

**Regular Meeting of the
Captiva Erosion Prevention District**

Tween Waters Inn, Crow's Nest
15951 Captiva Drive, Captiva, Florida

November 10, 2010 @ Noon

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Agenda

**Regular Meeting of the
Captiva Erosion Prevention District**
Tween Waters Inn, Crow's Nest
15951 Captiva Drive, Captiva, Florida 33924
November 10, 2010 @ Noon

- I. Call to Order
- II. Roll Call
- III. Approval of October Minutes
- IV. Public to be Heard
- V. Financial Report
- VI. Report of the Senior Administrative Consultant
 - a) Schedule of Meetings for 2011
 - b) Directors and Officers Insurance Renewal Application
 - c) DEP Visit
 - d) Parking Lot and Lodging Revenues
 - e) Lee County Legislative Delegation Agenda
 - f) Sanibel Captiva Community Bank CD Renewal
- VII. Old Business
 - a) Lee County Manger Letter in reference to Blind Pass
 - b) Modification to Blind Pass Permit
 - c) Policy for Beach Activities
 - d) Boyle Property
- VIII. New Business
 - a) Referendum Results
 - b) 2011 Newsletters (schedule, topics, goals)
 - c) Captiva Holiday Village Ad
 - d) Purchase of safe
 - e) Partners in Progress Contract Increase/Contract Due 6/1/10 – Bob Gray
 - f) TDC Grant Agreements
 - o 5 Year Performance Survey and Engineering Report \$34,749.00
 - o Sand Borrow Area Expansion and Pipeline Modification \$31,200.00
 - o Performance Survey and Report for Blind Pass \$12,066.00
- IX. Commissioner Comments

Adjourn

Minutes

**Special Meeting (Town Hall) of the
Captiva Erosion Prevention District**
‘Tween Waters Inn, Wakefield Room
15951 Captiva Drive, Captiva, Florida 33924
October 19, 2010 @ 1:00 p.m.

Commissioners Present: Mike Mullins (Chairman); Dave Jensen (Treasurer); Harry Kaiser (Secretary); Doris Holzheimer (Vice Chair).

Commissioners Absent; Rene Miville

Consultants Present: Kathleen Rooker (CEPD Senior Administrative Consultant); John Bralove (CEPD Administrative Consultant).

I. Call to Order

The meeting was called to order by Commissioner Mullins at 1:05 p.m.

II. Roll Call

The roll was called and the results are detailed above.

III. Welcome and Introductions

Mr. Mullins introduced the subject matter for today’s meeting and thanked those in the audience for coming. He reminded the audience that today’s meeting is devoted strictly to communicating information about the 2013-14 project. Apportionment will be discussed at the Regular Meeting of the Board and asked that questions regarding that topic be reserved until tomorrow.

IV. PowerPoint Presentation

Ms. Rooker narrated a PowerPoint presentation that covered the following topics:

- Why Beach Nourishment on Captiva;
- How CEPD Works to Nourish Captiva’s Beach;
- Why Now?
- The 2013 Construction Project;
- Voter Referendum

Members of the audience asked questions and Ms. Rooker and the Commissioners present answered them.

V. Questions and Answers

Additional questions were forthcoming from the audience, including one concerning when liens on property were entered and when they legally became effective. Various opinions were offered, but since the Commissioners did not want to give what could be an inaccurate answer, the question would be posed at tomorrow's meeting when CEPD's attorney would be present. Other questions involved apportionment.

VI. Adjourn

The meeting adjourned at 3:05 p.m.

Minutes

**Regular Meeting of the
Captiva Erosion Prevention District**
South Seas Island Resort, Auger Room
5400 Plantation Road, Captiva, Florida 33924
October 20, 2010 @ Noon

Commissioners Present: Mike Mullins (Chairman); Dave Jensen (Treasurer); Harry Kaiser (Secretary); Doris Holzheimer (Vice Chair); Rene Miville (Commissioner).

Consultants Present: Kathleen Rooker (CEPD Senior Administrative Consultant); John Bralove (CEPD Administrative Consultant); Joann Paul, CEPD Accountant; Steve Keehn, P.E., Coastal Planning and Engineering; William Stronge, Ph.D., Economist; Nancy Stroud, CEDP Attorney.

I. Call to Order

The meeting was called to order by Commissioner Mullins at 12:05 p.m.

II. Roll Call

The roll was called and the results are detailed above.

III. Approval of September Minutes

Mr. Kaiser moved and Mr. Jensen seconded a motion to dispense with the reading of the minutes from the September meeting and approve them. The motion was approved without dissent.

IV. Financial Report

Mr. Jensen referred the financial report contained in the agenda materials and asked if there were questions. Mr. Mullins asked about when the auditors were coming in and Ms. Rooker replied that they would start in November and have the final report by January.

There were questions from the audience regarding CEPD's balances and Mr. Jensen and Ms. Paul answered those questions. Mr. Mullins invited those who had additional questions to raise them at the end of the meeting. He also mentioned that anyone wishing the financial information or audits from previous years can get them from the CEPD office.

V. Public Meeting on Beach Maintenance Project Description, Specifications, Estimates, and Tentative Apportionment of Costs

Ms. Rooker started the Public Meeting by presenting information on Hearing Objectives, Project Objectives, Project Description, Apportionment Legislation, How We Pay for the Beach, Why Is the Assessment "Tentative," Assessment Factors, Basis for Apportionment, and What to Do if You Disagree. Dr. William Stronge presented data and information on Overall Benefits; Steve Keehn presented data and information on Storm Protection; and Dr. Stronge returned to present data and information on Recreational Benefit Analysis. Both during and after their presentations, all three presenters took questions from the audience and all the Commissioners added comments and explanations.

VI. Public to be Heard

Members of the audience asked additional questions and made comments. Mr. Keehn, Dr. Stronge, and Ms. Stroud answered questions. Commissioners also responded and helped out with explanations.

VII. Resolution 2010-10

Mr. Mullins read aloud the resolution. After discussion, Mr. Miville moved and Mr. Kaiser seconded a motion to approve the resolution. Mr. Mullins called the roll and each commissioner voted in favor of the resolution.

VIII. Adjourn

The meeting adjourned at 3:05 p.m.

CEPD - GENERAL FUND
 Budget Performance - Summary
 For the One and Twelve Months Ended September 30, 2010

	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)
	Actual -Sept '10	Budget - Sept '10	Variance - Sept '10	Actual YTD	YTD Budget	YTD Variance	Annual Budget	Residual Budget
Ordinary Income/Expense								
Income								
Ad Valorem Tax	0.00	0.00	0.00	313,871.90	308,741.00	5,130.90	308,741.00	0.00
Interest income - Other	47.89	0.00	47.89	1,311.03	0.00	1,311.03	0.00	0.00
Other Income	0.00	100.00	(100.00)	13,042.76	900.00	12,142.76	900.00	0.00
Total Income	<u>47.89</u>	<u>100.00</u>	<u>(52.11)</u>	<u>328,225.69</u>	<u>309,641.00</u>	<u>18,584.69</u>	<u>309,641.00</u>	<u>0.00</u>
Gross Profit	47.89	100.00	(52.11)	328,225.69	309,641.00	18,584.69	309,641.00	0.00
Expense								
Administrative expenses	4,505.78	5,236.00	(730.22)	52,129.47	54,000.00	(1,870.53)	54,000.00	1,870.53
Capital outlay	0.00	750.00	(750.00)	683.64	3,000.00	(2,316.36)	3,000.00	2,316.36
Reserves	103,290.00	103,290.00	0.00	103,290.00	103,290.00	0.00	103,290.00	0.00
Cost of collecting Ad Valorem	0.00	0.00	0.00	8,141.82	4,800.00	3,341.82	4,800.00	0.00
Legal and professional fees	9,470.00	12,046.00	(2,576.00)	147,422.35	144,551.00	2,871.35	144,551.00	0.00
Total Expense	<u>117,265.78</u>	<u>121,322.00</u>	<u>(4,056.22)</u>	<u>311,667.28</u>	<u>309,641.00</u>	<u>2,026.28</u>	<u>309,641.00</u>	<u>0.00</u>
Net Ordinary Income	<u>(117,217.89)</u>	<u>(121,222.00)</u>	<u>4,004.11</u>	<u>16,558.41</u>	<u>0.00</u>	<u>16,558.41</u>	<u>0.00</u>	<u>0.00</u>
Net Income	<u>(117,217.89)</u>	<u>(121,222.00)</u>	<u>4,004.11</u>	<u>16,558.41</u>	<u>0.00</u>	<u>16,558.41</u>	<u>0.00</u>	<u>0.00</u>

NOTE: Residual Budget figures ONLY represent Budgeted Revenue uncollected and Budgeted Expenditures not incurred

CAPTIVA EROSION PREVENTION DISTRICT
 CAPITAL PROJECTS
 BUDGET PERFORMANCE - SUMMARY
 For The One and Twelve Months Ended September 30, 2010

	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)
	Actual - Sept '10	Budget - Sept '10	Variance - Sept '10	YTD Actual	YTD Budget	YTD Variance	Annual Budget	Residual Budget
Ordinary Income/Expense								
Income								
Interest Income	373.26	1,250.00	(876.74)	6,026.43	15,000.00	(8,973.57)	15,000.00	8,973.57
Other miscellaneous revenue	0.00	0.00	0.00	368.95	0.00	368.95	0.00	0.00
Parking lot revenue	11,130.22	0.00	11,130.22	161,661.36	100,000.00	61,661.36	100,000.00	0.00
Refund unused project costs	0.00	0.00	0.00	60,627.52	75,000.00	(14,372.48)	75,000.00	14,372.48
Reserves - General	103,290.00	103,290.00	0.00	103,290.00	103,290.00	0.00	103,290.00	0.00
Total Special Assessments	(8,357.04)	0.00	(8,357.04)	573,694.10	534,330.00	39,364.10	534,330.00	0.00
Total Income	106,436.44	104,540.00	1,896.44	905,668.36	827,620.00	78,048.36	827,620.00	23,346.05
Expense		0.00	0.00	0.00	0.00	0.00	0.00	0.00
Advertising	0.00	0.00	0.00	0.00	2,050.00	(2,050.00)	2,050.00	2,050.00
Annual memberships & fees	500.00	90.00	410.00	500.00	6,000.00	(5,500.00)	6,000.00	5,500.00
Bank service charges	0.00	8.00	(8.00)	3.00	100.00	(97.00)	100.00	97.00
Beach maintenance	0.00	13,000.00	(13,000.00)	62,568.12	123,000.00	(60,431.88)	123,000.00	60,431.88
Blind Pass project	0.00	0.00	0.00	142,875.42	686,965.00	(544,089.58)	686,965.00	544,089.58
Cost of Assessment Collections	0.00	0.00	0.00	1,163.37	1,200.00	(36.63)	1,200.00	36.63
Engineering (CP)	3,048.00	0.00	3,048.00	23,499.44	35,000.00	(11,500.56)	35,000.00	11,500.56
Grant Reimbursement	0.00	0.00	0.00	0.00	374,000.00	(374,000.00)	374,000.00	374,000.00
Insurance	0.00	0.00	0.00	10,644.00	6,100.00	4,544.00	6,100.00	0.00
Parking lot expenses	2,030.25	1,087.00	943.25	26,660.14	26,500.00	160.14	26,500.00	2,963.38
Project Management Support	9,937.60	60,913.00	(50,975.40)	126,575.09	248,800.00	(122,224.91)	248,800.00	124,342.53
Renourishment 2013/14 Design Phase	5,100.00	97,502.00	(92,402.00)	92,915.00	585,000.00	(492,085.00)	585,000.00	492,700.00
Rent	498.11	583.00	(84.89)	5,815.51	7,000.00	(1,184.49)	7,000.00	1,184.49
Storage of records	159.00	160.00	(1.00)	1,908.00	1,910.00	(2.00)	1,910.00	2.00
Website Development	0.00	0.00	0.00	0.00	3,000.00	(3,000.00)	3,000.00	3,000.00
Total Expense	21,272.96	173,343.00	(152,070.04)	495,127.09	2,106,625.00	(1,611,497.91)	2,106,625.00	1,621,898.05
Net Ordinary Income (Loss)	85,163.48	(68,803.00)	153,966.48	410,541.27	(1,279,005.00)	1,689,546.27	(1,279,005.00)	(1,598,552.00)
Total Other Expense	0.00	0.00	0.00	491,874.96	491,915.00	(40.04)	491,915.00	40.29
Net Income	85,163.48	(68,803.00)	153,966.48	(81,333.69)	(1,770,920.00)	1,689,586.31	(1,770,920.00)	(1,598,592.29)

