

NOVEMBER 06, 2018

The [Regular Meeting](#) of the [Lee County Board of Commissioners](#) was held on this date with the following Commissioners present:

Cecil L Pendergrass, Chairman  
 Larry Kiker, Vice-Chairman  
 John E. Manning  
 Brian Hamman  
 Franklin B. Mann

The Chairman called the meeting to order at 9:30 a.m. The Invocation was given by Rev. Randy Moody, Buckingham Presbyterian Church, followed by the Pledge of Allegiance to the flag.

## CEREMONIAL PRESENTATIONS

1. [American Water Works Association Presentation of Best Tasting Drinking Water Trophy \(Commissioner Pendergrass\)](#)  
 Southwest Florida Region V Chair Mary Meima of the American Water Works Association presented a Trophy to Lee County for “2018 Best Tasting Drinking Water”. Accepting the Trophy and thanking the Association were: Public Utilities Operations Manager Hank Barrorso, Water Treatment Manager Cadd Balogh, and North Lee County RO WTP Lead Operator Larry Campaneli.
2. [Presentation Recognizing Hunger and Homelessness Awareness Month \(Commissioner Pendergrass\)](#)  
 Commissioner Pendergrass read and presented a Resolution proclaiming the month of November 2018 as: “HUNGER AND HOMELESSNESS AWARENESS MONTH” in Lee County and recognizing this month of special importance and encouraging all citizens in recognizing that many people do not have housing and need support from citizens, and public/private nonprofit service entities. Executive Director of Lee County Homeless Coalition Janet Bartos accepted the Resolution and thanked the Board.
3. [Presentation Recognizing Amelia Davies \(Commissioner Pendergrass\)](#)  
 Commissioner Pendergrass read and presented a Resolution recognizing Amelia Davies for her years of service as Board of Director of Lee County Homeless Coalition since 2008; Treasurer and Vice Chair of the Board of Directors of Lee County Homeless Coalition in Lee County, Florida Community. Amelia Davies accepted the Resolution and thanked the Board.

## RECAP/ANNOUNCEMENTS

Referring to the [Recap Agenda](#) of November 6, 2018, the Chairman announced that:

Consent Agenda Item No. 7 be moved to the Administrative Agenda. Commissioner Hamman moved approval, seconded by Commissioner Kiker, called and carried.

## PUBLIC COMMENT ON AGENDA ITEMS

The Chairman called for public comment on agenda items and the following citizens came forward:

A-2 – [Paul Tritaik](#) of J.N. “Ding” Darling National Wildlife Refuge  
 A-2 – [Birgit Miller](#) of Ding Darling Wildlife Society  
 PH- 3 – [Joe Butler](#) of Cherry Estates.

There were no Consent Agenda items pulled for discussion by the individual commissioners.

The Chairman requested a motion to approve the balance of the agenda items, and Commissioner Kiker so moved, seconded by Commissioner Manning, called and carried.

## CONSENT AGENDA

### CLERK OF COURTS

1. **Approve and Record County [Disbursements](#) per Florida Law**  
**Item Summary:** Chapter 136.06(1), *Florida Statutes* requires that all County disbursements be recorded in the Minutes of the Board. This is for the check and wire registers viewable on the Clerk’s website.  
**Note:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**2. Present Report on Monthly Financial Summary for the Month of September 2018**

**Item Summary:** This is a monthly, information report from the Clerk of Court's Office that provides interim information on selected revenues, expenditures, debt, reserves and investments.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**3. Present Report on Driver Education Safety Trust Fund September, 2018**

**Item Summary:** This is a monthly report from the Clerk of Court's Office that provides financial activity for the driver's education safety trust fund.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**4. Approve the Minutes for Meetings of the Board of County Commissioners**

**Item Summary:** Approves the Minutes for meetings of the Board of County Commissioners.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**5. Adoption of Resolution for FY18 Disposal of County Tangible Property**

