IN THIS REGARD.THANK YOU.

THANK YOU.

NEXT SPEAKER IS KAREN ANDRES.AFTER KAREN, WILL BE DON.

MR. CHAIRMAN, FELLOW COMMISSIONERS, THANK YOU FOR ALLOWING ME TO SPEAK.I'M HERE TO ASK YOU TO SUPPORT THE BLUE COMMITTEE RECOMMENDATIONS, ESPECIALLY THE REFERENDUM FOR 2016.TO HAVE ANOTHER LOOK AT EVERYTHING.I'VE VOTED FOR THIS IN 1996.I THINK IT'S A WONDERFUL PROGRAM.I REALLY FEEL LIKE WE NEED THE OPEN SPACE IN THIS COUNTY.WE ARE ON THE BOTTOM TIER OUT OF 67 COUNTIES IN THE STATE OF FLORIDA FOR OPEN SPACE.OUR COUNTY IS GROWING.AND I THINK WE NEED TO, INSTEAD OF SAYING WE DON'T NEED TO BUY MORE PROPERTY, REALLY CONSIDER THAT WE DO.WE HAVE A WONDERFUL COUNTY AND THERE ARE MORE PEOPLE GONNA BE USING THE PROPERTIES.AND AS FAR AS THE MONEY THAT IS BEING TALKED ABOUT WITH MORE INTENSIVE RECREATIONAL USE, THERE'S MORE MANAGEMENT THAT HAS TO BE DONE ON THOSE PROPERTIES.BECAUSE THEY ARE ASKED TO BE KEPT IN PERPTUITY.I HOPE YOU'LL CONTINUE TO SUPPORT IT.THANK YOU.

THANK YOU.NEXT SPEAKER, DON.AND AFTER DON, NICK.

GOOD TO BE HERE.I'D JUST LIKE TO EXPRESS MY PERSONAL SUPPORT FOR THE RECOMMENDATIONS OF BLUE RIBBON COMMITTEE.I SERVED ON THE DRGR

ADVISORY COMMITTEE OF THE COUNTY STARTING IN 2007.THE WHOLE ISSUE OF WATER SUPPLY AND THE AVAILABILITY OF WETLANDS TO CLEAN UP THE WATER THAT FLOWS INTO A STERILE BAY HERE ARE ISSUES THAT ARE VITAL TO OUR COMMUNITY.AND I THINK TO THE WHOLE ECON POPULATION.I'D LIKE TO URGE YOU TO RETAIN THE REFERENDUM AT 2016 FOR THREE REASONS.ONE, YOU'RE GONNA GET A BIGGER TURN OUT IN A PRESIDENTIAL ELECTION YEAR.SECONDLY, IT WOULD PROVIDE MORE TIME FOR PUBLIC EDUCATION.IN SPITE OF THE FACT THAT SOME OF US ARE VERY ATTUNED TO THE 2020, THERE'S A LOT OF PEOPLE OUT THERE WITH THE CONSTANT INCREASE IN OUR POPULATION.A LOT OF PEOPLE WHO JUST DON'T KNOW ABOUT THIS PROGRAM.THIRDLY, THERE'S A GOOD CHANCE THAT THE WATER AND LAND LEGACY PROPOSITION BE ON THE 2014 BALLOT.AND IF THAT'S THE CASE, THEN YOU WOULD HAVE A MAJOR STATE PROGRAM THAT WOULD BE IN THE BUSINESS ONCE AGAIN OF RESTORING THE STATE'S ROLE IN LAND ACQUISITION CONSERVATION.I THINK IT'D BE WORTHWHILE TO SEE HOW THAT WORKS, SEE IF IT PASSES IN THE FIRST INSTANCE AND THEN HOW IT WORKS BEFORE ASKING THE PUBLIC THEN TO MAKE A JUDGMENT ABOUT CONSERVATION 2020.SO 2016 MAKES A LOT MORE SENSE TO ME THAN 2014.THANK YOU VERY MUCH FOR YOUR ATTENTION.

THANK YOU.NEXT SPEAKER IS NICK.

GOOD MORNING, COMMISSIONERS.I'M HERE THIS MORNING REPRESENTING THE ESTERO COUNCIL OF COMMUNITY LEADERS.WE WOULD LIKE TO STRONGLY EXPRESS OUR SUPPORT FOR THE PROPOSED AMENDMENT TO THE LEE COUNTY ORDNANCE 05-17.THE CONSERVATION LAND ACQUISITION AND STEWART ADVISORY COMMITTEE HAVE FOR THE LAST 17 YEARS WORKED DILIGENTLY TO HELP INSURE THE PRESERVATION OF ENVIRONMENTALLY SENSITIVE LANDS FOR LEE COUNTY AND IT'S CITIZENS.THE RESULT OF THESE EFFORTS HAS BEEN THAT WE NOW HAVE IMPORTANT LANDS THAT WILL REMAIN OPEN AND TO THE BENEFIT OF THE CITIZENS AND IS PROTECTING OUR ENVIRONMENT AND THE QUALITY OF LIFE OF ALL OF US WHO CALL LEE COUNTY OUR HOME.A YEAR AGO, YOU CREATED THIS SPECIAL ADVISORY GROUP KNOWN AS THE CONSERVATION 2020 BLUE RIBBON COMMITTEE TO REVIEW THE 2020 PROGRAM AND MAKE RECOMMENDATIONS TO MAKE THE PROGRAM EVEN BETTER.THE COMMITTEE WORKED HARD AND REVIEWED EVERYTHING IN DEPTH AND CAME BACK WITH WHAT WE FEEL ARE EXCELLENT IMPROVEMENTS TO AN EXCELLENT PROGRAM THAT WILL HELP THE PROGRAM CONTINUE IN A MORE EFFICIENT MANNER AND WILL HOPEFULLY ALLOW US TO CONTINUE TO ACQUIRE ADDITIONAL ENVIRONMENTALLY SENSITIVE LANDS WHICH THERE ARE STILL MANY THOUSANDS OF ACRES AVAILABLE.SO THAT WE WILL ALL BE ABLE TO CONTINUE