****NOTE Residual Budget figures ONLY reflect Budgeted Assessments to be collected and Budgeted Costs not yet incurred.

CEPD - GENERAL FUND
Balance Sheet
As of September 30, 2010

	<u>September '10</u>
ASSETS	
Current Assets	
Checking/Savings	
S.B.A. Account	112.40
Wachovia - checking	176,289.79
Total Checking/Savings	<u>176,402.19</u>
 Total Current Assets	 <u>176,402.19</u>
 TOTAL ASSETS	 <u><u>176,402.19</u></u>
 LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Other Current Liabilities	
Due to Capital Projects Fund	0.00
Total Other Current Liabilities	<u>0.00</u>
 Total Current Liabilities	 <u>0.00</u>
 Total Liabilities	 0.00
 Equity	
Fund Balance	159,843.78
Net Income	16,558.41
Total Equity	<u>176,402.19</u>
 TOTAL LIABILITIES & EQUITY	 <u><u>176,402.19</u></u>

CEPD - CAPITAL PROJECTS FUND

Balance Sheet
As of September 30, 2010

	<u>September '10</u>
ASSETS	
Current Assets	
Checking/Savings	
Checking Wachovia Capital	1,779,821.97
Sanibel Captiva Bank - CD	250,000.00
SBA	<u>213,939.50</u>
Total Checking/Savings	2,243,761.47
Other Current Assets	
Due From General Fund	<u>0.00</u>
Total Other Current Assets	<u>0.00</u>
Total Current Assets	<u>2,243,761.47</u>
TOTAL ASSETS	<u><u>2,243,761.47</u></u>
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Other Current Liabilities	
Due to other governments	<u>487,597.00</u>
Total Other Current Liabilities	<u>487,597.00</u>
Total Current Liabilities	<u>487,597.00</u>
Total Liabilities	487,597.00
Equity	
Fund Balance	1,837,498.51
Net Income	<u>(81,333.69)</u>
Total Equity	<u>1,756,164.82</u>
TOTAL LIABILITIES & EQUITY	<u><u>2,243,761.82</u></u>

CEPD - CASH POSITIONS
 AS OF SEPTEMBER 30, 2010

	GENERAL FUND	CAPTIAL FUNDS	TOTAL FUNDS
CASH and CASH EQUIVILANTS September 30, 2010			
Checking	\$176,290	\$1,779,822	\$1,956,112
S.B.A.	112	213,940	214,052
Certificates of Deposit		250,000	250,000
TOTAL CASH and CASH EQUIVILANTS September 30, 2010	176,402	2,243,761	2,420,164

PROJECTED ACTIVITY - OCTOBER

Plus:

Parking Lot Receipts		12,881	12,881
Reserves			-
Other Income	3,023	319	3,342
Due From General Fund			-
Special Assessments collected		1,022	1,022
Tax Collector Distribution			-
Total Additions	3,023	14,222	17,245

Less:

Projected Expenditures -

Special Assessment Refunds			-
Partners in Progress	8,500	11,014	19,514
Engineering			-
2013/2014 Renourishment		13,043	13,043
Administrative costs	4,468		4,468
Parking lot		2,217	2,217
Property Appraise/Tax Collector Fees	2,770	5	2,775
Due to Projects			-
Rent	1,386	655	2,041
Reserves			-
Professional Fees	960	7,193	8,153
Total Reductions	18,084	34,127	52,211

Net Projected Increase(Decrease)

	(15,061)	(19,905)	(34,966)
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Proposed 2011 CEPD Regular Meeting Dates

Meetings will be held on the second Wednesday of each month with the exception of September due to FSBPA annual conference.

January 12, 2011

February 9, 2011

March 9, 2011

April 13, 2011

May 11, 2011

*June 8, 2011 (Panel and CEPD meeting would not occur in same week if Panel follows their traditional schedule)

July 13, 2011

August 10, 2011

*September 8, 2011 (**3pm regular meeting** followed by **5:01pm tentative budget hearing**. Date allows for attendance at FSBPA conference on 9/14 – 9/16)

*September 22, 2011 Final Budget Hearing

October 12, 2011

November 9, 2011

December 14, 2011

*2011 Budget Hearings – Budget Hearings cannot occur on the same date as the school board or County Commissioners Budget Hearings. Suggestion is that the first tentative budget hearing be during the first full week in September and the final hearing be during the third full week of September. Tentative dates would be Sept. 8 and Sept. 22 and will need to be adjusted if the BoCC or School Board selects these dates for their hearings.



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Calendar for year 2011 (United States)

January						
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December						
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Holidays and Observances:

Jan 1 New Year's Day	May 30 Memorial Day	Nov 11 Veterans Day
Jan 17 Martin Luther King Day	Jun 19 Father's Day	Nov 24 Thanksgiving Day
Feb 14 Valentine's Day	Jul 4 Independence Day	Dec 24 Christmas Eve
Feb 21 Presidents' Day	Sep 5 Labor Day	Dec 25 Christmas Day
Apr 24 Easter Sunday	Oct 10 Columbus Day (Most regions)	Dec 26 'Christmas Day' observed
May 8 Mother's Day	Oct 31 Halloween	

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EXPIRATION NOTICE



October 6, 2010

Mr. Jason Fox
Wells Fargo Insurance Services USA, Inc.

Re: Captiva Erosion Prevention District
Non Profit Management Liability
D&O, EPL, GTC
Policy Number: EPP8184726

Dear Jason:

The Non Profit Management Liability insurance for Captiva Erosion Prevention District will expire on 1/16/2011. In order to secure the most competitive terms, we will need to receive the renewal materials no later than 30 days prior to the policy expiration:

1. Completed renewal application (attached)
2. Copy of the most recent audited financials and interim financial statements
3. Audited plan financials (if available)
4. Any other information required as attachments to the application, especially details on prior or pending claims and ownership schedule

Non-Renewal Notice: When required by state law, carriers will send out a letter of non-renewal directly to the insured approximately 60 days before the expiration date of the policy. You may wish to advise your client that this is an administrative issue and is not necessarily an indication of how the carrier will handle their individual renewal.

Important Claims Information: It is good practice to review whether any incidents have occurred during the policy term that should be reported to the Insurer prior to the expiration date in order to comply with the notice provisions of the Policy. *Please note that a failure to comply with the Notice Provisions of the Policy may result in declination of coverage.* If you are uncertain as to whether or not a particular situation should be reported, please contact me to discuss this important issue.

Kristina Beasley and I will be working together to service this account. If you have any questions or need our help, please contact either one of us. We look forward to working with you.

Best regards,

1. Name of Organization Captiva Erosion Prevention District
Principal Address 11513 Andy Rasse Lane, Unit 4
City Captiva State FL Zip Code 33924
Contact Kathleen Rooker Title Senior Administrative Consultant
2. Number of Employees 0 Turnover rate in past 12 months 0
3. Annual Salary/Wages Expense \$ 0
4. Total Assets \$ 12,152,767
5. Has there been any change in the Organization's legal structure, purpose(s), tax status or the nature of operations during the past 12 months? If "Yes", please attach details. Yes No
6. Is the Organization or any of its Subsidiaries involved in or presently considering any merger, consolidation, acquisition, divestment or sale of a portion of its business or has a similar transaction been considered or completed during the past 12 months? If "Yes", please attach details. Yes No
7. Has there been during the last year, or are there now pending, any civil, criminal, administrative or arbitration proceedings (including any proceeding initiated before the Equal Employment Opportunity Commission) brought against the Organization or any of its Subsidiaries, or any proposed Insured? Yes No
If "Yes" to any of the above, provide details in an attachment to this Proposal Form including the total defense costs, judgments and/or settlements.

NOTICE TO ARKANSAS APPLICANTS: Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit, or knowingly presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison.

NOTICE TO COLORADO APPLICANTS: It is unlawful to knowingly provide false, incomplete, or misleading facts or information to an insurance company for the purpose of defrauding or attempting to defraud the company. Penalties may include imprisonment, fines, denial of insurance, and civil damages. Any insurance company or agent of an insurance company who knowingly provides false, incomplete or misleading facts or information to a policyholder or claimant for the purpose of defrauding or attempting to defraud the policyholder or claimant with regard to a settlement or award payable from insurance proceeds shall be reported to the Colorado Division of Insurance within the Department of Regulatory Agencies.

NOTICE TO DISTRICT OF COLUMBIA APPLICANTS: Warning: It is a crime to provide false or misleading information to an insurer for the purpose of defrauding the insurer or any other person. Penalties include imprisonment and/or fines. In addition, an insurer may deny insurance benefits if false information materially related to a claim was reported by the applicant.

NOTICE TO FLORIDA APPLICANTS: Any person who knowingly and with intent to injure, defraud, or deceive any insurer files a statement of claim or an application containing any false, incomplete, or misleading information is guilty of a felony of the third degree.

Also provide: Agent name _____ License number _____

OWA APPLICANTS:

Submitted by _____ Date _____
(PRODUCER)

NOTICE TO KENTUCKY APPLICANTS: Any person who knowingly and with intent to defraud any insurance company or other person files an application for insurance containing any materially false information or conceals, for the purpose of misleading, information concerning any fact material thereto commits a fraudulent insurance act, which is a crime.

NOTICE TO MAINE APPLICANTS: It is a crime to knowingly provide false, incomplete or misleading information to an insurance company for the purpose of defrauding the company. Penalties may include imprisonment, fines or a denial of insurance benefits.

NOTICE TO NEW MEXICO APPLICANTS: Any person who includes any false or misleading information on an application for an insurance policy is subject to criminal and civil penalties.

NOTICE TO NEW JERSEY APPLICANTS: Any person who includes any false or misleading information on an application for an insurance policy is subject to criminal and civil penalties.

NOTICE TO NEW YORK APPLICANTS: Any person who, knowingly and with intent to defraud any insurance company or other person, files an application for insurance containing any materially false information, or conceals for the purpose of misleading and fact material thereto, commits a fraudulent insurance act, which is a crime and shall also be subject to a civil penalty not to exceed five thousand dollars (\$5,000.00) and the stated value for each such violation.

NOTICE TO OHIO APPLICANTS: Any person who, with intent to defraud or knowing that he is facilitating a fraud against an insurer, submits an application or files a claim containing a false or deceptive statement is guilty of insurance fraud.

NOTICE TO OKLAHOMA APPLICANTS: WARNING: Any person who knowingly, and with intent to injure, defraud or deceive any insurer, makes any claim for the proceeds of an insurance policy containing any false, incomplete or misleading information is guilty of a felony.

NOTICE TO PENNSYLVANIA APPLICANTS: Any person who knowingly and with intent to defraud any insurance company or other person files an application for insurance or statement of claim containing any materially false information or conceals for the purpose of misleading, information concerning any fact material thereto commits a fraudulent insurance act, which is a crime and subjects the person to criminal and civil penalties.

NOTICE TO TENNESSEE APPLICANTS: It is a crime to knowingly provide false, incomplete or misleading information to an insurance company for the purpose of defrauding the company. Penalties include imprisonment, fines and denial of insurance benefits.

The undersigned President (or Executive Director) declares that to the best of his/her knowledge the statements set forth herein are true and correct and that reasonable efforts have been made to obtain sufficient information from each and every proposed Insured to facilitate the proper and accurate completion of this Proposal Form . The undersigned further agrees that if any significant adverse change in the condition of the applicant is discovered between the date of this Proposal Form and the effective date of the Policy, which would render this Proposal Form inaccurate or incomplete, notice of such change will be reported in writing to the Insurer immediately. The signing of this Proposal Form does not bind the undersigned to purchase the insurance, but it is agreed that this Proposal Form and any material submitted therewith are the representations of the proposed Insureds and are material. It is further agreed that this Proposal Form and any material submitted therewith shall be the basis of the contract should a Policy be issued, and this Proposal Form and any attachments thereto will be attached to and become a part of the Policy.

