

December 20, 2016

Let's Pray Together. Thank You For All You Do In Our Lives. I Pray Your Presence Will Be Felt In This Room, Each Commissioner Today As I Ask You For Wisdom, For Clarity, For Understanding. I Thank You Lord For The Opportunity We've Got To Serve In This Capacity And So Father, I Decree And Declare Blessings Upon Them Today And Everyone Who Will Hear And Understand The Decisions Made. We Submit Ourselves To You And Thank You For Our Wonderful Christmas This Year And So Father, We Just Ask Your Blessings Again Upon This Meeting Again.

John: Pledge Of Allegiance Please. (Pledge Of Allegiance) >

Thank You. You Can Be Seated. We Have A Ceremony Presentation And This Is Commissioner Mann, You Are Recognizing Special Olympics.

Frank: Who Do I Have From Special Olympics This Morning? Why Not All Of You Come Up And We'll Make A Big Deal Out Of This. Come Forward And Wrap Around The Podium. Just Stand At The Front While I Take The Honor And Great Pleasure In Reading The Resolution -- Right There. Everybody Hold Up Right There And Gather Around In A Pack. Keep On Coming Down. What A Team. Let Me Read To You About Special Olympics And These Special People And They Represent Similar Groups Around The World. The Mission Of Special Olympics Florida Is For A Variety Of Olympic Type Sports For All Children And Adults With Intellectual Disabilities Who Wish To Participate And Provides Opportunities To Develop Physical Fitness, Demonstrate Courage, Experience Joy And Participate In Sharing Of Gift, Skills And Friendships With Their Family, Other Athletes, The Community And The Ultimate Objective For Special Olympics Lee County And Florida To Help People Participate As Productive And Respected Members Of Society By Offering A Fair Opportunity To Develop And Demonstrate Their Skills And Talents Through Sports Training And Competition And Increasing The Public's Awareness Of The Capacities And Needs. And Whereas -- Hold Your Hand Up, James, Susan, Perry, Michael, Jackie And Mark, Train Lee County Athletes To Compete In The County Area And State Games In Various Sports Events Throughout The Year, Now Therefore Be It Resolved That The Board Of County Commissioners Recognize These Coaches And Special Olympians For Their Desire To Compete, Their Dedication And Winning. Let's Say A Big Applause First And Then Your Picture Taken. (Applause)

John: You All Come Forward. Come Forward And Turn Around And We're Going To Get A Picture.

Frank: Somebody Hold This Resolution In The Middle Of The Whole Pack. Everybody Here. Then We'll Have Somebody Say A Word Or Two. Who's The Spokesman For The Group? Somebody's Going To Say A Word Or Two. You Hold On To That. That's Yours.

My Name Is Beth And On Behalf Of Lee County Parks And Regulation And Special Olympics, I Would Like To Say Thank You To The Board Of County Commissioners In The Continued Support Of Special Olympics. It Means So Much To Athletes And Families, We Just Wanted To Say Thank You.

Frank: You're Very Welcome. We're Proud Of You. (Applause)

John: Roger If You Could Say A Few Nice Things About Our Retirees.

We Have Two Directors Working With Lee County For Quite A Long While And Have Made Great Contributions To The Organization And Lee County And We Just Want To Recognize Them This Morning. Let's Start With Sheldon, Are You Here? Come On Up. Sheldon Has Been A Librarian And Director Of The Lee County Library System Since 2006, A Strong Advocate For Keeping The Library On Pace With Library Functions And Virtual Services. We Thought It Was Just About Checking Out Books, When All Us Old Guys Used To Use Libraries. Sheldon Has Published Reviews On Books, Audio Books And Written Much About Them. He's A Real Time Judge Of Awards For Excellence In Audio Books Presented By The Audio Publishers Organization. We Want To Wish Sheldon Good Luck And Enjoy Retirement. It's Well Deserved. (Applause)

Just A Word. Thank You Roger. You Know, The Thing, We've Done A Lot Together And I'm Just -- I Would Be Remised Without Thanking You Commissioners, For The Support You Have Shown The Library System, The County Attorney's Office To Keep Us Out Of Trouble And Most Of All, Everything You See About The Library System, While I'll Be Leaving, Our Real Accomplishments Will Stay And So Thank You Very Much. (Applause)

And Come On Up Rich. Rich Joined -- The Director Of Veteran Services. He Didn't Start Out That Way. But He Joined In 2001 Of Facilities Director And Over Seeing Veteran Services As A Personal Favor To Me. We Needed New Leadership Following The Death Of The Prior Incumbent And Rich Has Helped Bring The Organization Into This Century And The -- What We Hear Back From The Community Is The Veterans In The County Have Never Seen Such Good Service From Lee County. He Served In The U.S. Navy Aboard A Nuclear Fast Attack Submarine And Continued To Work With The Department Of Navy To Overhaul Nuclear Submarines. He's Activity In The U.S. Submarine Veterans In Cape Coral And Started The Caps For Kids Program In Which Submarine Veterans Visit And Interact With Ill Children. Rich Did A Great Job While Facilities Director, He's Done An Excellent Job As Veterans Service Director And Involved In The Community And Should Be Commended For That. Congratulations. (Applause)

Thank You. Following The Death Of My Good Friend John Ebling, Roger Asked Me To Take Over The Best Job In Lee County For The Last Two Years. He Has Given Me A Really Good Purpose For The Rest Of My Life. I'm Not Going To Be The County Veteran Service Officer Anymore, But I Am Now The Service Officer For The Largest American Legion Post In Lehigh Acres. So I Want To Let The Guys I'm Leaving Behind Know, When I Call In For A Claims Status, I Expect It To Be Answered Promptly. Thank You. It's Been A Pleasure. (Applause)

Thank You Rich.

