

AUGUST 31, 2011

An Executive Attorney/Client Session of the Board of Lee County Commissioners, for the purpose of settlement negotiations or strategy related to litigation expenditures in the county litigation case of Lee County v. Tex Development Corporation, et al., Case No. 09CA-4252, Circuit Court, Lee County Florida was held on this date with the following Commissioners present:

- Frank B. Mann, Chairman
- John Manning, Vice Chairman
- Ray Judah
- Tammara Hall
- A. Brian Bigelow

The Chairman called the meeting to order at 9:00 a.m.

Deputy County Attorney Andrea Fraser approved, as to legal form and sufficiency, the Affidavit of Publication for this item. County Attorney Michael Hunt briefly described the request. The Chairman announced that the Attorney/Client Closed Session would be held in the East Room for an estimated time of 60-minutes, with the following persons in attendance:

- Commissioner Mann
- Commissioner Manning
- Commissioner Judah
- Commissioner Hall
- Commissioner Bigelow
- County Attorney Michael Hunt
- Deputy County Attorney Andrea Fraser
- Assistant County Attorney John S. Turner
- Attorney Gregory T. Stewart of Nabors, Giblin & Nickerson
- Fort Myers Court Reporting representative Lisa Boyd

County Attorney Michael Hunt responded to the Chair’s inquiry regarding attendance of the County Manager at the closed session as the County Manager was not included in the advertized list of attendees which would be in violation of Florida Statutes. Board discussion ensued with input from Attorneys Hunt and Fraser, followed by Commissioner Manning moving to postpone the meeting and re-advertise for the next possible date for a full Board, seconded by Commissioner Judah, called and carried.

The Chairman adjourned the meeting at 9:10 a.m.

ATTEST:  
CHARLIE GREEN, CLERK

\_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Chairman, Lee County Commission

**NEWS-PRESS**

Published every morning - Daily and Sunday

Fort Myers, Florida

**Affidavit of Publication**

STATE OF FLORIDA

COUNTY OF LEE

Before the undersigned authority, personally appeared **Jessica Braband**

who on oath says that he/she is the

**Legal Assistant** of the News-Press, a daily newspaper, published at Fort Myers, in Lee County, Florida; that the attached copy of advertisement, being a

**DISPLAY AD**

In the matter of:

**LCBC-PUBLIC RESOURCES**

**CLOSED EXECUTIVE SESSION**

In the court was published in said newspaper in the issues of

**AUGUST 26, 2011**

Affiant further says that the said News-Press is a paper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

*Jessica Braband*

Sworn to and subscribed before me this 26th day of August, 2011.

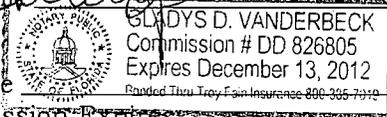
by **Jessica Braband**

personally known to me or who has produced

as identification, and who did or did not take an oath.

Notary Public

*Gladys D. Vanderbeck*



Print Name

My commission Expires

**LEE COUNTY PUBLIC NOTICE**  
SOUTHWEST FLORIDA

On Wednesday, August 31, 2011, at 9:00 a.m., the Lee County Board of County Commissioners will meet in executive attorney / client session for the purpose of settlement negotiations or strategy related to litigation expenditures in the county litigation case of Lee County v. Tex Development Corp., et al. Case No. 09CA-4252, Circuit Court, Lee County, Florida.

The opening of the public meeting will convene in the County Commission Chambers, Old Lee County Courthouse, 2120 Main Street, Fort Myers, Florida, and will adjourn to a closed session in the East Room of the Old Lee County Courthouse, 2120 Main Street, Fort Myers, Florida. Upon conclusion of the closed session, the public meeting will reconvene in the County Commission Chambers.

The meeting will be held per the criteria of Florida Statute, Section 286.011(8). The following individuals will be in attendance at this executive session: County Commissioners: John E. Manning, Brian Bigelow, Ray Judah, Tamara Hall, and Frank Mann; Attorneys: Greg Stewart, Michael D. Hunt, Andrea R. Fraser, and John S. Turner. The closed session of the meeting will be transcribed by Lisa Boyd or other representative of the court reporting firm of Fort Myers Court Reporting.

PLEASE GOVERN YOURSELF ACCORDINGLY.

PO: Herrera REF: D082611-84