**Item Summary:** Records authority for disposal of county-owned personal property by resolution in the Board meeting minutes as required by Section 274.07, Florida Statutes.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

[RESOLUTION NO. 18-11-01](#)

**6. Approve [Purchase](#) of Drainage [Easement](#) Parcel 276-DE for Estero Blvd Project**

**Item Summary:** Acquires a 600 square foot drainage easement for the Estero Boulevard Corridor Project. The easement is located at 135 Driftwood Lane, Fort Myers Beach.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**COUNTY MANAGER**

**7. Approve Agreement with Lee County School District for Emergency Shelters**

**Item Summary:** The Lee County Board of County Commissioners and the School District of Lee County currently have an interlocal agreement for use of schools as shelters in the event of a hurricane or other natural disaster. The School District and Lee County have revised the agreement to mutually benefit both parties and create a smoother transition during these events. The shelter agreement now clarifies who is responsible within the schools, specifies communication protocols and provides for staff training and annual meetings prior to hurricane season.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**FACILITIES CONSTRUCTION AND MANAGEMENT**

**8. Award Design Contract for Pine Manor and Danley Drive Sidewalks**

**Item Summary:** Awards contract to [Kimley-Horn and Associates, Inc.](#) to provide professional engineering and consulting services to design, permit and perform construction administration services for sidewalk improvements to the Pine Manor & Danley Drive neighborhoods in an amount not to exceed \$332,554.99. The total estimated cost to design, permit and construct the sidewalks is \$1,800,000 and will be funded by the U.S. Department of Housing and Urban Development (HUD) Community Block Grant (CDBG). This project was planned and budgeted.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**FLEET MANAGEMENT**

**9. Approve Single Source Purchase from Mercedes-Benz of Fort Myers**

**Item Summary:** Approves the single source purchase of parts, warranty and service of Mercedes-Benz engines used in the Counties Sprinter ambulance and work van fleet from Mercedes-Benz of Fort Myers for a period of one-year, as approved in the department's annual adopted budget. Total expenditures for these goods and services for Fiscal Year 2017 – 2018 were approximately \$ 80,000.00.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**HUMAN SERVICES**

**10. Approve Substance Abuse, Mental Health and Medical Exams Contracts**

**Item Summary:** Approval of contracts with [SalusCare Inc.](#) and [Children's Advocacy Center of SW Florida, Inc.](#) will provide county funding up to \$4,675,451 to purchase substance abuse and mental health treatment services and initial medical exams/consultations for suspected abuse cases. Contracts are effective October 1, 2018 - September 30, 2019.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**11. Approve Contract and Updated Fee Schedule for Health Department Operations**

**Item Summary:** Approve contract and updated County Fee Schedule with the [State of Florida, Department of Health](#) for the operation of the Lee County Health Department in order to "promote, protect, maintain, and improve the health and safety of all citizens and visitors of this state through a system of coordinated county health department services." The contract term is from October 1, 2018 – September 30, 2019.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**12. [Accept \\$4,230,799 in Grant Funds from HUD](#)**

**Item Summary:** Approval allows receipt of [U.S. Department of Housing and Urban Development \(HUD\)](#) entitlement funds in the fiscal year 2018-2019 budget. This funding is used for planning, homeless services, community development, and affordable [housing](#) projects administered by Human and Veteran Services. [Contract Amendment\(s\)](#)

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

RESOLUTION NOS. [18-11-07](#), [18-11-10](#), [18-11-11](#), and [18-11-12](#)

**13. Approve Annual Action Plan Amendments for HUD**

**Item Summary:** Amending Lee County's 2017 and 2018 [Annual Action Plans \(letter\)](#) ensures compliance with U.S. Department of Housing and Urban Development (HUD) requirements for grant funding and for funds to be expended in a timely manner to serve community needs for planning, community development, and affordable housing projects.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**NATURAL RESOURCES**