It is represented that the particulars and statements contained in this Proposal Form are true and are the basis of the Policy and are to be considered as incorporated in and constituting part of the Policy. However, the Policy shall not be voided or rescinded and coverage shall not be excluded as a result of any untrue statement in this Proposal Form, except as to the Organization, its Subsidiaries and those Insured Persons making such untrue statement or having knowledge of its untruth.

By _____ Date _____
SIGNATURE OF PRESIDENT OR EXECUTIVE DIRECTOR

Title _____

A POLICY CANNOT BE ISSUED UNLESS THE PROPOSAL FORM IS PROPERLY SIGNED AND DATED.

PLEASE NOTE: A copy of the Organization's latest annual report or annual audit/examination or internal financial statement must be provided at the time the completed Proposal Form is submitted. This Proposal Form, including any material submitted therewith, shall be treated in strictest confidence.

Please submit this Proposal Form including documentation to:

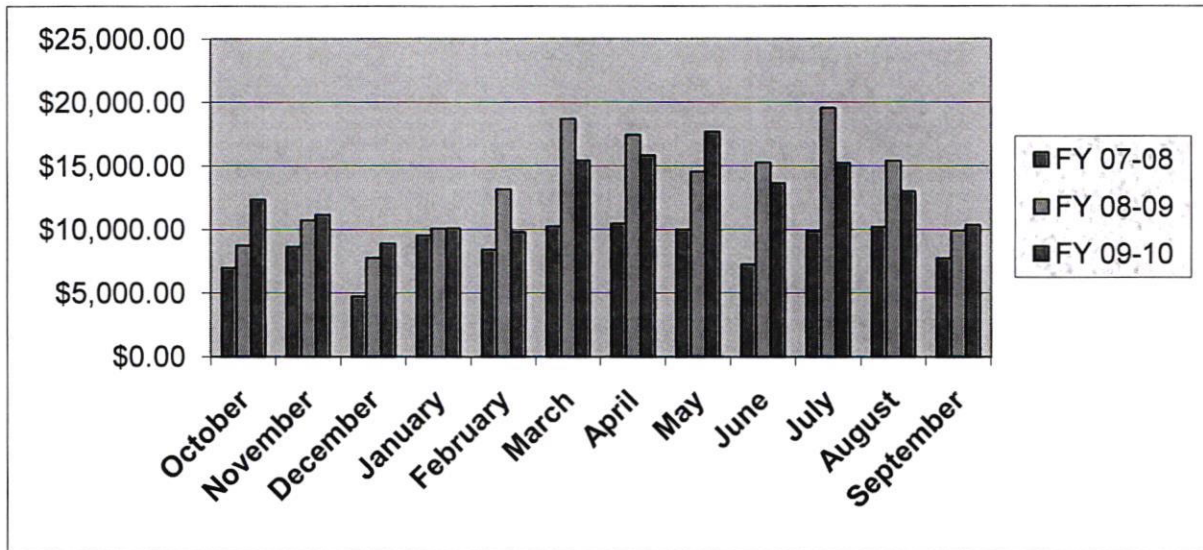
***GREAT AMERICAN INSURANCE GROUP
EXECUTIVE LIABILITY DIVISION
P.O. BOX 66943
CHICAGO, ILLINOIS 60666***

Captiva Erosion Prevention District

Parking Lot Revenue Comparison

FY 2008, 2009, and 2010

Month	FY 2007-08	FY 2008-09	%	FY 2009-10	%	FY 2010-11	%
			Diff.		Diff.		Diff.
October	\$6,976.40	\$ 8,737.40	25.24%	\$ 12,357.59	41.43%		
November	8,630.28	10,722.41	24.24%	11,134.66	3.84%		
December	4,726.56	7,752.31	64.02%	8,869.90	14.42%		
January	9,538.53	10,053.81	5.40%	10,085.06	0.31%		
February	8,400.17	13,161.13	56.68%	9,798.61	-25.55%		
March	10,235.05	18,691.92	82.63%	15,420.47	-17.50%		
April	10,471.67	17,440.75	66.55%	15,822.25	-9.28%		
May	9,989.40	14,544.08	45.60%	17,699.80	21.70%		
June	7,248.95	15,278.03	110.76%	13,631.73	-10.78%		
July	9,867.79	19,554.66	98.17%	15,220.21	-22.17%		
August	10,196.29	15,395.99	51.00%	13,018.92	-15.44%		
September	7,720.17	9,904.18	28.29%	10,339.71	4.40%		
Total	\$ 104,001.26	\$ 161,236.67	55.03%	\$ 153,398.91	-4.86%		



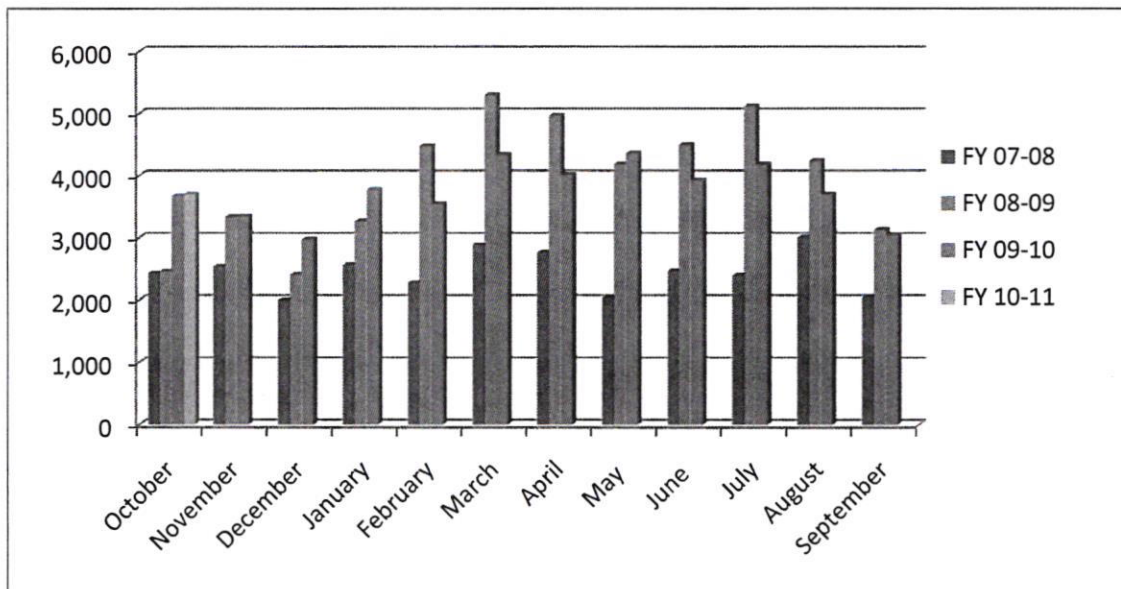
Captiva Erosion Prevention District

Parking Lot Tickets Sold for FY 08, 09, and 10

Month	FY 07-08	FY 08-09	FY 09-10	FY 10-11	% Diff.
October	2,433	2,463	3,672	3,703	0.84%
November	2,537	3,334	3,343		
December	2,004	2,404	2,973		
January	2,563	3,271	3,771		
February	2,281	4,482 **	3,547		
March	2,888	5,301	4,339		
April	2,765	4,971	4,012		
May	2,046	4,190	4,365		
June	2,470	4,502	3,923		
July	2,394 *	5,123	4,186		
August	3,005	4,241	3,703		
September	2,056	3,131	3,036		
12-Month Total	<u>29,442</u>	<u>47,413</u>	<u>44,870</u>		-5.36%

* The one meter at the lot was broken for 7 days.

** A 2nd parking meter was added on February 8, 2009.



Captiva Erosion Prevention District
 Number of People at the Hagerup Beach in 2010
 Winter/Summer Survey Compared to Parking Lot Tickets Sold

	<u>1.5 people/car</u>	<u>2.0 people/car</u>	<u>2.5 people/car</u>	<u>3.0 people/car</u>
Winter/Summer Survey Hagerup Beach (69,046)*				69,046
Parking Lot Tickets Sold Hagerup Beach (44,870)**	67,305	89,740	112,175	134,610

*Source: Table 1.1, "Visits to Captiva Beaches," Strong Consulting, Inc., *Recreational Use of Captiva's Beaches and Economic Impact -2010*. A visit is the equivalent a single individual.

**Source: Excel Spreadsheet "CEPD, Parking Lot Tickets Sold for FY 08, 09, and 10." Each car that parks at the Hagerup Beach must purchase a ticket and display the ticket on their dashboard. The figure of 44,870 is the actual number of tickets sold as indicated on the summary that prints out for each meter when the cash from the two meters is removed. The average number of people in a car has not been surveyed. Therefore, a range from 2.0 to 3.5 people per car is used for comparison.

Could it be that
 some people ~~buy~~ buy a
 shorter time frame ticket
 to start then decide
 to stay and go back
 for a second
 ticket?

Captiva Erosion Prevention District
Lodging Expenditures on Captiva

2010 Winter/Summer Survey *	\$46,099,879
2009 Total Transient Rentals**	\$44,052,433

*TABLE 2.1, "Expenditures of Non-Residents on Captiva," Stronge Consulting, Inc., *Recreational Use of Captiva's Beaches and Economic Impact 2010*.

**Florida Department of Revenue



Lee County Legislative Delegation

State Representative Gary Aubuchon, Chair

MEMORANDUM

TO: All Agencies of Local Government, Interested Parties and SW Florida Media
FROM: Representative Gary Aubuchon, Chairman, Lee County Legislative Delegation
SUBJECT: Lee County Legislative Delegation Meeting and Public Hearing
DATE: November 1, 2010
cc: Members, Lee County Legislative Delegation, Candidates for legislative office

The Lee County Legislative Delegation Meeting has been set for Wednesday, December 15, 2009, 9:00AM – 5:00PM, Taeni Hall (Room S-117) at Edison College. The Delegation will conduct local business including a public hearing on local bills (if filed), funding requests and other issues for which people may have registered to speak.

The deadline for submitting local bills to the Delegation is 5:00pm on Friday, December 3, 2010. All local bills must be accompanied by completed paperwork required by the Florida Legislature, including original signatures of the legislative sponsors, and should be forwarded to Representative Aubuchon at 3501 Del Prado Blvd., Suite 305, Cape Coral, FL 33904.

Requests for placement on the meeting agenda must be submitted in writing to State Representative Aubuchon, Chairman, Lee County Legislative Delegation, 3501 Del Prado Boulevard, Suite 305, Cape Coral, Florida 33904, not later than Friday, December 3, 2010 at 5:00pm. Requests made by electronic mail will be acknowledged within two (2) days of receiving the request.

Presenters who wish to provide supporting materials to the Delegation must submit twenty (20) copies of those materials to the address above by 5:00pm on Friday, December 3, 2010. Each set of materials must be printed on letter-size paper and three-hole punched at the left margin. **Supporting materials may not be submitted by electronic mail.**

The deadline to register to make a general presentation (not related to local bills) to the Delegation is also 5:00pm on Friday, December 3, 2010. All requests for time on the agenda must be submitted in writing, via hard copy letter to the address listed above or via email to paige.biagi@myfloridahouse.gov. The agenda for the meeting will be set by Wednesday, December 8, 2010 and will be changed only to accommodate unforeseen emergencies.

For more information or to request required forms, please contact Paige Anne Biagi, Chief Legislative Assistant to Representative Aubuchon, at 239-344-4900.

All meetings of the Lee County Legislative Delegation are open to the public.



