

**November 16, 2010**

Chairman Hall: Good Morning.

Good Morning.

Thank You All For Coming Back.

I'd Like To Call The Board Of County Commissioners Meeting To Order.

It's Tuesday, November 16.

We Would Like To Start With An Invocation Of Peter Weeks From The Zion Lutheran Church.

Please Rise.

Please Pray With Me.

Eternal Father, We Thank You For The Gift Of Good Government.

We Pray Especially This Morning For The Board Of County Commissioners Asking You To Grant Them Wisdom And Discernment For The Challenges They Face As Well As Determination To See These Good Ends Come As They Should.

Continue To Bless Us.

In Your Name We Pray.

Amen.

Chairman Hall: 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.

Before We Go To The Annual Reorganization.

I Have A Walk-On Item By The Economic Development Office.

Is Jim Here?

He's Running In The Back Door.

Good Morning, Jim.

Thank You, Madam Chairman, Commissioners.

You All Will Remember And I Appreciate Being Given This Time.

You Remember When We Made A Commitment To Algenal Bio-Fuels.

They Have Since Constructed Their Research And Development Facilities.

They Have Exceeded Their Hiring And Capital Investment Expectations.

They Have Partnered Well With The University Creating Synergies We Hoped For But Could Never Be Framed In An Account.

All In All They Have Been Good Partners.

It Gives Me Great Pleasure To Have Them Here Today To Share With You An Announcement Of Their Activities And What Is Yet To Come.

With That I Would Like To Introduce You To Paulwood, C.E.O. Of The Company.

I Don't Know If Craig Smith The Other Top Executive Is Going To Come Up But They Would Like To Share Some Things With You.

Thank You.

Chairman Hall: Thank You.

Welcome.

Good Morning.

Thank You.

Thank You, Paul.

Good Morning.

I Really Wanted To Take This Opportunity To Come Before You And To Thank You.

Algenal Has Spent Quite A Bit Of Time Now In Lee County.

I Thought This Was The Perfect Opportunity To Make This Announcement Today.

When We Came Before You Quite Some Time Ago, It Really Was After A Long Process Of Working With Commissioner Judah And Commissioner Hall.

We Were Very Proud To Receive Support From You Guys.

At That Time Dr. Smith And Myself Stood Before You Guys In These Chambers And Told You About The Plans That Algenal Had To Expand Here In Lee County.

During That Time We Had Already Made A Commitment Under The Department Of Energy, \$25 Million Grant, To Build A Facility In Freeport, Texas, With The Dow Chemical Company.

Through The Course Of Time, I Guess, Dow And Ourselves Really Had A Great Deal Of Time To Think About It Including Participation Of The Department Of Energy.

What We Have Concluded Is That We Are Not Going To Build Two Separate Facilities.

We Are Not Going To Build The Freeport Facility.

What Algenal Plans To Do Is To Have A Larger More Expanded Facility Here In Lee County.

[Applause]

So We Have Talked At Length With The Department Of Energy, Who Supports The Decision.

All Of The Partners Including The Dow Chemical Company Have Supported The Decision.

It's Very Clear To Us That This Commission Has Supported Us In A Very Big Way.

Why I Think It's Important To Announce It Here Is Because All Of The Efforts That Were Going To Happen In Freeport, Texas, Are Going To Happen Here Including The Hiring And Capital Monies We'll Go To Texas Are Now Going To Be Coming Here To Florida.

So Our Announcement Is Short.

It's Brief.

But I Wanted To Really Acknowledge Your Commitment To Us And As I Promised To Be Good Partners To Lee County, I Think We Are Doing Our Best To Fulfill That.

[Applause]

On Behalf Of The Growing Number Of Employees At Algenal, I Want To Thank You Very Much For Your Support.

I Realize This Was A Difficult Decision On The Part Of The Commission.

Yet, I Believe As Evidenced By The Fact That They Will Be Eight Or Nine Courtesy Faculty Meeting With Leadership At Florida Gulf Coast University Next Week To Begin Their Activities As Courtesy Faculty Members And Visitations That We're Arranging For Florida Gulf Coast University Students To Visit Our Site, I Think We're Following Through On Our Commitment To You That We Will Try To Be Good Citizens And Work Closely With Florida Gulf Coast University, Who Incidentally Has Been Just Terrific Through This Whole Process. Thank You Very Much.

[Applause]

Madam Chair, Dr. Craig Smith And Also Jim Moore, You, Gentlemen Are Men Of Your Words.

You Made A Commitment In This Partnership Of Lee County But Have Delivered Beyond The Wildest Of Our Expansion.

You Literally Will Transform The Energy Industry And We Are Pleased To Be Part Of The Partnership With Algenal.

Thank You.

Chairman Hall: Next, If I Could Have The Clerk Of The Court Come Up And As Chair I Turn The Meeting Over To The Clerk.

Good Morning, Commissioners.

It's Reorganization Time.

Happens Once A Year, The Third Tuesday Every November.

The Rules Are Simple.

I Will Take Nominations.

There's No Second.

You Can Nominate Yourself.

Or Anyone Else.

We Don't Have To Have Any Seconds.

Having Said That Are There Any Questions How We Proceed?

If I May, Charlie Green I Would Like To Nominate Tammy Hall As Chair.

Mr. Bigelow, I Thought It Was Open.

Do You Have A Nomination?

Commissioner Bigelow: No.

I'll Withhold.

Chairman Hall: I'm Not Chair Any Longer.

One Of The Reasons I Thought Long And Hard About This Particular Situation Is Because I Was On A Board Many Years Ago And We Started A Rotation Which Seemed Fair To Do.