John: Roger, Thank You. Next We Have The Recap. If You'll Notice On Items To Be Deferred, C-14 Will Be Deferred. I Don't Like The Word Omit. But It's In There, I Put Deferred. I Need A Motion.

Frank: So Moved.

John: Seconded By Commissioner Hamman. Motion Carriers. Under Revisions And Corrections, No Items Submitted. Agenda Items To Be Pulled For Discussions By The Board, I Have None. Walk Ones And Carry Overs, No Items Submitted --

Frank: Mr. Chairman, I Do Intend To Pull Three Items On Administrative. I'm Sorry I Didn't Do It In Advance. Number One, Six And Seven.

John: Which Ones?

Frank: One, Six And Seven.

John: Commissioner Items No Items Submitted And County Attorney Items, No Items Submitted. So Can I Have After Public Input, A Motion On The Balance? The First Card I Have On The Consenting Administration Is Shaun Mccabe. You Have Put Down A1 And A4 If You Could Talk About Both, That Would Be Great.

I Wanted To Give A Handout First. The Items Distributed Are Related To Agenda Item A1. Members Of Lee County Commission, I'm Shaun Mccabe With The Conservancy Of Lee County, Hear To Voice Concerns With The Proposed Adoption Of The Study Are In Line With The Joint Statement We Previously Supplied Which Is Distributed Again Today. From An Ecological Perspective It Didn't Accurately Balance The Reality And Functions Of Possible Need For Additional Money In The Future. This Results In An Inadequate Basis For The Recommendations. In Addition, The Methodology Is Not Consistent With That Used In The Last Study. Since 2016, It States That The Policy Specifies The 2008 Report As The Foundation For The Data And It Should Be Expanded On Page 18, Acknowledging The Fact There's A Good Basis Initially. It Is Prudent To Utilize The Same Methodology, Especially When It Is Provided In The Original Study. No Reason Is Given For Providing A New Methodology. The Rational For Using The Permanent Population Growth Rather Than Just Alone Is Based On Historical Data. That's The Chart In There That Shows The Fluctuations Of The Housing Stats Over Time And The Mine Rock Demand Production Following That Closely. The Report's Conclusion Is Based On What We Determine To Be Not As Good As The Original Methodology, On The Side Of Increased Mining When There Is No Increased Mining Needed. This Increase Could Be The Detriment Of The Entirety Of Lee County And The Environment. We Have Recognized The Ecological Importance Of Drgr And The Whole Plan Itself Recognizes The Balance Between Mining And The Environment And That's Why -- We Have To Do It Anyway. Not To Adopt The Proposed Resolution And Adopting The 2016 Mining Study For Support Data As Recommended Yesterday, As We Take A Closer Look And Ask That You Have Staff Revise The Study From The 2008 Study. We Appreciate Your Input On The Issue.

And The Other Is Agenda Item A4 Which Is The Oil And Gas Mills Proposal For The Land Purchase. The Conservancy Supports The Status Of Oil Gas And Mineral Right On A Case By Case Basis. Assessing On A Case By Case Basis Will Ensure That The Nominations That Meet The Criteria Are Not Dismissed Solely Because The Sub-Service Are Owned By Another Party. We Believe It's Important To Have An Adaptive Process To Consider Nominations Where It's Held By Other Than The Service Right Presenters. The Conservancy Supports Moving Forward In The Change. Thank You For Allowing Me To Present Our Opinion On This Issue.

John: Next Noel Davies? On Item 34. Next Will Be Peter.

Good Morning Mr. Chairman And Commissioners, I'm Here Today With Respect To Item 34 Which Is A Traffic Light Agreement That I Worked Closely With Staff On. We Just Wanted To Thank The Commissioners For Their Consideration Of The Traffic Light Agreement And Wanted To Thank Staff And County Attorney's Office For Working Closely With Us To Get This Together And I Know Herons Glen And Its Residents Are Thankful. It's For A Traffic Light At Intersection Of U.S. 41 In North Fort Myers. Thank You And Happy Holidays.

John: Next Is Peter. And That Will Be Followed By Brad And Don.