**14. Approve Budget Amendment Resolution for Waterway Development Projects**

**Item Summary:** Approves the creation of sixteen new navigation related major maintenance projects that are funded by a grant from the West Coast Inland Navigation District (WCIND) in the amount of \$1,776,594. For the majority of these projects, Lee County will serve as the administrator for other County sub-grant agreements. The projects to be funded are in the categories of marine law enforcement, environmental education, boating safety, boating recreation and navigation improvement. If approved, funding will be made available in the individual major maintenance projects.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

[RESOLUTION NO. 18-11-02](#)

**PARKS AND RECREATION**

**15. Approve Contract for Estero Soccer Field Repair - Hurricane Irma Damage**

**Item Summary:** [Award contract to JSM Services, Inc.](#) to provide labor and materials to complete repair services to the existing Estero soccer field which sustained damages during the recent hurricane Irma events in the total amount of \$163,968.57. Detailed work under this contract consists of debris removal, removal and disposal of existing irrigation system, installation of new irrigation system, tilling, leveling, grading, sodding, mowing, fertilization, insect control, weed spraying, disease control, turf rolling, and irrigation monitoring. Not included in budget; Hurricane Irma.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**16. Approve Resolution Allowing Bingo Games at Lehigh Acres Senior Center**

**Item Summary:** The Lehigh Acres Senior Citizen's Center, Inc. wishes to conduct bingo or instant bingo games at the center. Per Florida Statute, this is permissible on County property after the governing authority authorizes these activities by appropriate resolution.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

[RESOLUTION NO. 18-11-03](#)

**PROCUREMENT MANAGEMENT**

**17. Award Contracts for Custodial Services for Lee County South Zone**

**Item Summary:** Awards contracts to [American Facility Services, Inc.](#) and [United States Service Industries, Inc.](#), for custodial services in the Lee County south zone for a period of one year with the option to renew for three additional one-year periods. Total expenditures for these services during Fiscal Year 2016 -2017 were approximately \$551,595.00.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**18. Award Contracts for Environmental Maintenance Exotic Plant Control - Countywide**

**Item Summary:** Award contracts for environmental maintenance services for an initial period of one year with the option to renew for three additional one-year periods to: [A+ Environmental Restoration, LLC](#); [Aquatic Weed Control, Inc.](#); [Cardno, Inc.](#); [Deangelo Brothers, LLC dba Aquagenix](#); [EarthBalance Corporation](#); [Environmental Restoration Consultants, Inc.](#); [Mettauer Environmental, Inc.](#); [Peninsula Improvement Corporation dba Collier Environmental Services](#); [Sandhill Environmental Services, LLC](#); [Walker Exotic Tree Eradication & Mitigation, LLC](#) and [Woods and Wetlands, Inc.](#) Total expenditures for these products and services during Fiscal Year 2017-2018 were approximately \$1,409,060.67.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

## **PUBLIC SAFETY**

### **19. Extend [Interlocal Agreement for Burnt Store Area Fire Service MSTU](#)**

**Item Summary:** Approve an extension to the Interlocal Agreement with the City of Cape Coral for continued fire protection and prevention services to the Burnt Store Fire Municipal Services Taxing Unit (MSTU). The extension will commence on December 1, 2018 and end on November 30, 2019. It will allow the parties to explore other taxing methodologies at the request of the City of Cape Coral.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

## **SOLID WASTE**

### **20. Amend Agreement Governing Material Recovery Facility Operations**

**Item Summary:** Approve [First Amendment to the Material Recovery Facility Operations, Maintenance and Marketing Services Agreement with Republic Services](#). The Agreement was approved on June 20, 2007 by the BoCC. Since this time, the commodity market for recyclable materials has decreased to unforeseen values due to the National Sword initiative implemented by China in late 2017 and 2018. This amendment modifies the base operations and maintenance fee to cover the increased labor costs required to produce higher quality product with reduced contamination content. It also enhances the County's revenue share from 75% to 85% to help recover the increased cost of operations.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