I Announced On A Campaign Trail That I Would Strongly Consider That And I'm Here Today To Ask This Board To Go Back To That System.

I've Conferred With David Alum, The County Attorney.

There Is A Procedure To Put Somebody In That Position And To Take Someone Out Of That Position If Three Members Of The Board Or A Future Board Would Warrant That.

So I Will Nominate The Next Person In Line For The Rotation.

I Believe That's Commissioner Mann.

Is That Correct?

Chairman Hall: No.

It's Not.

It Would Be You?

Commissioner Bigelow: Why?

Chairman Hall: After District Four It Goes Back To The Odd Numbers One, Three, Five To Four.

That's What We Have Done In The Past Anyway.

I Yield To The County Attorney.

Thank You, Charlie.

Good Morning, Commissioners.

To Be Candid, It Has Been So Long Since We Have Gone Through The Rotation Process, If The Board Is Interested In Doing That I Would Recommend You Begin Today If You Are Going To Do That With Wherever You Choose To Begin With It And Then Go Through The Order Of The Commission.

That Is Districts One Through Five And Then Back Through Again.

That's The Only Way That I Could Think Of If You Wish To Address That Today.

Other Piece Of It Though Is You Have An Administrative Code And We' Following The Administrative Code.

Administrative Code Says That You Simply Elect The Commissioner For The Chair And Then The Chair Holds An Election For The Election Of The Vice Chair.

If The Board Is Opting To Do This, Which I Was Here When We Went Through The Rotation Basis For A Number Of Years, And I Would Suggest At Some Point In Time You Follow Up And Adjust Your Administrative Code Accordingly.

Candidly, Commissioners, The Best Thing You Can Do If You Want To Follow A Rotation Basis Is Do What You Are Administrative Code Says And Nominate The Person You Think You Would Like To Have Elected As The Chair.

If There Are More Than One Nomination Made, Have The Elections Made To Select From That Standpoint.

But The Rotation, Commissioners, I Don't Want To Belabor This, Was Adopted By Practice,  
Not Any Particular Means.

We Had Followed A Rotation.

I Haven't Followed It In The Last Four Years, To Be Absolutely Candid With The Board.

I'm Not Quite Sure Where It Stands.

Commissioner Manning If You Wish To Nominate Someone For Chair I Recommend Do You  
That.

Commissioner Bigelow: I'll Nominate Commissioner Mann.

We Have Two Nominations Tammy Hall And Frank Mann.

Any Other Nominations?

Hearing None I'll Call A Vote, Mr. Bigelow?

Commissioner Bigelow: Are You Going To Call Each Nomination?

Yes.

Who Are You Voting For?

Commissioner Bigelow: We Called The Names Back Up According To The Administrative  
Code.

Once The Name Of The Candidate Has Been Announced We'll Take A Vote.

Commissioner Hall?

Yeah.

No.

No.

OK.

Commissioner Hall.

Now We'll Now Call Commissioner Mann.

Aye. Nay. Nay. Nay.

Congratulations. We Have A New Chairman.

[Applause]

I'll See You Next Year.

Thank You Very Much.

This Is Your Resolution.

Commissioner Mann: This Goes With The Challenge?

I Think We'll Say That --

Oh, Come On.

And The Clown Nose Too.

Chairman Hall: Dual Purpose.

Commissioner Mann: Thank You, Commissioner Manning, For Your Nomination And Your Support.

Thank You Guys For Being Here Today And The Leadership You Have Shown.

I'm Going To Do My Very Best To Show That I Have Learned From Your Own Leadership As To How To Run These Meetings.

Be Patient With Me And We'll See How It All Foes.

Thanks Again.

With That We Have Business At Hand.

Let's Get To It.

Commissioner Hall: We Need A Vice Chair.

Chairman Mann: Part Of The Business At Hand.

Nominations Are Open For Vice Chair.

Nominate Commissioner Manning.

Further Nominations?

Chairman Mann: I Would Nominate Commissioner Bigelow.

Do I Have To Pass The Chair To Do That?

Commissioner Hall: No, I Don't Believe You Need To.

Chairman Mann: Are There Further Nominations?

I Would Ask The Clerk To Call The Roll Beginning With Commissioner Bigelow.

And Starting With The First Nominee.

Commissioner Bigelow For Commissioner Manning?

Commissioner Mann: Begin With Commissioner Manning.

Commissioner Bigelow: No.

He Was The First Nomination.

You're No.

OK.

[Laughter]

Commissioner Bigelow: We'll Get There.

We Don't Do This Often.

Commissioner Judah.

Commissioner Judah: Aye.

Commissioner Mann?

Commissioner Mann: No.

Commissioner Manning?

Commissioner Manning: Yes.

Commissioner Hall.

Commissioner Hall: Yes.

Chairman Mann: Commissioner Manning Is Named The Vice Chair Of The Commission.

Congratulations.

[Applause]

The Votes Have Been Cast, Congratulations, Sir.

Chairman Mann: Thank You Very Much.

I Look Forward To An Exciting Fun Year.

Now, Can I Go To The Agenda?

Without Objection, We're Going To Take Up Ceremonial Presentations.

First One Is Regarding The National Great American Smoke Out.

Commissioner Mann Has That One.

Could I Have The Players In The National Great American Smoke Out Join Us Here, Please.

What A Good Team.

Entire Gang And A Spokesman, Please.

Stand Right There In Front And Face Us For Now And Then We'll Take A Picture.

Look This Way.

As Our Spokesman.