TO PROTECT OUR ENVIRONMENT AND THE QUALITY OF LIFE WE NOW ENJOY FOR US AND FOR THOSE IN GENERATIONS TO COME. ONE OF THE RECOMMENDATIONS OF THE COMMITTEE WAS TO PUT A REFERENDUM ON THE BALLOT IN 2016. THIS WAS APPROVED BY YOU, THE COUNTY COMMISSIONERS, IN LATE 2012. AND WE'RE ASKING, WE ARE IN FAVOR OF THESE RECOMMENDATIONS. HOWEVER, WE UNDERSTAND THAT THERE ARE SOME THAT MIGHT SUGGEST THAT THIS BE MOVED TO 2014. WE ARE OPPOSED TO THIS. IT SHOULD ONLY BE DURING A PRESIDENTIAL CYCLE WHERE MANY OTHER VOTERS WOULD BE VOTING. AND THE OTHER ISSUE IS THAT DON BROUGHT UP. I ASK THAT YOU APPROVE ALL THE RECOMMENDATIONS OF THE BLUE RIBBON COMMITTEE. AND THAT ALSO, IF YOUR STAFF HAS RECOMMENDED YOU APPROVE. YOU AND PRIOR COMMISSIONERS SAW THE ADVANTAGES OF PRESERVING THIS IMPORTANT ENVIRONMENTAL LANDS AND WE CANNOT STOP UNTIL WE HAVE INSURED THAT LEE COUNTY WILL ALWAYS BE A PLACE THAT PEOPLE CAN COME TO AND LIVE IN HARMONY WITH NATURE AND WILL BE A SUSTAINABLE MIX OF DEVELOPMENT AND NATURE. WE TRUST THAT YOU WILL DO THE RIGHT THING AND IMPROVE THESE RECOMMENDATIONS AND CONTINUE THIS MOST IMPORTANT PROGRAM. IN CLOSING, I WOULD LIKE TO ALSO MENTION THAT WHEN YOU GO FORWARD INTO THE BUDGET CYCLE, WE WOULD ASK THAT YOU KEEP ALL OF THE MONEY THAT IS ASSIGNED FOR THIS PROGRAM WITH THE PROGRAM UNTIL A REFERENDUM IS TAKEN IN HOPEFULLY 2016. THANK YOU VERY MUCH AND HAVE A GOOD DAY.

THANK YOU. NEXT SPEAKER IS RANDY. AND AFTER RANDY WILL BE RUBY DANIELS.

GOOD MORNING, COMMISSIONERS.

GOOD MORNING.

I WAS A MEMBER OF THE BLUE RIBBON COMMITTEE. AND I WAS PROUD TO BE SO. I WAS HAPPY TO WORK ON IT. I WILL COMMENT THAT I FEEL THAT MY DUTIES ON THAT BLUE RIBBON COMMITTEE WERE TO DO AN EXHAUSTIVE RESEARCH INTO THE PROGRAM. COMING INTO IT, KNOWING IT, UNDERSTANDING IT. ALTHOUGH I'M GOING TO REGRETFULLY SUPPORT THAT YOU PASS OR YOU APPROVE THE BLUE RIBBON'S COMMITTEE WITH ONE EXCEPTION, THAT THE REFERENDUM BE DONE IN 2014 RATHER THAN 2016. I'LL SHARE WITH YOU IN A MINUTE WHY. I BELIEVE THAT THE BLUE RIBBON COMMITTEE DIDN'T HAVE THE TIME NEEDED TO DO THE WORK THAT'S NEEDED TO RESTORE THE CREDIBILITY AND TRANSPARENCY OF THIS PROGRAM. WE HAD 90 DAYS. 90 DAYS WAS A DROP IN THE BUCKET TO TACKLE THE ISSUES AND THE BREVITY OF THE SITUATION THAT'S INVOLVED WITH 2020 AND THE DOLLARS

INVOLVED.SO I RECOMMEND THAT THAT BLUE RIBBON COMMITTEE CAN BE REINSTATED.AND ALSO BE LOOKED AT TO THE BALANCE OF THE BOARD MEMBERS THAT WERE ON THAT, THE COMMITTEE MEMBERS THAT WERE ON IT TO INSURE THAT THERE IS NOT A CONFLICT OF INTEREST FROM THOSE ON THAT COMMITTEE EITHER BUYING LAND, SELLING LAND TO 2020.AND/OR ALSO CLASSIC MEMBERS.WHICH I FEEL THE COMMITTEE SHOULD HAVE BEEN NON-BIASED INTO THE PROGRAM.THERE'S WHERE I'M AT WITH THE RECOMMENDATION.NEXT, I WILL TALK ABOUT MOSTLY WHAT I LEARNED FROM THE BLUE RIBBON COMMITTEE.WAS I WAS SHOCKED TO LEARN OF THE LACK OF TRANSPARENCY AND THE CREDIBILITY IN THE PROGRAM.I COULD GO ON AND ON.YOU GUYS KNOW HOW I FEEL ABOUT THE PURCHASES.I FEEL THERE WAS SOME OVERSPENDING DONE ON THE PURCHASES.BUT I'M NOT GONNA SPEND TIME ON THAT THIS MORNING.I'M GONNA LOOK AT WHAT I THINK IS THE BIGGER ISSUE.THE BIGGER ISSUE IS WHEN THIS PROGRAM WAS VOTED BY THE CITIZENS, THEY WERE PROMISED THAT THESE LANDS WOULD BE BOUGHT AND MAINTAINED SOMEWHERE AROUND 90 YEARS OR 100 YEARS.WE BOUGHT SOME GREAT LAND, WE BOUGHT A GREAT DEAL OF LAND.I THINK SOMEWHERE IN THE 20,000 ACRE RANGE, MAYBE MORE OR LESS.I'M NOT SURE.BUT IT WAS A GREAT DEAL OF LAND.THE ISSUE THAT WE HAD, THAT I HAD PERSONALLY, WAS THAT WE CONTINUE TO BUY AND BUY AND BUY LAND.BUT WE NEGLECTED TO TAKE CARE OF PROMISING WHAT WE DID TO THE CITIZENS, WHICH WAS TO MAINTAIN THE LAND.IF WE WERE TO MAINTAIN THE LAND THAT WE HAVE RIGHT NOW, WITHOUT ANY FURTHER PURCHASES, WE DO NOT HAVE EVEN CLOSE THE MONEY TO DO THIS.