Good Morning. Thank You For Allowing Me To Speak. I'm Director Environmental Of The Sterile Council Of Community Leaders And I Agree With Mr. McCabe's Comments. I Urge Members Of The Board Not To Accept The Study By Walter Engineering As We Asked In Our Joint Statement. I Believe It Used An Inappropriate Method To Estimate Lyme Rock Demand. The Study Rejected Using Total Population For The Needs. There Should Be Consistencies From 2008 To 2016. No Valid Reason In My Opinion Is Given For Using The Different Methodology. The 2008 Report Shows A Demand For Building Is More Population Growth Than Total Population Used In The 2016 Study. Historical Data That Shows That The Demand For Lyme Rock Fluctuates. The Higher Percentage Of Building Materials Is Used To Build New Homes, Stores And Roads. We Believe Using The Methodology Based On Total Population Rather Than Population Growth Overestimates The Need For Lyme Rock. Accepting The Findings Of The Needs Will Affect Land Use In The Drg And Be An Impact On Residents. Once They're Mined, There's No Going Ban. I Urge You Again Not To Accept This Mining Stead. Please Direct Staff To Revise The Study Using The Demand Methodology From The 2008 Report.

John: Thank You. Brad On One And Four. Brad.

Good Morning. I'm Here On Behalf To Address The Rock Mining Study. The Main Issue, Related To What Previous Speakers Said, Your Current Rock Mining Policies And Land Views Policies In The Drg Are Based On The Previous Study. So Any Methodology That's Used Looking Forward To Extend That Prediction Ought To Be Consistent. Otherwise It's Very Difficult To Figure Out How We're Doing Business With Land Use. The Fact That Florida Divides Rights Bilayers Of Land, How Far Can I Dig In My Garden Until I'm Into Oil, Gas And Mineral Rights. You Get My Point. This Is Perhaps More Complex Than It Ought To Be. Nevertheless, You Guys Have Done The Right Thing.

I Commend You For Looking At The Policy And Wrestling With It, Without Resolving The Conflicts That It Poses Right Now With Land Buying For 2020, We Have Lost Crew Lands, Parcels That Were Available But Had Impediments Regarding Rights. This Is The Right Step To Take.

John: And Don, That's The Last Card I Have.

Members Of The Commission, Don With The Eccl. I'm Here To Talk About 1a. As An Economist I Find It Troubling That The Walter Consultants In This Thing Would Not Look At Market Analysis And Some Of The Realities That We Have As It Relates To The Supply And Demand, But Particularly The Demand For Lyme Rock. As You Know, The Development Down Here Is Driven Primarily By Housing And From Housing We Need More Retail, We Need More Jobs And More Office Buildings And Those Types Of Things. Primarily Retail, Another Big Element Is Tourism. So What Was Done By The Study Back In 2008 I Think, Was To Weight Growth In Population And In The Related Commercial Development 75%. And So, If You Had A Major Increase In Population As We Have Had From Time To Time, And Other Times We Haven't, Then You Would Have A Lot Of Demand Or Increased Demand For Lyme Rock. But During Periods Of Time We're Not Experiencing Growth, Things Fall Apart. All Of You Live Here And See The Trucks On The Road. During The Recession, You Can See A Lot Of Trucks On The Road. And So There's A Great Variable. What They Did In The Original Study Was Weight The Growth In The Economy As Measured By Growth In Population, 75%. The Other 25% Was Allocated To Repair And Replacement. We All Know Our Assets, Whether Residential Or Commercial, Need Repaired From Time To Time. Technology Changes And You Want To Improve Things In Your Property. What Was Done At That Point In The Time, Assign 25% To Repair And Replacement. And That May Be A Little Bit High, I Think It Probably Is. But It's A Pretty Good Approximation. So That Is What's Done. Along Comes The Current Study And It Doesn't Look At Growth Or Separate It From Repair And Replacement. Doesn't Recognize The Volatility Of The Market And As A Consequence, Overestimates The Demand. I Urge You To Reject That And Ask Your Staff To Go Back With The Consultant And Reestimate The Demand Over The Next 25-30 Years.

John: That's The Last Card I Have. Is There Anybody In The Audience That Wants To Speak? Seeing None, We'll Go Back To Mr. County Attorney, Can I Get A Motion On The Agenda And Separate For The Administrative Agenda. What Is Left?

One, Six And Seven.

John: Chair Accepts The Motion On The Balance And Consensus Agenda. Is There A Second? Pendergrass. Discussion? Objection, Motion Carriers. Commissioner Mann.

Frank: Since We Have Been Talking About It, Number One, We, Mr. Chairman, You And I Suffered Through Two Long Years Of Mining Studies And What The Studies Meant And That Sort Of Thing. I Think Our Newer Members Of The Commissioners Didn't Have The Benefit Of That Exciting Time. It Was A Very Serious Issue And Involved The Drgr And Subsequent Litigation. I Think We Handled Ourselves Properly. I Think History Showed That Preparing With Mining In The

South Part Of The County. At That Time We Required Ourselves To At This Time Do A Follow Up Study And That's Where We Are I Think. Roger What I Want To Ask You, Or Whoever, Whatever Staffer You Want To Pass This Off To, Just What -- I Wish We Could Have Had -- I Would Have Asked If I Thought About It, But I Didn't So We Didn't Have The Opportunity, A Workshop Just On This Issue Alone. It's Not A Small Issue, It's A Major Issue With Litigation And Public Input We're Bound To See. Just What Does The Adoption Of This Follow Up Study Obligate Us To. What Other Steps Are Going To Take Place For Someone To Get Out There With A Giant Bigger Digger And Go To Picking Up Rock --