You Don't Look Like Dr. Judith Hartner Which I Have In My Notes.

No.

About It I Have Dr. Hartner Right Here.

Chairman Mann: And Brendan Donho.

That's Correct, Commissioner.

Chairman Mann: We're Going To Read Something Nice To You Here.

Where As The Work Of The Tobacco Free Lee Coalition In Partnership With The Lee County

Students Working Against Tobacco Known As SWAT, Will Not Be Completed Until All

Government, Nongovernment Agencies, Private Workplaces And Public Places Are All

Tobacco Free And Whereas Advises Guaranteed Under The Federal Constitution Certain

Inalienable Rights Among Them Life, Liberty, And The Pursuit Of Happiness.

Yet In The State Of Florida, 88 Citizens Die Daily Due To Tobacco Related Illness.

As A Result Of Smoke Free Partly Cloudy Change Those Places Where Smoking Has Been Prohibited Results In Reduced Incidence Of Cardiac And Heart Attacks And Whereas Second Hand Smoke Costs More Than \$9.5 Billion Each Year In The U.S. In Direct And Indirect Medical Costs.

And Whereas Employees Who Smoke Have Twice The Lost Production Time Per Week For Personal Health Reasons Than Workers Who Never Smoked At A Cost Of \$27 Billion To The U.S. Employers.

Now, Therefore Be It Resolved By The Board Of County Commissioners Of Lee County, Florida, That We Do Hereby Proclaim And Recognize Never 18, 2010 As The National Great American Smoke Out In Lee County And Encourage All Employees And Citizens To Live Healthier And Happier Lives By Seeking Support And Stopping The Use Of Tobacco Products, Duly Executed This 16th Day Of November, 2010.

It's Not Yet Signed But It Will Be By The New Chair Of The County Commission, Frank Mann Who Happily Confesses In Front Of You Today That About 30 Years Ago On The Great American Smoke Out Day I Quit Smoking.

[Applause]

Thank You, Commissioner And Thank You All For Recognizing The Great American Smoke Out And Joining Tobacco Free Lee, I Want To Thank You For Joining With The Effort Of Tobacco Free Lee And The Students Working Against Tobacco And Their Efforts To Enact Policy Changes Recording Tobacco Free Policies Been Candy Flavored Tobacco And Tobacco Free In Multiunit And Workplaces.

As Well As Cessation Programs For All These Policies.

Thank You And Thank You To All The Students Working For Smoke Free.

Chairman Mann: Stand Right In Front And Show The Little.

I'm Kevin Merrick.

Good Morning To Everyone.

I Represent The Schools From East Lee County And I Would Like To Say Thank You For Noticing All The Work That SWAT Does And I Have No Idea What To Say.

Chairman Mann: Thank You Very Much.

Chairman Mann: Commissioner Bigelow.

Commissioner Bigelow: You Are Recognizing Smoke Out And That's One Way To Recognize Nicotine Addiction.

But Your Goal Is To Be Tobacco Free Lee.

That Point Is Not Missed By Me.

I Understand That There Are A Lot Of Things Happening That A Lot Of Us Have No Clue About, Because Most Of Us Are Not Users Of Nicotine.

But The Other Delivery Systems That The Tobacco Industry Is Trying To Market In Order To Keep Addict Addicted I Think Is Important For Us To Help You Get That Message Out.

I Hope We Can Work Together, The Lee County Government, SWAT And All Those Interested In Trying To Break This God-Awful Addiction Regardless Of How You Deliver It To Your Body.

Thank You Very Much For Being Here.

Thank You.

Chairman Mann: Thanks Again, Folks.

Now A Ceremonial Presentation Recognizing Responsible Dog Ownership.

Commissioner Hall.

Commissioner Hall: Thank You.

Is Deborah Here?

I See Her With The Dogs.

Deena Martin.

Kathy Thompson With Their Friends.

Please Come Forward.

They're Lovely So Well-Behaved.

Better Than Some Of Our Human Components Here.

Certainly As A Dog Owner I'm Honored To Have The Privilege To Read This Resolution To You.

And On Behalf Of My Colleagues, Whereas The American Kennel Was Established In 1884 To Foster Interest In Pure Bred Dogs And Promote The Welfare Of Pure Bred Dogs, Whereas American Kennel Club Promotes Responsible Dog Ownership Through Canine Good Citizen And Permanent Animal Identification Such As Tattooing And Micro Chipping And The American Kennel Club Established A.K.C. Responsible Dog Ownership Day On December 17, To Promote Proper Veterinary Care, Safety Around Children And Obedience And Licensing Which Is Responsible For Responsible Dog Ownership.

A.K.C. Recognizes Responsible Dog Ownership Day And Is Committed To Educating The Public Through Local Events And Demonstrations.

Lee County In Conjunction With The A.K.C. Dog Ownership Day Will Host The Second Responsible Dog Ownership Day Along With The Annual Fest At Four Freedoms Park In Cape Coral On November 20, 2010.

Every Dog Deserves A Responsible, Educated, Respectful Owner.

We The Board Of County Commissioners Of Lee County, Florida, Does Poe Lowe Maim November 20, 2010 Signed By Our Chairman, Frank Mann.

Welcome And Congratulations.

We Would Like To Hear From You.

[Applause]

Chairman Mann: The Proud Parent.

You Want To Center A Little More Or Take A Picture Where The Calls End Up?

Chairman Hall: Every Year The A.K.C. Sponsors Responsible Dog Ownership Day.

It's Usually In September But We Got To Postpone Ours To November Because Of The Heat Down Here.

We Usually Hold It Outside And September Is Just Too Hot For Our Dogs.

