

November 25, 2008

Comm. Bigelow: Commissioner Good Morning.

We'll Go Ahead And Get Started.

Those That Are Viewing And Listening In.

We'll Start With The Invocation From Pastor Becky Robbins/Penniman From Lamb Of God Church.

Good Morning, Commissioner.

Before You Start I Wanted To Mention That A Well-Known Person, An Icon In Lee County Is At Cape Coral Hospital Not In Very Good Shape And That's Brian Griffith And I Wondered If We Could Remember Him In Our Thoughts And Prayers Today Because He Is Not Doing Very Well At All.

Thank You.

Chairman Judah: A Few Moments Of Silence Then, Please.

Thank You, Thank You Pastor.

Let Us Pray.

Giving God, You Stretch Out Your Mighty Hand To Give Us Countless Gifts.

As We Make That Special Effort At This Time Of Year To Count Our Blessings We Give Thanks That We Have Eyes To See Both The Beauty Of The Earth And The Scars From Our Negligence.

Ears To Hear The Laughter Of Children And The Cries Of The Poor.

Mouths To Speak Thanks To Your Bounty And Reproach To The Hard Hearted.

Memories To Ponder The Richness Of Our Diverse Cultural Heritage.

We Ask That You Give The Members Of The Board Of County Commissioners Of Lee County And All That Serve Wisdom, Clarity And Creativity As They Take Up Their Tasks.

Bless Them And Everyone In Our Community.

Amen.

Amen.

Chairman Judah: Please Remain Standing.

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.

Chairman Judah: We Have A Couple Of Ceremonial Presentations To Make.

The First One Pertains To The Employee Learning Week And I'd Like To Ask That The Vice President Of Community Outreach Charles Ingram.

It's Nice To Have You Here This Morning And It's A Pleasure To Read The Resolution.

Whereas The Organization Of Southwest Florida Are Committed To Create A Highly Sustained Work Force.

Whereas Recognized Of Having A Knowledgeable Skilled Work Force Improves The Performance Of Those Organizations And As The American Society Of Training And Development, The World's Largest Association Dedicated To Work Place Learning And Professionals Has Declared December 1-5, 2008 As Employee Learning Week.

Whereas Work For Development Is Everyone's Business And Whereas The Astd Southwest Florida Chapter Whose Members Are Work Place Training, And Professionals And Demonstrated Their Commitment To The Employees And The Work Force.

We Do Hereby Proclaim December 1-5, 2008 As Employee Learning Week In Lee County, Florida, This 25th Day Of November, 2008.

I Am Pleased To Sign The Resolution.

Mr. Ingram, Let's Take A Photograph.

I Know The Rest Of The Board Members Will Like To Shake Your Hand.

Chairman Judah: Thank You, Stacey.

Thank You Commissioners.

On Behalf Of The American Society Of Training And Development In Southwest Florida Chapter We Are Grateful To Receive Again This Year Your Proclamation And Set Aside That Week In December For Employee Learning.

Mostly We'd Like To Remind You And All Of Those Whom You Serve That We Look Forward To Being A Part Of The Rebound That Comes To Our Community Through Work Place

Training And Development.

Thank You Very Much.

Chairman Judah: Thank You Very Much, Sir.

[Applause] Now The Next Resolution Is Read By Commissioner Janes Recognizing The Cultural Heritage Center Of The Island.

Comm. Janes: Thank You.

I Appreciate The Opportunity.

If Yvonne Hill And Others Could Come Forward.

Yvonne Is The Cultural Heritage Center Coordinator.

I Would Like To Introduce The Director Of The Cultural Heritage Center And Councilman Jennings From Sanibel And Another Friend In The Audience Who Is The President Of The Lee County Black History Society.

Comm. Janes: You Can Stand Up There With Them.

Thank You.

I'll Read The Resolution.

We'll Come Up, Take A Photograph And Yvonne Will Give A Chance To Make Any Comments.

Thank You.

Comm. Janes: Perhaps You'd Like To Tell Us What Is Coming In Store.

Absolutely.

Comm. Janes: The Resolution Reads As Follows, Where As Cultural Heritage Month Will Be Held In July 2009.

Where As Sanibel Captiva Is A Community Event For Other Families Of Sanibel And Is Sponsored By The City Council And We're Contributors For The Heritage Center Of The Island And City Council.

And Whereas Sanibel Captiva Heritage Month Helps Make Sanibel And Captiva A Better Place To Live.

There By Be It Resolved That We Proclaim July 2009 Sanibel Captiva Cultural Heritage Month In Lee County.

We Thank The Members To Provide A Month To Focus On The Early Settlers Of The Island.

Dually Executed In 25th Day Of November And Signed By Chairman Ray Judah.

Pleasure For Me To Present This To You Yvonne.

[Applause] On Behalf Of The Cultural Heritage Center Of The Island, Thank You So Much For This Honor.

I Would Like To Tell Everyone About Some Upcoming Events We Are Planning For The Month Of February Which Is Traditionally Black History Month.

We Will Collaborate With The Lee County Black History Society To Have An Annual Black History Dinner On February 9th.

On February 13th We Will Be Having A Large Exhibit At The City Berne Davis Center Commemorating Jazz In Lee County.

The Opening Reception Will Take Place February 13th.

The Exhibit Will Be There At The Center For Two Weeks And The Closing Reception Will Take Place February 27th.

We'd Like To Extend This Invitation To The Entire Lee County Community And Family And Friends To Come Out And Join Us For Those Events.

Thank You Again.

Comm. Janes: Thank You Very Much Yvonne, We Appreciate It.

[Applause] Chairman Judah: Commissioner Janes, Thank You All For Being Here This Morning.

With Regard To The Recap There's An Item 3-B That Needs To Be Pulled For Discussion.

And A Language Change, Motioned By Commissioner Hall, Seconded By Commissioner Janes.

Discussion, Objection, Hearing No Objection, Motion Passes.

We'll Go To The Administrative Agenda.

Phil, Good Morning.

Good Morning.

I Wanted To Say A Couple Of Words For Support Of The Caloosahatchee Plan You Have Before You.

It's About Trying To Limit Pollutant Loading To Our River And Estuary Year Round.

It Builds On The Programs Out There And Expands Them Throughout The Entire Watershed And I Want To Thank You For Your Efforts That You Put Forth To Paying It Possible.

It Truly Is A Community Plan.

The Legislation Was Sponsored By Our Area And Legislatures.