### **21. Approve Sole Source Purchase of MACK Truck Parts and Service**

**Item Summary:** Approves Sole Source No. SS180590MKP which allows the Solid Waste Division to procure MACK truck parts and service from Nextran Corporation (dba Nextran Truck Center), the only authorized dealership within 150 miles of Fort Myers for these parts and services, for a one-year period. Total expenditures for these goods and services for Fiscal Year 2017 - 2018 were approximately \$138,616.09. Estimated expenditure for the current term is \$160,000.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

### **22. Approve Memorandum of Understanding with Lee County School Board for Environmental Education**

**Item Summary:** Approve a [Memorandum of Understanding](#) between Lee County and the Lee County School Board to fund a Helping Teacher and school bus transportation for environmental education for 5th grade students. Students will participate in environmental lessons that culminate in a field trip to the Lee County Resource Recovery Facility and Waste To Energy Facility at the Buckingham Campus. The intent of the pilot program is to educate the importance of recycling and waste minimization for approximately 5,000 5th graders throughout the School District. The MOU was approved by the School Board on August 29, 2018. The annual cost of the program is \$65,000.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

### **23. Award Contract for Yard Waste Processing, Grinding and Marketing**

**Item Summary:** Award contract to [Wherry Truck Lines, Inc.](#) to provide yard waste processing, grinding and marketing services for an initial period of one year with the option to renew for three additional one-year periods, as approved in the department's annual adopted budget. Outsourcing this service allows the Solid Waste Department to reallocate its resources for other solid waste management services without adding additional capital. Total expenditures for these services for Fiscal Year 2016 – 2017 were approximately \$570,823.47.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

## **TRANSIT**

### **24. Approve Interlocal Agreement with City of Fort Myers for Seasonal Trolley Service**

**Item Summary:** Approve the [Interlocal Agreement with the City of Fort Myers](#) for the FY 19 Seasonal River District Trolley Service. The total project cost is \$368,819 which is funded by the City of Fort Myers in the amount of \$203,686 and the state of Florida Department of Transportation (FDOT) Transit Service Development Grant Fund in the amount of \$165,133. The FDOT grant fund is the third year of a three (3) year Transit Service Development Grant. The Interlocal Agreement is from November 8, 2018 to May 1, 2019. There is no fare to ride the trolley.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

## **TRANSPORTATION**

### **25. Approve Construction Inspection of Palomino Lane**

**Item Summary:** Approves a Supplemental Task Authorization with Atkins North America, Inc. for construction oversight and inspection services of Palomino Lane Improvements, in the amount of \$195,212.00. Construction is anticipated to begin in early January 2019.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**26. Award Contract for Palomino Lane Sidewalk Improvements**

**Item Summary:** Award [contract to Pavement Maintenance, LLC](#), to provide the installation of a sidewalk along Palomino Lane from Daniels Parkway to Penzance Boulevard in Fort Myers, Florida. Work includes installation of an 8' multi-use asphalt path along the east side of Palomino Lane, three turn lane additions, and associated drainage in the total amount of \$1,312,272.95. Construction is anticipated to begin in early January 2019.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**27. Approve Interlocal Agreement Regarding Bonita Beach Rd and Logan Blvd**

**Item Summary:** Execute an [Interlocal Agreement with the City of Bonita Springs](#) whereby the City will construct and maintain certain infrastructure (Roundabout) on Bonita Beach Road and Logan Boulevard.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**28. Award Contract for Summerlin Road and Winkler Road Intersection Improvements**

**Item Summary:** Award contract to [Wright Construction Group, Inc.](#) to provide services to complete modifications of turn lanes at the intersection of Summerlin Road and Winkler Road in the total amount of \$799,599.98. Detailed work under this contract consists of extending multiple turn lanes, addition of a turn lane, addition of signals with commissioning, upgrade pedestrian facilities, milling and paving, lighting, signing, pavement marking, maintenance of traffic, and installation and removal of erosion control measures. Construction is anticipated to begin in early January 2019.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**UTILITIES****29. Award Contract for FGCU Utility Lines Extension to Serve New Facilities**

