

Captiva Community Panel
MINUTES
Jan. 8, 2013

Attending: David Rohn, Jerry McClure, Susan Stuart, Mike Kelly, Jack Cunningham, Mike Mullins, Jay Brown

Audience: 12 – including Agnes Davis, David Minsch, Lisa Riordan, Bill ???, Ann Bradley, Terry McClure, Kim Herres

The meeting convened at 9:05 a.m. with a roll call and introductions. Stuart noted that a memorial service for David Nelson was planned for Jan. 19 at 1 p.m. at Chapel by the Sea. Minutes from the Dec. 11, 2012, meeting were unanimously approved.

CFD update: Chief Rich Dickerson and Lt. Jeff Powell attending. Discussion of response time in season, delays and backup. Construction of the new station: Sweets Sparkman will be the architect. Lodge Construction is the builder (they did Sanibel Station No. 1). Finding temporary quarters a challenge, talking to South Seas about a possible remodeling of the LCSO offices. Temporary site will be needed for a year. Powell introduced himself, noting he worked for Pulte Homes before and thus has a construction background. Dickerson expected it to take 9 months for permitting. In terms of helicopter evac options, he said AeroMed was still serving the county, and the service would go to bid in the coming months.

Introduction of Bob Walter, new managing director at South Seas Island Resort. He offered brief remarks, noting that he was familiar with the area as a visitor for many years. Mullins welcomed him on behalf of the panel, noting that his predecessor, Rick Hayduk, was a strong supporter, and thanking the resort for its involvement.

CEPD update: Administrator Kathy Rooker: CEPD meetings moving to 1 p.m. at Tween Waters Inn. District representatives have been working in Washington on funding for the next beach project, and an appropriations bill was expected to be brought up in January with an uncertain scope of funding. If you have DC contacts, let them know not to leave Florida out of any recovery bill. Captiva is No. 1 in Corps recommendations to any federal bill; if Congress narrows a bill to Sandy damage only, Florida would suffer. Discussion of bill contents followed. Rooker said they hope for a decision by the end of January. Meeting with committee staffers this week, will know more next month. Mullins said the project going forward regardless of funding; it's important to what we'll pay, but that will not impede progress. Rooker said the project was out for bid right now, and there would be discussion at tomorrow's meeting about the bid opening, which will give you a better idea of the project window after that. Aiming for the latter part of the summer, trying to sequence with Collier and Manatee counties to bring down cost for all projects and make dredging more competitive. She said dredging on Blind Pass would likely begin at the end of January.

Hurricane preparation: Doris Holzheimer: Finished with hurricane season, just worried about winter storms now. Next committee meeting is Tuesday, Jan. 15. On March 13, Daniel Noah will offer another SkyWarn training at Tween Waters; basic session at 10 a.m., advanced at 11 a.m. An educational meeting is planned in May. Send in authorization letters to the Captiva Fire District if one is not already on file. Structural Safety Inspection volunteers are always needed.

Public input: A request was made to move soliciting public input on the panel's agenda earlier on the agenda. Agnes Davis spoke about the ongoing issue with the Scotts concerning the driveway and access to their new lot, which has been going on for about 20 years. Discussion of process to acquire right-of-way. She asked for time at the next meeting to present our side. Cunningham asked whether the Davises should come to the panel if the panel is not going to take a position. Mullins said the issue was not germane to the list of priorities, suggested it wait until next time.

Cindy Brown said a vision for Captiva will lead to goals. What is the panel's purpose and is this within your mission? Big list is good, but mission and purpose matter. Jay Brown said the panel needed a vision of the island for the future. County planner Kathie Ebaugh offered a discussion of the grant process, that it can include vision as part of that. She explained the Land Development Code amendments needed to be complete before the county could entertain the next phase, and that it has some funds for another grant as part of a five-year planning cycle. Plan, policies and objectives come first and are passed as law, then LDC language is developed to implement that plan. Brown felt the panel abandoned work on a vision to finish LDC, but it was now ready to work on broad vision again. Ebaugh said sometime a vision is on its own, others have goals, objectives and policies included as articulation of vision. A philosophic look at what Captiva is.

Panel planner Max Forgey said the plan is adopted by ordinance, and is enforceable in court. Consists of goals, objectives, policies, standards and guidelines. Captiva is the only part of the county that regulates building height as part of its comp plan, because it's so important to Captiva. However, it's dangerous if you put too many small things in the comp plan when they should be in the LDC. Visioning is part of public input portion of plan formulation. There is a robust tradition on Captiva of visioning. If visioning is the first part, let's put in this proposal. Mullins offered an explanation of the process to develop proposal. Gooderham noted that the original comp plan work was not based on a vision, but a desire to address more immediate needs at that time. Now is the time for visioning. Ebaugh said the county needs an application to be approved by the Board of County Commissioners by this summer. The proposal sets a framework for you to develop your community plan, to include vision with goals, objectives and policies. We heard from the community that they wanted to get that done next, to draft a vision plan for your community going forward. Kelly said after ten years, things need another look. Some pieces may be legitimate, some may need change. We need to encourage the county to treat our communities as an island group, recognize our unique needs. Get people who are interested in discussing out needs and issues. Gooderham reminded them that nothing currently in the plan changes unless you want it to, so you can take the approach of what's good vs. what needs to be changed. Ebaugh said that ten years ago the island started from nothing to create a plan; today, you have something to start from.