Mr. Chair -- Commissioners, I'll Ask Dave Loveland To Address The Real Impact Of Adopting This. This Is A Mandatory Updated Study, We Hired A Professional Engineering And Planning Firm To Take A Look At This And Update The Study. And There Were Admittedly By The Author Subjective Reviews In The Study. What The Consultant Has Done Is Create A Report Based On Methodology Accepted And Supported By Counties And Organizations That Will Provide A More Consistent Platform For The Study Not Only Now But In The Future. Just Because A Consultant Comes Up With An Opinion That May Not Be Acceptable To Some, They Can't Really Go Back And Redo It To Provide An Answer That Is Acceptable. The Professional Engineering Ethics And Laws Prevent That. They Have Brought Forward Their Best Possible Support For The Mining Study And The Study Is From The Original Report, Not Both Methods But The One Accepted And Methodology Accepted By Several Agencies. I'll Ask Dave To Explain What Is The Meaning Of The Report And How May It Be Used.

Dave Loveland Community Development. Essentially As Doug Noted, This Information Is Supporting Data And Analysis For Policies That Are In The Plan When The Board Set Up The Situation Where They Were Trying To Limit Mining Areas Within The Southern Southeastern Area Based On Demand, There A Policy That Said This Demand Calculation Has To Be Updated Every Seven Years Which Is Why We're Here. We Hired Walter To Update That. We're Not Imposing Any Mandates At This Time. This Is Simply Supporting Data And Analysis For The Plan Going Forward Through The New Horizon Year Of The Plan Of 2040.

John: Questions By The Board?

Frank: If A Land Owner Wants To Proceed With A Mining Operation, Where We Saying Now The Application If It's Based On This Information, There Will Be, In Essence Does This Grant Him To Going Forward? What Steps Do You Have To Go Through To Get A Mining Permit?

This Addresses The Demand And Indicate That There Will Be A Shortfall In The Future So There Could Be Potential Additional Mining Areas To Meet The Demand. We're Not Identifying The Areas. Individual Properties Come In For An Application, They Have To Meet All Of Our Requirements Within The Drgr Area. They Have To Have Mining, Excavation, Plan Development. They Have To Demonstrate Comparability With The Surrounding Areas To Determine If It's Appropriate To Allow Mining In That Location.

Frank: Is There Something In Law Or Our Own Rules And Regs That Require That All Material Required For Future Development In Lee County Come From Lee County? I Think We Have Provided Material From Central America And Other Counties Throughout Florida.

In Direct Response To Your Question, No, There's Nothing That Requires That Regulation, Such Materials Are Inner State Commerce And Might Be Bound By The Constitution But Nothing In Our Local Ordinances That Would Require.

Frank: Maybe You're The One I Want To Ask The Question To, It Seems We're Moving Forward On The Premise On The Assumption That -- We're Measuring This And Our Capacity To Meet Demand Based On What We Can Find Only In Lee County. It Seems We're Excluding Potential For Importing That Kind Of Material Through The Adoption Of This. This Seems To Assume That We Will Provide All The Mining Material Needed For Construction Right Here In Lee County.

I Think That Would Be Better Directed Toward Mr. Loveland Or Our Consultant But It's My Belief It Likes At The Regional Basis And Not Just Lee County.

Frank: Then I Need A Definition Of Regional.

Surrounding Counties And Lee County. That Was The Way The Original Study Was Done. There's Comments About Consistency. That's How The Original Analysis Was Done Based On The Assumption We're A Regional Provider And What The Total Demand Is Based On That.

Frank: I Don't Want To Drag This Out This Morning But The Point I Think I'm Trying To Make Here, And I Eluded To This Earlier, I Wish We Had Had More Time To Have This Discussion Through A Workshop Mechanism. As I Ask Questions, It Brings More Questions. It's No Small Thing To Me That Environmental Groups In The County Are Not Being Comfortable With Us Moving Forward And Accepting The Information. I Don't Want To Get Expert Against Expert And Try To Measure And Doug Eludes To This, As To What Expert Knows What He's Talking About, They're Giving Their Best Professional Opinion, I Understand That. I Know This Moves Us A Giant Leap Down The Road On An Area That Is Sensitive And I'm Not Comfortable Making That Step Without More Time And Study. And I Apologize For Not Being Better Prepared But It Is Such A Huge Issue, I Don't Know If We'll Ever Be Totally Prepared. I'm Uncomfortable Moving Forward With This Today, Not By Way Of Trying To Criticize The Results Of The Study Or The People Who Made It In Any Way. I'm Not Ready To Go Down The Road As Quite As Quickly As We Are.

I Understand The Concerns As Well. When You Hear The Term Mining And You Think About Mining, I Don't Know What Images Come To Your Mind, But It Brings Up Jarring Thoughts When You Hear And Think About Mining. Lee County Has A Pretty Long History With Aggregate Mining And In Fact, A Lot Of The Communities Developed Recently Are Mines Rehabilitated With Beautiful Lakes And Beautiful Water Features For Great Communities Down In Our County. In Lakes Park By The Way, A Lot Of People Don't Know, A Place We Played As Kids And Still Today Is A Mine. The Most Important Thing I'm Concerned About, How Do We Protect The Neighbors And

Residents To Mine As They Operate And Look To Open New Mines In Lee County. What Steps Do We Take To Try To Mitigate The Impacts On The Folks Who Live Nearby.

