

WALK-ON

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20061580

1. ACTION REQUESTED/PURPOSE:

Adopt resolution requesting appointment of Lee County resident to the Governing Board of the South Florida Water Management District.

2. WHAT ACTION ACCOMPLISHES:

Delivers a message to Governor-elect Crist, Lieutenant Governor-elect Kottcamp, and the Lee County Legislative Delegation that the Lee County Commission strongly recommends that a Lee County resident be appointed to the Governing Board of the South Florida Water Management District at the earliest available opportunity.

3. MANAGEMENT RECOMMENDATION:

Adopt resolution.

4. Departmental Category: 08 Natural Resources

WO #1

5. Meeting Date: 11/28/06

6. Agenda:

- Consent
- Administrative
- Appeals
- Public
- Walk-On

7. Requirement/Purpose: (specify)

- Statute
- Ordinance
- Admin. Code
- Other

8. Request Initiated:

Commissioner Frank Mann, Dist. 5
Department
Division Natural Resources
By: Roland Ottolini

9. Background:

Lee County, the most populous county between Tampa and Miami will provide over \$50 million in funding this year to the South Florida Water Management District. The return to Lee County this year is \$3.5 million dollars from the South Florida Water Management District. This return is grossly inadequate in lieu of the enormous resource issues faced by residents of Lee County.

Annual budgets of the South Florida Water Management District are established by nine Governor-appointed members representing various regions of the 16-county area District. Lee County does not have a representative on the 9-member governing board of the South Florida Water Management District.

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgt.	
J. J. Jansler 11-22-06	N/A	N/A	N/A	[Signature] 11/22/06	[Signature] 11/22/06	[Signature] 11/22/06	[Signature] 11/22/06	[Signature] 11/22/06	J. J. Jansler 11-22-06

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

REC'D
by CO. ATTY:
11/22/06
1:05 PM
CO. ATTY.
FORWARDED TO:

RECEIVED BY
COUNTY ADMIN:
11-22-06 4:15 PM

COUNTY ADMIN
FORWARDED TO:
11-22-06 4:23 AM
to [Signature]

**MEMORANDUM
FROM
THE DEPARTMENT OF
PUBLIC WORKS
Division of Natural Resources**

2006 NOV 22 PM 1:00
LEE CO. ATTORNEY

Date: November 22, 2006

TO: Shirley Carney
Public Resources

From: Roland Ottolini, P.E.
Director

**SUBJECT: Board of County Commissioners Meeting of November 28, 2006
Request for Walk-On**

Pursuant to the request of Commissioner Frank Mann at the Board meeting of November 21, 2006, the attached blue sheet is submitted for the meeting of November 28, 2006.

Thank you for your time and consideration.

Attachments

RESOLUTION NO. 2006-_____

A RESOLUTION OF THE LEE COUNTY BOARD OF COUNTY COMMISSIONERS IN SUPPORT OF A LEE COUNTY RESIDENT AS AN APPOINTEE TO THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT.

WHEREAS, Lee County, the most populace county in Southwest Florida, with a permanent population of over 550,00 residents has no local representative on the South Florida Water Management District Governing Board; and

WHEREAS, policies of the Governing Board of the South Florida Water Management District have dramatic effects to the natural resources of Lee County including, but not limited to, the degradation of the Caloosahatchee River; and

WHEREAS, the health of Caloosahatchee Estuary, its native plant and animal life have, for a variety of reasons, declined in recent years; and

WHEREAS, the public health, welfare and safety of coastal communities has been called into question due to large algal blooms associated with water management practices; and

WHEREAS, potential and actual adverse economic impacts have been caused by policy actions of the Governing Board of the South Florida Water Management District to the residents and tourists of Lee County; and

WHEREAS, Lee County residents provide over \$53 million in the current fiscal year of funding to South Florida Water Management District, while receiving \$3.5 million in return; and

WHEREAS, the future of natural resources in Southwest Florida are intrinsically tied to policy decisions made by the Governing Board of the South Florida Water Management District; and

WHEREAS, Lee County representation on the policy making governing board of the South Florida Water Management District could better address the needs of the residents of Lee County.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA:

The Lee County Board of County Commissioners requests the Governor of the State of Florida appoint an appropriate resident from Lee County to represent the interests of Lee County, Southwest Florida to the Governing Board of the South Florida Water Management District at the earliest available opportunity.

ADOPTED this 28TH day of November, 2006.

LEE COUNTY, FLORIDA

Chairman, Board of County Commissioners of
Lee County, Florida

ATTEST:

Clerk of the Circuit Court of Lee County
And ex-officio Clerk of the Board of County
Commissioners of Lee County, Florida

Approved as to Form and Legal Sufficiency:

County Attorney

**BOARD OF COUNTY COMMISSIONERS
WALK ON AGENDA ITEMS
MEETING DATE: November 28, 2006**

WO # DESCRIPTION

WO #1 ACTION REQUESTED/PURPOSE:
Adopt resolution requesting appointment of Lee County resident to the Governing Board of the South Florida Water Management District.
WHAT ACTION ACCOMPLISHES:
Delivers a message to Governor-elect Crist, Lieutenant Governor-elect Kottcamp, and the Lee County Legislative Delegation that the Lee County Commission strongly recommends that a Lee County resident be appointed to the Governing Board of the South Florida Water Management District at the earliest available opportunity.
MANAGEMENT RECOMMENDATION:
Adopt resolution.
REASON FOR WALK ON
Request from the Board at the November 21, 2006 Board meeting.
(#20061580 – Natural Resources)

WO #2 ACTION REQUESTED/PURPOSE:
Approve settlement in Lee County v. Motiva Enterprises, Case No. 04CA-2290-G (Summerlin/Gladiolus Project).
WHAT ACTION ACCOMPLISHES:
Settles all disputed issues except fees and costs.
MANAGEMENT RECOMMENDATION:
Accept settlement.
REASON FOR WALK ON
To meet time constraints on settlement proposal from Respondent in conjunction with the closing of their fiscal year. (#20061574 – County Attorney)

WO #3 ACTION REQUESTED/PURPOSE:
Authorize the Public Works Department to submit three grant applications to the Florida Department of Environmental Protection (DEP) as follows: (1) An Innovative Recycling Grant, (2) A Bioenergy Development Grant Project, and (3) a Renewable Energy Grant Commercialization Project. Additions to the 5 year CIP budget will be required if the County is approved for and accepts any of these proposed grant projects with funding source to be determined.
WHAT ACTION ACCOMPLISHES:
Allows the PW Department to submit grant applications.
MANAGEMENT RECOMMENDATION:
Staff has prepared the applications for items 1 and 3 above, but has not participated in the preparation of item 2. Staff recommends approval for submission of these grant applications.
REASON FOR WALK ON:
Request from the Board. (#20061584 – Solid Waste)

**BOARD: JANES BIGELOW JUDAH HALL MANN
COMMISSION RECEPTION DESK
DONALD STILWELL, COUNTY MANAGER
BILL HAMMOND, DEPUTY COUNTY MANAGER
HOLLY SCHWARTZ, ASSISTANT COUNTY MANAGER
PETE WINTON, ASSISTANT COUNTY MANAGER**

**DINAH LEWIS, ADMINISTRATIVE SERVICES
DAVID M. OWEN, COUNTY ATTORNEY
JIM LAVENDER, PUBLIC WORKS
LISA PIERCE, MINUTES DEPT
PUBLIC RESOURCES OFFICE**

DATE AND TIME DISTRIBUTED: 11-27-06 2:00 PM

Distributed by: Molly Schweers
Division of Public Resources
335-1215