Forgey suggested four action areas: A plan for the Village; landscaping; historic preservation; and county services, how to provide appropriate government services to the island – virtual government approach. Kelly stressed communication with county staff in particular. Forgey said the proposal needed to include deliverables, such as input, inventory and actions. Do not judge the effectiveness of any final product by its length – it may not be 20 pages but 2-3 pages that really say something. Ebaugh said the panel could update existing LDC as part of this proposal as well if warranted. Gordon Hullar said the panel stopped work on plan policies because we were exhausted, not because we thought we were done with developing policies. Ebaugh said all work has to be done in the sunshine, even subcommittees. If you're talking about things not related to planning, you can do that outside the tenets of the Sunshine Law; operations issues can be addressed outside of noticed meetings. Mullins said that making sausage is exhausting, lots of meetings and new angles to be addressed when they arise. Panel

here to facilitate, but other islanders can get involved. It's an opportunity to play a role on creating an island vision from the beginning. Brown felt the panel had been struggling to figure out our purpose since we finished the LDC amendments. This seems to be the real work of the community panel. Hope we're not doing this just because someone is willing to pay for it. Kelly said the panel was set up to advise the county and look at variances and land uses changes; that has become less and less, so it's a good time to look back at our planning process to find us something useful to do as a group. Discussion of county give and take throughout the last plan process.

Cunningham said it was time to decide; what else do we need to know to proceed. Brown asked how does this effort relate to CCA and its mission. Cunningham said the CCA perhaps did not participate as much as possible the last time. Now, as long as I'm involved, you'll see CCA participation ... but we will need to go before our board to get its approval as well. Ebaugh said that community participation is part of the application. A motion was made to pursue funding and work with county staff to develop application using the document presented at this meeting as a core (Brown/Stuart). Kelly said the panel should proceed with an update of the island's vision plan, this becomes the duty of this group. Not just the application, but that we do the work. Kelly made an amendment to the motion as such (Brown second), to unanimous approval. Rohn asked to confirm that the panel was not voting on the document, but a work in progress that we will see again. Approval was unanimous. Ebaugh noted that any contract is with the panel, not with individuals; deliverables were part of application.

Panel officers: A slate was presented for 2013 officers:

- President – Mike Mullins
- Vice president – Susan Stuart
- Secretary – Jerry McClure
- Treasurer – Mike Kelly

Approval was unanimous.

Budget: Gooderham offered an explanation of changes so far, but that some expenses were dependent on how fund-raising would be pursued. He is working to revise numbers in time for the February meeting.

Sunshine Law: Brown offered an explanation of his questions about continuing to operate under the Sunshine Law, acknowledging that if the panel is to pursue more county funding the question becomes moot. Having to comply with open meetings and advertised session can be very nonproductive, a lot of things don't happen that could happen. A lot more can get done in impromptu meetings. Ebaugh reiterates that operational discussions can occur outside of sunshine. Gooderham said the panel has historically encouraged a tradition of sunshine whenever possible to foster a tradition of openness and discourage concern over backroom deals. Ebaugh said it was best if anything planning related was done in the sunshine, operations do not have to be in sunshine.

Other business: Confirmed date for February meeting. Holzheimer suggested planning staff bring definitions to planning meetings to help the less knowledgeable. Mullis noted that the Ding Darling Wildlife Society was entering a capital campaign to acquire the Woodring property and pursue other building enhancements, with a \$1.8 million target.

The meeting adjourned at 11 a.m.

-- *Ken Gooderham*

Bylaws subcommittee meeting

Attending: Rohn, McClure, Stuart, Mullins, Cunningham, C. Brown, J. Brown, Holzheimer, Forgey, Gooderham

Recap of December meeting. Discussion of mission. *McClure*: Had to resolve structure of CCP before addressing bylaws details. *Mullins*: Bylaws don't structure organization, they define rules of operation. *Gooderham*: History of panel assignments. *Mullins*: Last bylaws discussion did address structural changes, panel decides to decide structure and asked committee to develop rules. If we have a proposal, bring it before the panel to decide. *Cunningham*: Get panel's position whether we should pursue changes to structure, how panel members are appointed. *CBrown*: Mission decides how you should be structured. *McClure*: If structure doesn't change, then you can proceed to mission. *CBrown*: Mission (citing Paul McCarthy's statement at January meeting) will define what structure needs to accomplish.