For Any Individual Mine Application It's A Detailed Review Process To Go Through The Plan Development Process. Through That Process There Can Be Conditions Put On The Mine To Address Impacts From The Surrounding Areas Both Environmental And Through The Neighbors. There's A Lot Of Back And Forth And To Address Hours Of Operation, Those Can Be Addressed As Part Of That.

Do You Look At Everything From How The Trucks Are Going To Move In And Out To The Lighting That's Going To Take Place And The Techniques They'll Use?

Yes, All Of That Is Evaluated At The Zoning Stage And Development Stage After That.

Do You Look At The Environment Like The Water And The Hydro Of The Site?

Yes. That's One Of The Requirements To Look At The Impact On The Water Table And The Water Quality Issues As Part Of The Process.

Mr. Chairman, Thank You. I Have A Couple More Questions. Looking Back At The Old Study, I Think We Heard A Lot Of Criticism Of This Current Method We're Looking At Here Today. Looking Back At The Old Study, There Were Subjective Kind Of Weighting Done On The Old Study. Was That An Industry Method?

From A Staff Perspective, No We Are Not. That's Why Our Consultant Chose The Portion They Did, It's A Portion Of The Methodology Done In The Original Study And Put Weight To One Weight To The Other And There's No Real Explanation To How It Was Arrived Upon. The Part They Weighted 75% Is The Methodology We're Utilizing With Our Consultant Going Forward?

Did They Have A Special Expertise That Gave Them The Ability To Do A Subject Weighting To Your Knowledge?

He's A Certified Planner, I Don't Know About Mining Experience.

Thank You. I'll Finish By Saying, One Of The Things That Concerned Me As I Started To Get Briefings And Started To Learn More About The Way The Prior Study Was Put Together, It Seems It's Possible Looking At The Objectivity, The Prior Study Was Driven To Determine An Outcome And I Think Going Forward And Looking At The Data We're Going To Used To Make Future Plans, We Should Probably Stick To Industry Acceptable Standards, Consistent Not Just Across Lee County But The State Of Florida So We Know What We're Dealing With.

John: Commissioner Kiker.

Larry: Thank You Mr. Chairman. I'm Pleased To Hear -- I Call It Violent Agreement In Terms Of You Both I Believe Think You Believe We Have More Work To Do. My First Question, What Happens If We Don't Pass This Today? What Are The Consequences?



This Data Would Be Supporting Data To -- For The Plan And To Evaluate Any Requested Changes To The Plan For Active Mining Applications. Once It's In Place We Can Utilize It For That. We Have An Active Mining Application In The Review Process. It's Not Coming Forward Immediately, We Could Take Some Time.

Larry: How Much Time Are You Talking About? Approximately.

Well, The Next Work Session Date Would Be January 24th, 25th --

John: First Week Back In The Board Meeting. The 24th.

Right. So, I Think That Date Would Be Okay, Beyond That, We May Have An Issue In Terms Of Being Able To Use The Data For Evaluating The Application In The Works.

Larry: So With The Numbers Is To Help And Assist And A Permit Application That Exists Today?

That's A Benefit. The Reason We Need It, The Plan Says We Are Supposed To Update The Data Every Seven Years.

Larry: So We Don't Have To Do It Today. We May Not Even Have To Do It On January 24th. May Not. Okay. Because I Agree With Commissioner Mann That I Think We Might -- I Don't Want To Jump The Gun On This. I Think It's An Important Subject And A Big Subject. We've Had Discussions About How We Plan On Administering Things Coming Forward, I Don't Know If We Have Had The Time To Do That On This Yet. I Would Look To Legal And Ask If It's Appropriate For Us To Control A Market. It Looks Like That's Kind Of The Business We're Getting Into Here. Other Property Owners Who Want To Build A House, We Don't Say We Did A Projection And We Don't Need More Houses So We're Not Going To Build Them. I Don't Know Why We're Doing This Differently. That Is One Of The Subjects I Want To Have A Discussion About. And The Other One, Come I Think You Commissioner Hamman, The Other Piece Of It Going Along With It, What Are The Other Affects Of The Environment, One Of The Biggest Problems We Have With Mining Right Now, We Have Big Trucks Going Down Corkscrew Road Even When They're Not Supposed To And They Still Do It. I Think There's A Lot Of Different Pieces To The Pie Here We Need To Get Through Together. My Biggest Fear Is That People Will Take A Vote One Way Or Another As We're For Or Against Mining. When In Essence, We're Just Trying To Update A Plan. No One Wants To Take That Lightly, But I Don't Think It's The End All To This Thing. I Think It's Just A Step That Needs To Be Resolved And Can Be Changed Later, Is That Correct? If We Accept To Do The Work, Can We -- January 27th We'll Have A Policy Meeting, Is That Correct? I'm Assuming This Is One Of The Ones We Talk About.

The 27th Is Strategic Planning Day For You All.