And We Would Hope That Everybody Is A Responsible Dog Owner.

Thank You.

Commissioner Hall: Thank You.

Chairman Mann: Thank You Very Much.

Let's Keep In Touch Because Our Dog Is Not Quite Obedient And I'm Not Sure She Could Get Into The Class But --

I Had To Wind Mine Down Before I Brought Him In This Morning.

One-On-One We're Really Well-Behaved But Doing Two Or More At A Time Is Tough At Times.

But They Love To Go, Be Around People.

And One Of The Things That Our Dog Club Does It We Teach People To Train Their Dogs.

But -- We're Actually Training The People.

Commissioner Bigelow: In That Case --

We All Take Turns Training In The Class And A Lot Of Times It's Not The Dog, It Is The People.

So We're Training The People How To Train Their Dogs.

Commissioner Bigelow: I'll Let My Wife Know That.

Thank You Very Much.

Chairman Mann: The Dog Whisperer Would Be Proud Of You Guys.

Now, A Resolution Recognizing The Friends Of Cape Coral Library.

Thank You, Commissioner Mann.

I'm Policed To Read The Resolution In Support Of The Friends Of The Cape Coral Library. They On A Regular Basis Contribute Substantially To The Betterment Of Cape Coral Library And In This Instance It's A \$20,000 Donation For Equipment For The Library.

I Want To Please Extend An Invitation To Pamela President Of The Friends Along With Julie Mitchell Smith And Others.

If They Would All Step Forward.

It's Wonderful To Have You Here This Morning.

And Allow Me To Read The Resolution.

Good Morning.

Chairman Mann: If You Could Gather By The Podium.

Over By The Podium, Nellie.

To Meet The Challenges Associated With Managing And Joist, Good Joyce, Good Morning. Managing A Library System Collection Of 1.6 Million Items And Annual Circulation Of 5.8 Million The Lee County Library System Embarked With Bar Codes And Radio Frequency Identification R.F.I.D. Technology.

Complimentary The Board Of County Commissioners Authorized In 2008-09 A.M.H. Technology And Self Machine Installation For Staff Efficiency.

It Will Be Completed In Fiscal Year 2011 And Whereas The Friends Of Cape Coral Library Have Been Supportive Over The Years With Various Monetary And In Kind Donations To Meet Library Needs The Friends Wish To Provide A Donation At This Time Of \$20,000 To Provide Supplemental Funding For The Equipment Necessary For The Book Drop.

Whereas The Board Of County Commissioners Would Like To Express Deep Appreciation For The Friends Timely Donation.

Be It Resolved By The Board Of County Commissioners Of Lee County, Florida, That The

Friends Of Cape Coral Library Are Thanked For The A.M.H. Project For The Library And Be It Resolved The Friends Of The Cape Coral Library Is Commended For Its Dedication And Commitment Over The Years.

This 16th Day Of November, 2010 Signed By The Chairman Of The Board Of County Commissioners, Frank Mann.

Congratulations.

[Applause]

Chairman Mann: Now You're Legal.

If You Could Stay There Before You Leave.

Could We Have Sheldon Kay And Other Members Of The Staff Here In Support?

Chairman Mann: They Were Here Earlier.

Good Morning.

Chairman Mann: Perfect, Great Suggestion.

One, Two, Three.

One More?

Chairman Mann: Very Good.

We Would Like To Hear From The Spokesperson Here.

Thank You.

Good Morning.

Thank You For Having Us Here This Morning.

Of Course We Want To Present The Check To You.

I Want You To Know That All Of Our Members Worked Really Hard To Raise This Money.

It's Because We Love Our Library And We Want To See It Prosper.

We Thank All Of You, The Council People, For Supporting Our Libraries.

Chairman Mann: Thank You.

[Applause]

Thank You, Commissioner Mann.

Chairman Mann: How Do You Raise That Kind Of Money?

Book Sales.

If I Have Books I Can Donate Them To You?

Yes.

Chairman Mann: Impressive.

Thank You.

And Now From Commissioner Judah And Commissioner Judah I'm Going To Take The Liberty Of The Chair And Announce Early One Of Our Liaison Positions.

I Would Like To Hereby Designate As Special Ambassador And Liaison To The Dominican Republic For Our Oft Shown Relationships With Them And Their Representatives That Often Appear Here.

Commissioner Judah: Thank You Commissioner Mann.

I Have To Tell You This Delegation From The Dominican Republic Is A Dedicated Group Of Men And Women.

They Were Here Yesterday Having A Luncheon.

It's The Gracious Hotel Of This Board In Its Entirety In Welcoming Leonardo Garcia.

If You Would Like To Bring Them All Forward.

He Is The Director And Founder And Director Of Haba.

Hispanic Business Alliance And Has Done Such A Superb Job Of Coordinating Programs Humanitarian Projects Which We Are Deeply Grateful For Working Both Ways With Delegations Coming Over From The Dominican Republic And Representatives From Lee County Going To D.R.

We Welcome New Our Commission Chambers And I'm Going To Read The Resolution.

Resolution Reads As Follows.

Lee County Board Of County Commissioners Wishes To Welcome The Representatives Including Mayors, City Administrators, Came To Participate In Local Government To Better Serve Its Citizens Program With Lee County.

In Their Efforts To Strengthen Relationships Between Lee County And The Dominican Republic They Have Met With Officials From Lee County And Bonita Springs And Toured Several Government Facilities In Our Area.

It Helps Bring Lee County Closer Together With The Dominican Republic And Facilitate Trade And Business Opportunities Helping Our Local Economy.