The Legislature Was Worked Upon By Many Of You In Directing And Helping To Pass It And The Plan Was Put Together With The Working Team Comprised With The Area Of Local Governments And Local Interest Groups.

It Is A Community Plan And It Will Take The Entire Community To Implement It.

I Want To Thank You For All Your Support And I Look Forward To Try To Help Resolve Our Issues In Getting A Healthy Estuary.

Thank You, Phil.

Chairman Judah: Good Morning.

Looks Like You Were On The Rodeo Circuit.

Are You Okay? I'm Going To Have A Knee Replacement.

I Too Want To Speak In Support Of The Resolution For The Caloosahatchee River Protection Plan.

We Have Come To Realize That Half Of Our Pollution And Water Quality And Quantity Problems Exist Within Our Own Basin And This Is An Important Effort.

Unless We Get Additional Storage And Treatment In The Kissimmee Valley, We Will Not Be Able To Solve Some Of Our Problems.

A Key Stone In This Project Is The C-44 And C-43 Reservoirs.

We Need Support And We Need Everyone's Help To Find The Federal Dollars In These Economic Times To Be Able To Find The Funding To Move Forward With The C-43.

It Is Vital For The Recovery Of Our Estuary And We Are Concerned With The Quantity Of Water That Comes Forth.

The C 43 Is Vital For That.

I Urge All Of You To Move Forward And Find Support To Make This Happen.

Chairman Judah: Thank You, Peter.

Thanks For Taking The Time To Be Here.

Anyone Else Wish To Comment On The Administrative Agenda? We'll Go Back To The Items To Be Pulled On The Consent Agenda.

Commissioner Bigelow? Comm. Bigelow: I Have Two.

15-A And 15-B.

Chairman Judah: Commissioner Mann? Comm. Mann: I Have None.

Chairman Judah: Commissioner Janes? Comm. Janes: None.

Commissioner Hall? Comm. Hall: None.

Chairman Judah: I'm Going To Ask That We Pull 13-B.

And Actually 3 -- It Was Revisions Are Needed On Consent Item 3-B And We'll Get Into That Discussion Or Is That To Be Pulled For Another Date And Time? Then I Second -- I Expect The Board To Further The Motion.

Comm. Hall: And Approve The Balance? Chairman Judah: We Have A Motion By Commissioner Mann.

Comm. Mann: Yes.

Chairman Judah: Any Objection? Hearing No Objection, Motion Passes.

Commissioner Bigelow? Comm. Bigelow: I Guess If Rick Hagen Is Here Or Greg, If You Want You Can Just -- It Looks Like I'll Defer To Mr. Humphrey Since He Is The Representative And He Could Probably Answer Any Questions For You.

Good Morning.

For The Record, I'm Jim Humphrey Representing The Lee County Industrial Development Authority And We Are Here To Request Your Approval Of The Proposed Resolution That Is Basically Said To Reestablish And Reappoint The Members Of The Ida Together With A Member Of The Hire Education Authority To Make Up The Educational Facility Authority.

What It Is Is The Institution Of Higher Education Is Defined As An Independent Non-Profit College Or University Located Within The State And Accredited By Commission Of The Colleges On The Southern Association Of Colleges And Schools.

What It Applies To In Our Area Is Hodges University And The Last One Was International College.

Barry University And Any Others That Are A Non-Profit Because That's Under State Provision.

In The Significant Difference Between The Ida And Educational Facility Authority Is The Ida Is Limited To Finance Only Housing And Dining Facilities Used By An Institution For Higher Education Where As The Education Authorities Are Authorized For Dormitories, Parking Facilities, Administration Buildings, Academic Buildings Or Libraries.

Much More Expanded Authority If The Idea Has Both The Educational Authority As Well As The Industrial Development Authority.

So That's The Reason -- We Do Not Have An Application Before Us, But We Know You Usually Need To Respond Rapidly So When We Looked At It And Said The Membership Expired We Submitted Is The Request To The County Attorney's Office To Present It To You For Favorable Consideration.

Mr. Mayor -- I Guess Mr.

Humphrey.

When Did It Expire? When It Was Appointed There Was Five Year Terms.

The Last Action That Was Done Was 2001.

So What We Saw Was In -- I Think It Was 2005 Or '06 Is When It Expired, When The Membership Expired.

And So That's Why We Felt It Was Important To Revive It Through The Appointment And What We Frankly Have Done Is Propose That You Appoint The Members Of The Ida Together With Dr. Robert Jones Of Edison State College.

The President Of Edison State College.

Is It Only Hodges University That Would Meet The Requirements? No, It's Also Nova Southeastern University, Barry University And -- International? Well, International Is Now Hodges University, But The One On Colonial.

Southwest, That's Right.

Southwest College.

That Were The First Recipients Of A Bonding Issue Of An Educational Facility When It Was First Formed.

Okay.

I Appreciate The Explanation.

I Didn't Know You Were Here On This Matter.

Chairman Judah: Thank You, Mr. Mayor.

Thank You, A Blessed Thanksgiving To All Of You.

Chairman Judah: We Have A Motion? Motion By Commissioner Bigelow? Second The Commissioner Mann.

Objections? No Objections Motion Passes Commissioner Bigelow? Comm. Bigelow: They're Authorizing A Settlement On A Right-Of-Way Commission And We Condemned It And We Can't Come To Terms With The Property Owner? John Renner For The Record.

It Gives Us A Mechanism To Make A Proposal For Settlement In The Specific Form In A Condemnation Case In A Specific Amount.

If They Accept It, The Case Is Over.

If They Don't Accept It And They Have 30 Days To Accept It.

After The 30 Days If We Go To Trial And The Outcome Is \$175,000, The Amount Of Our Offer Of Judgment, Then From That Point On The 30 Days Since We Made The Offer, They're On The Hook For Their Own Expert Fees.

In Condemnation Case We Pay All The Expert Fees.

In This Case Assuming We Make The Offer And The Verdict Comes In At \$175,000 Or Less From 30 Days From Today, Any Fees That They Incur In This Case They'll Have To Pay Themselves.

It's A Mechanism To Put Some Risk On The Property Owner To Actually Come To The Settlement Table Or Mediate In Hopes Of Reaching A Settlement.

In This Case I Don't Have The Appraisal Report And I Don't Have Anything From Them.

This Is Trying To Kick Start Them Into Responding.

