



June 19, 2007

Today Is Tuesday June 19th.

I Would Like To Welcome You.

We Have Pastor David Pleasant.

I Don't See Him.

We Will Maybe Ask Our County Attorney If David Owen Would Do Our Invocation Followed By The Pledge Of Allegiance.

Please Stand.

Good Morning, Commissioners.

Ladies And Gentlemen, Let's Bow Our Heads.

Most Holy And Gracious God We Offer Our Thanks For Another Day To Serve.

(Inaudible)

The Courage To Express It.

Help Each Of Us Humble Ourselves.

Protect Our Armed Forces.

Describe The Path Of Your Will.

Amen.

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.

Thank You.

On This Morning's Recap We Have Revision Of Consent Item 17 C.

Scribner's Error In The Minutes.

We Have An Item To Move From Consent To Administrative.

Item C3c To Hear As A3b.

Can I Have A Motion.

So Moved.

Motion By Commissioner Mann.

Second By Bigelow.

All In Favor?

Opposed?

The Motion Carries Unanimously.

Next We Will Go To Public Comment.

I Have No Blue Cards.

But Is There Anyone From The Public Who Wishes To Comment On Anything From The Administrative Or Consent Agenda.

Sorry, Ceremony Of Presentations.

I Ran Right Over It.

Thank You, We Will Delay Our Public Input And Go To Commissioner Mann Who Is Doing Our Presentation For Us.

Commissioner Mann?

Thank You.

Commissioner Janes Was Schedule Today Read This.

He Couldn't Be Here With Us This Morning.

I'm Pleased To Do This On His Behalf.

Whereas Lee County Base Storm Smart Industries Has Been A Local Manufacturer And Retailer Of Hurricane Related Products And Pgt Industries Has An Manufacturer And Supplier Of Impact Resistant Windows And Doors And The Guide Was First Published In '92 Prior To Hurricane Andrew In English Since Then It's Expanded To Ten Counties, English Seven Counties In Spanish And Lee Publishes In Haitian Creole.

Whereas P.G.T. Industries And Storm Smart Industries Received The Corporate Award At The 2007 -- I'm Glad You Guys Are Here.

Do You Want Me To Start Over.

And Whereas P.G.T. Industries And Storm Smart Industries Received The Corporate Award At The 2007 Governor's Hurricane Conference For Sponsoring The All Hazards Guide A Comprehensive Emergency Preparedness Brochure With Maps And Information Specific To Their County To Prepare Our Citizens For Any Type Of Major Emergency And Lee County Is Proud To Have P.G.T. And Storm Smart As Business Partners At A Significant Cost Savings To The Counties And The General Public, Now Therefore Be It Resolved By The Lee County Board Of Commissioners Of Lee County Florida We Here By Recognize P.G.T. And Storm Smart Industries For Their Commitment To Make Sure Citizens More Prepared For The Storms We Face.

19 Days Into The Storm Season.

Proudly Signed By Bob Janes.

Congratulations Folks.

Thanks For All You Are Doing.

And Would One Of You Say A Word Or Two.

Yes, On Behalf Of The 165 People Who Make Up The Storm Smart Family I Would Like To Say Thank You To The Commission And Lee County.

It's Our Pleasure To Be A Part And Work With Emergency Planning To Produce This Information.

Super.

Thank You Commissioners.

P.G.T. Industries And Our 2400 Employees Thank You Very Much For The Recognition And We Hope To Continue Our Relationship.

Thank You.

And We Would Like To Take A Picture.

Can You All Stand Up Here?
I Have Three Copies Of This.

Four Actually.

Each One Of You All Get One.

There We Go.

Everybody Gets One.

How Come You're So Shy?
Thank You.

Thank You.

Thank You Commissioner Mann.

We Will Go Back To Public Comment.

I Do Have A Blue Card.

Charles Bassinet On Administrative Item 3a.

Good Morning Charles Bassinet For The Record, I Don't Really Have Comments It's The
Concurrency Management Report.

Thank You Though.

Is There Anyone Else From The Public Who Would Like To Comment On The Consent Or
Administrative Agenda?

I Would Like To Recognize The City Manager From Sanibel, Judy.

We Know You Are Here On The Beach Tree Item.

Is There Anything You Would Like To Comment On?

Okay.

Having No One Else Come Forward We Will Close Public Comment.

Commissioner Bigelow?

9b.

Commissioner Mann?

Madam Chairman, I'm Sorry, I Won't Take Long With These But I Have Several, 4b, 8b,
13a And 9b.

And I Have None.

May I Have A Motion For The Balance.

So Moved.

Motion By Commissioner Bigelow.

Let Me Check.

He Pulled --

9b.

Isn't That What You Pull?
Yes You Did.

I Want To Call 9a Then.

We Have A Motion By Commissioner Bigelow For The Balance Excluding One's Pulled.

Second By Commissioner Mann.

All In Favor?
Opposed?
The Motion Carries Unanimously.

Commissioner Bigelow, 9b?
Thank You.

Good Morning.

Let Me Just For The Benefit Of Those Listening In Explain What This Agenda Item Is Asking Us To Do.

It's A Resolution To The City Of Cape Coral Supporting Waterways Concerns Over The Disposition Of Cape Coral's Yacht Base And Boat Ramp.

In The Resolution Itself There Are Several Whereas.

I Think, Rather Than Go Into The Bulk Of This Resolution Which Is Basically The Lee County Government Respectfully Asking The City Of Cape Coral To Save Their Boat Ramp At The Yacht Basin, I Just Would Like Us To Put This Off Until We Have A Full Board.

Especially When Commissioner Janes Can Be Here, Chairman Janes So He Could Opine On This Matter.

My Concern With Doing This Right Now Is A Timing Issue.

As You Know, And Commissioner Hall You Weren't Here Last Tuesday But We Listened To A Lot Of Folks In The Waterways Estates Community.

And I Know You Have Met With Them Prior.

What Appears To Be The Case, Having Heard From Them, They Were Largely Unaware Of What Was Happening.

And Yet What The County Attorney Has Opined During That Public Hearing Discussion, What We Did In Effect When We Agreed To Purchase That Island Was To Implicitly Agree As A Board To Expand The Sewage Treatment Plant There On That Island.

What I Believe That Action, That Combined Action Did Was To Do Something We May Later Feel Is A Hypocritical Action If We Approve This Resolution Without First Understanding What It Is We Are Going To Do With That Island In North Fort Meyers.

I Disagree We Implied In Our Decision That We Were Expanding A Sewage Treatment Plant But It's Still Important We Have A Full Board To Discuss Until We Know What We Are Doing With Waterways Estate Property, If We Expand That Sewage Treatment Plant We Will Be Limiting Access To The Water.

Commissioner Mann?

I'm Not Certain I Foresaw Some Of The Boogie Men Commissioner Bigelow Has Seen.

I Would Like To Ask Staff, This Seemed To Be Just A Request Brought By The Waterway Advisory Committee That They Wanted To Save A Boat Ramp.