Board Of County Commissioners Of Lee County, Florida, Values The Visit Of The Delegation And Wishes To Recognize And Welcome These Dignitaries From The Dominican Republic To Lee County, Florida.

Duly Executed, November 16, 2010 To Be Signed By Our New Chairman, Commissioner Frank Mann.

[Applause]

[Speaking Spanish]

Buenos Dias.

Good Morning.

Thank You Very Much To All The Commissioners, Congratulations.

It Was Nice To See The Peaceful Transition Of Power.

Politicians That Came With Us Were Impressed, The First Time Ever To See This Kind Of Elected Positions Being Transferred From One Chair To One Chair.

Congratulations.

We Can't To Thank Commissioner Judah, Commissioner Tammy Hall, Joe Manning, And Brian Bigelow For Accepting Us Every Time We Bring A Delegation To Town.

They Are Here As Part Of An Initiative We Have In Promoting Local Government With An International Program Which Looks To Establish Relationship On A Continued Basis And Along With That Businesses To Come And Exploit And Invest In Our County.

We Support Lee County And This Is One Way Of Showing We Care About Lee County.

We Also Want To Allow The Congresswoman To Say A Few Records On Behalf Of The Delegation.

Thank You.

[Speaking Spanish]

Chairman Mann: [Speaking Spanish]

She Says She Is Happy To Be Here.

They Bring The Delegation Bringing Their Love To You.

They Are Impressed To See How Address Works In The United States Of America And They Look To The U.S. As A Role Model To Them As They Do Political Activities In The Dominican Republic.

They're Going To Take This Experience And Learn From You What They Saw Today.

Chairman Mann: Very Good.

[Applause]

[Speaking Spanish]

On Behalf Of The Delegation This Is The Second Time The Congress Woman Visited Lee County And She Wants To Thank Commissioner Judah And Tammy Hall For Being There Every Time For Being There.

It Feels Like Coming Back Home.

[Speaking Spanish]

She Wants To Thank Me For Bringing This Program That Connects Local Government Here With The Local Government In The Dominican Republic.

[Speaking Spanish]

Finally, She Wants To Invite Everyone Of You To Come Visit The Dominican Republic So I Can Give You The Same Love That You Bring To Them When They Come Here, Especially The City Of Santiago.

That's The Region She Represents.

They Are Going To Send You A Letter To Formally Invite To You Visit Them.

Commissioner Hall: Thank You.

Congratulations.

I'm Going To Allow You To Present A Little Gift From The Dominican Republic.

Chairman Mann: Thank You.

Thank You.

Frank Mann Is A New Chair For You, A Presidential Chair From The Dominican Republic.

I Don't Know How They Figure Out It Was Going To Be A Transition Here So -- [Speaking Spanish]

The Chair For The New Chair.

Chairman Mann: Muchas Gracias.

Lorraine And Brian.

The Dominican Republic Musical Instrument, The Dominican Republic Map.

[Speaking Spanish]

An Honor To You.

Thank You.

Chairman Mann: OK.

We Thank You And Good Luck To All Of You.

Chairman Mann: Thank You, Amigos.

Chairman Mann: What A Fun Way To Begin Our Meeting Today.

Thank You, Leonardo And All Of Our Friends From The Dominican.

I Have A Recap, Which Appears We Have Taken Care Of The Economic Development Insertion.

And Thank You Commissioner Judah For Bringing That.

It Was A Very Exciting Moment This Morning To Hear That Fantastic News.

Commissioner Judah: Thank You, Commissioner Mann.

Chairman Mann: We Have One Walk-On To Deal With.

Public Comment On The Consent And Administrative Agenda.

Mr. Hyman I Have You If You Would Like To Come Forward.

If Anyone Has Not Filled Out A Blue Card To Speak On The Agenda Items We'll Take You As Soon As Mr. Hyman Finishes.

Good Morning, Commissioners.

Congratulations To The Chair And Vice Chair And Rejoining Commissioners, As Well.

I'm Roy Hyman.

I've Been Before You The Last Few Months Talking About A Number Of Issues.

But The Most Important Right Now On My Agenda And The Golden Goose Agenda Is What We Asked For A Couple Weeks Ago Which Is An Open Discussion In Spirit Of Cooperation Regarding The Consent Agenda.

In The Past We Have Brought Up Issues In The Consent Agenda And All We're Able To Do Is Discuss Them At The Beginning Of The Agenda And We're Not Allowed To Discuss Them As The Topic Is Brought Up Either By The Commissioners Or By The Staff Or By Members Of The Public Who May Raise Their Hands To Bring Up Something.

I Would Like To Suggest That Since 2/3 Of The Agenda Generally Speaking Is The Consent Agenda, That There Be Some Concessions Made To The Public For Open Discussion With Regard To Those Items That Are On The Consent Agenda.

Granted, We Are Allowed To Speak About Them Before-Hand As I Said Before, But We Are Not Allowed To Speak During The Discussion During Those Issues On The Consent Agenda. I'm Not Suggesting There's Anything Untoward About It.

All I'm Saying Is If There Are Items On There The Public Should Be Able To Discuss Them When They Are Brought Up Either By The Commissioners Or By The Public.

Since There Is A New Chairman And A New Vice Chairman And Reelected Officials, I Want To Make That Request Again, That Policy Or Procedure Be Changed So That The Consent Agenda Will Be Open To Public Discussion.

Thank You.

Chairman Mann: OK.

Mr. Hyman, I Gave You A Little Liberty There Because We're Speaking On Agenda Items. Your Comments Were Directed To The Consent Agenda Generically So We Let You Go.