Larry: And We Collectively Came Up With Seven Initiatives That Follow Successfully For A Couple Of Years There. Probably A Good Time To Reset The Clock On That. Either Way, I'm Glad To Go Along With The Board, I Guess I Want To Make Sure It's Not Our First And Last Conversation On

The Subject. And I Want To Make Sure We're Not In A Business We're Supposed To Be In. I Think That's The First Thing We Should Challenge. If It Should Be A Market-Driven Business Or Government Regulated Business, Which Is Kind Of What This Thing Sounds Like. Seems Like. Thank You.

John: Commissioner Pendergrass.

Cecil: I Was Prepared Today With Information I Received From Staff. I Did Have Concerns About The Original Study Being Incomplete And Misguided To Determine The Outcome. Dave Can You Talk More About Why Every Seven Years -- This Is Required Every Seven Years Based On The Plan, Nothing Based On The Market.

Right. The Idea Is If You're Going To Have Policies To Limit Where Mining Can Happen In That Area, It Should Be Based On Solid And Up To Date Data.

Cecil: If The Board Chooses To Have A Workshop, I Would Say It's Better Than Strategic Planning And Then Move Forward With The Blue Sheet After That, Otherwise I'm Good To Go With It Today.

John: From The Chair's Perspective Dave, By Accepting The Study Doesn't Mean It's Set In Concrete. We Can Modify Down The Road, Right?

Sure. The Board Can Direct Us To Update The Information And Do Something Different At Any Time.

John: Are We Going To Hear From The Consultants Or Not? I Don't Need It Myself -- In Case Others Are Not Familiar With It.

Our Consultant Is Here Today And Prepared To Answer Questions If You Like. We Have A Presentation That Is Available But At Will Of Board. It All Falls Under State Agency Control And Others. So We're Happy To Do That Today Or Wait If You Want To Workshop This Thing, We'll Do That The First Available Date In January. You Can Adopt Today And Change Later If You So Choose. You Have A Wide Variety Of Do No Harm Options.

Brian: I Think Future Conversations Are Good. The One Thing I Do Like To Do As We Make The Decisions Going Forward, I Like To Have Objective Data, Data We Know Is Not Bias In Any Way And It Feels This Report Was Done By A Professional Consultant Who Didn't Apply Bias To Predetermine The Outcome Of The Study. I Would Be Concerned About Having A Future Workshop To Change The Outcome Of A Study. I'd Rather Let That Rest With The Professionals And Then In A Workshop Type Setting, We Can Talk Policy Wise About What We Want To Do With The Un-Bias Data We Have. I Would Be Okay With The Future Workshop To Talk About Strategy And Accepting The Data Today. I'll Make A Motion To Accept It.

John: The Motion On The Floor Is To Accept Administrative Agenda Item Number One By Hamman. Second? Pendergrass. Discussion?

Frank: We're Not Going To Change The Methodology That's Part Of This Report. Frankly I Was Hopeful That The Consultant Could Give Us Two Minutes On Methodology. Now, Twice When You Have Spoken, You Have Been Critical Of The Original Report Of Being Inadequate Or Whatever Words You Use And This One Is Right And This One Is Wrong. This Is Part Of What I Was Looking For In A Workshop, To Pursue This And Understand It Better Than We Do. Methodology, I've Been Playing This Game Long Enough To Know, If You Don't Agree With The Outcome You Disagree With The Methodology. I Don't Know That I Disagree With It And It's Moving Quickly On A Huge Issue. Huger Than A Kia Automobile. It's Going To Have Long-Term Impact And We're Going The Hear About It More And I Appreciate That Fact And I Know We're Getting Into Development, Zoning. My Prayer Was Just To Slow Down The Train A Bit. It Will Take Two Minutes To Say Our Methodology Is Based On Some Kind Of Whatever. Having Heard The Conversation Up Until Now, Can You Bring A Little Comfort?

Absolutely. I Have With Me Dave, A Professor Engineer And Head Of Water Resources Department Very Good At Explaining The Complexities Of The Methodologies Here At Hand. I'll Say We Did Review The 2008 Study, The 2005 Study, We Consulted With Florida Department Of Transportation And Florida Institute Of Aggregate As A Key Source Of Data And We Did Want To Have A Standardized Methodology To Utilize And Apply That Didn't Have Subjected Weighting Involved As Commissioner Hamman Noted. We All Arrived At The 9 Tons Per Capita For The Lyme Rock. I Think What's At Play, That Number Does Take Into Account, Tourism, Seasonal Population And Permanent Population, The Concern That The Number Is Only Speaking To The Permanent Population, Not Based On Anything To Do With Growth Is Unfounded Quite Frankly And Dave Has Pulled Area From The 2008 Report And Has Information If You Want To Hear That. We Were Stringent In Noting Our Sources To Feel Comfortable In Providing The Methodology To You. And I Want You To Know We Did Provide Data On Available Lyme Rock In Long-Term Demand, The Study Is Not Letting You Not Do That. If You Wanted To Import From Miami-Dade You Could Evaluate -- You Don't Have To Say We Have A Shortage Based On Lee County Lines Only. You Can Use The Additional Data We Provided To See How You Want To Handle It From A Policy Standpoint. David Would You Like To Speak To The 9 Tons Per Capita At All?