What Else Is Involved Here, Can I Ask?

Chris With The Division Of Natural Resources I'm The Liaison To The Waterways Advisory Committee.

Their Concern Was In The Discussions With The City Of Cape Coral's Council Discussions One Of Their Options Was To Remove The Boat Ramp Completely In The Redesign Of The Yacht Basin.

The Committee Is Very Concerned About Maintaining Public Access To The Water And This Boat Ramp Is Heavily Utilized By The Citizens In Cape Coral.

They Wanted To Draft This Resolution To Encourage The City To Maintain That Boat Ramp In Some Configuration In Their Redesign.

That's Basically All Of Their Concerns.

That's, Frankly, Madam Chairman All I Read Into It.

As The Commission Knows I'm Not Real Big On Resolutions, I Think They Usually Fall On Deaf Ears Anyway.

But All This Does Is On Behalf Of Our Waterways Advisory Committee Ask The City To Think Twice Before They Close This.

Golly.

What Am I Missing Here?

As One Of The Commissioners Who Represents Cape Coral And A Resident Of Cape Coral Myself And A Tax Payer And Property Owner In Cape Coral Who's Family Lives In Cape Coral And We Are Avid Boaters, I Think There's Not Really A Segue To Waterway Basin.

But What I Will Tell You Is We Are Talking About An Existing Boat Ramp And The City Terminating That.

If You Have Not Had A Chance To Visit Then You Won't Understand How Truly They Are Heavily Used.

I Think It's Important For Our Waterway Add Advisory Who Looks At The County As A Whole And Makes Recommendations.

We Aren't Mandating.

We Are Asking The City To Carefully Consider Under Utilization Of Boat Ramps.

They Are High Traffic Generators.

They Are Difficult When You Put Them In Neighborhoods Because Of The Trailers And Vehicles.

But You Have An Existing One That Sits There Now At One End Of Town And The Other At The Other End Of The City.

I Agree With You Commissioner Mann.

And I'm Not Uncomfortable Moving Forward Even Though It Reads As The Lee County Board Of County Commissioners I Think It Says The Waterway Committee Is Asking The City To Consider.

I Don't See Where There's Hypocritical Language There Knowing That Lee County Has Taken A Position Affording As Much Public Access To County Owned Properties When They Are In The Public As Much As Possible.

I Don't Agree With Commissioner Bigelow.

I Can't Speak For Commissioner Janes.

But I Agree.

I Don't See The Hypocrisy In This Resolution As You Stated.

Madam Chair.

In The Third Whereas, Whereas The Citizens Who Live In Lee County And Tourists Who Visit Each Year A Public Boat Ramp Dock And Recreational Facility Offer Opportunities To Experience Lee County's Natural Environment.

Develop A Strong Sense Of Identity With The Land And Learn Appreciation For And Responsible Use Of Natural Resources In Order To Preserve Them For Future Generations And Whereas Boating Access Points And Public Access To Lee County's Waterways Is Becoming Increasingly Important With Their Gradual Decrease.

I Think It's Those Two Whereas Clauses Is Going To Potentially Trip Us Up, If On The One Hand In The Waterways Estate Land Acquisition We Are Cutting Off Access To The River,

That Land, Where On The Other Hand We Are Asking The City Of Cape Coral To Not Do Likewise.

I Think That's Where We Get Tripped Up.

My Request Here Today Was Two Fold.

One Was To Ask We Defer This To A Full Board Meeting, Would Probably Have To Be In August Because I Believe Commissioner Judah Is Gone For The Balance Of The Month.

And I Think A Full Board Discussion On Both Of These Issues Is Probably In -- Merited In Light Of The Three And A Half Hours Of Public Input.

I Wasn't Going To Close I Was Going To Afford You As Much Time As You Chose.

But You Have A Wonderful Ability Of Segue Issues.

And Making An Assumption This Board Has Not Come To A Conclusion.

This Board Has Done One Thing, Acquire A Piece Of Property On Inlet Drive.

Beyond That The Board Has Not Made A Decision As To What Type Of Public Access Will Go Around That Expansion.

We Haven't Talked About The Expansion Or Design.

And This Board Has Given And Authorized Me To Go To The Community And Have Input On All Of Those Items.

If Commissioner Mann Isn't Comfortable Making The Motion, I Will Pass The Gavel And Make It Myself.

I Don't Think It's Fair Today To Try To Wrap Waterway Estates Issue Into This Simple Resolution Our Waterway Advisory Board Has Asked This Board To Support.

And I Don't Think It's Appropriate To Wait Until August To Ask Them To Not Forward This To Cape Coral City Council.

I Don't See Where They Are Connected Or The Hypocrisy.

Personal Opinion, Commissioner Bigelow.

Having Said That, Please Forward Your Question.

On This Resolution, To Our Staff.

If You Are Going To Limit My Scope Of Questioning --
Yes I Am.

I Wanted To Ask If The Advisory Committee Has Opined On The Waterway Estates.

We Are Here To Discuss This Morning Whether We Are Going To Forward This Resolution To The City Of Cape Coral Or Not Forward This Resolution To The City Of Cape Coral.

I'm Not Going To Allow The Agenda To Be Expanded To Discuss An Item Not On The Agenda, Not Been Posted And The Public Is Not Being Afforded An Opportunity To Comment On.

Madam Chair, I Would Move The Resolution.

I'll Second The Resolution To Be Moved Forward.

Commissioner Bigelow Did You Have Other Questions For The Staff?
Under Discussion, I Want To Support This.

I Really Do.

And I Will Support This.

I'm Just Very Troubled By The Fact We Might Have Been Inadvertently Setting Us Up For A Potential Booby Trap.

We Will Have Lots Of Time To Talk About Waterway Estates.

There's No Rush To Build Anything.

A Lot Of Time Frame.

We Have Lots And Lots Of Meeting To Discuss Waterways Estates.

I Was Going To Ask If The Advisory Committee --
I Understand.

Further Discussion?

All In Favor?

Opposed?

The Motion Carries Unanimously.

Commissioner Mann, 4b?

This Is Similar To One Of The Things We Took Up A Couple Or Three Weeks Ago Where We Chose A Whole Slew Of Engineers.

And What I Don't Understand.

Once We Pick How Many, Ten Firms?
Ten Firms.

How Do We Decide Who Gets?

Once More Walk Me Through It.

How Do We Decide Which One You Use For What Work?
Yes, Sir This Is A Continuing Contract That Spans Three Years.

And What We Do Is We Put Sometimes As Many Proposals On There If There's No Reason To Preclude Anyone.

They Are Varying Sizes And Capabilities.

We Tend To Use Them Randomly Off The List Depending On Who's Available.

Who Is Most Capable To Do The Work.

Let Me Interrupt.

Maybe They Are Different Engineers.

Is That The Answer?
I Don't See Huge Players Like Johnson Or Wilson Miller In Here.

These Are All Structural Engineers.