We Have Heard Your Request And I'll Be Happy To Discuss This With You Later Personally If You Want To Contact Me.

Thank You Very Much.

Chairman Mann: Thank You Very Much.

Others That Would Like To Speak On Items On The Consent Agenda Or The Administrative Agenda?

On The Walk-On Item?

We Can That I Can Now?

Commissioner Hall: Yes, We Do.

Good Morning.

Before I --

Chairman Mann: Could You Announce Yourself For The Record, Tell Us Who You Are.

Absolutely.

I Didn't Have A Chance.

Good Morning.

Gordon Dustin For The Record.

Congratulations On Your Election, Commissioner Mann.

Thanks For Allowing Me A Couple Moment To Speak On This Walk-On Agenda Item.

This Morning A Great Announcement By Algenal.

One Can Hope They Are Going To Look To Add Staff Soon.

214 Jobs Over Five Years.

This Unnamed Company One Can Also Hope They'll Accept Applications Very Soon.

A Few Questions Are In Order.

Mind You I'm Well Aware Of The Statutes That Provide You A Named Pharmaceutical Company In Their Negotiation Process.

I Have No Problem With That.

It's Important To Keep Can It Under Wraps Until A Deal Is Official Especially If The Unnamed Company Is Publicly Traded Which Is Safe To Assume.

My Questions Are As Follows.

I Hope Each One Of You Have Asked These Questions Already Or Will Ask Them Before Voting On This Conditional Incentive Approval.

How Many Of The 214 Jobs On The Blue Sheet Will Be Hired Locally And Not Relocated From The Current Headquarters Location.

How Many Of The Jobs Of The 214 Jobs On The Blue Sheet Will Be Relocated From That Current Headquarters Location.

Blue Sheet Doesn't Tell Us How Much Tax The Taxpayers Will Pay In Incentives Per Job Hired.

I Think That Would Be Important To Know.

Please Notice I Said Per Job Hired And Not Relocated Or Promised. As We Know A Job Promised Is Not A Job Created Until That Job Is Hired And Is On Board And Completed. On That Same Line As A Previous Question The Blue Sheet Does Not Tell Us How Much Cash Of The \$5 Million Will Go To Subsidize Their Capital Expenditures Estimated At \$40 Million.

This Unnamed Pharmaceutical Corporation Is Waiting On Your Final Approval.

It Would Be Nice To Know How Many Other Municipalities Or Locales We Are Negotiating Against.

That Shouldn't Be Too Hard To Figure Out.

An Honest, Open Negotiations, Albeit This Company Needs To Be Protected And You Need To Be Protected Under Statutes.

Should Know That We Are Not Negotiate Be Against Ourselves.

Folks, We Know That The Highest Bidder Wins These Contracts, Not The Lowest.

So I Just Want To Make Sure That The Taxpayers Are Not Overpaying.

This Is A Little Off Script But I Think It Will Be Well Received.

I Ran Out -- Out Of Time Last Week And I Wanted To Thank Each Of You In Recognition Of Veterans Day Last Week As One Of The 24 Million Veterans Living Here In The United States And One Of Millions That Served In A War Zone, I Thank You For Never Forgetting My Comrades That Made The Ultimate Sacrifice In Defense Of This Country And Our Way Of Life.

Congratulations, Commissioner Mann.

Chairman Mann: Thank You Very Much.

Thank You For Those Closing Remarks Which Are Always Appropriate.

Are There Others Who Would Like To Speak To Items On The Consent Or Administrative Agenda?

Seeing None We'll Go Back To The Board.

I Will Ask Commissioners If They Have Items To Be Pulled.

Commissioner Bigelow.

No.

Commissioner Manning?

Commissioner Hall: None.

Chairman Mann: And I Have None.

Motion By Commissioner Judah Second By Commissioner Hall To Move The Entire Consent Agenda.

Objections?

So It's Done.

Administrative Agenda.

Commissioner Hall: Move Item 8-A.

Chairman Mann: Discussion?

Is There Objection?

Adopted Unanimously.

Commissioner Hall: Move Item 14-A.

Chairman Mann: Seconded By Commissioner Manning.

Is There Further Discussion?

Hearing None, Objection?

Show It Recorded Unanimously.

Was That It?

Commissioner Hall: Yes.

Chairman Mann: A Walk-On.

Commissioner Hall: Second.

Chairman Mann: I Have Moved Motion And Second By Commissioner Manning, Seconded By Commissioner Judah, Anyone Have Any Questions Or Anything Else They Would Like To Hear About That?

You Have Been Briefed On It Privately?

No Further Discussion.

Commissioner Bigelow: I Have A Question.

Chairman Mann: Commissioner Bigelow, Mr. Moore, Are You Still Here?

You Are Welcome.

Commissioner Bigelow: Thank You, Mr. Chairman.

My Question, Let Me Qualify It This Way.

If This Somehow Treads On The Thin Water Of This Confidentiality Agreement I Would Ask The County Attorney's Office To Help Me Here Or You, Jim.

But What I Have Come To Understand About This Privately Is That This Is Not The Part Of The \$25 Million That We Are Considering To Help This Pharmaceutical Grade Ingredients, Products Manufacturing Facility Locate Here But It Is The Money That The Federal Government Has Rained On This Area Of The Country And It Was Part Of The Money That I Think We Are Going To Extend Because Cape Coral Didn't.

Can You Please For The Record Clarify That It's Part Of The \$25 Million As Your Blue Sheet Says And Not This Other Money That I Was Led To Believe In Private Briefings Was The Source Of The Funds?

