

August 25, 2009

Comm. Mann: We Are Without A Chair And A Vice Chair Today But We Do Have A Quorum And I'm Going To Yield To The Senior Member As To The Suggestion How We Should Handle The Chairmanship Today.

Comm. Janes: Thank You, Commissioner Mann.

I'm The Senior Member.

I Look At That In A Number Of Ways And Take It In A Number Of Ways.

I Prefer To Take It In The Positive.

I Nominate Commissioner Mann To Be Chair.

Comm. Mann: Thank You For That Temporary Honor And, I Think, Fortunately, We Are Blessed Today With A Relatively Limited Agenda And I Don't Think Even I Could Get In Trouble With It Today.

Well, With That We Will Begin As Always With Pastor Devin Marlowe Here.

Rise For The Opening Prayer.

Let Us Pray.

We Come To You With Thanksgiving And Praise, Father.

It's Our Desire To Please You Every Single Day.

Father God We Thank You, Also, For Your Leadership.

We Thank You Your Word Tells Us All Leadership Is Begin By You And The Heart Of The Leader Is In Your Hands.

We Thank You For Your Leadership.

We Ask You To Guide Them And Give Them Wisdom.

Strengthen Them In Their Mind And Physical Body And Guide Them That They Might Make The Right Decisions, Father.

That They Would Be Bold To Make The Right Decisions Even If They Are Hard Decisions,
Father.

And Bless This Time, Help Us To Love One Another, Be Kind To One Another And Thank You
So Much For All You're Going To Do In This Meeting In The Name Of Jesus.

Amen.

Comm. Mann: Would You Join Me In The Pledge Of Allegiance.

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

Comm. Mann: Thank You.

You May Be Seated.

Staff Help The Chair.

We Have A Ceremonial Presentation To Commissioner Janes As Opposed To By
Commissioner Janes.

Chief Hart.

How Are You.

We Are Honored To/You With Us Today.

Thank You So Much.

I'm Here On Behalf Of The Substance Abuse And Mental Health Corporation To Make
Recommendation To The Executive And Legislative Branch Of How Best To Address The
Public Delivery Of Mental Health And Substance Abuse Services In Florida.

Commissioner Janes And I Have Had The Pleasure To Serve And Represent The State Of
Florida As One Of The 12 Members Of This Commission Corporation.

In Addition To That, Commissioner Janes Brought Forth The Reinvestment Grant To Assist
Lee County.

It Was His Leadership And Dedication To The Corporation That Enabled Lee County To
Participate As One Of The Entities.

Last Year We Faced A Crisis Where This Reinvestment Grant Was On The Cutting Block And
Going To Be Taken Out Which Meant Our Three-Year Partnership With The State Would No
Longer Exist.

The Reinvestment Grant Assisted Us With The Triage Center.

The Corporation Wants To Expression Its Appreciation To Commissioner Janes For His Dedication And Leadership And Making The Phone Calls And Making Sure This Remain On The Agenda In Tallahassee As Well As Participating In The Public Testament.

All Over The State Of Florida He Has Been My Partner On This Commission.

It Is Very Rare Two People From The Same County Will Have An Opportunity To Serve On The State But Lee County Will Reap The Benefits Of That And We Are Going To Truly Miss Him From Serving.

But On Behalf Of David Miller, They Asked Me Present To Him Today This Plaque In Appreciation For Everything That He Has Done For Us.

And There's No Doubt In My Mind That He's Been The Front-Runner Of Human Services In This Community.

He's Been The Front-Runner In The State And The Front-Runner Across This State Of Florida.

It Says In Appreciation Of Your Support For The Criminal Justice Substance Abuse And Mental Health Grant, The Substance Group Would Like To Thank You For Everything You've Done For Us And I Would Like To Present This For You.

[Applause] Comm. Mann: Chief Hart.

Come On Up Here And Get In The Middle Of This Group And We'll Get Something For Your Grandchildren.

Commissioner Janes, Slip To The Right.

We Have To Record This Historic Moment.

Nice.

Beautiful.

Perfect.

Commissioner, Take Your Seat.

And Commissioner Janes, We'd Be Pleased To Hear A Word Or Two.

Commissioner Accepts This Well-Deserved Accolade.

Comm. Janes: Thank You.

Thank You Very Much.

I Appreciate The Honor.

I Have To Tell You Of All The Organizations That I've Had The Pleasure Of Serving On, This Is One Of The Greatest.

The Opportunity Where Herein Lies The Chance To Do Something Truly And Really Needed In Terms Of Health, Mental Health Services For Our Community.

Not Only Just Our Community But The State Of Florida.

When You Think About How We Are 48, 49? In That? In Terms Of Mental Health And The Third Largest State In Terms Of Population.

That Speaks Light Years Of How Much Work We Have Yet To Do.

Yet On The Other Hand How Much Has Been Accomplished.

Still A Lot More To Do.

And Work Very Hard And A Couple Of Adjustments.

David Miller, I Can't Start Naming Names Because I'll Miss Somebody But Really Is Tremendous.

Really Is A Superb Group Of People.