Unless A Firm Has A Structural Component They Wouldn't Be On Here.

Those Three Don't Have A Structural --

Either That Or They Chose Not To Propose.

Does This Get On A Cycle Where You Pick And The Next One Comes Up?
Actually It's A Choice --
How Do We Know We Aren't Picking Our Buddies Or Our Brother-In-Law?
The Staff Generally Picks From The List Someone Who Can Do The Work Expeditiously, We Pick Randomly Off The List.

There's No Cycle.

They Know They May Or Not Get Work Going In.

Sometimes We Use Several Of Them, Sometimes We Don't Use Very Many At All.

If One Has Been Favored A Couple Times And They Had A Good Year With Us We Will Take Them Off And Give Somebody Else A Chance?
Yes, We Monitor The Percent Of Usage Per Firm And Make Sure We Spread As Much Work Out As We Can.

I Hope That Would Be Your Department's Policy To Truly Spread This.

We Have Ten Folks And You Are Telling Me It Is.

That's Our Policy.

Her Head Is Going Up And Down Like The Little Dog In The Back Seat.

I'll Move The Item.

Motion By Commissioner Mann, Second By Commissioner Bigelow.

All In Favor?

Opposed?

The Motion Carries Unanimously.

Commissioner Mann, 8b?

Thank You.

I Don't Want To Make A Big Thing Of This, But We Are Putting A Guy On The Back Of The Bus To Ride Around To Make Sure The Bus Driver Doesn't Do Something Bad?
Steve Myers Transit Director.

Yes Commissioner That's Correct.

This Is A Renewal Of A Program We Have Had About Five Years.

We Have About 185 Bus Drivers On The Street Going In Various Directions And Only About 11 Supervisors In Our Organization.

So We Employed An Independent Third Party To Do Spot Checks.

It's Done On About A Quarterly Basis.

They Are Doing About 75 Of Them Per Quarter.

85 Perhaps.

They Come Into Town For Four Or Five Days.

They Look At All The Aspects Of The Way The Bus Is Being Operated.

Courtesy, Collection Of Fares, Announcement Of Stops And Those Sorts Of Things And Give Us Reports.

They Move From Bus To Bus Throughout The System.

And They Don't Live In Lee County?

They Do Not.

They Travel Around The Country.

These Are People Who Do This Sort Of Thing?
Have We Been Doing This A Long Time?
About Five Years.

This Is A Renewal Of A Program We Started About Five Years Ago.

You Have Obviously Found Value In Having These Guys Sneak On The Bus And Pretend They Are A Rider, That's What They Are Doing?
Yes.

They Sit Up Close To The Guy Or Gal?
They Sit In Various Locations, They Don't Want To Stand Out Among The Crowd So They Are Trying To Be Anonymous And They Write A Report After They Leave The Vehicle.

That's All Right.

I Had Never Known That.

When I Ride The Bus I'll Be Looking Around.

Okay I'll Move The Item.

I Have A Motion By Commissioner Mann.

Second By Commissioner Bigelow.

Further Discussion?
Let Me Know When You Ride That Bus?
It Doesn't Come To My Part Of Alba Right Now.

County Administrator --
All Those In Favor?
Opposed?
The Motion Carries Unanimously.

Commissioner Mann, 13a.

\$22 Million Dollar Item.

I Hate To Pass Up An Opportunity On A \$22 Million Item To Have Staff Say Something About The History Of This, And What This Step Represents And Where We Are Going From Here.

Good Morning, Commissioners, Dave Love Land With The Lee County Department Of Transportation.

The \$22.5 Million Was Taken From The First Year Of The General Fund Loan Program When The Board Created That Loan Program To Purchase Some Right Of Way.

Stop Right There.

And That Loan Money, That Came From General Surplus Dollars?
General Budget Surplus Dollars?
Ad Valorem Essentially.

We Had A Little Cushion That Year And I Support That, But That Was The Source Of Those Dollars?

Yes, Sir That Was A Loan Program So The Expectation Is That Would Be Paid Back With The Transportation Dollars At The Time We Use That Money We Had Anticipated, We Didn't Have A Clear Cut Funding Schedule For Repayment At That Time, Based On Our Revenue Projections For Road Impact Fees.

Now We Have A Clear Cut Projection, Three Annual Instalments Using Impact Fee Dollars And Annual Interest Payments Starting This Year Which Is Part Of That.

Okay.

So This Was Anticipated All Along As We Got Into It And Could Get A Better Understanding Of The Impact Fee Dollars And How Fast They Would Be Coming In?

Yes, Sir

So We Could Begin Repaying This.

I'm Sorry Dina Lewis Isn't Here.

Would This Become Part Of My \$57 Million Or \$34 Million, Whatever My Moving Target Is.

Pete Do You Want That One?

Yes, It Will.

Okay, Don't Say Anything Else Or It Will Confuse Me.

I Move The Item.

Motion By Commissioner Mann.

Second By Commissioner Bigelow.

Further Discussion?

All Those In Favor?

Opposed?

The Motion Carries Unanimously.

And Lastly 9a?

Commissioner Mann?

Just Curious How Much This Costs.

It Says Funding Source.

It Shows A Source.

This Is Being Renewed?
What Do We Pay Annually For.

Hurricane-Related Volume Increases.

I Don't Know Why We Are Dealing Right Now With Hurricane Related.

How Is This Tied To Hurricanes?
Good Morning Commissioners.

Lindsay Samson For The Record.

This Does Not Tie Directly With Any Previous Hurricanes.

We Use This Contractor For About 35% Of The Waste That We Are Hauling To Hendry County Landfill.

We Also Use This Contractor To Haul Waste From Labelle And From Clewiston.

Again They Are Shouldering About 35% Of Our Load.

When The Waste Energy Plant Starts Up Operation We Intend To Carry The Whole Load With Our Own Forces.

However This Extension Which Is Until September Will Get Us Through That Transition For The Waste Energy Expansion.

It Does, Relative To Hurricanes, It Does Provide A Contractor Available To Use For Services, If We Would Need It During This Period Of Time.

It's Just Through September But Again, Is There Some Dollar Figure What We Have Been Paying Them?

This Is Just A Continuation Of The Same Rate?
It's A Continuation Of The Same Rate.

It Was A Contract That Was Bid Out For The Low Rates.

And I Apologize.

I Can't Give You An Exact Number.

Is A Continuation The Same Rate That Was Previously Bid?
Correct.

That's Close Enough.

Thank You.

Move The Item.

I Have A Motion By Commissioner Mann.

Second By Commissioner Bigelow.

Further Discussion?

All In Favor?

Opposed?

The Motion Carries Unanimously.

We Will Move Onto The Administrative Agenda.

Item 3a To Accept The 2007 Annual Concurrency Report.

Good Morning Mary.

Good Morning, Commissioners.

This Is The Concurrency Report We Do Every Year Because The State Requires It But It Gives Us A Good Indication How We Are Keeping Up With The Growth In Terms Of Infrastructure, Roads, Parks, Water, Sewer, Those Kinds Of Things.