It Is Part Of The First Initiative, Which Is The \$25 Million In Unrestricted Reserves Set Aside.

Other Money You Were Referring To Is Part Of The Stimulus -- Federal Stimulus Package Where Areas Impacted Greatly By The Recession Were Allocated Tax Advantage Bonds To Issue If They Had Worthy Borrowers With.

Those Monies Of Cape Coral And Lee County Have Been Combined To Offer Recovery Bonds To A Variety Of Companies, Several Of Which Are Still In The Process Of Being Completed. So It Is Two Different Pots And Entirely Different Circumstances.

Commissioner Bigelow: Then Let Me Just Ask This Question.

Will It Be Necessary To Tap Into That Other Pot That We're Not Tapping In Because Of This Walk-On Item?

We Don't Tap That Pot.

That Is A Type Of Bond These People Would Sell To The Public Or A Private Investor.

There Is No County Funds Involved In The Issue Of Those Bonds.

County Is Simply A Conduit For The Tax Advantaged Financing.

Commissioner Bigelow: So Let Me Ask The Question A Different Way.

There's Some Confusion Here, Jim, That I'm Getting And I'm Trying To Do My Best To Understand What's Before Me.

As I Was Briefed On It.

I Wanted To Meet With You But You Were Unavailable.

Commissioner Bigelow: Right.

I Was Told That The Airport Director Wanted To Meet With Me About This And I Called His Assistant About It And He's The One That Told Me That There Was This Stimulus Money That We Were Contemplating Using.

Is That In The Mix Here For This Particular Project?

Not As Far As Lee County Commission Ignorance Concerned, No.

I.D.A. Could Be Involved, Yes, Sir.

Commissioner Bigelow: There Could Be Stimulus Money Involved.

There Is No Money.

It's A Tax Advantage Financing.

They Would Turn To The Public Using This Vehicle, This Tax Vehicle To Raise Funds To Fund A Project Just Like We Have Other Issues Before The Board, There Was One Passed Here A Little While Ago For The New Hospital, New Psychiatric Hospital At Health Park, Same Situation, Bonds Were Sold To The Public.

They Simply Used The Investment Conduit That Is Made Available For Use By Various Municipalities And Counties For That Purpose.

Commissioner Bigelow: Let Me Close With This Comment.

There's A Lot Of Money Of That \$25 Million.

Algenal Took \$10 And Here's Another \$5.

We Have How Much Left If This Is Eventually Approved?

Somewhere Around \$9 Million.

Commissioner Bigelow: Thank You.

Chairman Mann: Thank You, Mr. Moore.

Further Discussion On The Item?

We Have The Motion And Second Before Us.

Is There Objection?

Adopted Unanimously.

We Are On Commissioner Items.

Commissioner Hall.

Commissioner Hall: I Just Want To Welcome Everybody Back.

I Look Forward To A Good Year Of Working Together.

And I Thought The Ceremony Went Very, Very Well.

Commissioner Judah Thank You For Being The Master Of Ceremonies.

Commissioner Manning Congratulations On Your Chairmanship And Look Forward To A Very Productive Year.

Chairman Mann: Commissioner Manning?

Commissioner Manning: No, Sir.

Chairman Mann: Commission Judah.

Commissioner Judah: Thank You, Sir.

I Wanted To Thank Mayor Ben Nelson From The City Of Bonita Springs For His Correspondents To Commissioner Hall For The Work That David Loveland Of The Department Of Transportation Did Helping To Facilitate The New Beach Road And Kudos To The Entire Department Of Transportation Team.

I See Paul Back There, Particularly To Dave Loveland.

I Also Wanted To Mention I Received A Call Over The Weekend From Councilor Many Were Concerned About The Teco Gas Leak There Was A Loss To The Businesses And I Wanted To Get Perhaps An Indication Of This Board If It Would Be Appropriate To Ask For Some Feedback From Administration In Two Areas.

One For Those Asking And I Have Received Some E-Mails In Regards To Economic Loss, How To They Go About Recovering That Loss?

Do They Have To Deal Directly With Teco, Or Can We Somehow Facility That, Those Requests.

And The Other Is Maybe A Briefing From Public Safety As To How We Have Or Will Gear Up For These Kinds Of Incidents In The Future Where From A Public Safety Point, Health And Welfare We Have A Contingency Plan.

I'm Not Sure How Public Safety Addresses This Mattered But I Believe Some Type Of Briefing From Public Safety Would Be Helpful For This Board.

Chairman Mann: One At A Time.

You Wanted To Ask Staff To Do What Precisely.

Reporter: We Have Received A Couple Requests In Our Office For Reimbursement For

Business Loss.

I'm Not Sure Where To Direct These People Other Than To Contact Teco.

It May Be That's All We Can Do At This Time.

Some Kind Of Indication From Staff As To The Best Advice We Could Give This People Calling In On That.

Chairman Mann: I Think We Can Do That By Request And Have Staff Review That And Maybe A Memo Back To Each Of Us So We Can Know How To Handle Those Inquiries.

Second?

I'm Not Going To Assume We Had A Contingency Plan.

We May Have Had With Teco And Those Affected By The Shut Off Of The Gas.

I Think The Board Would Benefit From Hearing From Public Safety.

Chairman Mann: Would You Like Mr. Wilson Contact You Or Make A Presentation Next Tuesday?

Either Is Fine.

Chairman Mann: Let's Ask Staff To Ask Mr. Wilson To Make A Presentation In The Possibility Of Such Events.

Next Week.