SO IN 2014, 2016, WHATEVER IT MAY BE.IF THIS PROGRAM IS STOPPED FOR ANY REASON AND WE'RE ALLOWED TO CONTINUE, AND YOU CONTINUE TO PURCHASE LAND, WHERE IS THE MONEY GONNA COME TO MAINTAIN THIS?I'M ALL FOR CONSERVATION 2020, AND THE GREAT WORK IT DOES.BUT WE HAVE \$70 MILLION PLUS OF MONEY THAT'S NEEDED TO MAINTAIN THIS LAND AND WE DON'T HAVE IT.MAKE GOOD ON THE PROMISES THAT WERE MADE TO THE CITIZENS, THAT WE'D HAVE MONEY TO MAINTAIN THE LAND THAT WE ALREADY HAVE.THANK YOU.

THANK YOU.NEXT SPEAKER IS RUBY DANIELS.

GOOD MORNING.I'M RUBY DANIELS.THE BOARD OF DIRECTORS HAVE STUDIED THE BLUE RIBBON COMMITTEE RECOMMENDATIONS.AND WE COMMEND THE MEMBERS FOR THEIR DEDICATION TO THE CAUSE OF PROMOTING THE CONTINUATION OF THE PROGRAM AND THE RECOMMENDATIONS OFFERED.AFTER

CAREFUL THOUGHT, WE HAVE SOME COMMENTS AND SUGGESTIONS FOR YOUR CONSIDERATION.RECOMMENDATION 2 CALLS FOR ISSUING AN ANNUAL R.S.P. FOR APPRAISERS.WE BELIEVE EVERY THREE YEARS IS SUFFICIENT.DOING THIS EVERY YEAR IS GOING TO TAKE STAFF TIME TO REVIEW THE R.S.P. LANGUAGE BEFORE IT'S ISSUED AND THEN TO REVIEW RESPONSES.ALSO, THERE IS THE COST OF ADVERTISING AND OTHER STEPS.APPRAISES ARE LIKELY TO WANT TO LOCK DOWN A CONTRACT FOR THREE YEARS RATHER THAN CHANCE THE COST OF PREPARING A PROPOSAL EACH YEAR AND MAYBE LOSING OUT.RECOMMENDATION NUMBER 5-A AND 5-B SUGGEST CREATING A MARKET FEASIBLE TRANSFER DEVELOPMENT RIGHTS PROGRAM.WE AGREE WITH THAT.BUT WE WOULD ADD ONE THING TO THIS.

THAT T.D.R. FROM SUCH A PROGRAM MUST TRANSFER TO URBAN LANDS AND NOT RURAL LANDS IDENTIFIED IN THE AMENDMENTS TO THE COUNTY LAND USE PLAN.RECOMMENDATION 6 WOULD REQUIRE CLASS ACT TO REVISIT THE SCORING OF THE DIFFERENT SECONDARY CRITERIA TO DETERMINE IF ADJUSTMENTS TO THE POINT SYSTEM ARE NECESSARY.IN THIS PROCESS, CLASS ACT SHOULD CONSIDER PRIORITIZING AND BROADENING -- WHICH CRITERIA HAS CHANGED?AND HOW HAS IT CHANGED?AND WOULD EXISTING CRITERIA BE BROADENED OR NEW CRITERIA ADDED? WHEREAS -- IT DOES NOT MAKE THE LAND AVAILABLE FOR PUBLIC ACCESS.THE LANDOWNER WHO GRANTS A CONSERVATION EASEMENT NEEDS TO PRIVATELY OWN AND MANAGE THE LAND.PURCHASING CONSERVATION EASEMENTS CAN PROHIBIT CERTAIN MISSES TO THE PRIVATE LANDOWNER.BUT THE PROHIBITIONS STILL DO NOT MAKE IT PUBLIC LAND.WE RECOMMEND 2020 CONTINUE BUYING LAND FOR THE PUBLIC.RECOMMENDATION 8 ADDRESSES CONFLICT OF INTEREST AND PROHIBITIONS OF COMMITTEE MEMBERS AND THEIR FAMILY MEMBERS FROM SELLING THEIR PROPERTY TO THE COUNTY.WE AGREE WITH THE RECOMMENDATION, BUT WOULD RE-WRITE THE LAST SENTENCE TO READ FAILURE OF A CLASS ACT MEMBER TO DISCLOSE HIS OR HER INTEREST IN A PROPOSED PURCHASE WILL RESULT IN THEIR IMMEDIATE DISMISSAL AND SUSPEND -- THE IDEA IS NOT SO MUCH TO PENALLIZE THE SELLER.FAILURE TO DISCLOSE PUTS HIS OR HER OWN INTEREST AND THOSE OF HIS OR HER CLIENT AT RISK.I SEE THAT MY TIME IS UP.

YES, YOUR TIME IS UP.THANK YOU.NEXT SPEAKER IS DAWN.

GOOD MORNING, COMMISSIONERS.I'M DON.I EDIT THEIR NEWS LETTER AND RUBY HAS ASKED ME TO CONTINUE THE PRESENTATION.RECOMMENDATION 11 SPEAKS TO HOW THE SELLERS APPRAISAL MAY BE USED.IT SHOULD NOT BE

SHARED WITH THE COUNTY APPRAISER UNTIL THE COUNTY APPRAISER HAS COMPLETED HIS WORK.WE SEE THE POSSIBILITY THAT THE SELLER'S APPRAISAL MIGHT INFLUENCE THE COUNTY'S APPRAISER AND SOMEHOW MUDDY THE WATER THERE AND DESTROY IT'S FINDINGS.RECOMMENDATION 12, HIRING AN OUTSIDE FINANCIAL ANALYST SO EVALUATE THE MAINTENANCE OBLIGATIONS.WE WOULD LIKE TO SEE PURCHASES RESUMED.THE PREPARATION OF THE FINANCIAL PLAN FOR A 100 YEAR MAINTENANCE PLAN WILL RECOGNIZE MORE PROPERTIES WILL BE ADDED AND CAN TAKE THAT INTO CONSIDERATION AS THEY CALCULATE THEIR NUMBERS.