HOME OFFICE
2475 RIVERWAY
SANIBEL, FL 33957

PHONE: 239-472-6100

CAPTIVA EROSION
PREVENTION DISTRICT
P.O. BOX 365
CAPTIVA FL 33924-0365

CUSTOMER: 9422

AS OF: 10/29/10

PAGE 1

Member
FDIC

=====

12 MONTH CERTIFICATE 79004834

=====

ORIGINAL ISSUE DATE:	11/14/08	INTEREST RATE:	2.4700 %
ORIGINAL ISSUE VALUE:	250,000.00	MATURITY DATE:	11/14/10
LAST RENEWAL DATE:	11/14/09	TERM:	12 MONTHS
LAST RENEWAL VALUE:	261,009.86		

* A P P R O A C H I N G R E N E W A L A D V I C E *

YOUR CERTIFICATE WILL MATURE ON 11/14/10 WITH AN INTEREST PAYMENT OF 560.41.
INTEREST PAID SINCE THIS CERTIFICATE WAS LAST RENEWED WILL BE 6,419.69.
INTEREST WILL BE COMPOUNDED ON A DAILY BASIS. INTEREST WILL BE CREDITED TO
YOUR CERTIFICATE MONTHLY. ON 11/15/10, ASSUMING NO OTHER ACTIVITY,
THE PROJECTED BALANCE OF YOUR 12 MONTH CERTIFICATE WILL BE 267,429.55. IF THE
CERTIFICATE RENEWS, THE NEW MATURITY DATE WILL BE 11/14/11.

IF WE DO NOT HEAR FROM YOU WITHIN 10 DAYS AFTER 11/14/10, WE WILL
AUTOMATICALLY RENEW IT FOR THE SAME TIME PERIOD. YOU NEED NOT BRING YOUR
CD IN, UNLESS YOU WISH TO ADD TO IT OR MAKE A CHANGE. THE INTEREST RATE
AND ANNUAL PERCENTAGE YIELD HAVE NOT YET BEEN DETERMINED. THEY WILL BE
AVAILABLE ON 11/14/10. CALL 239-472-6100 FOR RATE AND YIELD INFORMATION.



LEE COUNTY
SOUTHWEST FLORIDA

11-05-10P03:53 RCVL

November 3, 2010

BOARD OF COUNTY COMMISSIONERS

John E. Manning
District One

A. Brian Bigelow
District Two

Ray Judah
District Three

Tammy Hall
District Four

Frank Mann
District Five

Karen B. Hawes
County Manager

David M. Owen
County Attorney

Diana M. Parker
County Hearing Examiner

Mr. Mike Mullins, Chairman
Board of Commissioners
Captiva Erosion Prevention District
Post Office Box 365
Captiva, Florida 33902

Dear Mr. Mullins,

Thank you for your patience in our efforts to resolve the Captiva Erosion Prevention District's (CEPD) issue regarding the formulae used to determine financial responsibility for each party, City of Sanibel, CEPD and Lee County for the Blind Pass Ecozone Restoration Project.


In reviewing the email from Ms. Rooker dated August 18, 2010 regarding the cost share of the project staff reviewed the files and agreements dated June 22, 2004 and April 18, 2000. We find that these agreements were fully endorsed by the CEPD and were in agreement to reimburse Lee County for this project. Specifically, the cost sharing as defined in the August 18, 2010 email does not apply in this situation. This Blind Pass Ecozone Restoration Project was defined in the scope of the project which all parties in good faith agreed on June 22, 2004.

Therefore, we are requesting that the CEPD issue a check in the amount \$138,201.80 for the amount still outstanding (billing dated April 21, 2010) for the costs associated with the initial construction of the project. Additionally, CEPD is required to participate in the monitoring plan. This was brought to the attention of the CEPD board on June 9, 2010.

Until these issues are resolved and payment is made to the County we cannot move forward with any other issues.

Pursuant to the Interlocal Agreement of June 22, 2004, page 7, Section 7bv should a dispute arise the CEPD would have to notify the County and the County would have to respond in 7 days. If we are unable to resolve the dispute through negotiation then we would engage in alternative dispute resolution.

Sincerely,



Karen B. Hawes
County Manager

cc: BoCC #1, #2, #3, #4, #5
David Owen, County Attorney
Andrea Fraser, Deputy County Attorney
Tamara Pigott, Visitor & Convention Bureau
Steve Boutelle, Natural Resources

P.O. Box 398, Fort Myers, Florida 33902-0398 (239) 533-2111

Internet address <http://www.lee-county.com>

AN EQUAL OPPORTUNITY AFFIRMATIVE ACTION EMPLOYER

**CAPTIVA EROSION PREVENTION DISTRICT
Blind Pass Ecozone Restoration Project**

Current Obligations

	<u>Date</u>	<u>Invoice Number</u>	<u>Quarterly Report</u>	<u>Amount Due</u>
	04/21/10	1651	03/31/10	\$138,201.80
	07/14/10	1668	06/30/10	\$283.42
	10/20/10	1684	09/30/10	<u>\$2,029.37</u>
SubTotal				\$140,514.59
Payment Check 1575				<u>-\$2,029.37</u>
Currently Due				\$138,485.22

	<u>Total Obligation</u>	<u>CEPD Share</u>
Current Encumbrances		
Coastal Engineering		
Design Update/Permit Mod Submittal	\$31,338.50	\$10,828.79
Monitoring Seagrass Mitigation/ Transplanted Seagrass Mitigation/ Physical Monitoring Survey & Report	\$94,230.00	\$32,485.79
Sanibel Captiva Conservation Foundation	<u>\$12,060.00</u>	<u>\$4,157.68</u>
Total Current Encumbrances	\$137,628.50	\$47,472.26

	<u>Total Obligation</u>	<u>CEPD Share</u>
Future Estimated Obligations		
Turtle Monitoring (2 Additional Years)	\$24,000.00	\$8,274.00
Beach Tilling (2 Additional Years)	\$6,000.00	\$2,068.50
Physical Monitoring (2 Additional Years)	<u>\$144,000.00</u>	<u>\$49,644.00</u>
Total Future Estimated Obligations	\$174,000.00	\$59,986.50

revised CEP D
10/24/10
NRB

Writers Direct Dial (239) 533-8566

BOARD OF COUNTY COMMISSIONERS

Bob Janes
District One October 25, 2010

A. Brian Bigelow
District Two Dr. Lainie Edwards, Ph. D

Ray Judah
District Three Florida Department of Environmental Protection
Bureau of Beaches and Coastal Systems

Tammy Hall
District Four 3900 Commonwealth Blvd., MS 300
Tallahassee, Florida 32399-3000

Frank Mann
District Five

Karen B. Hawes
County Manager Subject: Blind Pass Restoration (0265943-JC)
Permit Modification Request
Sediment Basin and Multiple Fill Areas

David M. Owen
County Attorney

Diana M. Parker
County Hearing
Examiner Dear Dr. Edwards:

Lee County is requesting a permit modification to the Blind Pass Restoration project. Specifically, the County is seeking the following:

- A 50 foot sediment basin seaward of Blind Pass Bridge;
- Authorization to use multiple fill sites in future projects depending on conditions at the time of construction; and,
- Authorization to maintenance dredge prior to the current 5 year schedule.

The modification is requested to improve the inlet's stability while also addressing issues encountered during initial construction. The reasoning for each modification request and supporting information is provided below.

50ft Wide Sediment Basin

The proposed sediment basin is shown on the attached drawings and generally extends from Blind Pass Bridge (Station 9+87) seaward to the -10 NAVD contour. The basin is expected to extend the project life and address a property rights issue encountered during construction.

The Post Construction survey verified approximately 55,947 cyds had been removed and 7,223 cyds remained within the template and seaward of Blind Pass Bridge. The 6 month monitoring survey showed approximately 30,728 cyds in the template and seaward of the bridge. This information shows a sizeable material volume was not removed during construction and the pass experienced a shoaling rate of 23,505 cyds within the five (5) month period between surveys.

The reason the majority of material was not removed during construction is attributable to a settlement agreement the County entered prior to construction. The agreement was made to avoid litigation over a property ownership dispute. However, it narrowed the dredge template

by approximately 20% (28ft) at Station 6+57. Tapered boundaries also extended in both directions from Station 0+00 to 10+00.

The sediment basin is proposed to provide offsetting flow area for that lost through the settlement agreement and additional room to capture material transport. The 50 foot dimension was selected to provide sufficient width to the template and avoid potential impacts to the terminal groin on Captiva Island.

Multiple Fill Sites

Two additional fill sites, along with the original, are proposed to enable proactive shoreline management. The original site, near R-111, was selected due to its close proximity and ability to provide storm protection to an evacuation route. The alternate sites provide beneficial options if the evacuation route appears substantially protected at the time a maintenance event is scheduled. Protecting the route maintains a priority, but the site enables increased sediment transport back into the channel.

The initial project provided an 80 foot profile extension in front of the excavation route. Consequently, it also created a visible material drift back into the template immediately after placement. This action is considered the largest contributor to the high sedimentation rate referenced above. For this reason, it is requested the County may have alternate locations for material placement when sufficient storm protection for the roadway is believed in place.

The two additional sites are shown on the attached drawings and each provides unique project benefits. The shoreline between R116 and R118 is designated as critically eroding and managed as a public beach park. Sand placement in this area would provide additional recreational opportunities for beachgoers and also wildlife habitat. The lack of development provides resources for sea turtle nesting and shorebird activity.

Shoreline between R95 to R97 is part of the Captiva Nourishment and also labeled as critically eroding. Monitoring of the nourishment project has identified the location as a hot spot¹. Material placement here would be selected to address excessive erosional stresses and prolong the project life. The site provides adequate distance from the pass to exclude immediate sediment re-entry into the dredge template.

Increased Maintenance Schedule

Authorization to dredge ahead of the 5 year schedule is requested to address sediment infilling and benefit from contractors in the area. The maintenance event, including the sediment basin, would create a hydraulic channel sufficient to meet the original design intent. This did not occur during the initial construction due to the constricted template. The flow was impeded by sediment due to the property rights resolution. Dredging now before the complete channel infills would provide the initial design intent with the least work requirement. As the pass and subsequent channel collect sediment, it will require additional work to clean the area.

1. Coastal Planning & Engineering, Inc. (2010), "Captiva Island Beach Renourishment Project; Engineering and Design Report" Boca Raton, Florida.

It is also perceived the next maintenance event will be coupled with another project in the area. The Estero Island Restoration is anticipated to be constructed in early 2011. The possibility to couple Blind Pass with Estero will be maintained through the latter's bidding process, which is expected to begin in November.

Grain Size Analysis

Sediment data for the extra material anticipated from the sediment basin is attached in the form of drilling logs, granulometric reports, grain size distribution curves, core photographs, core characteristics, and composite characteristics. The information was previously submitted during the initial permitting process and is provided again for clarity. Data is only provided for three sediment cores representing the closest samples to the proposed sediment basin. A site map showing the core locations is also provided.

The information for each sample includes the mean, median, sorting, Munsell color, and percent (%) silt and is shown in the granulometric reports. Percent carbonate was not determined during analysis. Similar information for composites representing each individual core and the composite dredge material is provided in the attached Core Characteristics and Composite Characteristics table, respectively.

Native sediment characteristics taken from the 2006 post construction report for Captiva Island² and provided below. Characteristics for the dredge material are also provided for comparison.

Representative Sediment Characteristics for Native and Dredge Material

Monument	Mean Grain Size		Sorting	% Silt	Munsell Color
	(mm)	(PHI)			
Native Material					
R-95 +520	0.45	1.15	0.93	0.70	10 YR 5.5/1
R-116	0.40	1.32	0.69	0.67	2.5 Y 5/0
R-118	0.38	1.39	0.62	1.33	2.5 Y 5/0
Dredge Material					
C1	1.39	-0.47	1.66	0.33	10 YR-7/1
C23	0.48	1.05	1.39	0.83	10 YR-7/1
C22	0.75	0.42	1.72	0.91	10 YR-7/1
Composite	0.98	0.04	1.77	0.63	10 YR-7/1

Blind Pass Restoration
Permit Modification Request
October 14, 2010

pg. 4

The proposed modifications for Blind Pass are offered as alternatives for improved shoreline management and inlet stability. The changes stem from situations encountered during the initial construction and were developed to aid in obtaining design goals. If there are any questions or additional information is required, please contact me.