It Sounds Like The Property Owner Has Been Non-Responsive And This Is The Prescribed Method For -- It's One Of Them, Yes.

The Other Is To Set It Up For Trial.

If I Do That The Case Will Probably Be Continued Anyway.

Comm. Bigelow: Move The Item.

Chairman Judah: Motion By Commissioner Bigelow? Seconded By Commissioner Mann? Discussions? Objections? Hearing None, Motion Passes.

I Just Wanted To Note For The Record That The Agreement That Is Attached To Your Blue Sheet Was Revised Slightly By The City Of Bonita Springs When They Adopted It Last Wednesday.

We Haven't Received The Executed Version As Revised.

It Was A Very Minor Change.

In Three Places In One Of The Whereas Clauses In Subparagraph Two And Subparagraph Four, In The Bonita Springs Road I-75 Interchange -- I Just Wanted To Make Sure You Were Aware That That Change Was There So There Is No Question Down The Line As To What You Executed For This Agreement.

Chairman Judah: We Can Capture The 9.2 Million On That One Issue If We Kick In \$150,000 With Bonita Springs And The Other Issue Was Collier Kicking In \$500,000 To Match With The Dollars To Make The Improvements Of Immokalee Interchange.

Correct.

And Our Money Is Temporary.

The \$300,000 Total For The Bonita Beach Road Interchange Will Be Paid By The Developers For This Share Process The City Will Implement.

Chairman Judah: Okay, Very Good.

Comm. Hall: Move The Item.

Chairman Judah: Motion By Commissioner Hall.

Second By Commissioner Mann.

We Eventually Got There.

Good Partnership.

Any Further Discussion? Any Objection? Hearing No Objection, Motion Passes.

As Usual We Do Not Have Any Items On The Administrative Agenda.

We Go To The Public Hearing Portion.

Mike, Do You Want To Kick It Off? Yes, Sir, Michael Jacob Assistant County Attorney.

The First Item Is Vac 2008-00024, To Vacate A 20-Foot Wide Portion Of An Unbuilt 54-Foot Wide.

Chairman Judah: Before We Go To Public Comment.

Typically These Requests Are A Form Of Format Because We Have A Lot Of Work That The Attorney's Office And Community Development Put In To Resolve Any Conflicts Or Any Issues.

The One Issue We Have Here The Drainage District.

Much Of It Was Abandoned.

It All At One Time Provided For Drainage Throughout The County.

Correct.

I Want To Make Sure You Feel Comfortable With The Vacation Of This 20 Feet Of This Drainage.

The Lee County Transportation Reviewed This Request And They Offered No Objections To It.

There Is An Existing Drainage Facility Lying On Western Part Of This Particular Easement And D. O. T. Maintains That Particular Portion.

So The Eastside Of This Particular Easement That They're Requesting To Vacate, They Don't See Any Future Need For It And I'm Not Uncomfortable With It.

Chairman Judah: You Don't Feel We're Compromising Capacity For A Run Off Of Major Storm Events? I Have Letters Of No Objection From Natural Resources That Looked At This And D. O. T.

Both.

I Have To Rely On Those Letters Of No Objection.

I'm Sure They Looked At That Issue.

Chairman Judah: It Is Really Constricting With Growth And Development.

I'm A Little Nervous.

If You Don't Mind Fellow Board Members, I'd Like To Do So.

Thank You, Pete.

Okay.

And Scott As You're Stepping Forward No Doubt You've Coordinating With Natural Resources With Regards To Any Drainage Concern As Soon As Scott Gilbertson With The County D. O. T. For The Record.

We've Reviewed It And We're Comfortable With It.

There Was A Property Hiatus In There And There Was Some Adjacent Land That Was Extra Beyond The Normal Width.

What We Have There Is Adequate And Has Been And Will Be For The Future.

Chairman Judah: Thank You, Pete, Scott.

I Will Open Up To Public Comment Unless You Wish To Comment At This Time Or Answer Any Questions? Good Morning.

My Name Is Beverly Grady Representing The Applicant.

We Are Here To Answer Any Questions And We Met Numerous Times With D. O. T. And Parks And Recreation.

If You Look At This Particular Location This Owner Gave To Lee County The Site At No Cost To Lee County.

This Is South Of Summerland.

There's Existing Large Drainage Ditch That Runs The Whole Length Of The Road And In Addition To That We Have Not Requested A Vacation Of 20-Foot East Of That So That Any Maintenance That Could Only Be Hand Maintenance To The Mangrove Has Not Been Requested.

It's Only The Amount Remaining After The 20-Foot Maintenance Area.

So I Think The County Has Studied And We Would Request Your Approval Of The Small Portion Of The Eastern Most Portion As Defined In The Petition.

Chairman Judah: Okay.

For Clarification Purposes You Were Referring To Bunche Beach Road Is South Of Summerland? Yes, It Is.

Chairman Judah: Thank You, Beverly.

We'll Open Up To Any Members Of Wishing To Comment? Seeing None Back To The Board.

Motion By Commissioner Hall, Second By Commissioner Mann.

Discussion? Objection? Hearing No Objection, Motion Passes.

The Next Public Hearing Is Vac 2008-00004 And This Is A Petition To Vacate A 6-Foot Wide Drainage On Fiddlesticks Boulevard.

Comm. Hall: I'll Move The Item.

Chairman Judah: Motion By Commissioner Hall.

Second By Commissioner Mann.

Discussion? Objection? Hearing Non, Motion Passes.

This Is A Petition To Vacate A 12-Foot Wide Public Utility Easement Located At 1106 And 1108 Oak Avenue, Lehigh Acres.

Chairman Judah: Motion By Commissioner Hall? Second By Commissioner Mann? Objection, Hearing None, Move The Item.

I Reviewed The Affidavit Of Publication And Find It Is Efficient To Proceed With Today's Hearing.

This Is The First Public Hearing On The Fourth Amendment To The Fgcu Campus Development Agreement.

It Is Regarding Water And Sewage Mitigation.

I Would Request That At The Conclusion Of Your Discussion That You Direct This Item To A Second Public Hearing To Be Held In December 9, 2008 At 9:30 A.M.

Chairman Judah: Just For Clarification The Obligation For The Provision Of Sewer And Water Will Be Placed On Fgcu? Correct.

This Is Specifically Identifying What Improvements Need To Be Made.

Chairman Judah: We'll Open Up To The Public.

Anyone From The Public Wish To Comment On The Fgcu Campus Development Agreement? Back To The Board.