Just To Briefly Let You Know We Are In Pretty Good Shape.

The Report Is Similar To Last Year.

The Real Issues Relate To Traffic And The Problem Areas Are Generally Not Really In The County's Control, I-75 Being The Big Problem Area Which Is Being Addressed Because Everyone Is Well Aware.

We Have One Link On Daniels Road That Is Failing Planned For Expansion But Not Until I Think The Year 2010 Or 2011.

State Road 22 We Have A Few State Road Links That Are Problematic As We Know From Some Of The Zoning Cases You Have Been Reviewing.

Those Are Being Addressed.

But Those Are Really Our Problem Links.

We Have Staff Here If You Have Any Questions On Any Of The Issues.

I Did Want To Bring Up One Minor Change To The Report, A Traffic Table On Alico Road, There Was One Number Incorrect And D.O.T. Brought That To My Attention, I Will Just Change That But Otherwise I'm Happy To Answer Any Questions.

What Is The Change, Mary?
Let Me Find It.

On The Table On Page 57, Alico Ben Griffin Drive, 507, Actually 446.

D.O.T. Had Some Actual Traffic Counts That Were Done.

The 507 Would Become 446.

Questions?

Yes Mr. Mann?

Ms. Gibbs, Help Me On This.

Several Months Ago We Had A Report From The D.O.T. That Showed In The Year 2030 We Will Be \$2 Billion Short On Roads Based On Anticipated Growth.

This Is A Concurrency Report.

Can You Kind Of Summarize What Does It All Mean?

We Are Obviously Not Concurrent In The Infrastructure To Serve The Public And We Are Going Behind.

Is There A Flag To Wave Here?

This Is Kind Of The Early Flag Warning, I Guess You Could Say.

This Looks Back At Last Year And Projects Out, Not To 2030.

It Doesn't Go That Far.

But This Kind Of Shows Early Warning Where We Think The Problems Are Going To Be And Then D.O.T. Uses What's Indicated In This Report To Plan For What Improvements Need To Be Put Into The C.I.P.

The 2030 Is Your Long-Range Look And You Have A Lot Bigger Issues And A Lot More Money.

This Really Just Tells You Where We Think We Will Have Problems Within The Next Five Years And We Can Plan For It In The C.I.P.

Solid Waste, Potable Water, Sewers, Parks.

Any Of Those That Jump Out At You Is To Be Problematic, The Ones We Will Be Looking At Similarly As We Are Looking At D.O.T. At Falling Behind.

The Hurrier We Go, The Behinder We Get?

Here Is What The Problems Are Right Now.

This Report Is Telling Us We Have A Few Links On State Road 82 That Are Problems.

We May Not Be Able To Issue Development Orders Until We Get That Link Fixed.

But It's Also Telling Us For The Future What We Need To Look At.

For Example Parks Are Okay Now, Everything Meets The Required Level Of Service, But It Does Show Us That On Pine Island And In Lehigh, We Have Some Potential Future Park Problems, We May Not Have Enough Acreage, That Tells J.Y. He Needs To Be Looking At That And Planning For Acquiring Parkland.

That's Where I'm Headed With This, Madam Chairman, If I May.

I Don't Want To Belabor This But I Would Like To Feel Some Confidence We Are Doing Something With This Other Than Issuing An Annual Report.

That Staff Has Seen It And It's Coming Back To Us And A Change Of Priorities For Instance And The Recommendations Coming To Us Would Reflect The Crises That Are Mounting Out There.

That's The Purpose Of This?
Exactly.

Well, Thank You.

Exactly.

Is There Something To Move Here?
Yes, Move Adoption.

But I Think What Would Be Helpful, Mary As We Go Into Our Budget Workshop Every Year And Look At The C.I.P.

Obviously The Results Of The Concurrency And Five Year C.I.P. Capital Improvement Program Are Directly Related.

If There Could Be Some Dialogue During The Budget Workshop How We Are Addressing Concerns And How They Are Showing Up In C.I.P.

So There's Some Connection.

Some Of Us Who Have Been Budgets For A Long Time Know That And We Instinctively Track It Ourselves.

But I Think For The Public's Benefit And To Encourage The Public To Understand More Of The Process We Look At So They Don't Think We Put These Reports On Shelves And Not Look At Them, It Would Be Helpful For That Connectivity To Occur In A Public Meeting.

Commissioner, You Are Right.

I Think Last Year We Actually Scheduled It At M.M.P. For Discussion Before You Did Your C.I.P. And The Budget, Which Explains That A Lot Better.

We Can Make Sure We Schedule A Discussion.

On Behalf Of Our Two New Commissioners, I Know We Have Stand Alone M.M.P.

And There Might Be An Opportunity In September For Us To Take The Opportunity To Do The C.I.P. And Concurrency Report And Take The Two And A Half Hours We Meet Or Whatever And Show How That's Linking Together.

That Will Be Just Before Or Closely There To The Second Public Hearing.

Thank You So Much.

Commissioner Bigelow.

Yes Thank You.

Mary, Daniels Parkway Is Obviously Troubled.

It's Future Looks Very Poor.

This Is Very Helpful.

How Close Is The Future?

I Might Have Dave Loveland Explain This Better.

There Are A Few Links On Daniels Parkway That Are Constrained.

That Means They Can't Be Widened.

There's Right Of Way Restrictions.

In That Case You Have To Go And Look At Parallel Improvements Elsewhere That Will Relieve The Traffic Off Of Daniels.

That's What D.O.T. Has Been Doing, Because Daniels Has Been A Problem For A While.

He's Not Coming Up.

Did You Want To Add To That, Dave?

Good Morning, Dave Loveland For The Record.

To Answer The Question Specifically, Commissioner, The Level Service F Projection For Daniels Between Metro And Six Mile, We Are Showing E In Current Year And E Next Year When You Add The Traffic From Already Approved Building Permits.

The Future Projection Is What You Get When You Also Add The Traffic From A Proved Local

Development Orders.

So That F Is A Potential F If All The Development Orders The County Has Issued Are Actually Built Out.

They Aren't Always Built Out The Way They Are Approved.

But That Is What's Highlighting A Potential Problem.

We Are Close To That If The Already Approved Development Out There Is Fully Realized.

We Rely On This Report To Start Programming Improvements.

So That Future Sounds Close.

The Timing --

You Come Up With An F Designation Based On What's There In The Pipeline.

Mary Has Referred To Some Constraints.

The Right Of Way Is Pinched.

Can You Roughly Describe That For Me?

We Have A Special Designation For Certain Roads In The County That The Board Has Determined Aren't Going To Be Widened Beyond Existing Configuration.

We Call Them Constrained Roads.

Roads Like Estero And Fort Myers Beach.

A Lot Of Times The Constraint, It's Pine-Island Through Matt Lachey.