**Item Summary:** Award a contract to [Boyd Irrigation, Inc.](#), to provide the construction of a twelve inch potable water main, a twelve inch force main and an eight inch gravity sewer located at Florida Gulf Coast University (FGCU) South Village Boulevard and the Student Academic Health and Fitness Center. Total estimated project cost is \$425,404.05.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**VISITOR AND CONVENTION BUREAU****30. Approve [FY18/19 Cooperative Media Agreement with Brand USA](#)**

**Item Summary:** The Lee County VCB, in conjunction with advertising agency MMGY Global, will purchase \$430,600 of international media placements through Brand USA. Brand USA was created in 2010 for the purpose of encouraging travelers from all over the world to visit the United States.

**Vote:** Commissioner Kiker moved approval, seconded by Commissioner Manning, called and carried.

**ADMINISTRATIVE AGENDA*****CONVENE AS LEE GOVERNMENTAL LEASING CORPORATION*****CLERK OF COURTS****1. Convene as Lee County Governmental Leasing Corporation**

**Item Summary:** Federal and state laws require that corporations file income tax returns. Signing the tax returns and filing them with the respective authorities will serve as compliance with federal and state laws. Tax returns that require signature are: tax return [Form 1120 US Corporation Income Tax Return](#) and Form [F-1120 Florida Corporate/Franchise Income Tax Return](#).

**Vote:** Commissioner Manning moved approval, seconded by Commissioner Kiker, called and carried.

***RECONVENE AS BOARD OF COUNTY COMMISSIONERS*****COUNTY LANDS****2. Commence Acquisition Activities for Four (4) Conservation 20/20 Parcels**

**Item Summary:** Authorizes staff to pursue acquisition of Nominations 311-2, 478-2, 563, and 564. Nomination 311-2 is in the Buckingham area and straddles both sides of the Orange River (60-acres). Nomination 478-2 is a 21-acre infill parcel for the Alva Scrub Preserve. Nomination 563 is a 5-acre donation parcel in Matlacha. Nomination 564 is a 68-acre parcel on Sanibel Island, adjacent to J. N. "Ding" Darling National Wildlife Refuge. The Conservation Land Acquisition and Stewardship Advisory Committee (CLASAC) unanimously recommended that these parcels move forward in the process.

**Board Discussion:** Assistant County Manager Glen Salyer briefly noted the acquisition of the four (4) Conservation 20-20 parcels. The four (4) parcels are described in the Item Summary. The Conservation Land Acquisition and Stewardship Advisory Committee (CLASAC) unanimously recommended that these parcels move forward in the process. [Transfer of Funds](#).

**Vote:** Commissioner Manning moved approval, seconded by Commissioner Hamman, called and carried.

### **COUNTY MANAGER**

#### **3. Approve Annual Merit Increases for the County Manager and the County Attorney**

**Item Summary:** Approves the merit increases for the County Manager and the County Attorney for their performance and contributions to the organization in accordance with their respective First Amendment to Employment Agreements executed on October 20, 2015.

**Vote:** Commissioner Manning moved a 6% merit increase for both the County Manager and County Attorney, seconded by Commissioner Kiker. The Board commended the hard work of both the County Manager and County Attorney. The motion was called and carried.

DURING THE ANNOUNCEMENTS PORTION OF THE MEETING, THE CHAIRMAN ANNOUNCED THAT:

Consent Agenda Item No. 7 should be moved to the Administrative Agenda. Commissioner Manning moved approval, seconded by Commissioner Hamman, called and carried.