Public Hearing December 9, 2008.

Motion By Commissioner Janes.

Second By Commissioner Hall.

Discussion, Objection? Hearing None, Motion Passes.

Good Morning.

Commissioners.

Assistant County Attorney, John Renner.

I Have An Application For This Morning's 5th Item On Your County Agenda.

I Reviewed The Affidavit.

It Is Legally Sufficient And I Will Enter It Into The Record By Giving It To The Clerk.

If You'll Bear With Me For A Moment I Would Like To Give You A Brief Introduction And A Bit Of An Overview On This Request.

It's Probably The First One You Had In A Couple Of Years.

I Know You Have A Couple More Coming Your Way.

On June 2 Of This Year The Petitioner In This Case, The Property Owner Southwest Florida Land 163, Llc, South To Re-Own A Parcel From Residential Plan Development And Commercial Plan Development.

The Zones Staff Recommended Approval With Deviations.

The Board Then Denied The Request At Public Hearing June 2nd.

They Noted Three Areas Of Concern, The Density, Commercial Development And The Nest Of An Eagle Nest On The Site.

As A Result Of That The Applicant Filed A Request Under 70:51 Related To The Land Use And Resolution Act.

The Parties In Anticipation Of That Proceeding The Parties Were Able To Proceed On A Number Of Terms And Put The Terms Into A Settlement Agreement That Included A Number Of Changes To The Original Request.

We Prepared A Stipulated Settlement Agreement Based Upon The Earlier Examiner's Recommendation And Asked The Magistrate To Adopt The Settlement As Part Of His Recommendation.

Based Upon All The Information Presented To The Special Magistrate He Prepares A Stipulated -- He Prepares A Recommendation.

And He Recommended That The Board Of County Commissioners Adopt The Stipulated Settlement And Enact A Resolution That Improves The Same In Its Entirety.

Part Of The Task The Special Magistrate Also Has In Conjunction With His Making A Finding, He Concluded That The Board's Denial -- This Is His Finding. The Denial Of The Owner's Original Application Was Unreasonable And Unfairly Burdens Use Of The Property.

Some Of The Changes And All Of These Are Highlighted In The Blue Sheet.

I Tried To Give You A Good Overview Of The Blue Sheet Despite The Fact I Killed Several Trees.

Residential Residency Is A Big Item.

It's A Density Reduction Of Approximately 22%.

It Takes The Dwelling Units Per Acre From 5.78 Dwelling Units To 4.5 Dwelling Units Per

Acre.

A Number Of Changes Were Made In Proximity Of The Eagle's Nest.

I Will Not Go Over Those In Detail.

If You Have Questions We Will Provide Information.

Considerate Modifications Were Made To Keep Many Activities Out Of The Nesting Season.

The Indigenous Open Space Has Been Increased 29%.

There Are A Number Of Changes To The Commercial Portion Of The Site.

While Several Other Commercial Uses Were Added That Were Originally Requested That Were Denied In The Board's Denial, A Number Of Provisions Were Added To Try And Soften The Effect That Staff Was Comfortable With.

A Unified Architectural Theme Was Added.

A Exterior Neon Lighting Is Prohibited Along With -- Prohibited And Colors Are Prohibited.

A Self-Service Fuel Pump In Conjunction Of A Food And Beverage Store Is Added.

A Flat Canopy Roof Is Prohibited.

They Would Have To Construct Something That's Consistent With The Architectural Theme With The Project.

One Additional Use Was Added.

The Congregate Living Facility.

We're Asking The Board To Make One Of Three Choices.

Accept The Magistrate's Recommendation, Modify The Recommendation By Adding An Alternative Or Special Conditions, Or You Can Reject It.

At The End Of Today's Hearing What We Have Before You Is A Recommendation From The Special Magistrate As Well As Staff And The Applicant.

We're Asking You To Adopt The Special Magistrate's Recommendation, Adopt The Terms And Conditions Of The Settlement And Approve The Finds On The Last Page.

If It Looks Like A Zoning Resolution, That's Because That's What We Patterned It After.

We Included Recommended Findings And Conclusions Of Law.

With That Much Of An Introduction, Commissioners, This Is A Public Hearing.

You Should Take Comment From The Applicant, From Staff And From Anyone From The Public Who Wishes To Speak And Then Make Your Deliberations And Your Decision.

Chairman Judah: Question, For A Comment From A Special Magistrate To Say That The Board Was Unreasonable There Were Certainly A Lot Of Significant Improvements Made To Make This A More Appropriate Project With Regards To Mitigating Impacts.

Can We Hear From Staff With Regards To How The Eagle Is Being Addressed? Yes, Sir.

Good Morning.

Good Morning.

For The Record Becky, With Environmental Sciences.

There Were Some Changes That Were Made To The Site Plan.

Do You Have The Master Concept Plans? Chairman Judah: I Don't.

It Should Be In Your Packet.

Comm. Hall: They're Little.

Chairman Judah: I Don't.

Comm. Hall: It's Way, Way In The Back.

Thank You.

Chairman Judah: Brian You're More Than Welcome To Come Over Here If You Like.

Comm. Hall: We Can Share.

It's Easier To Read.

Chairman Judah: Okay.

You'll Notice That The Lake Area Has Been Expanded And There Was Multifamily That Was East Of The Nestery And Abutting The Lake Has Been Eliminated And It's Now Just A Cul-De-Sac And You Have Townhomes Or Multifamily Units On The Road.

Chairman Judah: It's 60 Feet Away? Yes, The Buildings Will Be Beyond The 60.

The Top Of The Sheet Shows The Building Will Be Kind Of Oriented To Screen The Parking And Pool Area To Help -- There Won't Be The Visibility Of The People Outside In The Rec Facilities.

They'll Have Additional Buffers Along East Of The Preserve Abutting The Lake And On The

Opposite Side Of The Lake Adjacent To The Homes There Will Be An Additional Buffer In That Location.

And They've Also Shifted The Entrance Road, I Believe, As It Comes Into The Multi And Single Family Area.

Rather Than Going South, It Goes South And Continues To The West.

And Then There Will Be No Exterior Construction During The Nesting Season.

And Then The Open Space Was Committed To The 25 Acres.

Chairman Judah: Thank You, Becky.

Questions Of Becky? We're On Our Way Of A Much Better Plan.

I Appreciate The Plan Of The Applicant.

Thank You, Becky.

Any Questions Of Staff? We'll Hear From The Applicant.