OUR CONCERN IS THAT THIS STUDY POSSIBLY -- THE STUDY BE PERFORMED IN LEE COUNTY TO PROVIDE VIABLE OBJECTIVE ON THE PROPER PERCENTAGE OF THE TOTAL PROPERTY NECESSARY TO BE ACQUIRED THROUGH THE 2020 PROGRAM.WE BELIEVE PERCENTAGES IN THE FINDING ARE TAKEN FROM THE FLORIDA NATURAL AREAS FROM FEBRUARY 2013.

YOUR TIME IS UP.THANK YOU.ADD THIS TIME, ARE THERE NO OTHER CARDS FOR THIS PUBLIC HEARING.AT THIS TIME, WE'LL CLOSE PUBLIC COMMENT.COME BACK TO THE BOARD FOR DISCUSSION.

I'LL MOVE THE ITEM.

SECOND.

COMMISSIONER HALL MAKES THE MOTION.COMMISSIONER MANNING MAKES THE SECOND.

ANY DISCUSSION?

WHAT IS THE STATUS OF 2014 OR 2016 IN THIS?

COMMISSIONERS, IT'S NOT IN THE ORDNANCE.

THAT'S STILL SOMETHING FOR US TO DEAL WITH LATER.

YES, YOU WILL HAVE TO DEAL WITH THAT AT A LATER TIME.

JUST WANTED TO CONFIRM THAT.I'VE GOT AN ADDITIONAL COMMENT, MR. CHAIRMAN.

I JUST WANTED TO CLARIFY TO YOUR QUESTION.THE BOARD DIRECTED STAFF TO COME BEFORE YOU AT AN M AND P IN JUNE TO GO THROUGH ALL 17 RECOMMENDATIONS.AND AT THAT TIME, YOU WANTED TO REALLY DISCUSS THE REFERENDUM OF WHETHER IT BE 2014-2016.SO WE'RE COMING BACK ON JUNE 3RD.

SO IT'S CLEARLY NOT BEING DEALT WITH TODAY.

RIGHT.

LET ME ENTER INTO THIS ONE ISSUE OF CONCERN I'VE GOT.AND IT HAS TO DO WITH THE CLASS ACT GIVING THEM AN OPPORTUNITY TO REVIEW AND RECOMMEND, PROVIDE A RECOMMENDATION TO THE BOARD CONCERNING THE NEGOTIATED PRICE AND TERMS OF PURCHASE.ONCE THE PURCHASE PRICE AND TERMS OF PURCHASED LAND ARE COMPLETE AND READY FOR BOARD APPROVAL.WE'RE ASKING THE CLASS ACT COMMITTEE TO COMMENT ON THE AMOUNT THAT HAS BEEN NEGOTIATED WITH THE SELLER BEFORE IT IS BROUGHT TO THE COMMISSION FOR FINAL APPROVAL.DOES I SAY THAT RIGHT?

YEAH.ON PAGE 3, SECTION J.

THAT IS CORRECT, COMMISSIONER.WE HAVE ESTABLISHED A FORMAT TO BRING TO THE CLASS ACT EVERY TIME WE HAVE NEGOTIATED A DEAL.STAFF WILL GIVE AN OVERVIEW OF THE TOTAL NEGOTIATION PROCESS TO ALL 15 MEMBERS.AND AT THAT TIME, WE WILL ALREADY HAVE THE BLUE SHEET EN ROUTE TO YOU.WE WILL HAVE ON THE RECAP, THREE WEEKS BEFORE THE ITEM COMES BEFORE YOU NOTIFYING THE COMMISSIONERS THAT THERE'S A PENDING SALE.OR A PENDING PURCHASE.AND THE CLASS ACT WILL THEN GIVE THEIR RECOMMENDATION TO THE BOARD AND WE WILL ADD THAT ON TO THE BLUE SHEET WHEN IT COMES BEFORE YOU.SO THERE ARE TWO CONCERNS I HAVE HERE.

SOMETHING LIKE THE BLUE RIBBON COMMITTEE ITSELF TO ALSO GIVE A SECOND OPINION.A FRESH SET OF EYES, OPINIONS AND THOUGHTS ABOUT THE VALUE THAT WAS GONNA BE RECOMMENDED.THAT DIDN'T HAPPEN.

THAT'S NOT CORRECT, COMMISSIONER.

WE WILL DO NEGOTIATIONS UNDER A CONFIDENTIALITY STATUTE.WE DON'T HAVE CONFIDENTIALITY TO TRULY NEGOTIATE AN ARM'S LENGTH PURCHASE FOR THE COUNTY.ONCE STAFF HAS DONE THAT WITH THE SELLER, WE THEN WILL

ADVERTISE TO THE BOARD THREE WEEKS IN ADVANCE OF COMING TO YOU WITH THE PURCHASE RECOMMENDATIONS ON THE RECAP SHEET LETTING THE BOARD KNOW THAT THERE IS A PENDING PURCHASE AND WHERE IT IS LOCATED. IN THAT PERIOD OF THREE WEEKS, WE WILL THEN GO BEFORE CLASS ACT AND GIVE A VERY DETAILED REVIEW, LAY OUT ALL THE DATA FOR THEM TO SEE. EXPLAIN WHAT WAS THE OFFER, WHAT WAS THE COUNTER OFFER, WHAT WAS THE COUNTER OFFER BACK AND FORTH. AND THEN WE WILL COME TO THE BOARD WITH STAFF RECOMMENDATION AND CLASS ACTS RECOMMENDATION.