Sincerely,

LEE COUNTY PUBLIC WORKS
Division of Natural Resources



Robert Neal, P.E.
Coastal Engineer

cc Kathy Rooker – CEPD
Michael Poff – CEC
Steve Boutelle – Lee County

Permit Sketches

BLIND PASS MAINTENANCE DREDGING PERMIT PLANS

PREPARED FOR
LEE COUNTY BOARD OF COUNTY COMMISSIONERS

INDEX:

1. COVER SHEET
2. LOCATION MAP
3. DREDGE SITE PLAN
4. SANIBEL BEACH FILL
5. CAPTIVA BEACH FILL
6. CROSS SECTIONS 0+00 TO 8+00
7. CROSS SECTIONS 10+00 TO 18+00
8. BEACH FILL TYPICAL CROSS SECTION



GENERAL NOTES:

1. AERIAL PHOTOGRAPHS PROVIDED BY LEE COUNTY, DATED JANUARY 2010.
2. PROJECT LIMITS ALONG THE BEACH EXTEND FROM R95 SOUTH TO R118.
3. CONTRACTOR SHALL FIELD VERIFY LOCATION OF TERMINAL GROIN.

LEE COUNTY
N.T.S.

SURVEY NOTES:

1. ELEVATIONS REFERENCE NAVD88.
2. COORDINATES SHOWN HEREON ARE BASED ON THE NORTH AMERICAN DATUM 1983/1990 ADJUSTMENT, FLORIDA MERCATOR WEST ZONE.
3. BLIND PASS CHANNEL BATHYMETRIC SURVEY BY COASTAL ENGINEERING CONSULTANTS, INC., JANUARY 2010.
4. BEACH PROFILE SURVEY FOR R110 TO R118 BY COASTAL ENGINEERING CONSULTANTS, INC., SEPTEMBER 2009.
5. BEACH PROFILE SURVEY FOR R95 TO R109 BY COASTAL, PLANNING & ENGINEERING (CPE), SEPTEMBER 2009.
6. MHW & MLW DATA TAKEN FROM CAPTIVA NOURISHMENT 1 YEAR MONITORING REPORT (CPE, 2007).

COASTAL ENGINEERING CONSULTANTS, INC.
FLORIDA BUSINESS AUTHORIZATION NO. LB 2464

MICHAEL T. POFF, VP
PROFESSIONAL ENGINEER
FLORIDA LICENSE NO. 48218
DATE OF SIGNATURE:

SHEET 1 OF 9
FILE NO. 10058-1

COASTAL ENGINEERING CONSULTANTS INC.
A CECI GROUP COMPANY
Serving Florida Since 1977
3106 SOUTH HORSESHOE DRIVE
NAPLES, FLORIDA 34104

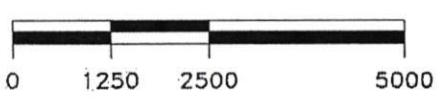
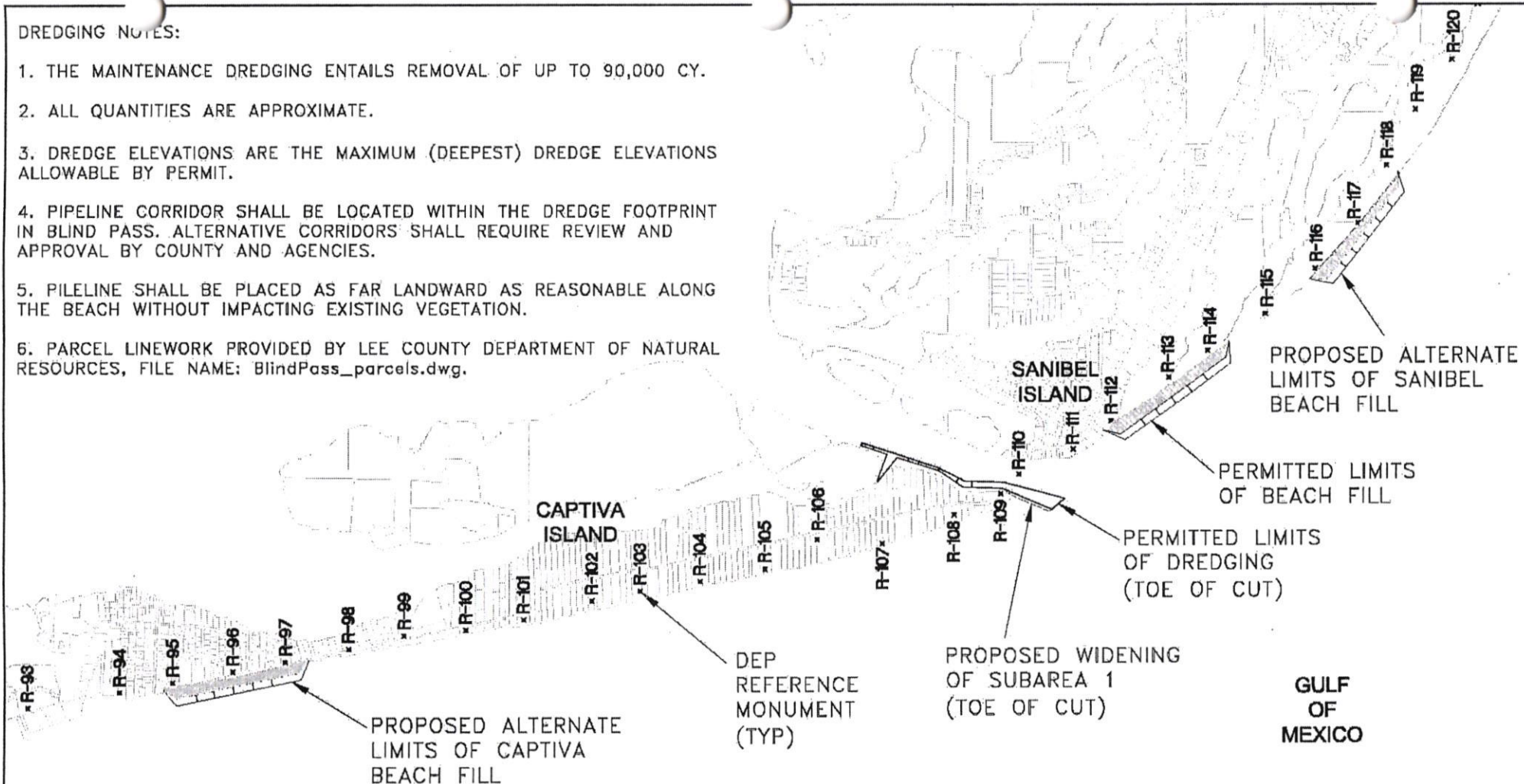
CIVIL ENGINEERING
SURVEY & MAPPING
COASTAL ENGINEERING
ENVIRONMENTAL
PLANNING SERVICES
PHONE: (239)643-2324
FAX: (239)643-1143
www.coastalengineering.com
E-Mail: info@cecfi.com

CLIENT: LEE COUNTY BOARD OF COMMISSIONERS
TITLE: COVER SHEET

DATE:	8/10/10	SCALE:	AS NOTED				
DRAWN:	SDO	F.B.					
CHECKED:	MTP	PG.					
SEC.	TWP.	RNG.					
ACAD NO.	10058_P1.dwg						
REF. NO.	10.058	NO.	DATE	BY	REVISION DESCRIPTION		

DREDGING NOTES:

1. THE MAINTENANCE DREDGING ENTAILS REMOVAL OF UP TO 90,000 CY.
2. ALL QUANTITIES ARE APPROXIMATE.
3. DREDGE ELEVATIONS ARE THE MAXIMUM (DEEPEST) DREDGE ELEVATIONS ALLOWABLE BY PERMIT.
4. PIPELINE CORRIDOR SHALL BE LOCATED WITHIN THE DREDGE FOOTPRINT IN BLIND PASS. ALTERNATIVE CORRIDORS SHALL REQUIRE REVIEW AND APPROVAL BY COUNTY AND AGENCIES.
5. PIPELINE SHALL BE PLACED AS FAR LANDWARD AS REASONABLE ALONG THE BEACH WITHOUT IMPACTING EXISTING VEGETATION.
6. PARCEL LINWORK PROVIDED BY LEE COUNTY DEPARTMENT OF NATURAL RESOURCES, FILE NAME: BlindPass_parcel.dwg.



SCALE: 1" = 2500'

COASTAL ENGINEERING CONSULTANTS, INC.
FLORIDA BUSINESS AUTHORIZATION NO. LB 2464

MICHAEL T. POFF, VP
PROFESSIONAL ENGINEER
FLORIDA LICENSE NO. 48218
DATE OF SIGNATURE:

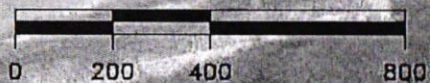
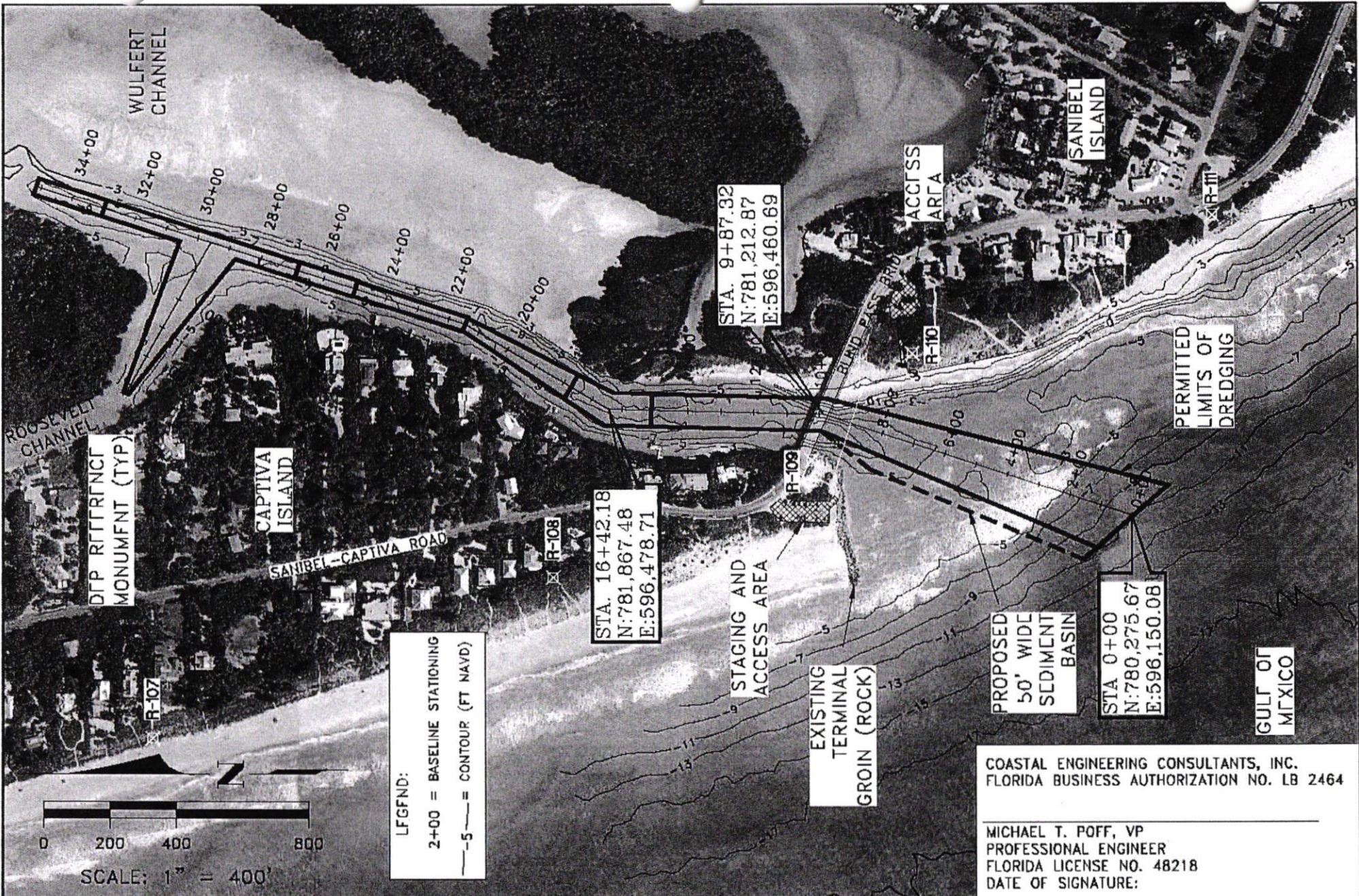
COASTAL ENGINEERING CONSULTANTS INC.
A CECI GROUP COMPANY
Serving Florida Since 1977
106 SOUTH HORSESHOE DRIVE
NAPLES, FLORIDA 34104