Neil, Good Morning.

For The Record My Name Is Neil Montgomery And I Want To Thank John And The Staff Because They Did Work Really Hard.

We Spent All Day In A Room.

It's One Of Those Things Where It's Like Your Mom When She Says She's Going To Put You In Your Room Until You Reach An Agreement.

A Little Bit Like That.

In This Instance The Applicant Went To The Wildlife Conservation System And Got The Approval And Went To The Wildlife Service And Got The Necessary Review And Approvals.

They Went To The Staff And The Staff Originally Recommended Approval Of This Project.

The Only Disagreement Was In Regards To Construction During The Nesting Season.

The Hearing Examiner Recommended Approval And Accepted The Applicant's Position.

And Then We Filed For The Process To Go To Mediation.

And There Was A Lot Of Changes Because The Owners Worked Hard With The Staff.

I Think Everybody Worked Really Hard To Try To Come Up With Something That Will Allow The Project With A Reasonable Use Of The Land And Address The Concerns We Thought We

Heard The Board Say.

And The Provision Of The Special Magistrate Thought He Had No Reason To Do That.

He Explains That Earlier In His Opinion Because Under Your Rules, The Only Use You Can Do With A Project This Size Is A Plan Development And The Only Thing We Could Apply For Would Be An Rpd And A Cpd So We Could Go Back To The Process To Ask For A Residential Use And A Commercial Use And It's Not Appropriate Next To An Industrial Area On Baysshore Near The Interstate.

So I Think The Magistrate Encouraged Both The Applicants And The Staff To Work Through The Concerns And I Would Say That We Would Ask That You Uphold The Finding Of The Special Magistrate As Written.

I Think A Lot Of Work -- I Know Commissioner Janes Is Typically Concerned About Gas Stations.

I Would Say In This Instance What Happened With The Applicant Is They Gave Up More Land, More Buffer And They Have Less Units.

All Those Things Have A Cost And That Commercial Parcel Happens To Be Next To A Heavy Industrial Area And Then The Interstate.

It Is An Appropriate Location And The Staff Added, As John Noted, Additional Conditions In Regard To Architectural Features.

They Had Architectural Elements That Are In Your Package And Attached It And As John Points It Out They Had Strong Concerns About The Canopy And The Signage And The Lighting And The Colors.

They Addressed All The Issues That Typically Cause Concern For This Board.

In Light Of That I Would Urge That You Accept The Findings Of The Special Magistrate.

Chairman Judah: Thank You, Neil.

Anyone Else From The Public Wish To Comment On What We Have Before Us With Regard To The Request For Relief Of Chapel Creek? Seeing None, We'll Go Back To The -- Oh, I'm Sorry.

Chairman Judah: Good Morning.

Good Morning.

My Name Is Debbie And I Have Been Before The Hearing Examiner And Before You Earlier Representing The North Fort Myers Designer Review.

Unfortunately When I First Got This I Was Away So I Wasn't Able To Type My Disagreements On To This Magistrate.

I Did Go To The Meeting And I Did Speak To The Magistrate And Then I Had To Leave Because I Had Another Meeting.

I Sort Of Typed This Up As A Letter About Things That Were Quoted By Me That Is Not True Or What The Design Review Represented So I'm Going To Read That To You.

At The Special Matter Hearing Which Was Heard On October 6, 2008, I Had Participated As A Representative Of The North Fort Myers Designer Review Committee.

I Had Spoke Before The Hearing Examiner And The Board Of County Commissioners In Regards To The Rezoning Of This Property.

There Are Numerous Errors And Mediators Recommendation That Pertain To My Testimony That I Feel I Must Correct.

I'm Not Sure If You Have This From The Mediator So I'm Referring To Pages In Here.

Although It States On Page 7 It Was Questionable As To Whether I Represented The North Fort Myers Designer Review Committee And Quote, It Didn't Make A Difference If I Did Or Was A Concerned Resident, Unquote.

It Does Make A Difference. Lee County Hired The Consulting Firm Hdr To Help The North Fort Myers Community Plan.

They Had Numerous Meetings To Have The Input Heard.

The Commercial Development That Was Identified As Neighborhood Centers Or Town Centers Were Part Of The Public Input.

The Objection To Additional Commercial Development At The Proposed Project Was Not My Opinion, But The Opinion Of The Community And The County's Hired Consultant.

On Page 10 It States, While There Are A Number Of Gas Pumps South Of The Caloosahatchee River, They Are Not Within Five Miles To The Property East Or West.

This Is Untrue.

On The North Side Of The River Racetrack Has 16 Pumps.

1.7 Miles To The East Is Another Gas Station.

Both Are Convenience Stores.

There Is A Parcel On Williams Burg And Bayshore Which Is Closer That The Two Previous Mentioned Above That Have Not Been Developed.

To The West On Bayshore Road There Are Six Other Gas Stations 4.5 Miles From The Proposed Chapel Creek Site.

They're All On The Northside Of The Caloosahatchee River.

In Addition There Is A Convenience Store, A Car Wash And Gas Station Presently Being Built At The Corner Of Slater And Bayshore That Is One Plus Miles To The West.

To State That Quote, The Gas Pumps Were Not Born Out Of Examination Of The Area Must Indicate Examination By The Mediators Since I Have Counted Them And Is Documented By The County Staff.

Each Filling Station Equivalent Of One Hose Was Counted As A Pump Which Was Discussed At A Mediator's Hearing Changing The Number Of Pumps From 30 To 60 Not Counting The Ones Under Construction.

On Page 11 It States With My Discussion With The Mediator.

I Had Presented Two Of The Most Recent County Zones In That Area.

Oak Creek, Behind The Chapel Creek Site.

Chairman Judah: Will You Be Able To Sum Up? Two Paragraphs.

Thank You.

Is This All Relates To What's In Here.

One Mile To The West Of The Site On The Southside Of Bayshore Road Is A Project That Was Granted Commercial Front And Additional Retail That Includes Fast Food Restaurant, A Convenience Store And Car Wash.

The Residential Part Is 2 Plus 2 Acre.

The Original Request For Almost Six Units Per Acre Is Out Of Line With The Existing Density In The North Fort Myers Designer Reviews Recommendation Of 3 To 3.5 Units Per Acre Is Compatible With Existing Density.

They Have Added An Assisted Living Facility Next To Raymond Lumber That Starts Grinding Up At 4:00 In The Morning Which Was A Concern.