TWO THINGS TROUBLE ME THERE. ONE IS, WE CAN DEAL WITH CONFIDENTIALITY. EVEN WITH A SEPARATE COMMITTEE. AND A SEPARATE SET OF EYES. WHETHER IT'S 6, 8, 10 PEOPLE. WHAT CONCERNS ME, THE BIG STUMBLING BLOCK FOR ME HERE IS, ONCE YOU GUYS HAVE NEGOTIATED A DEAL WITH THE OWNER AND IT COMES TO US, IT IS ALMOST IMPOSSIBLE FOR US TO SAY NO. BECAUSE WE ARE THEN SAYING THAT Y'ALL ARE NOT NEGOTIATING IN GOOD FAITH WITH THE POTENTIAL SELLERS OUT THERE. AND WE ONLY HAVE AN UP OR A DOWN. I WANTED THIS PROCESS TO BE BROADER AND WITH MORE PERSPECTIVES AS TO THAT PRICE BEFORE WE NEGOTIATED A FINAL DEAL TO BE BROUGHT TO US. AND THE LANGUAGE IS VERY CLEAR THAT THEIR INPUT COMES AFTER THE DEAL WAS STRUCK. THEN THEY CAN SAY WHETHER THEY THINK IT WAS A GOOD DEAL OR A BAD DEAL. OR WE OVERPAID. BUT THEN IT IS, THEY HAVE HAD NO INPUT UNTIL THE TIME IT COMES TO US. WHICH IS BETTER THAN WE HAVE THE STATUS QUO. I'D STILL GIVE ANOTHER LITTLE INPUT. BUT NOW LET ME ASK ONE THING I'M SEMI CLEAR ON. YOU'RE GONNA HAVE, IN THAT COMMITTEE PROCESS, A DIVERGE -- OR AM I GONNA GET A MINORITY AND MAJORITY OPINION?

WE WOULD LAY THAT OUT IN THE BLUE SHEET TO YOU. WE WOULD INDICATE WHAT THAT VOTE WAS. AND AGAIN, THE CONFIDENTIALITY WITH YOUR STAFF NEGOTIATING DOES ALLOW THE COUNTY TO PURCHASE PROPERTY AT A MUCH BETTER NUMBER THAN HAVING MORE PEOPLE INVOLVED AND CONFIDENTIAL.

IT'S WORKED. 17 YEARS IT'S BEEN PRETTY GOOD.

BUT IT'S BEEN UNDER ENORMOUS CRITICISM THE LAST TWO YEARS. I THINK IT'S THE MOST IMPORTANT PROGRAM WE HAVE IN LEE COUNTY. I STILL SUPPORT THE PROGRAM. I WANT TO BUILD PUBLIC CONFIDENCE. AND WHERE WE FELL OFF THE CONFIDENCE TRACK WAS WITHIN THE PRICES WE'VE BEEN PAYING AND I'M TRYING TO STRENGTHEN THAT PROCESS. THAT'S ALL I'M DOING. WE DON'T HAVE TO HAVE THIS SAME DEBATE OVER AND OVER AGAIN. I SAID I THINK WE CAN DEAL WITH CONFIDENTIALITY. AND WE COULD STILL GET THE INPUT IN A MORE

TIMELY FASHION BEFORE IT'S TOO LATE AND ALL I HAVE IS AN UP OR A DOWN VOTE HERE.AND WHAT YOU JUST SAID ON THERE, I SAID AM I GONNA GET A MINORITY REPORT.YOU TOLD ME YOU'RE GONNA GIVE ME THE MAJORITY REPORT FROM THE CLASS ACT COMMITTEE.AND IF IT WAS A 7-6 VOTE OR A 6-5 SOME DAY, I'D LIKE TO BE ABLE TO KNOW WHAT THE OTHER FOLKS THOUGHT.NOW THAT IT'S AT THAT POINT, IT'S NO LONGER CONFIDENTIAL ANY WAY.I'D LIKE TO KNOW WHAT THE ENTIRE COMMITTEE THOUGHT.

CAN'T WE ADD THAT INTO THE ORDNANCE THAT WE WAS A MAJORITY MINORITY IN THE ROLE CALL?I DON'T SEE WHY THAT -- THERE'S A WHOLE LAY OUT OF HOW THAT WORKS IN THAT ORDNANCE.I DON'T SEE WHY WE CAN'T ADD THAT.

I APPRECIATE YOUR SUGGESTION.THAT'S WHERE I WAS HEADING.I WANT TO HAVE IT ALL.BECAUSE IF WE'RE GONNA DO THINGS UP HERE ON 3-2 VOTES, I ALWAYS LIKE TO HEAR WHAT THE OTHER FOLKS THINK.

I YIELD FOR A SECOND.

I'D LIKE TO TELL YOU THAT I SUPPORT WHAT YOU'RE SAYING.AND IF THERE'S A WAY TO PUT THAT IN FORM OF A SECOND MOTION OR WHATEVER IT IS THAT WE NEED TO DO HERE.

I THINK COMMISSIONER MANNING WAS THE MOTION MAKER AND I WAS THE SECONDER.

I THOUGHT IT WAS THE OTHER WAY AROUND.OH, WAS I?OK.

THE SECONDER WILL BE HAPPY TO AMEND -- [LAUGHTER]

UNDER IT, LAYS OUT WHAT WE DO AND THEN THE COMMITTEE MAY CONSIDER THE FOLLOWING AS THEIR PROCESS TO SAY NO, THAT THEY DON'T SUPPORT IT.WE CAN ALSO ADD IN HERE THAT THE COMMITTEE WILL BE -- STAFF WILL BE REQUIRED TO GIVE US THE VOTE IN A MINORITY MAJORITY REPORT.SO THE MOTION MAKER WILL ADD THAT TO THE MOTION.

SECONDER AGREES.

SAME.

YOU DID VERY WELL, THANK YOU COMMISSIONER MANN.

COMMISSIONER HALL?

A COUPLE OF THINGS. IF YOU'RE FINISHED. I AMENDED MY FIRST MOTION. WE HAVEN'T VOTED ON IT. I DIDN'T MAKE IT AS AN ADD ON. I JUST AMENDED MY FIRST MOTION.

YOU'RE STILL GOOD.

WE COULD DO IT SEPARATELY IF YOU WANT AND THEN GO BACK TO IT IF YOU'D PREFER.

I'M SORRY. I THOUGHT YOU WERE TAKING IT AS A SEPARATE AMENDMENT.

NO, I JUST THREW IT RIGHT INTO MINE.

THAT'S FINE. THANK YOU

COMMISSIONER HALL, YOU HAD MORE DISCUSSION?

I DO IF COMMISSIONER MANN IS FINISHED.