CIVIL ENGINEERING
SURVEY & MAPPING
COASTAL ENGINEERING
ENVIRONMENTAL
PLANNING SERVICES

PHONE: (239)643-2324
FAX: (239)643-1143
www.coastalengineering.com
E-Mail: info@cecfi.com

CLIENT: LEE COUNTY BOARD OF COMMISSIONERS
TITLE: LOCATION MAP

DATE:	8/10/10	SCALE:	AS NOTED
DRAWN:	SDO	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	10058_P2.dwg		
REF. NO.	10.058	NO.	DATE
		BY	REVISION DESCRIPTION



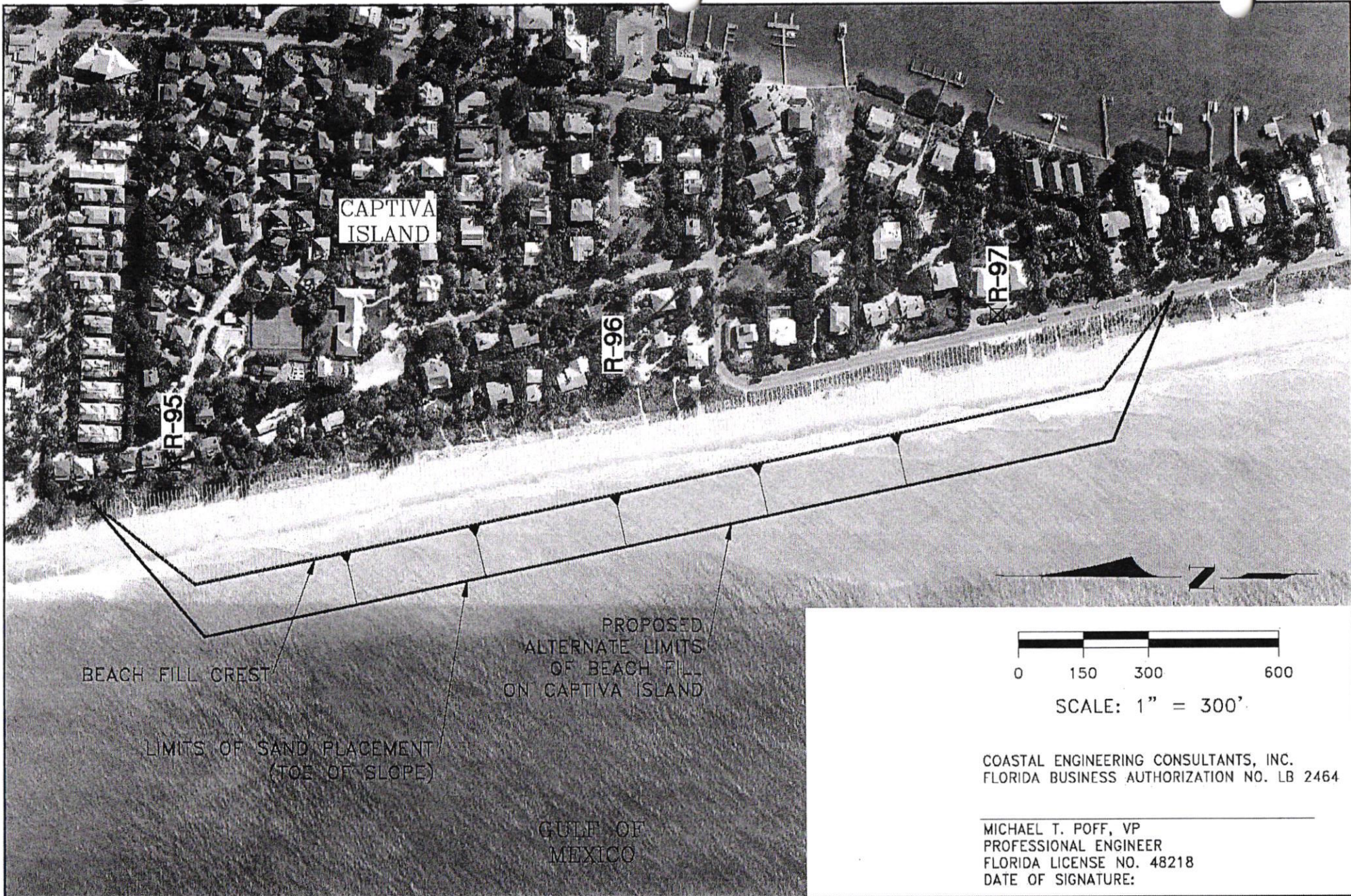
SCALE: 1" = 400'

LFGFND:
 2+00 = BASELINE STATIONING
 -5 = CONTOUR (FT NAVD)

COASTAL ENGINEERING CONSULTANTS, INC.
 FLORIDA BUSINESS AUTHORIZATION NO. LB 2464

MICHAEL T. POFF, VP
 PROFESSIONAL ENGINEER
 FLORIDA LICENSE NO. 48218
 DATE OF SIGNATURE:

<p>COASTAL ENGINEERING CONSULTANTS, INC. A CECI GROUP COMPANY Saving Florida Since 1977 3106 SOUTH HORSESHOE DRIVE NAPLES, FLORIDA 34104</p>	CIVIL ENGINEERING SURVEY & MAPPING COASTAL ENGINEERING ENVIRONMENTAL PLANNING SERVICES	CLIENT: LEE COUNTY BOARD OF COMMISSIONERS	DATE: 8/10/10	SCALE: AS NOTED				
		TITLE: DREDGE SITE PLAN	DRAWN: SDD	F.B.				
			CHECKED: MTP	PG.				
			SEC. TWP. RNO.					
			ACAD NO. 1005B_P3.dwg					
		REF. NO. 10.058			NO.	DATE	BY	REVISION DESCRIPTION



COASTAL ENGINEERING CONSULTANTS, INC.
 FLORIDA BUSINESS AUTHORIZATION NO. LB 2464

MICHAEL T. POFF, VP
 PROFESSIONAL ENGINEER
 FLORIDA LICENSE NO. 48218
 DATE OF SIGNATURE:

SHEET **P5**
 FILE NO. **10058-P-5**

COASTAL ENGINEERING CONSULTANTS INC.
 A CECI GROUP COMPANY
 Serving Florida Since 1977

3106 SOUTH HORSESHOE DRIVE
 NAPLES, FLORIDA 34104

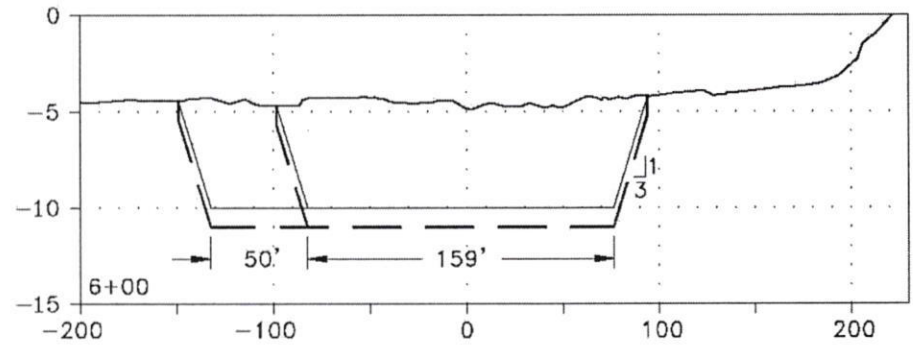
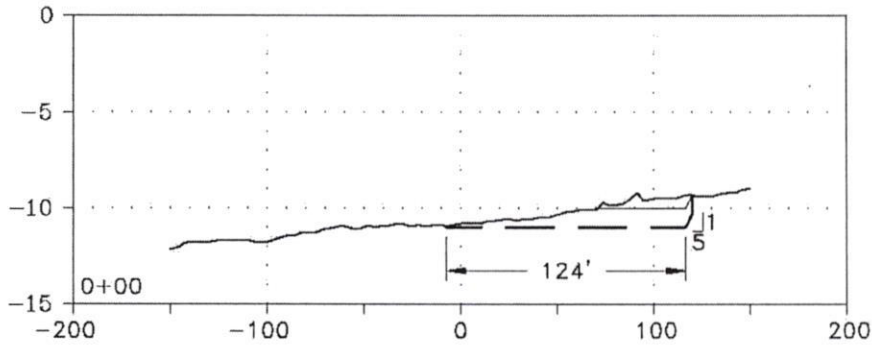
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 COASTAL ENGINEERING
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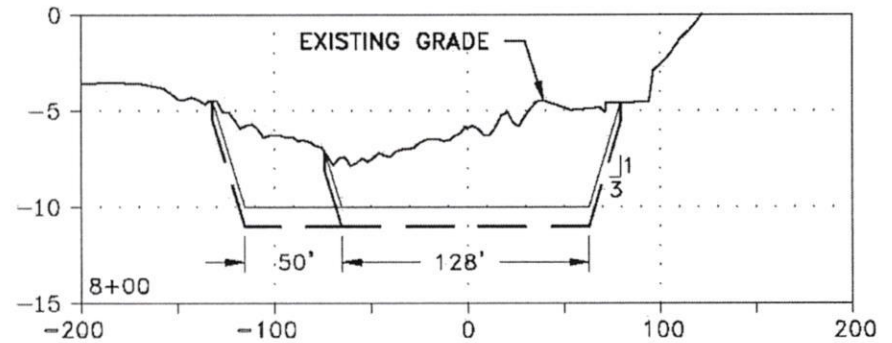
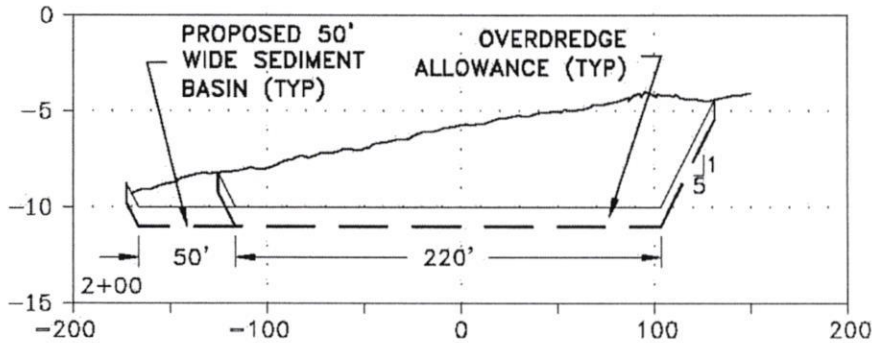
CLIENT: **LEE COUNTY BOARD OF COMMISSIONERS**

TITLE: **CAPTIVA BEACH FILL**

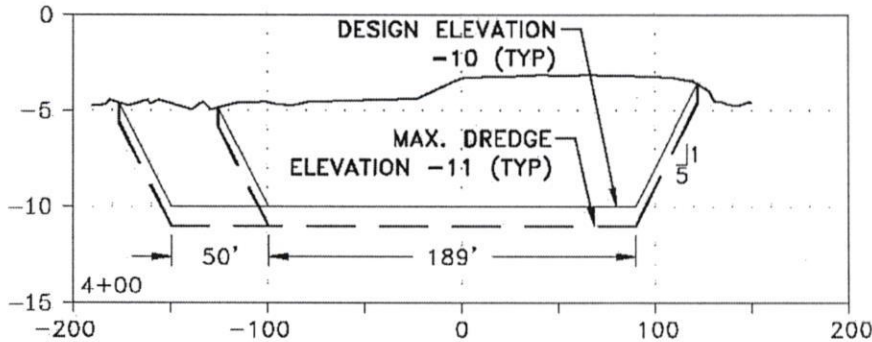
DATE:	8/10/10	SCALE:	AS NOTED				
DRAWN:	SDO	F.B.					
CHECKED:	MTP	PG.					
SEC.	TWP.	RNG.					
ACAD NO.	10058_P5.dwg						
REF. NO.	10.05B	NO.	DATE	BY	REVISION DESCRIPTION		



ELEVATION (FT NAVD88)



DISTANCE FROM CENTERLINE (FT)



DISTANCE FROM CENTERLINE (FT)

NOTES:

1. BATHYMETRIC SURVEY CONDUCTED BY COASTAL ENGINEERING CONSULTANTS, INC., JANUARY 2010.
2. ELEVATIONS SHOWN HEREON ARE BASED ON NORTH AMERICAN VERTICAL DATUM (NAVD 1988).
3. HYDROGRAPHIC SURVEY ACCURACIES AND PROCEDURES ARE IN ACCORDANCE WITH GENERAL SURVEY STANDARDS, AS DEFINED BY THE U.S. ARMY CORPS OF ENGINEERS, HYDROGRAPHIC SURVEY MANUAL.
4. INFORMATION SHOWN HEREON REFLECTS CONDITIONS AS THEY EXISTED ON THE SURVEY DATE SHOWN AND CAN ONLY BE CONSIDERED INDICATIVE OF CONDITIONS AT THAT TIME.