#### **4. Approve [Agreement with Lee County School District for Emergency Shelters](#)**

**Item Summary:** The Lee County Board of County Commissioners and the School District of Lee County currently have an interlocal agreement for use of schools as shelters in the event of a hurricane or other natural disaster. The School District and Lee County have revised the agreement to mutually benefit both parties and create a smoother transition during these events. The shelter agreement now clarifies who is responsible within the schools, specifies communication protocols and provides for staff training and annual meetings prior to hurricane season

**Votes:** Commissioner Manning moved approval, seconded by Commissioner Hamman, called and carried.

### **PUBLIC HEARINGS - 9:30 AM**

#### **1. Create the Telegraph Creek Bridge Repair MSTBU (CIP)**

**Item Summary:** Creates the Telegraph Creek Bridge repair Capital Improvement Program Municipal Services Benefit Unit.

**Board Discussion:** Senior Assistant County Attorney John Fredyma, approved as to legal form and sufficiency, the [Affidavit of Publication](#), and briefly reviewed the request. The Chairman called for public comment; however, no one came forward.

**Vote:** Commissioner Mann moved approval, seconded by Commissioner Manning, called and carried.

[RESOLUTION NOS. 18-11-04](#) AND [18-11-05](#)

#### **2. Approve Ordinance Creating the Telegraph Creek Bridge O&M**

**Item Summary:** Creates the Telegraph Creek Bridge Repair/Inspection Certification Operations & Maintenance Municipal Service Benefit Unit (MSBU).

**Board Discussion:** Senior Assistant County Attorney John Fredyma, approved as to legal form and sufficiency, the [Affidavit of Publication](#), and briefly reviewed the request. The Chairman called for public comment; however, no one came forward.

**Vote:** Commissioner Mann moved approval, seconded by Commissioner Manning, called and carried.

The Ordinance adopted by the Board and filed was [LEE COUNTY ORDINANCE NO. 18-24](#) entitled:

AN ORDINANCE CREATING A MUNICIPAL SERVICE BENEFIT UNIT (MSBU) FOR THE TELEGRAPH CREEK BRIDGE REPAIR OPERATION AND MAINTENANCE SPECIAL IMPROVEMENT UNIT; SETTING FORTH THE PURPOSE AND DEFINING THE BOUNDARIES; ESTABLISHING THE BOARD OF COUNTY COMMISSIONERS AS THE GOVERNING BODY OF THE MSBU; PROVIDING FOR THE GENERAL POWERS FOR THE MSBU; NAMING AND CREATION OF A FUND; PROVIDING FOR THE POWER TO LEVY SPECIAL ASSESSMENTS, LIENS AND COLLECTIONS; USE OF NON-AD VALOREM ASSESSMENTS; ESTABLISHING A REVERTER, PROVIDING FOR SEVERABILITY; ALTERNATIVE OR SUPPLEMENTAL AUTHORITY; PROVIDING FOR MODIFICATIONS THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING; AND PROVIDING FOR AN EFFECTIVE DATE.

#### **3. Approve Final Assessment for Cherry Estates Side Street Paving MSBU**

**Item Summary:** Provides the Final Assessment for the Cherry Estates Side Streets Road Paving Municipal Service Benefit Unit CIP Project.

**Board Discussion:** Senior Assistant County Attorney John Fredyma, approved as to legal form and sufficiency, the [Affidavit of Publication](#), and briefly reviewed the request. The Chairman called for public comment; however, no one came forward. ([Release of Lien \(MASS\) rec/ 08/02/19](#)).

**Vote:** Commissioner Manning moved approval, seconded by Commissioner Hamman, called and carried.

[RESOLUTION NO. 18-11-06](#)

#### 4. Approve Petition to Vacate at 10420 McGregor Boulevard, Fort Myers, FL

**Item Summary:** Extinguishes the public interest in the unimproved public utility easement on platted lots at 10420 McGregor Boulevard in Fort Myers to remove encumbrances to allow permitting and construction of additions to the home and/or garage. There were no objections from the public utility providers and no other affected property owners.

**Board Discussion:** Senior Assistant County Attorney John Fredyma, approved as to legal form and sufficiency, the [Affidavit of Publication](#), and briefly reviewed the request.