Also Of Concern Was The Amount Of Traffic Exiting On And Off Of Bayshore Road.

Oak Creek Development Which Sits Behind Chapel Creek Was Permitted For 1,120 Units.

Even At 4.5 Units Per Acre, That Would Represent 1,745 Residents As Using That Entry Road.

According To The Trip Report, Using Their Figures Oak Creek Would Have 7,168 Trips A Day Totaling 11,000 Trips A Day.

You're Looking At 14,824 Trips A Day Going In And Out Of That Access Road Which Is Excessive.

The Section Of Bayshore Road Would Be Significantly Impacted As Outlined By The Lee County Traffic Statement Guidelines Of 10.6 And 10.7%.

Please Add These Corrections To The Mediator's Report So That The North Fort Myers Design Review Position Is Correct And A Representation Of The Public's Input And Recommendations Of The Consultant.

This Is Consistent With The Previous Testimony Given Before The Hearing Examiner And The Board Of County Commissioners.

Chairman Judah: Thank You, Debbie.

Anyone Else In The Public Wish To Comment On The Item Before Us? Okay, We'll Go Back To The Board.

Board Members? Interesting Situation.

We Had A Staff And Hearing Recommended Approval.

Board Rejected The Proposal.

Went To Special Magistrate.

Magistrate Thought We Were Unreasonable But In The End I Think We Have A Much Better Product And As We Have Noticed In The Past It's Difficult When We Overrule The Hearing Examiner And Appeal Then Placed In Court.

We Generally Have A Difficult Time -- I Don't Know If We Ever Prevailed.

We're Under A Situation That We've Done Well.

I Do Applaud The Applicant.

I Think It's A Great Example Of Stepping Up And Providing A Product That Is Compatible.

I Appreciate The Work Of Staff And The Applicant.

Comm. Hall: Chairman? Chairman Judah: Commissioner Hall Comm. Hall: I Appreciate Debbie's Comments And She Works Very Hard.

I Applaud Their Efforts Because It's Difficult When You're Starting Up A Process To Find Your Legs, If You Will.

I Appreciate What They're Saying, But When You Look At This Property And What The Property Owner Has By Right And What They've Done To Accommodate Our Concerns As A Board.

I Agree With You, I Think That We've Taken Great Pains -- Obviously The Eagle Was A Huge Concern For Us And We Look At The Way They Set Up The Preserve.

I Think It's A Much Better Opportunity For The People There To Enjoy The Beauty That North Fort Myers Has To Offer And The Wildlife It Has To Offer Even Though You're Trying To Be Compatible.

The Overall Layout Is More Generous And Compatible With What North Fort Myers Was Looking For.

This Is A Suburban Land Use And Bringing Down The Density Was The Appropriate Think Thing To Do -- If You You're Looking Up Being Up Against Industrial I Think 4.5 Is A Better Way To Go.

With That I'll Make A Motion To Approve The Special Magistrate's Recommendation.

Chairman Judah: Motion By Commissioner Hall? Do We Have A Second? Comm. Mann: I'll Second.

Chairman Judah: Commissioner Mann Seconded? Any Further Discussion? Comm. Bigelow: Yes.

Chairman Judah: Commissioner Bigelow? Comm. Bigelow: Is There A Staff Member That Could Tell Me What Deviations 2, 3, 5 And 6 Are Which Are Noted As Being Within The 660 Buffer? The Master Concept Plan Says Deviation One Applies To The Building Separation.

So I Guess It's A Project At Large Deviation, But These That Are Specific In The Buffer, Those Are 2, 3, 5 And 6.

And I Don't See Them Listed.

4 Is Just Outside Of It.

Tony Palermo. You're Talking About The Deviations To The Special Magistrate's? Comm. Bigelow: Deviations To The Master Concept Plan.

If You Can Show Me Where They Are, I Can Read Them.

The First One Is Minimum Building Separation.

That Would Be For Practically Every Building.

Comm. Bigelow: Project Wide.

Number 2? Two Applies To Bodies Of Water.

That's From Seawalls.

Comm. Bigelow: Deviation From Seawalls? So They're Requesting A Seawall? Right.

And I See Deviation Two Next To -- Comm. Bigelow: The Recreational Center.

And Three? Near Bayshore? And I Have That As Excavation/Water Retention Setback From Property Line.

I See It For One Of The Lakes Next To The Vacant Property.

Comm. Bigelow: Okay.

Four? Four Is The Single Access Point.

We'll Show That At The Entrance.

Comm. Bigelow: Oh, It's Showing It -- I See.

Project Entrance.

Okay.

And Number Five? That's A Water Retention Setback From A Road.

That Would Be Appropriate For Anywhere There's A Lake And A Roadway.

Comm. Bigelow: Number Six? And Six Is The Shorelines In Regard To Lakes.

Lakes That Are Shaped Like Circles That Would Be Next To Any Lakes.

I See A Couple Of Them Here.

Comm. Bigelow: I Appreciate Your Explanation.

In Relation To The Habitat Or Buffer Specifically.

I Don't Think They Do.

Thank You.

Chairman Judah: Thank You Very Much.

Any Further Discussion? Any Objection? Hearing No Objection, Motion Passes.

We'll Move On To The Walk-On And Carry Overs.

Walk-On Items? Commission -- I Apologize.

There Are None.

Commissioner Bigelow? Comm. Bigelow: I Have None.

Chairman Judah: Commissioner Mann? Comm. Mann: I Have A Couple.

Mr. Chairman, I Was Interested To See An Article By Charlie Whitehead And It Referenced An Issue We Had Last Week On Zoning And We Had Gotten Hung Up On One Issue Among Others And One Was The Shuttle Between The University And The Gulf Coast Town Center And I Remember I Delighted Commissioner Hall In Suggesting That We Should Perhaps Be More Specific On Just What A Shuttle Amounts To, Whether It Was One A Day Or Several A Day.

Charlie Whitehead's Article Referred To A Previous Zoning Approval In November Of '05 Where A Shuttle Was Promised And It Never Occurred.

So We're Dealing With The Same Issue Three Years Later.

My Point Is Here It Looks Like It Was Important We Did Bring It Up And We Gave Verbally Some Instructions To Make Certain This Was Dealt With And I'm Just Saying It's Even More Important And What I'd Like To Do Is Leave This With You So If Chip Hadn't Picked Up On It, It Would Say Yeah, It Was Serious They Avoided Any Responsible For Shuttle Service At All For Three Full Years And Now They've Asked For More.