WHAT I WAS HOPING, COME BACK. I STILL SUPPORT YOU 100%, 1000%. AND YOU HAVE ENORMOUS RESPONSIBILITIES ON YOUR SHOULDERS. I'M JUST TRYING TO MAKE YOUR JOB EASIER. AND THIS IS VERY SHORT NOTICE. AND I GAVE HER THE NOTE THAT I HAD THAT YOU HAD ALL RECEIVED FROM MS. DANIELS JUST BEFORE WE WALKED IN HERE. SO YOU HAVEN'T HAD ANY TIME HARDLY TO REVIEW THAT. BUT WERE THERE SOME THOUGHTS ON THERE, ON THE T.D.R. THING OR IS THERE ANY OF THE MAJOR POINTS YOU MADE. SUCH AS PICKING AN APPRAISER EVERY YEAR INSTEAD OF EVERY THREE YEARS. THAT SUGGESTION SEEMED TO BE KIND OF SENSIBLE TO ME INSTEAD OF GOING THROUGH THIS ANNUALLY.

COMMISSIONER, IN NOVEMBER WHEN WE BROUGHT THE BLUE RIBBON COMMITTEE RECOMMENDATIONS TO THE BOARD, THE BOARD ADOPTED THOSE RECOMMENDATIONS. SO WE ALREADY HAVE PUT INTO PLACE THAT PARTICULAR RECOMMENDATION.

NO, I'M JUST THINKING WHAT ARE YOUR THOUGHTS NOW?

I DON'T SEE THAT IT'S A PROBLEM THAT WE DO IT EVERY YEAR.THERE IS SOME COST, BUT IT'S PRETTY MINIMAL.AND IF IT PROVIDES MORE COMFORT AND TRANSPARENCY TO THE PUBLIC, THEN IT'S FINE.WE'VE ALREADY WORKED OUT THE DETAILS OF THE R.F.P.

IT'S NOT A MAJOR STUMBLING BLOCK HERE.BUT I JUST WANTED YOUR THOUGHTS ON IT.HOW ABOUT THE T.D.R.S.WE DON'T WANT THE T.D.R. PROGRAM WHICH IS JUST EVOLVING RIGHT NOW.

ANY OTHER DISCUSSION?COMMISSIONER HALL?

I UNDERSTAND WHERE YOU'RE GOING.I THINK THAT, I UNDERSTAND THAT YOU WERE TRYING TO SET UP A GROUP THAT HELPED NEGOTIATE BEFORE THERE WAS A FINAL.WHAT I PERCEIVED YOU SAYING WAS THAT YOU WANTED TO HAVE SOME GROUP SIT DOWN WITH OUR STAFF ONCE THE NUMBER WAS CREATED TO SAY, YEAH THAT IS THE NUMBER.I THINK THAT'S A CHALLENGE FOR US.BUT CERTAINLY NOT SOMETHING WE CAN'T OVERCOME.I'D LIKE TO TAKE IT ONE STEP AT A TIME AND NOT TRY TO MOVE THE WHOLE QUEEN MARY AT THE SAME TIME.THAT'S BEEN THE BIGGEST AREA OF CONTENTION WITH THE OUTSIDE WORLD.OUR STAFF IS NOT MAKING GOOD DECISIONS AND THEY NEED MORE PROFESSIONAL HELP OUTSIDE VERSUS INTERNALLY.AND THAT'S NOT TO SAY WE AGREE WITH THAT.BUT THAT IS THE PERCEPTION.AND WE HAVE TO DEAL WITH PERCEPTION AS MUCH AS WE DEAL WITH REALITY.THIS BOARD HAS NOT AGREED WITH THAT AND WE'VE KEPT THE STATUS QUO.IT IS SOMETHING WE HAVE TO CONTINUE TO TALK ABOUT.I THINK IT'S HEALTHY FOR US TO TALK ABOUT IT.I WANT TO MAKE A COUPLE COMMENTS.NO ONE ON THIS BOARD HAS EVER SUGGESTED WE TAKE ANY EXISTING -- AND PUT THEM INTO ANY PORTION OF OUR BUDGET.I THINK IT'S HEALTHY THAT THIS BOARD ON A REGULAR BASIS REVIEWS THESE ORDNANCES AND WE HAVE THESE DISCUSSIONS.I WANT TO THANK ALL OF YOU FOR JOINING US AND SHARING YOUR THOUGHTS WITH US.YOU'RE VERY KNOWLEDGEABLE ABOUT THIS SUBJECT.AND I THINK IT'S HEALTHY THAT WE CONTINUE THE DIALOGUE.I WANT TO THANK THE BLUE RIBBON COMMITTEE AND ALL THE RESIDENTS WHO HAVE STAYED INVOLVED.THANK YOU, MR. CHAIRMAN.

THANK YOU, ANY DISCUSSION FROM THE BOARD?COMMISSIONER KIKER?

JUST REAL QUICKLY.IN REVIEW OF THE MAINTENANCE.IS THERE A POLICY IN PLACE IN THIS THAT SAYS HOW MUCH WE'RE GONNA RESERVE AND AT WHAT RATE?

IT'S IN THE ORDNANCE.NO LESS THAN 10%.

THE ORDNANCE SAYS NO LESS THAN 10%.AND THE BOARD CAN ESTABLISH WHATEVER PERCENTAGE THEY WANT IT TO BE.BUT RIGHT NOW IT'S AT 10% BECAUSE THE BOARD HAS NOT DESIGNATED AN INDICATION THAT THEY WANT TO CHANGE IT.

AND AS WE GO FORWARD, AND WE'LL TALK ABOUT REFERENDUM.AS WE GO FORWARD, WE'LL TALK ABOUT HOW WE'RE GONNA HANDLE THE DOLLARS.AS WE GO FORWARD, WILL THERE BE AN OPPORTUNITY TO TALK ABOUT POLICY FOR HOW MUCH MONEY WE NEED TO PUT BACK FOR MAINTENANCE?IS THAT SOMETHING?

WE DO THAT BUDGET EVERY SINGLE YEAR.WHEN WE GO TO BUDGET, THAT'S A DISCUSSION WE HAVE.

AND I APPRECIATE THAT.BUT AS WE HEARD FROM THE GENTLEMAN IS THAT IF WE'RE GONNA BE PLAYING NINE YEARS OUT.THAT'S A BIG SWING IN HOW MUCH MONEY YOU PUT ASIDE IN AN ACCOUNT.SO MY QUESTION IS, IS THERE GONNA BE AN OPPORTUNITY WE CAN HAVE THAT DISCUSSION AND --

I THINK JUNE.