Daniels Once We Hit Six Lanes We Are Following A Policy To Not Go Beyond Six Lanes Beyond Major Arterioles.

The Long Range Plan Does Call For Additional Improvement In The Form Of Elevated Expressways In The Median, Similar To What's Been Proposed For Colonial.

We Are Going To Look At That Closely As We Look In The Future Updates Of The Long Range Plan As To Exactly What We Want Daniels To Be, What We Are Proposing In The Five Year Window We Did A Study Of Modifying Some Of The Medians To Limit Access And Improve The Overall Capacity Of The Road Way.

So We Are Putting Some Money In The Budget To Actually Pursue That Intersection Modification.

It Sounds Like The Alternative To Future Of F Is To Go Above Ground With These Overhead Expressways.

What About Another Road Through The Slough?

The Long Range Plan Options, Because Parallel Roads Are Another Option But In The Case Of Daniels Because Of Limitation Of The Crossing Of The Slough That's Not Really An Option We Have There.

This Board Made A Commitment To The Water Management District Many Years Ago You Would Only Have Four Crossings Of The Six Mile Slough.

Sounds Like That Metro Connection Is Becoming More Vital With Every Passing Day And It Might Save Us From The Day We Have To Go Overhead With Our Traffic, Right? The North South Movement As Opposed To East-West For Daniels.

East On Alico.

Right There Would Definitely Be Some Benefits.

I Appreciate That.

And There's Another Constraint, I Guess, At The Airport.

Chamberlain Out To Gateway.

That Section Is Currently Four-Lane.

It's Shown As An Existing Service Level F.

It Showed Up Last Year In The Program And Based Directly On That We Added Six-Laning To The C.I.P. Last Year And That's Maintained This Year.

That Will Be Relieved Shortly, Right?

Yes.

2010.

Five Years Is Short Compared To 2030.

Around Here It's Short.

We Will Have Questions On Sanitary Sewer.

If We Want To Move Off Transportation.

We Weren't Going Through The Concurrency Page By Page.

It's Just If You Had Questions.

That's Why I Asked Mary To Look Through It In September As A Stand-Alone M.M.P.

But If You Have Specific Questions And Were Desirous Of Going Page-By-Page.

Let Me Read The Blue Sheet To Understand What I'm Being Asked To Do.

Accept The 2007 Concurrency Report.

Ensures That Adequate Infrastructure Is Provided As New Growth Occurs.

Yes I Can Read.

Can Doug Muir Come Up?

Is He Here?

I Tried To Get A Hold Of Him By Phone, And Was Unable To.

They Have Certain Steps.

What They Have Done Is They Have Designed.

And I Think It's About Ready To Go Into Construction.

Okay, So In Lehigh We Have That Particular Problem.

Are There Any Other Major Regional Sewage Treatment Plants Or Any Other Treatment Plants In Lee County Under Decree Orders?

The Waterway Estates Is Under Consent Order For The Out Fall Discharge.

Before The Reuse System Was Implemented We Were Exceeding The One Million Gallon A Day.

Since The Reuse System Has Been Put In Use We Are Down To 20%.

About 200,000 Gallons A Day Of Discharge, We Are Now In Accordance With The Permit.

That Waterway Estates Has A Permitted Design Capacity Of 1.5 Million Gallons A Day.

Once We Got The Reuse System In Place, Then We Were Able To Not Discharge At That Level Into The River And Increase The Actual Operation Of The Facility.

You Are Telling Me We Have Half A Million There Freed Up For The Next Four Years Before We Turn On The New --
We Freed Up A Half Million.

In Reality We Have Freed Up About 300,000 Gallons A Day For Average Day Flow.

There's Lots Of Projects Around There Coming Up Out Of The Ground.

We Are Thinking Of The North Star Development.

Are We Prepared To Take Them Then?

Anything That's Already In The Pipeline We Are Okay?
I've Reviewed Some Of The Anticipated Developments And We Are Looking At That.

We Have To Take A Look.

I Know There Have Been Some Approvals Based On What's Referred To As Dry Lines Only,
You Can Put The Infrastructure And We Will Make An Additional Commitment.

Have To Make Sure Analysis Is Done For Capacity At That Time.

If I Just Might Ask, Describe For Me What's Going To Happen In That Area And Any Other
Of The Service Areas We Are Obviously Exceeding The Capacity Or Close To It.

This Is Close.

Paradise Preserve Is The Name Of The Project.

When We Reviewed The Development Orders Is When We Looked At The Concurrency
Issue.

When We Did This The Utilities People Stipulated They Were Only Giving Approval For Dry
Lines And They Stipulated That Anything Else Was Going To Have To Come Back To Them
Before They Issued Anything.

They Cannot Go Out And Do Anything Until The Issue Is Resolved, Until There's Expansion
Until Something Is Freed Up And That's Handled By Each Utility Company, In This Case Lee
County But If It Was North Fort Myers It Would Be The Same Issue.

They Cannot Actually Develop, Hook Anything Up Until They Resolve That.

They Anticipate It's Going To Be The Same, Handled The Same Way.

Okay, Thank You.

And One More Issue Here Madam Chair, Thank You For Your Latitude.

Doug, I Guess Something Else That Jumped Out Is Really Shocking Is In One Year's Time,
The Two City Of Fort Myers Plants, Rally Street, Reilly Street?
Stp.

And The South Drive Stp Had Incredible Increases.

Over A Million Gallons In One Year.

The South Central Plan Went From 6.2 Million To 10.1 Million In One Year.

And It's Got 11 Million Gallon Per Day Capacity.

Wow.

That's Shocking.

That Tells Me, And Then The Other City Of Fort Myers Plant Were The 12 Million Per Day Capacity.

That's Another Problem.

Another Stressed Area.

So, Again I Will Underscore Something I've Said Before The City Of Fort Myers Desperately Needs Help, The Stress On Our Sewage Treatment Plants.

Commissioner Bigelow, I'm Going To Interrupt You, I'm Going To Ask You Not To Comment On The Other Municipalities.

We Like To Comment Based On Facts.

This Is Our Concurrency Report And We Are Showing These Numbers In Here, I Realize That, But You Are Saying They Are Greatly Stressed And Strained.

It Shows They Are Coming Up On Capacity.

It Doesn't Mean They Haven't Planned Just As We Are Planning For Exceeding Our Capacity.

I Don't Want To Lead The Public To Think Somehow We Have No Confidence In The City Of Fort Myers Ability To Deal With Their Infrastructure Needs.

That's A Personal Opinion But I Would Like To Stick To What's Relevant To Lee County Because We Put These Numbers So We Can Have A Snap Shot Of The County.

If There's A Question Let's Ask The Question Or If There's Request For Information Let's Put The Request For Information Forward.

Mary, Could You Come Forward.

Could You Tell Me Why It Is We Include City Of Fort Myers And Others In The Report.

For Information.

The Concurrency Just Covers Unincorporated.

It's Just To Give Us A Bigger Picture.