They Are Citizens, Attorneys, Just People -- Advocates.

People Who Feel Strongly About The Subject And They Are Committed.

Congratulations To Them And Best Wishes For Continued Success And I Have To Say I'm Going To Follow Their Activities With A Great Deal Of Interest And I Hope Enthusiasm And Joy Because I Know This Group Can't Lose.

Thank You Very Much.

[Applause] Comm. Mann: All Of Lee County Is So Proud Of You, Bob.

Thanks For Your Caring Leadership For So Many Years.

And Now We Move To The Recap Which I Do Not Have One.

Comm. Janes: There Isn't One.

Comm. Mann: And Public Comment On The Administrative Agenda.

Are There Those Who Would Care To Speak On Any Of The Agenda Items Coming Before Us? Commissioner? I See You Sitting There But No Comments.

Folks, We Are Indeed Moving Right Along.

Items To Be Pulled On The Consent Agenda.

Commissioner Bigelow? Comm. Bigelow: As Much As I Would Love You To Have To Use That Gavel.

Comm. Mann: I Would Love To Use It.

Shame On Me.

I Have One.

2-A.

Miss Gibbs, We Are Moving \$2 Million Into Your Department To Cover Salaries That Are No Longer Supplied.

Those Dollars By Permit Applications And The Like And Fees.

I'm Curious How Deep A Hole Are We Digging? Commissioner, What We Are Talking About Is A Loan For Up To A Year That Will Come From The Unincorporated Entity And Into The Building Reserves.

We Have Depleted The Reserves For Now.

In The Interim We Have Done Several Budget Cuts And With Upcoming Budget, We Are Cutting Another Million And A Half, 11-Point Something Percent.

In June We Raised The Fees And Expect This To Stabilize In The Next Months So It Depends On The Volume.

Talking About Interest Bearing Loan That Will Be Paid Back When The Volume Increases.

So We V For A Year Just To Make Sure That We Have Enough To Cover.

Comm. Mann: Your Hope With Some Confidence Is That At The End Of The Year, The Permit Activities Would Have Picked Back Up.

Increased Fee And We Won't Have To Do This Again.

Correct.

I Can't Guarantee 100% But If That Doesn't, We Are Looking At Further Budget Options.

So We Have A Few Planned For This September Budget Hearing You'll Have On The 3rd And A Backup Plan If It Doesn't.

We've Got Other Options And We Will Implement Those.

Comm. Mann: Thank You Very Much.

Any Other Questions Of Miss Gibbs While She's Here? Do I Hear A Motion? Moved? Second? Passed.

Thank You Very Much.

We Move On Now To The Administrative Agenda.

First Item.

Teresa Krist Versus Lee County.

\$85,000 Settlement Agreement.

Seconded By Commissioner Bigelow.

Any Comment? Councillor? Not Really? Discussion? That Matter Passes.

Good Idea.

Is There A Motion To Approve The Consent Agenda.

Comm. Janes: Second.

Comm. Mann: Discussion On That? No Objection.

Now We Have All That Business In The History Books.

And I Have No Other Administrative Agenda Items.

Comm. Janes: There's None.

Comm. Mann: No Walk-Ons, No Carry-Ons.

Commissioner Items, Commissioner Bigelow, I'm Looking To You.

Comm. Bigelow: A Brief One Here.

This Report From The Clerks Office Regarding The Selection Committee.

The Clerk In An August 20 Memo Says The Interim County Manager In Short That He Was Perhaps Unfairly Rejected In The Qualifications Process Of The Selection Committee's Review.

I Think There's A Lot Of Merit To The Complaint.

On The Record Often With Preferring A Different Way Of Performing The Selection Committees.

I Think This Kind Of Echoes The Sentiments I've Been Standing By From Day One Pretty Much.

Mostly What Concerns Me Is No Predetermined Criteria.

No Qualification Parameters Set So We Can Quantifiably And Subjectively Review These Applicants.

Members Of The Board, Mostly Here Talking To The County Management Because They're Still In The Selection Process.

Right? Still In Review.

But I Would Like To Give Support To The Concerns Raised Here Because I Do Think They Merit A Look.

Comm. Mann: Would You Be Comfortable With This Discussed Next Week? You Might Want To Perhaps Bring It Again And Touch Base With Her When She's Back And Bring It Up Next Week.

Thank You.

Commissioner Janes? Comm. Janes: I'm Not Certain I've Seen It.

Be Sure The Commissioners Have Copies.

I May Have.

Comm. Mann: I Don't Have It, Either.

Commissioner Bigelow, Make Certain We All Are Privy.

Comm. Bigelow: I Don't Know Why The Clerk Would Treat Me So Especially.

Comm. Mann: We Have A Lot Of Folks On Vacation And My Aide Is Gone, Too.

We Have A Week To Work On It.

Other Items? Commissioner Janes? I Have None.

The County Manager.

Comm. Janes: Appointments Or Anything? Comm. Mann: Committee Appointments.

I'm Glad I Have Your Seniority And Experience Here.

One Appointment To The Constructing Licensing Board.

Eric Weserling.

Comm. Janes: Second.