YES, JUNE.

AND YOU AGREE WITH THAT?

NEXT MONTH.

GREAT.THANK YOU.THAT WAS MY QUESTION.

MR. CHAIRMAN, THIS WILL BE MY FINAL COMMENT TOO.I HAVE HAD THAT SAME CONCERN ABOUT THE MAINTENANCE.

I'M PLEASED WITH THIS ACTION TODAY.

ANY OBJECTION?NO OBJECTION, MOTION CARRIES 5-0.

MR. CHAIRMAN, LET THE RECORD REFLECT THAT THE MAIN MOTION WAS

AMENDED FOR THE LANGUAGE THAT WAS INCLUDED.

GOOD MORNING.THIS IS THE SECOND PUBLIC HEARING.THIS IS THE FINAL HEARING FOR THE LAND DEVELOPMENT CODE.THIS IS THE FINAL STAB AT THE APPLE SO TO SPEAK.WE WERE ASKED, BASED ON SOME COMMENTS RECEIVED FROM THE AG PEOPLE AND DEALING WITH THE FEMA REGULATIONS TO GO AHEAD AND REMOVE ARTICLE FOUR OF CHAPTER SIX, THE PROPOSED AMENDMENTS THAT WE'RE HAVING IN THIS DRAFT.AND WE REQUEST THAT THE BOARD STRIKE THOSE FROM MOVING FORWARD.AND ALSO, THE PROPOSED AMENDMENTS TO SECTION 26-71.WE'RE ASKING THAT THOSE BE NOT MOVED FORWARD AS WELL.STAFF DOES NOT SUPPORT THOSE AND WOULD NOT LIKE TO SEE THOSE IN THE AMENDMENT CODE.

QUESTION, MR. CHAIRMAN?MY CONCERN IS THAT THE FEMA REGULATIONS, OUR FRIENDS AT FEMA.WHAT HAPPENS IF THE ORDNANCES THAT CHANGE THAT PARTICULAR LANGUAGE ARE BLOCKED BY FEMA THROUGH THE LEGISLATIVE PROCESS OR BY RULE MAKING?DO WE HAVE TO COME BACK AND REAMEND THE ORDNANCE TO GO BACK TO THE ORIGINAL LANGUAGE THAT WAS IN THE MODEL ORDNANCE?

WHAT'LL HAPPEN IS NOW THAT I'M ASSUMING WITH ALL THE BACKLASH THAT'S COMING FROM THIS, FEMA IS AWARE OF THE ISSUE.IF WE'RE AUDITED, THEY'LL SEE IT AND WE'LL HAVE TO PUT IT FORWARD.

BACKLASH DOES NOT MEAN MUCH TO FEMA?

NOT AT ALL.THEY DO NOT CARE.[LAUGHTER]

ANY OTHER DISCUSSION FROM THE BOARD?COMMISSIONER HALL?

ON THE BOAT DOCK, WE HAVE A COUPLE ISSUES WITH THIS. IT'S MINOR.AND I GUESS THIS IS NOT THE ONLY CASE WHERE WE HAVE AN ISSUE WITH BOTH DOCKS AND THE ORDNANCE THAT WE HAVE.

THE WAY WE HAVE A STRUCTURE THAT YOU CAN'T BUILD A DOCK UNLESS YOUR HOUSE IS IN FRONT OF IT AND WHAT ALL OF THAT MEANS.WE'RE IN COURT RIGHT NOW ON ANOTHER CASE BECAUSE SOMEONE BOUGHT THE BOTTOM, BUT IS NOT ALLOWED TO BUILD A DOCK.

I THINK THIS IS GOING TO START COMING UP MORE AND MORE AS WE BEGIN TO

GROW AND PEOPLE START TAKING ADVANTAGE OF WHAT THEY HAVE, WHAT THEY THINK THEY HAVE AND WHAT ARE ORDINANCES. AND I DON'T KNOW IF THE REST OF THE BOARD IS AWARE OF THIS OR NOT. BUT I THINK IT'S SOMETHING THAT WOULD BE HEALTHY FOR US TO HAVE AN M AND P. I THOUGHT IT WOULD COME FORWARD PRIOR TO US ENTERING COURT, BUT IT HASN'T. SO WE MAY HAVE A COURT CASE THAT WILL DISTINGUISH IT. I THINK IT'S HEALTHY FOR US TO UNDERSTAND WHY WE HAVE THAT ORDINANCE. MAYBE COMMISSIONER MANNING AND COMMISSIONER MANN KNOW MORE ABOUT IT THAN WE DO. I THINK IT WOULD BE HEALTHY TO PUT IT ON "M" AND "P" SOME TIME IN THE FUTURE.

AT THIS TIME WE'LL TAKE PUBLIC COMMENT FOR PUBLIC HEARING NUMBER TWO. FIRST SPEAKER IS BILL WRIGHT.

BEFORE I START, WHAT THAT WAS ALL ABOUT AS FAR AS WHAT COMMISSIONER HALL WAS REFERENCING AND WANTING TO PUT THIS THING OFF. THIS DETERMINATION -- I DIDN'T UNDERSTAND WHAT YOU WERE GETTING AT, COMMISSIONER.

I'M HOPING THAT WE CAN COME TO AN AIMABLE CONCLUSION ON THIS.

THERE WAS A PIECE IN THERE THAT SAID FIRST I HAD TO ASK MY NEIGHBOR PERMISSION. THAT'S INAPPROPRIATE BECAUSE I OWN THAT RIGHT ALREADY.

I UNDERSTAND MY TIME IS OVER, I APOLOGIZE.

THANK YOU. THANK YOU FOR YOUR TIME.

TAKE THE AGENCY'S SUGGESTION. TAKE THAT LANGUAGE OUT AND APPROVE IT. THANK YOU VERY MUCH.

THANK YOU.

ANY OTHER COMMENT ON PUBLIC HEARING? PUBLIC COMMENT IS CLOSED. COME BACK TO BOARD.

MR. CHAIRMAN, I WILL MOVE THE RECOMMENDATIONS PUT FORTH TODAY.

COMMISSIONER MANNING MAKES THE MOTION, COMMISSIONER MANN SECONDS. ANY OTHER DISCUSSION? COMMISSIONER KIKER?