But Aren't We, Lee County, Sending Our Sewage To City Of Fort Myers Plant?
Yes.

Yes, Absolutely We Are.

So This Is A Lee County Issue.

My Point Here, Madam Chair And I Appreciate You're Jumping Into The Discussion Here Is We Aren't Keeping Up With Growth.

I Think This Is A Clear Documented Factual Proof Positive, Undeniable, Indisputable Evidence Of That Fact.

It's Quite Troubling For Me.

I've Been Trying To Say It Over And Over Again When It Come To Our Sewage Treatment Plants In Lee County We Aren't Doing Well By Ourselves.

That's My Point.

Looks Like I Might Have Come To The End Of Your Tolerance I'll Leave It At That.

No, Commissioner Bigelow I Want To Afford You Time You Need To Ask Questions On The Concurrency Report, I Want To Let You Continue, That's What Staff Is Here For, That's What The Item Is On The Agenda For, That's What The Public Is Here To Hear What You Have To Say.

I'm Just Asking You To Ask The Question, If You Are Wrapping Up Your Opinion, That's Great.

If You Have Questions I Would Like To Afford You The Opportunity.

I Would Like It To Be Timely And Pertinent To The Issue.

If It's Not Been Pertinent I Beg Your Pardon.

Doug, Could You Tell Me, Because I Couldn't Find It, This Was The Message I Left On Your Phone.

Page 23, Second Paragraph, Talking About Waterway, Had A Maximum Daily Flow Of 1.77 Million Gallons A Day Recorded In The Month Of September '06.

Not Necessarily A Wet September By My Estimation, I Don't Believe.

Anyway The Permitted Capacity.

Permits Are Based On Average Annual Daily Flow.

So Even Though We Had One Day That Hit 1.75 Million Gallons A Day, The Average Annual Flow Was More Down In The 1.1 To 1.2 Million Gallon Per Day Flow.

Probably A Qualification How That Number Related To What The Actual Capacity Is.

I Appreciate That.

Because I Didn't See It In There.

Let Me Just Finish This Paragraph.

Lee County Utilities Is In The Process Of Completing A Preliminary Design For The Expansion Of Waterways Estate Sewage Treatment Plant.

From One Million Gallons To Three Million Gallon To Be Completed By The End Of 2009.

So This Again, I Think If You Would Agree Underscores The Waterway Estates Is A Very Troubled Service Area.

And Are We Still Convinced That This Four Year Time Frame In Order To Accommodate That Service Area Is The Proper Way To Go, When I Believe You Have Told Me And Residents Last Tuesday Could Take It More Immediately, It's Just A Matter Of Repiping.

Yes, The Recommendations We Have Made We Feel Are Supported Strongly About Them.

You Want To Stick To A Four Year Window.

Commissioner Bigelow, I Don't Mean To Interrupt You Again, This Is A Concurrency Report, You Are Getting Into Specific Project Specifications.

That Wasn't On The Agenda.

If We Talk About Waterway Estates, The Options The County Has To Hook Up With North Fort Myers To Take Some Capacity Is A Different Subject Matter.

What Our Staff Has Said To You, Their Recommendation Is We Move Forward With The Four-Year Window On Waterway Estates.

That's What The Staff Is Telling You, You Are Questioning Them And Asking Again And Again, Giving Different Scenarios So You Are Targeting Them On Waterways Estate.

There Is A Need For Expansion, Based On The Concurrency Report There's A Need For Gateway.

That's What They Are Showing You.

I've Asked For Them At Mmp In September To Relate The Cip To That, In The Meantime These Specific Projects Will Come Back To This Board For Further Discussion.

They Will Go Back Out To The Community For Further Discussion.

So They Have Answered Based On The Concurrency Report There's A Need For Expansion In Both These Areas.

Madam Chair, The Blue Sheet, Under Item 3.

What Action Accomplishes.

Says, Ensures That Adequate Infrastructure Is Provided As New Growth Occurs.

I Would Submit --

May I Finish?

I Will Give You One More Second To Finish And Ask For Commissioner Mann To Call For The Question Or I Will Hand The Gavel To Him And I Will Call For The Question And Beg Him To Second It.

Not That I'm Opposed To The Concurrency Report.

I Understand Commissioner Bigelow.

I Guess I've Lost My Second Of Time.

I'll Move The Report, I Have No Problem Moving The Report, I'm Trying To Highlight What The Report Is Telling Us And Make It Very Clear.

Second The Motion.

Thank You, Motion By Commissioner Bigelow To Move The Report, Second By Commissioner Mann?

Is There Further Discussion?

Yes Ma'am, Ever So Briefly.

One Point Commissioner Bigelow Mentioned Twice, I Was Frankly Going To Mention Myself.

On Our Blue Sheet It Says What The Action Accomplishes, Ensures Adequate Infrastructure Is Provided As New Growth Occurs.

That's Really Not Accurate.

Adopting This Report Does Not Ensure That Adequate Infrastructure Is Provided As New Growth Occurs.

It Points Out Our Infrastructure Is Inadequate For The Present Growth, That's All It Does.

Two Points Come To Mind.

The Sheriff Who Has Told Us When The Brand New Jail Opens Up It Will Be At Peak Capacity, No Growth There.

D.O.T. Says We Will Be \$2 Billion Short.

We Are Now Facing Thanks To Friends Of The Legislature A 7% Cut To Deal With These Already Inadequate Infrastructure Components In Lee County.

I Think It's Good To Say On The Record We Have Some Enormous Struggles Ahead Of Us.

This Helps Point That Out And We Just All Need To Take Due Note And Govern Ourselves Accordingly.

Because Folks, It's A Rough Ride Coming.

I Will Also Share With You Again The Reason For Us Bringing It Back So We Can Take The Action On The Concurrency Report To Show How We Are Going To Fund It.

Because Not Everything Is Funded Through The General Fund.

A Lot Of This Growth Is Funded Through Impact Fees.

As You Saw The Action Of The Board Prior To The Two Of You Coming On Board We Recognize That Impact Fees And Other Fees Were Not Covering The Growth.

Hence Two Years In A Row The Board Making A Decision To Put A Resolving Loan In Place For Road Infrastructure With Repayment We Dealt With Earlier, It's Extremely Important We Bring Back The C.I.P. And Connect It To The Concurrency Report So There Could Be A Running Log For The Public To Understand How We Are Dealing With The Issues That Have Been Brought Up In This Report And There's A Link To The Concurrency Report To The Capital Improvement.

I Think We Can See Then If This Board Feels There's A Reprioritization Based On The Concurrency Report We Would Like To Reprioritize Some Issues On The Capital Improvement Program And Do That Prior To The Last Hearing Of The Budget So Some Opportunity To Have Discussion Before We Approve The Final Budget.

That Was The Reason I Asked Staff To Do That For Us.

So There's A Linkage There And You Will Have An Opportunity To Directly Link These Projects Back To C.I.P.

Madam Chair?

Yes.

Can I Please Make Another Comment.