Good Morning. I Was Just Going To Quickly Go Over The 9 Tons Per Person. The Number That Has Been Discussed Previously. That Is In The Dover Coal Report. I Wanted As Alexis Eluded To, It Takes Into Account All Lyme Rock Used. It Was Calculated By The State Of Florida Taking The Amount Produced Over A Certain Period And Divide It By The Population. That Is All The Aggregate Used And The Population Is A Surrogate Of That. I Believe You Were Handed Graph Which Shows The -- It Shows Population, Home Sites And Then The Aggregate And How It's Grown. We Believe That The Population Growth More Closely Reassembles The Growth Of The Aggregate Rather Than The Home Starts. To Show That Point, If You Look At The Year 2004 To 2007, There Was Have A Very Sharp Decline In The Home Starts But An Increase In Aggregate And Then A Modest Decrease At The End Of That. And That Right There, The Population Really Is A More Accurate Determining That Slope And Line. That's Why We Stayed With That.

John: Questions By The Board?

Frank: No, But I Thank You For The Extra Time.

John: There's A Motion On The Floor. Further Discussion? Objection? Carried, Commissioner Mann With An Objection.

You Want To Discuss This At The Next Workshop, Correct? January, February Time Frame. How Is That?

John: Okay. Item Number Six Commissioner Mann.

Frank: I Had A Good Briefing From Staff Yesterday On This Item But What We're Doing Is Correcting Some Previous Misdeeds And I Just Wanted To Give Roger A Chance Or His Staff A Chance To Put On The Record How That Occurred And What We're Doing And Why We Think This Is Going To Be Better In The Future.

Thank You Commissioner. This Item As You Know Corrects Previous Procurement Issues. Over The Past Three Years We've Made Changes In The Organizations Based On Analyzing Their Operations And Made Quite A Few Changes As A Result. In This Case, We Felt Early On That We Had Some Issues Within Procurement And So We Hired -- We Doesn't Have The In-House Expertise To Do What Was Required. Along The Way We Have Hired A New Procurement Director Mary Tucker Who Has The Expertise And Has Created A Report That Outlined The Issues. No Budgets Overspent, Just Simply Bad Habits That The Organization Picked Up Along The Way. And It's Going To Process When That Happens. No Budgets Were Overspent. In Some Cases It Was Simply These Were Board Approved Items Spending And One Hand Didn't Know What The Other Was Doing. We Had Spending By Different Departments Based On A Single Action By The Board And So The Approval Was Overspent Inadvertently And We Found That The Staff Was Under Trained In Procurement. That Training Is Ongoing Today To Make Sure That Our Procurement Practices Are Number One Legal And Number Two Within The Board Policy And Number Three Just A Proper Way To Conduct A Business. I'm Satisfied That We Have Found -- Identified For Us The Bad Habits. This Action Needs To Be Anyone Order To Retroactively Approve The Procurements That Took Place Between 2015 And Part Of 2016 And Once That Is Finished And We Have A System In Place, Including New Software To Track This, We Don't Expect To Have The Problem Again.

Frank: Mr. Chairman, What Mr. Desjarlais Just Said, We Were Correcting Previous Mistakes And One Of The First Challenges, I Want It Out For The Public To Note So No One Challenges It Later. One Of The Challenges Roger Gave To Our Director Was Look At Past Procedures And Make Sure We're Doing Things Right And If You Have Changes, Let's Hear About Them. And She Found These Problems And We Were Doing Things Inappropriately. Although Within The Gross Budget Numbers, Not Internally Department By Department. I'm Really Taking This Time To Commend Our New Department Head For The Great Job She's Done. This Is Mostly A Thank You For Hard Work That Took A Year To Get Us There.

Thank You. Mary Has Done A Great Job Starting With The First Day She Got Here. This Was One Of Her First Assignments.

Frank: Let Me Move This Item.

John: Seconded By Commissioner Hamman. Motion Carriers 5-0. Item Number Seven Commissioner Mann.

Frank: You Heard Me Speak About This Towards Motorola, I Have Always Been Concerned About Single Contract Agreements. I Ask Why In The Expanding World Of Technology, I'm Told Year After Year These Are The Only People Who Can Fix This Stuff. It's A Pet Peeve But I Think It's A Fair Question. Why Locked Into Millions Without The Opportunity To Go Out On The Street. Roger And I Have Had This Conversation And I Wanted To Hear This Year's Answer As To What This Item Does.

Thank You. This Is The Part To Explain. In The World Of Technology, It's A Reasonable Question To Ask. We Committed At The Time To Going Out To Bid To See What Was Out In The Market Place. Was There Another Vender To Provide The Same Service And I Suspect That When We Do -- The Short Version, We Didn't Go Out And Didn't Realize It Until A Couple Of Weeks Ago And That's My Fault For Not Tracking That More Closely. But, You Know, The World Of Motorola And Technology Has Changed A Bit, There May Be Another Way To Get The Work Done, It Would Be By Motorola Trained Technicians, We're Not Sure Yet. We Have A Schedule To Go Out To Bid And This Has Been Turned Over To Mary Tucker In Procurement, I Think It's January 22nd For The Day To Put Out The Bid -- I'm Sorry, The 27th To Get A Hard Look At If There's Another Way To Get It Done Better, Faster And Cheaper And Then We'll Bring That Back To You For Review And Recommendations. In The Meantime, It's Important We Have A Vender Under Contract To Continue With The Daily Maintenance Of This Complicated Communication Systems. So I Recommend Today You Pass This -- Approve This Contract Extension And With Assurances That We'll Be Going Out In January.