YES, SIR.CAN I EITHER HAVE STAFF OR LEGAL PLEASE ADDRESS THE GENTLEMAN'S CONCERN?

I WILL DO MY BEST TO BE BRIEF.THERE ARE A NUMBER OF CONCERNS RAISED.WE'VE BEEN WORKING WITH HIM FOR A NUMBER OF YEARS NOW.THESE ISSUES AREN'T JUST SPECIFIC TO HIM.AS COMMISSIONER HALL CORRECTLY INDICATED.THESE HAVE WIDE RANGING CONCERNS THROUGHOUT THE COUNTY.JUST BRIEFLY WITH REGARD TO THE COMMENTS MADE TODAY.THERE'S A REASON WHY WE DO NOT WANT PROPERTY OWNERS BUILDING ON OTHER PEOPLE'S PROPERTY.ONE, IT BRINGS THE COUNTY INTO THE RIGHTS THAT THE PROPERTY OWNERS THINK THAT THEY DO OR DO NOT HAVE.WITH REGARD TO HIS REQUESTS, YES THERE IS AN EASEMENT.BUT IN ORDER FOR STAFF TO ISSUE A PERMIT BASED ON SOME EASEMENT RIGHTS, THEY HAVE TO HAVE A LEGAL OPINION SAYING WHAT THAT RIGHT IS.

IF YOU DO VOTE TO BRING IT FORWARD, THEN WE MUST INSIST OR I MUST REQUEST THAT YOU INCLUDE THAT REQUIREMENT FOR THE PROPERTY OWNER TO AGREE OR TO NOT OBJECT TO THE PERMIT BECAUSE IT PROTECTS THE COUNTY FROM BOTH SIDES OF LAWSUITS.

THANK YOU.THAT ANSWERS THE QUESTION.MY SECOND ONE IS VERY BRIEFLY, WHAT INFLUENCE DOES THIS CODE HAVE ON FLOOD INSURANCE REGULATION?

THE LAND DEVELOPMENT CODE?

YES.

FROM THE STANDPOINT OF OUR CURRENT, WHAT'S ADOPTED NOW.NOT NECESSARILY WHAT'S PROPOSED, BUT WHAT'S ADOPTED.IN WE ARE NOT CONSISTENT WITH THE NATIONAL FLOOD INSURANCE PROGRAM, THEY PROVIDE COMMENTS AS TO HOW WE SHOULD BECOME CONSISTENT.

THIS STATE, I'M NOT SURE WHY, BUT THE STATE ENTERED INTO SOME DISCUSSIONS WITH FEMA.PROBABLY ABOUT THE SAME TIME AS WE WERE GOING THROUGH THE NEW MAP AMENDMENTS.AND THEY CAME UP WITH MODEL ORDNANCE.THEY CAN SAY, WAIT A MINUTE.WHAT ABOUT NON-RESIDENTIAL FARM BUILDINGS.WHY IS THAT NOT INCLUDED?AND WE'LL BE BACK HERE SAYING, HERE'S A NICE LETTER FROM FEMA SAYING WE APPRECIATE YOUR POSITION, BUT IF YOU WANT TO STAY IN THE PROGRAM, YOU'VE GOTTA ADOPT IT.

THAT'S ACTUALLY NOT WHERE I WAS GOING.I'M MORE CONCERNED WITH WHAT THE PRICE OF FLOOD INSURANCE, WHERE IT'S HEADED IN THE NEXT SIX MONTHS.AND I GUESS THERE'S SOME LEGISLATION THAT MIGHT COME OUT THAT WOULD INCREASE IT

NOW THEY'RE TALKING \$9,000 A YEAR FOR FLOOD INSURANCE?

I DON'T HAVE THAT INFORMATION.

OK.BUT THE RATES COULD GO UP IF WE'RE NOT CONSISTENT.

ANY OTHER DISCUSSION FROM THE BOARD?ANY OBJECTION?NO OBJECTION, MOTION CARRIES 5-0.AT THIS TIME WE'LL COME TO COMMISSIONER ITEMS.COMMISSIONER MANNING?

NONE.

COMMISSIONER KIKER?

NONE.

COMMISSIONER MANN?

NONE.

COMMISSIONER HALL?

NONE.

I ONLY HAVE ONE ITEM I'M GONNA BRING UP.HOPEFULLY AFTER TODAY -- I'LL BE LOOKING FOR SUPPORT OF THE BOARD FOR CONSENSUS.MAYBE NEXT TUESDAY WE CAN HAVE DISCUSSION ON DIRECTING STAFF TO APPROACH THE NEW OWNER ABOUT THE PROPERTY, THE 2020 PROPERTY.

MR. CHAIRMAN, I GUESS IN THE SPIRIT OF HOW WE'RE GOING FORWARD WITH TRACKS OF LAND, I GUESS IT GOES BACK TO WHY WE DIDN'T BUY.BECAUSE WHAT CAN YOU BUILD ON IT?I GUESS I WANT US TO BE CONSCIOUS OF NOT JUST BUYING ONE TO BUY IT.BUT ARE WE BUYING IT BECAUSE SOMETHING WILL IMPACT WHAT WE'RE TRYING TO ACCOMPLISH IN THE COLLECTIVITY.OR IS THERE

A WAY TO WORK WITH THE PROPERTY OWNER TO HAVE THE BEST OF BOTH WORLDS.KEEP PORTIONS OF IT ON THE TAX ROLE AND PORTIONS OF IT OFF THROUGH CONSERVATION.I GUESS THAT'S ONE CRITICISM THAT WE'VE GOT.

WILL THIS HOLD UNTIL THEN?

YES.

MR. CHAIRMAN, LET ME JUST SAY THIS, BECAUSE WE DON'T KNOW WHAT'S BEING PAID FOR.

COMMISSIONER HALL?

NO.OK, COUNTY MANAGER ITEMS?

NONE TODAY, THANK YOU.

COUNTY ATTORNEY ITEMS?

NO, THANK YOU.[LAUGHTER]

AT THIS TIME WE HAVE PUBLIC PRESENTATION.WOULD ANYBODY HERE LIKE TO SPEAK ON ANY ITEM THAT'S NOT ON THE AGENDA TODAY?SEEING NONE, MEETING IS ADJOURNED.