JBrown: Panel is the voice of Captiva to Lee County government. Most members are appointed by one organization, is this appropriate to represent interests of all Captiva? *Cunningham*: My December statement at subcommittee meeting did not present alternative. Panel needs to decide. *JBrown*: Cannot decide without knowledge of the alternatives. *Cunningham*: We need a panel, CCA will not argue that. I proposed 3 appointed from CPOA, 3 from CCA, 4 by one from each region. *Stuart*: How will they be chosen regionally? *CBrown*: Business is another constituency. *Gooderham*: Who will assume the risk and pay the bills? *Mullins*: Bigger problem on the island is shortage in the talent pool. Involvement in the panel meetings could give CCA more power rather than direct appointment. You can't regulate who comes from where on the island, we ran into problems with that as well. Panel needs representatives from the island who are trying to move in the right direction. Get involved to make a difference.

Cunningham: Asked for everyone to submit ideas for a mission statement. *CBrown*: Not one voice, a lot of voices going out on the island. Should there be some umbrella that incorporates all these? CCA and CCP overlaps, who's doing what? Total picture, and does our mission makes sense. *Cunningham*: CCA is concerned about the appointment process of the panel. Not the memberships, but how seats are allocated. *McClure*: All 10 seats by nominating committee – not assigned, but all open for nomination. Specify that have to have an interest in future of Captiva. Would CPOA agree to that? *Mullins*: Discussion of how nominating committee has worked in past. *Holzheimer*: Issue is representative, does anyone care what those of us who are not panel members think? Care less of how it's constructed than that it reaches out to the community for input. Operating in the Sunshine is crucial, for the opportunity for input. Are we reaching everybody? *Cunningham*: McClure's proposal an opportunity... how do we appoint members to a nominating committee? One from panel, one from CCA, one from CPOA? *Mullins*: CCA vote is actually the agenda of a small group the inner circle. *CBrown*: Widen scope of nominating committee.

Mission statement: *Cunningham*: Becoming like a town forum, a good function for the organization. *JBrown*: Voice of Captiva concerning anything the county does to govern us. *Mullins*: Interface should not be limited to the county. Representative of the community. McClure & Cunningham to develop proposal for discussion. *McClure*: How to come up with nominating committee that represents all four – citizens, prop owners, business and organizations of Captiva. *CBrown*: Not from those backgrounds, but criteria for selection. *Mullins*: Kelly was one of the biggest proponents of businesses on the island. Discussion of commercial history on island. *Cunningham*: Commercial is also pushing residents off the island, don't want to live next to businesses. *Mullins*: Nice to have a code enforcement agent on the island. *JBrown*: Have nominating committee appoint new panel members, a logical alternative.

Cunningham, McClure and CBrown will meet in the next week to flesh out nominating committee process. *McClure*: Present to panel to get buy-in. *CBrown*: Bylaws committee should work out its recommendations first, before going to panel. *Mullins*: With all the energy spent on this need to know now. *CBrown*: Doesn't take too much time to work this out. *Cunningham*: Develop nominating committee process. *Mullins*: Not consensus of committee, but logical alternative to be explored. *Holzheimer*: County looks forward to what from panel? Discussion.

CBrown: Tackle mission statement before next bylaws meeting? *Cunningham*: Certainly useful. Need to know where you're going and what your goal is. *Holzheimer*: Mission statement...reason for organization to exist? *Cunningham*: Next bylaws meeting to discuss nominating committee prior to taking to panel. *Mullins*: Get on agenda to panel to present on alternative nominating options and structure. Structure and changes. *JBrown*: New nominating process for panel to agree to pursue, or stay locked into the current method. *Cunningham*: Present that to the next panel meeting *Mullins*: Agree to buy in to changes so we don't waste out time on this. *McClure*: Saying "yes" means panel agrees to a bylaws change? Want to change structure of how people are nominated. *Holzheimer*: Advertise meeting that this will be happening at the meeting. *Mullins*: But it's the ten members who need to decide. *JBrown*: Logical to pursue alternative, not giving them a specific alternative. *Mullins*: Don't soft pedal requests that we waste our time on something they won't ultimately agree with. *McClure*: Only nominate the panel members at large, not the entire list? *JBrown*: Not asking for a change, just asking if there's enough merit to pursue this further. *McClure*: Want a more clear signal from panel.

Cunningham: Possible alternate how nominating committee would be selected... criteria and makeup and number. Proposal on how a nominating committee would be established. Present to panel for discussion about existing structure and that this may be a fairer way to improve representation. Yes, pursue this, or no, we want to stay with what we have. *McClure*: Rather get a more specific buy-in from panel now. *Cunningham*: If panel says proceed, we work on this.. If not, we work with small items. *Mullins*: How many panel members do you want to support this? It needs 7 people to agree to proceed. *JBrown*: Will learn something by making this presentation. *Cunningham*: "No go" is easy. "Go" means we discuss at the next bylaws meeting and present in final form at the March panel meeting. Meet to discuss next week, get input from all and email to McClure

Meeting adjourned at 12:45 p.m.

-- *Ken Gooderham*