SCALE:

H: 1" = 100'
V: 1" = 10'

COASTAL ENGINEERING CONSULTANTS, INC.
FLORIDA BUSINESS AUTHORIZATION NO. LB 2464

MICHAEL T. POFF, VP
PROFESSIONAL ENGINEER
FLORIDA LICENSE NO. 48218
DATE OF SIGNATURE:

SHEET 8 OF 8
FILE NO. 10058-8

COASTAL ENGINEERING CONSULTANTS INC.

A CECI GROUP COMPANY
Serving Florida Since 1977

3106 SOUTH HORSESHOE DRIVE
NAPLES, FLORIDA 34104

CIVIL ENGINEERING
SURVEY & MAPPING
COASTAL ENGINEERING
ENVIRONMENTAL
PLANNING SERVICES

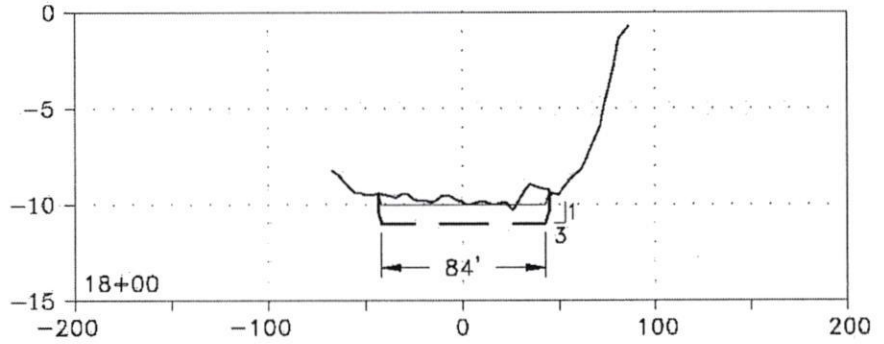
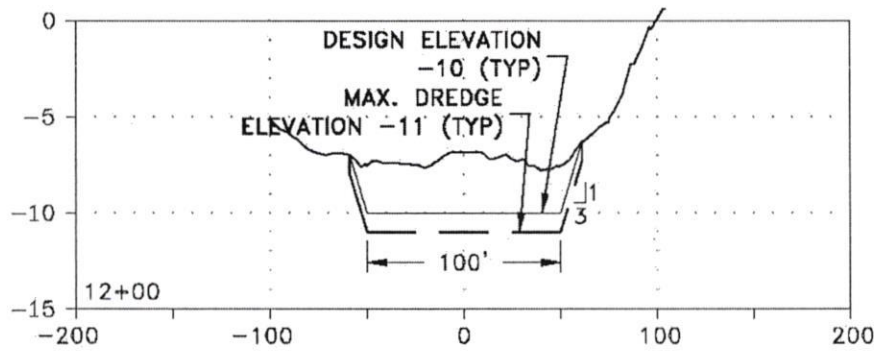
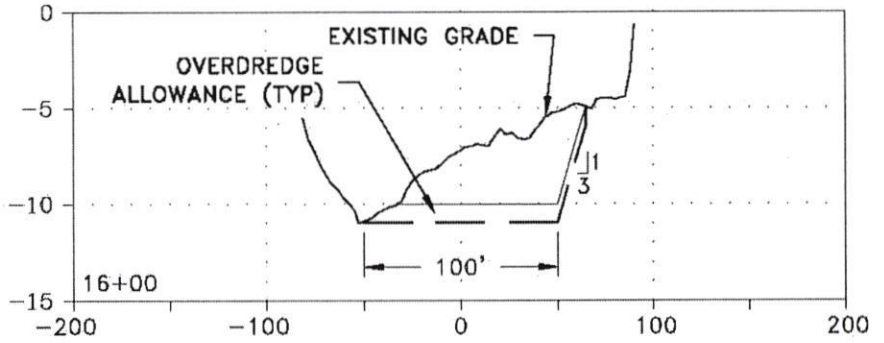
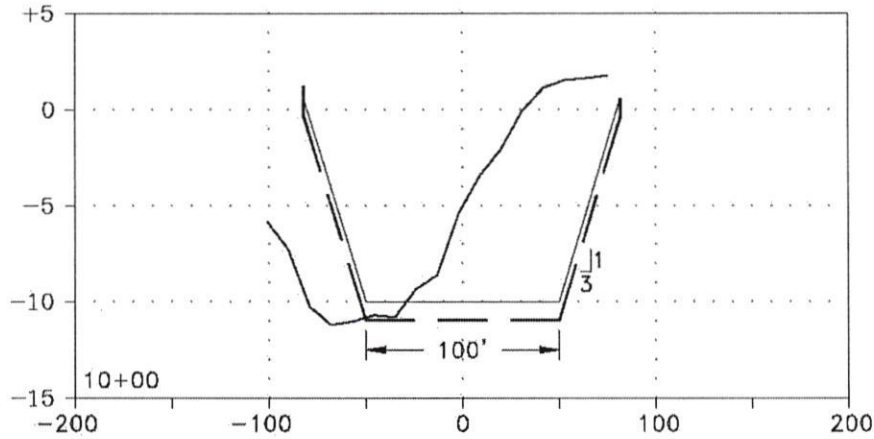
PHONE: (239)643-2324
FAX: (239)643-1143
www.coastalengineering.com
E-Mail: info@cecfi.com

CLIENT: LEE COUNTY BOARD OF COMMISSIONERS

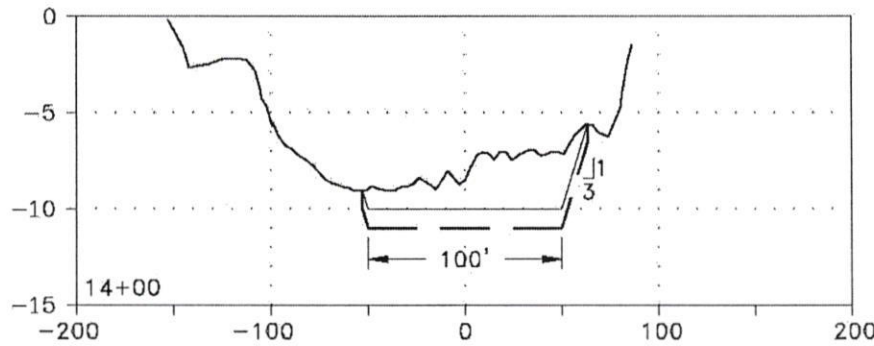
TITLE: CROSS SECTIONS
0+00 TO 8+00

DATE:	8/10/10	SCALE:	AS NOTED
DRAWN:	SDO	F.B.	
CHECKED:	MTP	PG.	
SEC.	TWP.	RNG.	
ACAD NO.	10058_P6.dwg		
REF. NO.	10.058	NO.	DATE
		BY	REVISION DESCRIPTION

ELEVATION (FT NAVD88)



DISTANCE FROM CENTERLINE (FT)



DISTANCE FROM CENTERLINE (FT)

COASTAL ENGINEERING CONSULTANTS, INC.
FLORIDA BUSINESS AUTHORIZATION NO. LB 2464

SCALE:
H: 1" = 100'
V: 1" = 10'

MICHAEL T. POFF, VP
PROFESSIONAL ENGINEER
FLORIDA LICENSE NO. 48218
DATE OF SIGNATURE:

SHEET 1058-P-7

COASTAL ENGINEERING CONSULTANTS INC.
A CECI GROUP COMPANY
Serving Florida Since 1977
3106 SOUTH HORSESHOE DRIVE
NAPLES, FLORIDA 34104

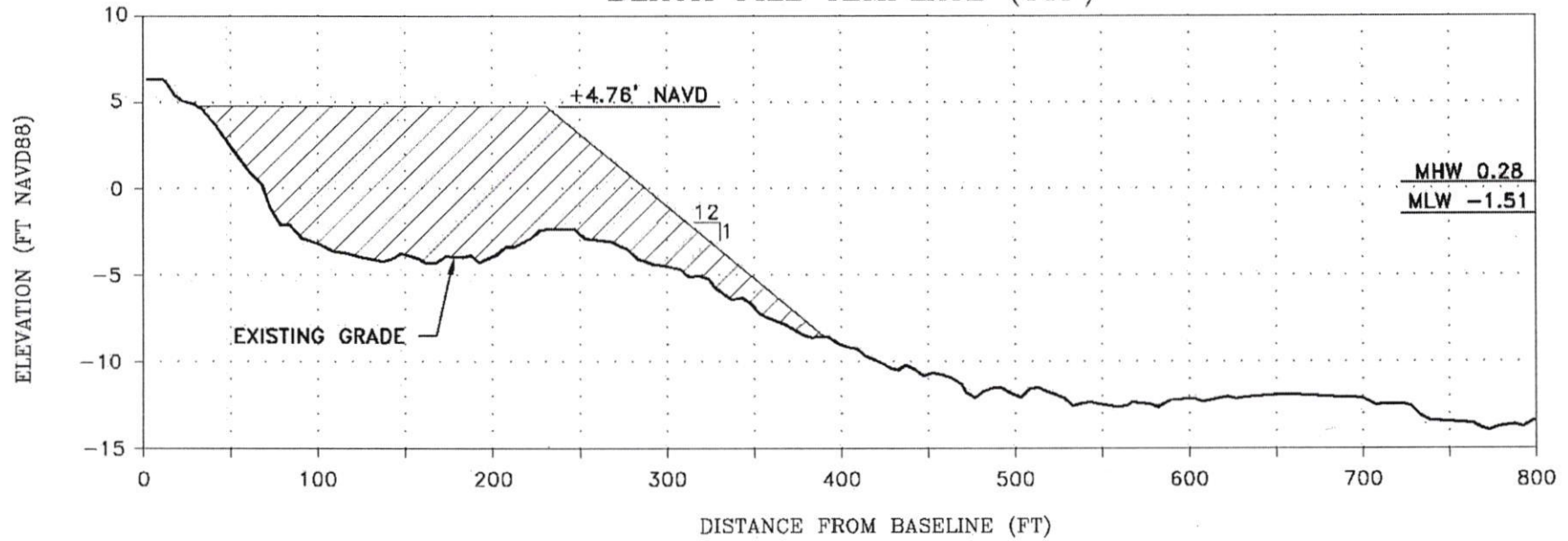
CIVIL ENGINEERING
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PHONE: (239)643-2324
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www.coastalengineering.com
E-Mail: Info@ceci-fl.com

CLIENT:
LEE COUNTY BOARD OF COMMISSIONERS
TITLE:

**CROSS SECTIONS
10+00 TO 18+00**

DATE:	8/10/10	SCALE:	AS NOTED				
DRAWN:	SDO	F.B.					
CHECKED:	MTP	PG.					
SEC.	TWP.	RNG.					
ACAD NO.	10058_P6.dwg						
REF. NO.	10.058	NO.	DATE	BY	REVISION DESCRIPTION		