We Want To Know What They're Doing.

Chairman Judah: I Appreciate The Follow Up, Thank You.

Comm. Mann: This Is Something All Of Us Have An Opportunity To Do From Time To Time And In This Thanksgiving Season That We're Approaching I Want To Do Something Here This Morning And Suggest Anybody Watching Or Anybody Here, Maybe It's One Of Those Snowball Things We Can Do.

I Was Lucky Enough To Have Some Funds Left Over From My Campaign Account After The Last Election And I Stopped By This Morning And Gave A Check To The Nation's Association As I Was Coming To Town And I Have Another One I'm Going To Deliver To The Community Cooperative Ministries Better Known To Most Of Us As The Soup Kitchen.

And With Thanksgiving Coming You Know That Israel's Juarez That Was Our Pastor Last Week He's Out There Physically Loading Trucks.

I Dropped Off A Thousand To Them And There's A Thousand To The Soup Kitchen And I Want To Thank My 500-Some Contributors.

I Could Give You Your Pro-Rata Share Back, Or We Can Do Something Like This.

I Hope This Is A Way To Tell Others It's Thanksgiving Time And It's Time To See What We Can Do To Help Those Less Fortunate.

So Join Me If You Can.

Chairman Judah: Absolutely.

I Already Cut A Check Like You I Was Fortunate With The Contributors And Commissioner Mann, Thank You.

That's A Meaningful Donation.

Thank You.

Chairman Judah: Commissioner Janes? Comm. Janes: How Are We Coming On The Ethics Ordinance? County Attorney Is Working On It? Commissioners We Are Drafting As Well As Looking At Other Counties That Look At The Ethics Ordinances.

I'm Working With Pete On It, Though.

Comm. Janes: Any Idea When We Might Have A Draft Before Us? Early Next Year.

I Don't Want You To Think This County Doesn't Have Ethics And What You're Suggesting That We Put It In Another Format, We're Happy To Do That.

But The Administrative Code Does Include Ethic Standards For Employees And Has For A Long Time.

Thank You.

Chairman Judah: Commissioner Hall? Comm. Hall: We Had Jim Lavender Some Question About The Amount Of Work Being Done And I Would Like To Ask On The December 9th Board Meeting This Be Made Part Of A Board Sheet For Public Record So The Board Has Access To It? And I Know There's Been Some Requests From The City Of Bonita Springs And Possibly Other Cities On Having The County Go In And Do Metro Inspections.

This Board Made A Decision, Instructed Staff That We Were No Longer Going To Provide Services To Municipalities On An Individual Basis.

We Would Get Them Off, Start Them Off And Eventually They Would Have To Take Over Their Own Services.

I've Had A Meeting And Commissioner Judah You've Had A Meeting, I Would Like To Go To A Meeting Because There's Bigger Issues To Discuss And I Would Like To Have The Whole Board Participate And Have Pete Talk About That In A Public Form.

I'm Not Against It, But I'd Like To Hear From The Commissioners If That's The Direction That Was Given To Staff And Then Give Direction To The County Manager As To What We Want To Initiate.

I Think There's Opportunity For Savings And If We Want To Look Metro, I Would Like To See It Off The City And Not Piecemeal It.

Chairman Judah: I Appreciate That.

The Think The Times Dictate We Do Revisit This Matter.

I Think Administration Is On It And Do You Have A Date On When You Plan To Bring This To The Board? We Were Looking At -- We Had Discussions Over The Last Several Months And Looking At The February Time Frame To Look At Adjustments To Fees.

If We're Going To Look At A Consolidated Fee, It Might Be Good To Do It At That Time Frame.

Chairman Judah: Board Members In Agreement With That? Comm. Hall: And I Want To Thank The Forward Wording Of The Senator's Speech.

All Of The Work That We've Done Legislatively To Secure Funding For Our Environmental Efforts, The Cooperation That We Need With The Caloosahatchee Watershed, All Of The Water Quality, Water Storage, I Was Delighted To See That The Senator Recognizes That The State Has A Strong Commitment To Water Reservation And Appreciate Her Keeping Us In The Loop.

And On A Personal Note I Want To Wish Each And Every One Of You A Wonderful Thanksgiving.

We Have A Lot To Be Thankful For As Citizens Of Lee County And As Individuals.

There's So Many Different Ways You Can Contribute To The Community And I Know Each And Every One Of You Do It On A Regular Basis.

I Do It With My Personal Donations To Various Groups.

When I Go To The Grocery Store, Picking Up An Extra Food.

I Ring The Bell Every Year For Salvation Army.

My Nephews And I Do That As Part Of Us Giving Back.

There's Hundreds Of Different Of Ways With Money And Commitment.

I Wish You All A Blessed Thanksgiving And Thank You For Giving Me The Opportunity To Serve With You.

Chairman Judah: Thank You Commissioner Hall.

A Heartfelt Comment.

I Would Like To Ask A Couple Of Things.

I Don't Understand What's Being Met By Metro -- They're Asking Us To Do It All.

All The Cities Have Asked Us To Take Over Their Inspections And -- Bonita Springs Comm.

Hall: Other Cities Also.

And Other Cities That Would Like To Do It Also.

And If I Recall Correctly The Board Directive Generally Was That We Needed To Set Them On A Program To Wean Them.

I Don't Know If It's Changed.

You're Suggesting If We Hear From -- Comm. Hall: What's Happening Commissioner Bigelow Is I Know I've Received A Meeting, A Request That We Reconsider That For This Specific Issue.

In The Mayor's Meeting It Came Up And I Directed Them To Talk To Staff Because The Board Had Already Given Direction And They Set It With Staff And Come Back To Us.

But They Came And Met With Me And Met With Commission Judah Because We Had A Letter Explaining About A Meeting.

I Thought It Would Be Better Than To Piecemeal It To Have The Request Brought Forward As A Whole Instead Of Individual Commissioners To Talk About It As A Whole.

I Think We All Have Pieces Of Information, I Thought It Would Be Healthy To Talk About It In General.

Comm. Bigelow: And Last Week I Thought The County Manager Wanted To Convene A Board Meeting To Talk About The Financial Situation We Find Ourselves In, How We're Going To Move Forward And Fund Some Pretty Big Projects That Are In The News A Lot.

Most Namely The Red Sox.

Is That Something We Might Be Wise To Fold Into That Discussion? Chairman Judah: No, Separate Meetings.