You Don't Have To Pray.

Just Be Specific To The Agenda Item.

The Legislature Has Lowered The Boom.

We Saw It Coming.

I Think I Would Like To Make The Point Though We Have A Sewage Treatment Plant In North Fort Myers, It's Under Court Decree, It Will Take Four Years To Get That Expansion

Online And We Have A Much Cheaper Alternative Immediately Available To Us In North Fort Myers, I Think That's Very Important For Us To Understand And Something I Don't Quite Frankly Believe We Fully Understood When We Looked At That Purchase.

Thank You.

Commissioner Bigelow, Thank You For Your Personal Opinion To That Issue.

Any Further Discussion On Accepting The Concurrency Report.

Where Does My Personal Opinion Segue From My Professional Or Political Opinion.

Thank You For Your Opinion, How Is That?

Thank You So Much.

Can I Ask One Question, I'm Sorry.

Would The Motion Include That Correction To The D.O.T. On Alico Road?

Does The Motion Include The Correction That I Brought Up.

Absolutely.

And The Secunder Agrees.

Further Discussion.

All Those In Favor?

Opposed?

The Motion Carries.

We Have Item 3b, Which Was 3c From The Consent, Authorize A One Time Exception.

Gloria Sago For The Record, This Is A Request To Authorize One Time Exception Under The Hurricane Recovery Plan.

Motion By Commissioner Mann.

This Is 3c, Correct?

It's Been 3b To Administration.

I Will Second.

Second By Commissioner Bigelow.

Further Discussion?

All Those In Favor?

Opposed?

The Motion Carries Unanimously.

Thank You.

We Will Move Onto 9:30 A.M. Public Hearing, Which Is To Adopt A Resolution On The Petition To Vacate.

John?

Good Morning Thank You Commissioners.

John Ferdima Assistant County Attorney.

I'm Examined The Application For Affidavit, It's Legally Sufficient With Respect To Form And Content And I Will Enter Into The Record By Giving It To The Board's Clerk.

This Is Your 9:30 A.M. Agenda For Public Hearing, This Is Agenda Item Number 1.

Case Number Vac 2007-00014.

This Is A Request To Vacate A Portion Of A 12-Foot Wide Utility Easement Located At 1019 Hibiscus In Lehigh Acres.

Thank You.

Seeing No One I Will Close The Public Hearing And Go Back To The Board.

Motion By Commissioner Mann, Second By Commissioner Bigelow.

Further Discussion?

All Those In Favor?

Opposed?

The Motion Carries Unanimously.

Thank You, John.

We Have No Walk-Ons, Or Carry-Overs.

Commissioner Items?

Commissioner Bigelow?

Thank You, I Have A Few.

First Of All Can I Ask The County Manager, Are You Intending To Be At The Minority Affairs.

Commissioner Bigelow, We Emailed You To That Effect.

Yes He Is.

Thank You, I Didn't See The Email, I Apologize.

Chairman Hall, I Think It Might Be Prudent For The Board To Revisit The One-Way Tolling Issue.

While You And Chairman Janes Were Gone, The Three Representatives From The South Of The River, Not That Frank Is Living On The South Side Of The River, But Cape Coral Wasn't Represented, I Think, If You Will At That Particular Hearing.

I Guess This Is A Question For You.

Would You Like To Have That Issue Brought Back Because I Was On The Prevailing Side And Would Be Glad To Do That, And I Think This Would Be The Meeting Where We Would Have To Do That In Order To Revisit It.

What Was The Motion --
The One-Way Toll.

Right.

3-1.

3-0.

It Was Frank, Ray And I.

Okay.

But Chairman Janes And You --
Commissioner Bigelow.

I Appreciate The Fact We Have Districts We Represent But The Citizens Of Cape Coral Elected You W It Being 3-0 And Bringing It Back, I Don't See How That Would Change The Dynamics.

The Public Had A Hearing And Were Present.

David, I Don't Know -- I Didn't See Commissioner Janes Send An Email To The County Attorney Asking For This To Come Up On The Agenda, So I Don't Know How.

If Three Of You Supported It Going Forward I Don't Now How Commissioner Janes And I Would Fare, Since You All Are Elected By The Citizens Of Cape Coral.

It Was Brought To My Attention, I Thought One Worth Raising.

You Chose Not To Defer.

You Voted On It.

With A 3-0 Vote I Don't See Bringing It Back.

In Hindsight I Would Have Liked To Bring It Fortin Wans.

For Continuance.

Anything Else?

I Want To Put The Waterways Purchase On The Next Agenda As A Commissioner Item.

Giving County Management That F.Y.I.

I Guess The Item Would Be To Consider Breaching The Contract.

Of Course We Will Have To Hear Legal Opinion On That Matter Or Secondly What Uses That Purchase Might Be Other Than A Sewage Treatment Plant.

That's Just An F.Y.I. To The County Manager For The Board And Public At Large.

I Would Like To Ask The County Management Notify, If Possible By Mail, All Those Who Came To Speak Last Tuesday Night.

We Have Those, The Blue Cards, Request To Speak Cards.

Before You Continue.

David, I Guess I'm Asking For A Position For Items To Go On The Agenda.

First Of All The Purchase.

You Voted Against That Purchase.

To Bring That Forward To Reconsider That Is Not Available To You.

So I Would Like To Have The County Attorney Comment On That.

Good Morning, Madam Chair, Commissioners.

David Owen, County Attorney's Office.

Let Me Explain Where The Board Is With Respect To These Type Of Matters.

I Think The Memo That You Got From Mr. Schnek Is Instructive Also.

When You Are Sitting In The Meeting With Respect To Items That Come Before The Board, That's Where Most Of Your Motions And Roberts Rule Come Into Play.

Once The Meetings Have Been Concluded And You Come Back To Another Meeting, Any Commissioner, At Any Time, And I Believe I Gave The Same Opinion Last Tuesday Night, Any Commissioner At Any Time Can Request To Bring Up A Matter To The Board As A Commissioner Item.

At Which Point The Board's Choice, Then Sitting, Is Whether Or Not To Have That Item Brought Back To The Board Or Not.

Now Commissioner Bigelow Has Asked That He Bring Forward A Blue Sheet Next Week To Deal With The Acquisition Of The Waterway Estates Property.

He Is Making That Request To You, To The Board.

Making A Motion --

It's A Request To Bring A Blue Sheet To The Board To Discuss That Item.

That Is Something For This Board To Consider, The Board Can Say Yes, That's A Good Thing Or Not That's Not A Good Thing.

Thank You For The Clarification, David.

Frank, You And I, I Can Share With You, I Don't Feel It's Appropriate To Bring It Forward As A Blue Sheet, But That's My Opinion.

Madam Chair, It Might Help If I Could Ask David A Request.

Question.

You Used The Word Request.

It's A Commissioner Item.

I Have To Seek Permission From This Body Before I Can Put A Commissioner Item On The Agenda?

As A Commissioner Item, Yes, Sir.