**Vote:** Commissioner Manning moved approval, seconded by Commissioner Hamman, called and carried, and this item will continue on the record to Tuesday, December 4, 2019, at the Public Hearing at 9:30 a.m. until all the taxes on the property will have been paid.

### COMMISSIONERS ITEMS

THERE WERE NO COMMISSIONERS' ITEMS.

### COMMISSIONERS' APPOINTMENTS

Chairman Pendergrass requested a motion to reappoint Stephen Shoen to the **WHISKEY CREEK CLUB ESTATES COMMITTEE**, and to reappoint Richard Sapp to the **COMMUNITY ACTION AGENCY/ NEIGHBORHOOD DISTRICT COMMITTEE**. Commissioner Manning moved approval, seconded by Commissioner Hamman, called and carried.

Commissioner Manning moved to reappoint Deborah Reardon and Ian Connell to the **COMMUNITY ACTION AGENCY DISTRICT COMMITTEE**, and to reappoint William Turner to the **CONSTRUCTION LICENSING COMMITTEE**, seconded by Commissioner Hamman, called and carried.

Commissioner Kiker moved to reappoint Jane Bowser and Kelley Provo to the **BICYCLE/PEDESTRIAN COMMITTEE**, to reappoint William Barnes and Stephen Pelle to the **BOARD OF ADJUSTMENTS AND APPEALS COMMITTEE**, and to appoint Steven Mortonson to the **NORTHEAST HURRICANE BAY MSTU ADVISORY COMMITTEE**, seconded by Commissioner Manning, called and carried.

Commissioner Hamman moved to reappoint Al Giacalone to the **BICYCLE/PEDESTRIAN COMMITTEE**, seconded by Commissioner Manning, called and carried.

Commissioner Mann moved to reappoint Rae Ann Wessel to the **HISTORIC PRESERVATION ADVISORY COMMITTEE**, seconded by Commissioner Kiker, called and carried.

### COUNTY MANAGER ITEMS

#### 1. Schedules for the Holidays.

County Manager Roger Desjarlais announced that after the Regular and Workshop meetings on December 18, 2018, the next Regular Meeting will be on January 15, 2019 and the Board Strategic Meeting will be February 5, 2019. Commissioner Manning moved approval, seconded by Commissioner Hamman, called and carried.

#### 2. Comment from the County Manager.

County Manager Roger Desjarlais thanked everyone for the kind words and also the following: the Board- Five (5) Commissioners; Florida County Manager Association; International Civic County Manager Association; His Senior Team –Chris, Doug, Glen, Dave , Pete, and Betsy Clayton; Public Directors; and lastly the rest of All the County Employees.

### COUNTY ATTORNEY ITEMS

#### Extension of Algae Blooms and Red Tide/Dead Fish State Of Local Emergency (SOLE) Resolutions.

County Attorney Richard Wm. Wesch requested Board approval of the 14<sup>th</sup> extension of the State of Local Emergency (S.O.L.E.) for Algae Blooms, and the 13<sup>th</sup> extension of the State of Local Emergency (S.O.L.E.) for Red Tide/Dead Fish.

**Vote:** Commissioner Manning moved approval, seconded by Commissioner Hamman, called and carried. [RESOLUTION NOS. 18-11-08](#) and [18-11-09](#)

County Attorney Richard Wm. Wesch thanked the Board for the increase and the kind words and support from the people he worked with; and he also thanked his fellow workers.

**COMMISSIONERS' WORKSHOP UPDATE**

County Manager Roger Desjarlais noted that there will be no Workshop Session this afternoon.

**PUBLIC PRESENTATION OF MATTERS BY CITIZENS**

The Chairman called for presentation of matters by citizens; however, no one came forward.

The Chairman adjourned the meeting at 10:07 a.m.

ATTEST:  
LINDA DOGGETT, CLERK

By: \_\_\_\_\_  
Deputy Clerk

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