Frank: Mr. Chairman, Again We Compliment Miss Tucker And I Discussed This With Her Yesterday, She Seems -- She Believes And Hopes That It's Based On Good Information That We Can In Fact Find Folks Who Work On A Specific Type Of Equipment, It Doesn't Have To Be The Same Service People. There Are Other Folks Who Service Motorola. Just Like There Are Other Folks Who Service All Kinds Of Things And They Can Get The Replacement Parts And Equipment And She's In The Process Of Putting Together The Information To Go On The Street And Try To Identify Some Of These People So After 10 Years, Frank Gets His Wish And We May Have Two Different People Looking At The Issue And Maybe Just Competitive In A Very Expensive Technical Field. So Thank You For Your Continual Attention To This Roger And Miss Tucker For What You're Going To Do And I Look At Great Interest How It Comes Up. I Move The Item.

John: Chair Accepts, A Second? Second By Commissioner Pendergrass. Objection? Motion Carriers. Thank You. We Have One Public Hearing This Morning. Sorry About That.

Good Morning This Is Public Hearing One To Vacate The Public Interest At Dogwood Lane. I Reviewed The Application, It's Sufficient As Form And Content.

John: Questions To Staff? Seeing None, Is There Any Public Input On This Item? None, Back To The Board For A Motion Of Some Sort. A Vote?

Yes.

John: Motioned By Commissioner Hamman, Seconded By Commissioner Kicker. Objection? Motion Carriers. We Have No Walk On, No Carry Overs And We'll Go Into Committee Appointments. Commissioner Mann.

Frank: We Packaged Those.

John: We Took The Individual Ones By Motion.

Brian: I Just Wanted To Make Sure.

Frank: I Have Four Appointments Mr. Chairman. Kevin Williams, Susy Valentine, And Edmond Mckale.

John: Seconded By Commissioner Pendergrass.

Cecil: I Have Betsy Department Of Results, Michael, Evrick And Justin From Lpa.

John: Motion, Discussion, Seconded By Commissioner Hamman. Motion Carriers. I Have One Reappointment I Ask A Motion For The Extended Services. Seconded By Pendergrass, Objection? Motion Carriers.

Larry: I Want To Reappoint --

John: Motion Carriers. Commissioner Kiker.

Larry: I Have Three For The Panel. Larry, Sandy And Hannah.

John: Motion Carriers. Okay. Commissioner Mann Do I Have Your Reappointments Info?

Frank: Yes.

John: Next County Manager And County Attorney Items, We Don't Have Either, Correct?

Just One Quick -- Last Week, I Really Didn't Think About It Until Now, I Wanted To Report To You, Last Week I Was Participating In A Panel Discussion For One Of The Chamber Events Along With Three Of The City Managers And The Topic Was State Of Lee County, State Of The Cities And I Have To Tell You, After Listening To Other Presentations, Talking With People In The Audience And It Was Well Attended, More So Than I Would Anticipated With Real People Of Substance, Including Commissioner Pendergrass And Commissioner Hamman. I Have To Tell You, I'm Proud

Of You Guys, Think About The Way We Conduct Business And The Kind Of Conversations We Have Today, People Don't Always Agree, We Do It With Respect And Take Issues To Workshops And Get Clear Instructions That Get Executed. I Have Never Had It This Good. Thank You To All Of You --

Frank: You Only Mentioned The Two Of Them. Ain't You Proud Of All Five Of Us?

No, Sir, Just A Couple Of You.

John: Next, Public Presentations, Matters By Citizens --

I Request That The Board Revisit Item Number 38, I Need You To Sit As The Port Authority And Adopt That Agreement.

John: We'll Reconvene For Item 38, Motion To Approve By Commissioner Mann And Seconded By Commissioner Pendergrass. We'll Reconvene As The Board Of County Commissioners. Next We Have Public Presentation And Matters By Citizens. Anyone Wish To Speak? Back To The Board, Is There A Work Session Update?

Doug, You Introduced It Second.

John: The Exciting World Of What?

The Saint Carlos Bridge, Project Design And Environmental. We Want To Provide A Status Update Explain Why It's Necessary And What It Provides Us In The Future And What The Next Steps Will Be, Which Will Probably Include Involvement By Each Of You.

John: Any Questions?

We Have Great Staff And Roger, You're Correct, He Has The Best Five Guys To Work With, But They Did Say The County Managers Were Old Guys. We Are Blessed With The County And Proud Every Day To Be With Lee County And Work With Three Four Guys. Merry Christmas To All Of You And To The Staff That They Do.

John: I Want To Wish You Folks And Your Families A Merry Christmas And Your Staff And Families And Happy New Year.

Did You Give Out The Award For The Best Christmas Tie.

John: We Are Adjourned.