Comm. Mann: Discussion, No Objection.

It Passes.

I Have One.

I Would Appreciate A Motion For Martin On The San Carlos Special Improvement District.

Discussion, Objection.

No Objection.

It Passes.

Now Our County Manager Items.

We've Got A Break Between Now And 5:00 And Then Back For A Single Issue.

Sure We'll Be On The Edge Of Our Chairs All Day Long Waiting For That Moment.

Councillors? We Stand Adjourned.

Thank You Very Much.

5:00 PM Public Hearing

Comm. Mann: Good Morning.

We Are Officially On And We Have The Matter Of To Adopt And Certify By Resolution, The Residential And Commercial Mandatory Solid Waste Collection And Disposal Annual Assessment Roll, Disposal Facilities Special Assessment Roll, And Tax Roll To The Lee County Tax Collector For Collection.

Councillor, If You Would Enlighten Us.

Good Evening, Members Of The Board.

Agenda Item 1 Assessment For Collection By The Lee County Tax Collector For Next Year's Physical Year.

Notice Of Intent Published In The Fort Myers "News Press" And Hereby Enter It Into The Record.

Now Staff And Myself Are Available To Entertain Any Questions You May Have.

Comm. Mann: Thank You.

Let Me Call On Mr. Sampras For The Record In Case Folks Are Watching And We Need To Refer Back To This For A Brief Description Of The Issue Before Us.

Thank You, Commissioner.

Lindsay Sampras Director Of The Solid Waste Division.

I Have Here The Assessment Roll To Provide To Department Over 250 Records, Properties That We Have Reviewed, Received From The Property Appraiser And For Tonight's Action To Be Certified To The Tax Collector Who Will Do The Billing.

For The County Attorney's Office, Also.

On June 23 Of This Year, The Board Approved A Resolution Establishing The Solid Waste Collection And Disposal Rates.

And The Rates That Have Been Approved Have Now Been Applied To The Property Owners And Established In This Assessment Roll.

Comm. Mann: So Purpose Of This Hearing Is To Formalize.

To Certify, Adopt And Certify That Assessment Roll And Provide The Same For The Tax Collector For Billing.

Comm. Mann: Rates Will Be A Part Of Had Adopted June 23 Already This Year.

Correct.

Comm. Mann: Questions Further Of Mr. Sampras? Is There A Motion? Commissioner Bigelow.

Comm. Bigelow: Question On Section 2 Applies To Cape Coral.

Correct.

And Establishes A Maximum Millage Rate For Cape Coral For Their Portion Of The Assessment.

The Same Millage Rate Also Adopted As A Maximum On June 5, I Believe.

July 6.

When The Board Adopted Maximum Millage Rates For All Taxing Districts.

Comm. Bigelow: Getting To The Crux Of My Question.

July 6 We Set A Maximum Of 2.208 Mills For 09/10.

The Same Paragraph Seems To Contradict That.

Cape Coral Millage Rate Calculated Using Certified Preliminary Taxable Value Is 2.086 Mill.

I Guess I Don't Understand Why The Difference There On Your Blue Sheet Addressed, I'm Still Scratching My Head.

On The Blue Sheet That I'm Reading, It Says Approved 2.2208 And On Section 2 Of The Resolution Says The Millage Will Not Exceed.2208.

Comm. Bigelow: Is That Now? I'm Not Sure.

This Is The Resolution.

As Far As I Know.

Mine Says Will Not Exceed 2208.

Comm. Bigelow: But The Second Sentence Contradicts That First Sentence.

Comm. Mann: Anybody Else? The County Attorney's Office? I Understand.

Using The Taxable Value That Was Provided By The Property Appraiser In July, Plus Or Minus July 1, That Would Calculate To Be 2086.

And I Understand Then There's Minor Adjustments That Will Be Made.

This Millage Rate Will Be Finalized By The Board During September 19 Public Hearing.

Comm. Bigelow: Okay.

Of Budgets And Taxes.

Comm. Bigelow: Good.

That Will Be The Final For This At The Same Time When The Board Considers The County's Budget And All Of The Various Board Taxing Items. Comm. Bigelow: So Set The Ceiling July 6.

Looking Now Preliminarily.

Good.

Comm. Mann: So I Have A Motion From Commissioner Janes.

Seconded By Commissioner Bigelow To Approve The Blue Sheet Before Us.

Is There Further Discussion? Anybody From The Public Who Would Like To Wish To Make Comments On This? Hearing None, Back To The Board.

We Have A Motion.

Further Discussion? Objection? It Passes? Thank You, Ladies And Gentlemen.

You're Excused.

Any Comments From The Public? There Is One, Mr. Chairman.

A Public Presentation By Matters Of Citizens.

Any Citizen Has A Matter To Bring Up.

Comm. Mann: I Made A Passing Reference But Seeing None We've Run Out Of Citizenry.

We Would Be Happy To Hear From Any Commissioner.

Comm. Janes: We Can Ask What He Thinks About Unionizing.

Comm. Mann: Ladies And Gentlemen, We Are Adjourned.

Thank You Very Much.