Because I've Seen Commissioner Items Appear On Our Agenda And I Don't Remember Voting To Put Them On Or Not Put Them On.

I Can't Recall One At The Moment.

I Know Commissioner Judah Has Asked On Several Occasions To Bring Matters Back To The Board On A Blue Sheet So The Board Can Take Action On It.

And Then The Board Has Agreed Yes, Bring That Item Back For The Board's Action And A Blue Sheet Is Generated.

You Mean Informally, We Didn't Hold A Vote.

Yes.

So Long As Both Administration And Myself Understand The Board Collegially Agreed.

Is This Administrative Code, This Procedure You Are Describing.

I Believe It's Board Policy, I Would Be Hard Pressed Without Looking At Ac113 Whether

That Articulated.

It's New To Me.

New Learning.

Thank You Madam Chair.

Thank You David.

You Put In A Request.

There's Only Three Of Us Here Today.

There's Only Going To Be Four Of Us Here Next Week.

So Then We Take A Break Until August Which Then It Will Be Closing.

So Obviously If We Bring It Forward It Needs To Come Forward Next Week.

I'm Not -- I Don't Think It Needs To Come Back Forward.

The Purchase Of The Property, I Don't Think Needs To Have Further Discussion.

I Think A Lot Of Other Things Need Further Discussion And Direction On What We Are Going To Do With The Actual Acquisition I Don't Think Needs Discussion, But Commissioner Mann?

This Was An Issue I Was Not Looking Forward To Revisiting Because It Was Fairly Contentious.

Commissioner Bigelow, Do You Contemplate The Same 40-50 People That Spoke To Say The Same Thing All Over Again?

It's All On The Record.

You Wanted To Notify, I Thought I Understood.

Just To Let Them Know --

Would We Listen To The Same Saga?

If It's On The Agenda, Under Public Comment.

I Know They Would Be Entitled To.

I Don't Know What We Would Be Gaining From That Other Than --

Are You Hung Up On The Public Comment Part Of It?

I'm Just Wondering What It Is You Hope To Accomplish And Whether That Would Be Gained By Having The Same People Say The Same Things.

He Is Asking Us To -- His Request Is To Reconsider The Purchase Of The Inlet Property.

And What The Ramifications Of Breaching That Contract Would Be.

That's What He Wants On The Blue Sheet.

Asking Basically For Us To Reconsider That Purchase And What The Ramifications Would Be.

It Appears Once It's On A Blue Sheet.

Absolutely, Anyone From The Public.

It's Not Just A Matter Of Asking Council What They Think.

It's Asking All Of The Players Again.

The Public Would Have, Just As They Had A Right Before, To Comment On That Purchase When It Was On The Agenda They Would Have Another Right To Come In And Comment On Specifically That Purchase Of That Real Estate And That Would Be Their Right To Come In And Have Free Minutes.

Then Let Me Say This.

I Know You Are Not Looking Forward To This, And Frankly It May Be Sort Of Agonizing For All Of Us, But It's A Significant Enough Issue And We Did Not Have A Full House.

I Would Agree To Bring This Back And Touch It One More Time.

And That Would Be The Collegially 2-1.

Please Bring Back The Item.

We Aren't Going To Go Outside.

I Have Contact Of The Folks In Waterways Estate.

But We Don't Normally Mail Out And Postage Mail Notification, But We Can Put The Word Out.

I Have A Meeting This Afternoon From North Fort Myers And We Can Ask And Certainly The Media Here Today Can Ask Them To Put Notification, But I Will Call All The Folks I Met With, But I Think It's Burdensome For Our Staff To Send Out Notification Within Seven Days And Then Who Did We Miss?

Madam Chair, If I Might?

I Want To Point Out Commissioner Judah Will Not Be Here.

He Has Noticed Us He Won't Be Here And I'm Cognizant Of That.

I Want To State It For The Record This Is Closing In Mid-July, This Acquisition.

That's Why I Would Do That.

Otherwise Suggest It Go Into August.

It's Not Just The Contract That I Would Like Us To Re-Explore And Look.

Everything Is On The Table When It's A Blue Sheet.

It's Also The Uses.

Pardon My Interruption.

Thank You.

Well, Yes I Guess At That Point We Will Also Have To Be Prepared To Discuss, If We Are Going To Discuss Purchasing Property For Expansion Of A Wastewater Treatment Plant, Obviously The Expansion Of The Treatment Plant Would Actually Come Up.

And Then You Could Share With Us, Why You Feel It's Cheaper To Lease The Facility Versus Doing It Ourselves For Our Future Growth.

Madam Chair, One Other Comment.

Actually A Request To County Manager.

Don, We Left Community Development Out Of The Mix Initially, I Think It Would Be Helpful To Have Them In, Because There's Comprehensive Land Use Overlay On That Property As Well As Zoning Issues That Will Have To Come Before Us.

Mr. County Attorney I Think Will Have To Probably Explore Whether Or Not When We Contractually, When We Agreed To Enter A Contract To Purchase If We Also Agreed To Add A Use To The C.P.D.

Right?

I'm Looking At Tim Jones Asking If He Would Keep That In His Mind So We Can Have An Opinion On That Matter Too.

Thank You.

Anything Else Commissioner Bigelow?

No, I'm Done, Thank You.

Commissioner Mann?

No.

I Have A Question For Maybe The County Attorney Or Administration.

As We Are Looking At The Roll Back The Legislators Put In Place, Our 2020 Program Was Put To Voter Opinion, Not A Referendum.

And I'm Concerned About Holding The Conservation Program In Tact.

I Would Like For Someone To Examine What's Going To Happen There.

And With All These Other Items Going On January 29th, If We Need To Consider A Referendum To Keep The 2020 Conservation Program In Tact And How The Legislature Is Looking At Referendum Self Imposed Taxes By The People So We Could Keep That Half A Million And Keep That Program Secure.

I Would Ask That Maybe At Some Point In August, I Don't Know, I Don't Think You Can Do It By Next Week, But We Could Come Back And Maybe What Would Be The Next Available Opportunity To Put On Referendum If The Board Decides They Want To Move Forward With That.

Thank You.

Commissioner Bigelow, Appointments?
Thank You Madam Chair.

Yes I Have Three, Captain Philip Shefland To The Human Services Council.

Reappointment Of Cliff Smith.

And Dina Garrity As Reappointment To The Human Services Council.

Second.

I Have A Motion And Second.

Further Discussion?
All Those In Favor?
Opposed?
The Motion Carries.

Commissioner Mann?
To The Human Services Council As Well, Richard Schaefer.

Motion By Commissioner Mann, Second By Commissioner Bigelow, All In Favor?
Opposed?
Sorry.

Charles Daws.

Motion By Commissioner Mann, Second By Commissioner Bigelow, All Those In Favor?
Opposed?
The Motion Carries.
County Manager Items?
County Attorney?

Okay, With That We Are Adjourned.
Thank You Very Much.