And The Legal Tour Is Convening Today To Override A Number Of Former Governor Crist Veto.

Still Governor.

But I'm Concerned About Several Of The Items.

I Think It Would Be Helpful For Our Staff To Review Each Item Up For Consideration For The Legislature And Report Back To The Board As To Some That May Be Detrimental To Counties In The State Of Florida If These Vetoes Are Overridden By The New Legislature And Governor.

Chairman Mann: That Action Is Going To Be Taken Today.

But In Some Cases Some Of Those Votes Weren't 2/3 Majority And We May Have Some Legal Flexibility As To Whether Or Not We Could --

Chairman Mann: Could We Perhaps As A Suggestion, Commissioner, Ask Keith Be Arnold's Office To Give Us Any View After Today How Each Went Down?

Great Idea.

Perfect.

Chairman Mann: I'll Leave That In Ms. Schwartz' Capable Hands.

Chairman Mann: Commissioner Bigelow.

Commissioner Bigelow: I Wanted To Make Sure County Management -- Is Libby Here?

That Public Resources Put Together This Morning's Inauguration Ceremony Without Too Much Being Present. To Laurie Boreman, I Would Like To Thank Especially For Coming In And Helping With That.

I Thought She Did An Excellent Job.

I Would Also Like To Congratulate The New Chair, Congratulate My Colleagues Reelected Along With Myself.

And One Other Thing.

I Have A Question.

For County Management.

Probably Chris Brady But She's Not Here.

Maybe Somebody Can Help Me.

Are We To Keep Next Week's -- Agenda Or Calendars Open For County Attorney Interviews?

My Office Is Under The Understanding We Are For Some Reason?

No.

We Can Open Up --

We Sent Out 57,000 E-Mails Last Week And We Give To The End Of November For Responses Back.

Commissioner Bigelow: Human Resources Just Asked To Hold It.

You Can Take It Off.

Commissioner Bigelow: Thank You.

That's All.

Chairman Mann: I Would Offer These Brief Comments.

Again, Thank You For Giving The Honor Of Trying To Chair The Commission Over The Next 12 Months.

I Didn't Have Any Idea And I Don't Think Anybody Did, How This Vote Might Go This Morning.

But Again, Thank You For Your Nomination Commissioner Manning.

I Mean That Sincerely.

Comment I Would Like To Share You With Guys Is You Three That Just Got Reelected, I'm A Political Junkie As You Know, Each Of You Got Elected With Nearly 2/3 Of The Vote.

That's Very Unusual.

Two Years Ago Commissioner Judah, You And I Both Got Reelected With Around 2/3 Of The Public Vote.

I Don't Know How Far Back You Would Have To Go To Find Any Government Agency Where All Of Its Members Were Elected By That Kind Of A Majority.

And I'm Not Absolutely Certain What Point I'm Making By Bringing This To Our Attention, But It Says At The Very Least To Me That We Have Collectively And Individually Received A Huge Vote Of Confidence.

Sometimes It Appears, Even This Morning, That We Can Be On 3-2 Votes Or 4-1 Votes And

We May Be Momentarily Described As Contentious.

But It Seems To Me That We Have Handled Those Little Crises The Way Our Forefathers Expected Us To Handle Them In This Democracy.

Somehow In This

And Getting Over Those Bumpy Portions Of Our Agendas, We Have Maintained The Confidence Of The People.

For Those Watching, I Want To Say Thank You For That Vote Of Confidence.

My Pledge Is I Will Do Everything I Can As Chair To Conduct Our Meetings And Anything Relating To The Responsibilities Of The Chair In A Responsible Manner So We Can Maintain That Confidence That Somehow We Have Established In The Last Couple Of Years.

Commissioner Hall: Thank You For Those Kind Words.

I Think Regardless, When We Are In These Chambers I Think All Of Us Have Stepped Up To The Plate To Conduct Ourselves As What The People Expect.

I Think There Is No Holdover Commissioners, Never Has Been.

People Speak Loud And Clearly In This County.

They Are Responsible Voters And Do A Good Job.

I Would Pledge When We Leave These Chambers We Also Hold The Can Have Tense Of The Voters In How We Conduct Ourselves.

I Would Hope This Could Be A Year, I Have Reached Out Many Times To My Fellow Commissioners.

I Hope As We Leave These Chambers We Could Conduct Ourselves In The Same Manner In Confidence Of The Voters.

That's Where The Comments That Were Contentious Come From.

I Find These Meetings Always To Be Respectfully Disagree And When We Leave This Diet We Move On To The Next Item And The Next One After That.

There Lies Our Challenge.

I Look Forward To A Year That We Can Try To Blend The Two.

Chairman Mann: County Manager Items?

Not This Morning.

Committee Appointments.

Commissioner Hall.

Commissioner Hall: I Have A Reappointment Of Anna Rampage.

Reappointment Of The Construction Licensing.

A New Appointment. And To Contract Land Commissions.

Chairman Mann: Without Objection.

Adopted.

Commissioner Manning.

Commissioner Manning: I Have Two Colum Parks And Hasty.

Chairman Mann: Second.

Commissioner Manning: And A Reappointment Of William Barnes To The Construction Board Of Adjustments And Appeals.

Chairman Mann: Seconded By Commissioner Judah.

Is There Objection?

Adopted Without Objection.

Commissioner Judah.

Commissioner Judah: Keith King To The Advisory Committee.

Chairman Mann: Adopted Unanimously.

None By Commissioner Judah.

Now, I'm Sorry, They Said No When I Took Them Out Of Order.

We Are Adjourned.

Thank You, Ladies And Gentlemen.