Comm. Bigelow: It's A Way To Reduce Our Burden Sorts If We're Having To Pay More Than They Would Be Paying, If They Took It Over.

It Seems Like It Sits Within That Perspective, But I Guess You're Suggesting You Want To Hold It Separately -- Chairman Judah: If We Could.

Comm. Bigelow: Okay.

Chairman Judah: I Just Want To Thank Council And I'm Going To Have John Speak Briefly, But You And Ken Did A Phenomenal Job On Behalf Of The Lee County Community With Regards To The Appeal Against Our Lee County Conference Plan Particularly The Pine Island Plan.

We Prevailed Not Only In Circuit Court, But District Court Of Appeals.

If You Could Comment Briefly With Regard To The Defense Of The Pine Island Plan? Yes Commissioner.

The Dean And Dean Folks Filed A Five Count Complaint Against The County As A Result Of The Various Provisions Of The Pine Island Plan.

There Was Three Different Constitutional Claims, An Injunction Claim And A Burt Harris Claim.

At Trial The Court Dismissed With Prejudice The Four Claims Other Than The Burt Harris.

And Granted The County Judgment On Those Counts And Basically Those Counts Were That Lee County's Comp Plan Treated These Folks In Violation Of Equal Protection, In Violation Of Due Process And That We Were Requiring Them To Give Us Things, Property Rights In Exchange For Development Rights That Is We Had No Constitutional Grounds To Do.

We Prevailed On Those Counts.

The Burt Harris Claim Was Dismissed, But They Have The Right To Refile The Claim.

But The Other Claims Are All Adjudicated.

There's No Possibility Of Appeal To The Florida Supreme Court.

The County Has Prevailed To The Extent They Had Other Cases Based Upon Those Counts.

They're Over.

Chairman Judah: There's A Lot In The Balance And A Lot At Stake, I Want To Thank You Personally.

Continue To Provide Management Growth.

We'll Go To Committee Appointments? Commissioner Bigelow? Comm. Bigelow: No, But I Think In Light Of Mr. Griffith's Situation And The Good News From Our County Attorney, I Think -- I'd Like To Thank Him For Fighting Hard On The Pine Island Preservation Quality Of Life.

Chairman Judah: Very Well Stated.

He Should Have A Whole Smile On His Face.

Committee Appointments? Commissioner Mann? I Have Two.

Chairman Judah: Motion By Commissioner Mann? Discussion? Objection? Hearing No Objection, Motion Passes.

Commissioner Janes? Comm. Janes: I Have A Conflict And Will Not Be At The Meeting This Evening.

Chairman Judah: Okay.

We Have Just One Item.

Comm. Janes: And I Have An Appointment To The Lpa Representing District One.

Chairman Judah: Motion By Commissioner Janes, Second By Commissioner Hall.

Discussion? Objection In Hearing None.

Motion Passes.

Chairman Judah: I Have Two, The Hurricane Bay And Palmetto Point Unit Two.

[Reading Committee Appointments] Motion By Commissioner Hall? Seconded By Commissioner Janes? Discussion, Objection? Hearing None, Motion Passes.

We'll Go On To County Manager Items? None.

County Attorney's? None.

Chairman Judah: The Lease Agreement With The Red Sox Will Be Scheduled Before This Board On December 9th.

Evidently The Owner Of The Red Sox Mr. John Henry Will Be Here To Make An Official Presentation To The Board.

We'll Be Recessing Now And Reconvene At 5:00 For The Public Hearing.

We're Adjourned, Thank You.

5:00 pm Public Hearing

Good Evening.

We'll Go Ahead And Reconvene.

We Have One Public Hearing.

Before We Get To That, Greg, Commissioner Janes Asked Me If Someone Would Take Up The Motion For The Local Planning Agency.

Comm. Hall: So Move.

Chairman Judah: He Did Look Into Making Sure He Was The Commissioner Who Had The Opportunity To Make The Appointment, No Objection, Motion Passes.

At This Time Then We'll Open It Up For The One Public Hearing Item We Have Before Us.

Thank You.

Gregory Higgins Assistant County Attorney I Have Before Me The Affidavit, I Find It Sufficient In Content And Enter It Into The Record At This Time.

Amend For Lee County Preference Ordinance To Add A Reciprocity Provision Extending "Local Bidder" Status To Qualified Collier County Firms And Authorizing The Board To Enter Into An Agreement With Collier County.

Collier County Has Signed Off On The Agreement And Is Part Of Your Packet.

I Ask If You Adopt This As Part Of The Motion Or Separate Motion You Offer To Enter Into The Local Agreement.

There Is One Change To The Draft Of The Ordinance Submitted.

We Walked Around A Memo Today With Minor Changes To The Lee County Side Of The Ordinance.

You Should Have That Before You.

I Would Ask That You Adopt That Amending Language As Part Of This Ordinance And I Can Go Into That Or Move On.

Chairman Judah: Questions? Commissioner Hall? Comm. Hall: We Did Receive An E-Mail Asking Members Whether They Were In Support Or Against It.

Overwhelming In Support.

I Wanted To Share That.

It Was A Late Coming E-Mail.

For The Record I Wanted To Share That.

Chairman Judah: Thank You.

Any Other Questions Because I Do Have A Question.

Collier And Lee Would Have The Same Preferential? Each Has Their Own Local Preference.

What Collier Said Is We'd Like To Qualify Our Contractors, Our Resident Contractors Under Your Ordinance And We Will Do The Same For Your Contractors So Lee County Contractor Would Be Able To Qualify As A Local Bidder In Collier County.

The Two Programs Are Different.

Ours Is A 3% And Theirs Is A 10%.

Ours If You're Within 3% Of The Lowest Bid Received By The County And You Are A County Resident Or In This Case Collier Resident You Would Get The Bid.

Chairman Judah: Remain 3 Here And 10 There.

Exactly.

Chairman Judah: Important Distinction To Make.

Appreciate The Clarification.

Appreciate Your Work.

Any Other Questions At This Time? We Appreciate Collier County Participating.

Anyone From The Public Wish To Comment On The Proposed Change? The Items? The Amended Language? The 25th Memorandum From Greg From The Board Of County Commissioners.

Second? Second By Commissioner Mann.

That Was The Same Question Brought To Light.

Appreciate It.

Any Further Discussion? Objection Passes.

You Have A Nice Thanksgiving.

We Are Adjourned.