BEACH FILL TEMPLATE (TYP)



COASTAL ENGINEERING CONSULTANTS, INC.
 FLORIDA BUSINESS AUTHORIZATION NO. LB 2464

MICHAEL T. POFF, VP
 PROFESSIONAL ENGINEER
 FLORIDA LICENSE NO. 48218
 DATE OF SIGNATURE:

SHEET 8
 FILE NO. 10058-P-8

COASTAL ENGINEERING CONSULTANTS INC.
 A CECI GROUP COMPANY
 Serving Florida Since 1977
 3106 SOUTH HORSESHOE DRIVE
 NAPLES, FLORIDA 34104

CIVIL ENGINEERING
 SURVEY & MAPPING
 COASTAL ENGINEERING
 ENVIRONMENTAL
 PLANNING SERVICES
 PHONE: (239)643-2324
 FAX: (239)643-1143
 www.coastalengineering.com
 E-Mail: Info@cecfll.com

CLIENT: LEE COUNTY BOARD OF COMMISSIONERS
 TITLE: BEACH FILL TYPICAL CROSS SECTION




DATE:	8/10/10	SCALE:	AS NOTED				
DRAWN:	SDO	F.B.					
CHECKED:	MTP	PG.					
SEC.	TWP.	RNG.					
ACAD NO.	10058_P5.dwg						
REF. NO.	10.058	NO.	DATE	BY	REVISION DESCRIPTION		

Site Map with Core Locations



- NOTES:**
1. EXCAVATION LIMITS FOR THE PROPOSED SEDIMENT BASIN ARE -11 NAVD88.
 2. LIMITS AS SHOWN REPRESENT THE CHANNEL BOTTOM OR DESIGN ELEVATION.
 3. PHOTOGRAPHY DATED OCTOBER 2009.
 4. CORE SAMPLES (C1, C22 & C23) COLLECTED ON MARCH 10, 2004.
 5. INITIAL MAINTENANCE EVENT CONCLUDED ON DECEMBER 12, 2009.

LEGEND

-  PROPOSED SEDIMENT BASIN
-  PERMITTED CHANNEL LIMITS
-  CORE LOCATION



SCALE:	1" = 400'
SHEET:	01 OF 01
FILE:	S:\NATRES\MARINE\BEACHMANAGEMENT\BLINDPASS\DRAWINGS\BLINDPASS PERMITMOD_10122010.dwg
DATE:	OCT. 12, 2010
BY:	RRN
CHECKED:	RRN

 **LEE COUNTY**
SOUTHWEST FLORIDA

NATURAL RESOURCES DIV
1500 Monroe St. Fort Myers, Florida 33901
Ph. (239) 533-8109 Fax. (239) 485-8408

TITLE: **FIGURE 1**
BLIND PASS RESTORATION
PERMIT MOD. - SEDIMENT BASIN
CORE LOCATIONS

Property Data for Parcel 26-45-21-04-00001.0010

Owner Of Record

BOYLE JAMES C +
BAINOR-BOYLE FRANCES C H/W
PO BOX 147
CAPTIVA FL 33924

Site Address

14790 CAPTIVA DR
CAPTIVA FL 33924

Legal Description

GULF VIEW
AS DESC OR 0974/0636 + OR 2075/1989
PB 3 PG 8
LOTS 1 2 + 3

Classification / DOR Code

SINGLE FAMILY RESIDENTIAL / 01

[Viewer] Tax Map [Print]



[Pictometry Aerial Viewer]

Image of Structure



◀ Photo Date September of 2005 ▶

Property Values (2010 Tax Roll)

Just	1,559,207
Assessed	1,559,207
Portability Applied	0
Assessed SOH	837,806
Taxable	787,806
Building	57,335
Building Features	Incl. in bldg value
Land	1,501,872
Land Features	Incl. in land value
SOH Difference	721,401

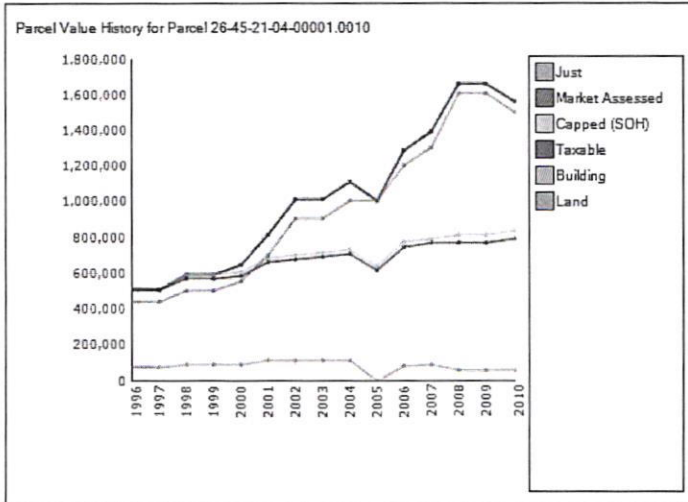
Exemptions

Homestead	25,000
Additional Homestead	25,000
Widow	0
Widower	0
Disability	0
Wholly	0
Senior	0
Agriculture	0

Attributes

Land Units of Measure	UT
Total Number of Land Units	1.00
Frontage	0
Depth	0
Total Number of Buildings	1
Total Bedrooms	2
Total Bathrooms	2.0
Total Buildings Sq Ft	1,683
1st Year Building on Tax Roll	1936
Historic District	Yes

Property Value History



Tax Year	Just	Market Assessed	SOH Assessed	Taxable	Building	Land	Source
1996	508,870	508,870	508,870	508,870	72,370	436,500	ROLL
1997	508,870	508,870	508,870	508,870	72,370	436,500	ROLL
1998	591,300	591,300	591,300	566,300	91,300	500,000	SOH
1999	591,300	591,300	591,300	566,300	91,300	500,000	SOH
2000	641,300	641,300	607,270	582,270	91,300	550,000	SOH
2001	809,440	809,440	685,490	660,490	109,440	700,000	SOH
2002	1,010,300	1,010,300	697,320	672,320	109,440	900,860	SOH
2003	1,010,470	1,010,470	714,060	689,060	109,320	901,150	SOH
2004	1,110,470	1,110,470	727,620	702,620	109,320	1,001,150	SOH
2005	1,001,150	1,001,150	637,030	612,030		01,001,150	E&I
2006	1,282,150	1,282,150	771,930	746,930	80,190	1,201,960	SOH
2007	1,392,090	1,392,090	791,230	766,230	90,130	1,301,960	SOH
2008	1,662,490	1,662,490	814,970	764,970	60,530	1,601,960	SOH
2009	1,662,490	1,662,490	815,780	765,780	60,530	1,601,960	SOH
2010	1,559,207	1,559,207	837,806	787,806	57,335	1,501,872	SOH

The **Just** value is the total parcel assessment (less any considerations for the cost of sale). This is the closest value to *Fair Market Value* we produce and is dated as of January 1st of the tax year in question (F.A.C. 12D-1.002).

The **Market Assessed** value is the total parcel assessment (less any considerations for the cost of sale) based upon the assessment standard. Most parcels are assessed based either upon the *Highest and Best Use* standard or the *Present Use* standard (F.S. 193.011). For *Agriculturally Classified* parcels (or parts thereof), only agricultural uses are considered in the assessment (F.S. 193.461 (6) (a)). The difference between the *Highest and Best Use/Present Use* and the *Agricultural Use* is often referred to as the *Agricultural Exemption*.

(i.e. **Market Assessed** = Just - Agricultural Exemption)

The **Capped (SOH) Assessed** value is the *Market Assessment* after any *Save Our Homes* cap is applied. This assessment cap is applied to all Homesteaded properties and limits year-to-year assessment increases to either the *Consumer Price Index* or 3%, whichever is lower. Some *Homestead Exempt* taxing authorities use this assessment to calculate a parcel's taxes.
 (i.e. Capped (SOH) Assessed = Market Assessed - SOH Cap)

The **Taxable** value is the *Capped (SOH) Assessment* after any personal exemptions, such as *Homestead*, are applied to it. This is the value that most taxing authorities use to calculate a parcel's taxes.
 (i.e. Taxable = Capped (SOH) Assessed - Exemptions)

The **Land** value is the total value of all land and features that add value to the land (or don't add value to improvements). The Land is the "non-wasting" portion of real property. Land values typically appreciate and therefore naturally trend upward. Changes in the desirability of the parcel's location can cause land values to fluctuate greatly either up or down.

The **Building** value is the total value of all improvements and features that add value to improvements. The Building is the "wasting" portion of real property and is subject to various forms of depreciation. It is this depreciation that causes building values to trend downward. Additions to or remodeling of a building or building features can cause the building value to suddenly increase.

Taxing Authorities

CAPTIVA FIRE / EROSION / 006

Name / Code	Category	Mailing Address
LEE COUNTY CAPITAL IMP / 016	County	LEE COUNTY BUDGET SERVICES P O BOX 398 FORT MYERS, FL 33902 - 0398
LEE COUNTY GENERAL REVENUE / 044	County	LEE COUNTY BUDGET SERVICES P O BOX 398 FORT MYERS, FL 33902 - 0398
LEE COUNTY LIBRARY FUND / 052	County	LEE COUNTY BUDGET SERVICES P O BOX 398 FORT MYERS, FL 33902 - 0398
LEE COUNTY ALL HAZARDS - MSTU / 101	Dependent District	LEE COUNTY BUDGET SERVICES P O BOX 398 FORT MYERS, FL 33902 - 0398
LEE COUNTY UNINCORPORATED - MSTU / 020	Dependent District	LEE COUNTY BUDGET SERVICES P O BOX 398 FORT MYERS, FL 33902 - 0398
CAPTIVA EROSION GENERAL FUND / 017	Independent District	MICHAEL C MULLINS, COMMISSIONER P O BOX 365 CAPTIVA, FL 33924
CAPTIVA ISLAND FIRE CONTROL DISTRICT / 018	Independent District	JAY HALVERSON, FIRE CHIEF P O BOX 477 CAPTIVA, FL 33924
LEE COUNTY HYACINTH CONTROL / 051	Independent District	VIVIAN H. JONES P O BOX 60005 FORT MYERS, FL 33906
LEE COUNTY MOSQUITO CONTROL / 053	Independent District	VIVIAN H. JONES P O BOX 60005 FORT MYERS, FL 33906
WEST COAST INLAND NAVIGATION DISTRICT / 098	Independent District	DIANE BALLINGER 200 MIAMI AVE E VENICE, FL 34285-2408
PUBLIC SCHOOL - BY LOCAL BOARD / 012	Public Schools	BUDGET DEPARTMENT - AMI DESAMOURS 2855 COLONIAL BLVD FORT MYERS, FL 33966
PUBLIC SCHOOL - BY STATE LAW / 013	Public Schools	BUDGET DEPARTMENT - AMI DESAMOURS 2855 COLONIAL BLVD FORT MYERS, FL 33966
CAPTIVA EROSION BEACH MAINTENANCE NOURISHMENT / 119	Voter Approved	MICHAEL C MULLINS, COMMISSIONER P O BOX 365 CAPTIVA, FL 33924
SFL WATER MGMT-DISTRICT LEVY / 110	Water District	ATTN: MICHELLE QUIGLEY 3301 GUN CLUB ROAD WEST PALM BEACH, FL 33406
SFL WATER MGMT-EVERGLADE CONST / 084	Water District	ATTN: MICHELLE QUIGLEY 3301 GUN CLUB ROAD

SFL WATER MGMT-OKEECHOBEE LEVY / 308	Water District	WEST PALM BEACH, FL 33406 ATTN: MICHELLE QUIGLEY 3301 GUN CLUB ROAD WEST PALM BEACH, FL 33406
--------------------------------------	----------------	--

Adjustments to the Roll (E & I)

Sales / Transactions

Sale Price	Date	OR Number	Type	Description	Vacant/Improved
750,000.00	12/09/1997	2901/377	06	Sales qualified and included for sales ratio analysis Qualified (Fair Market Value / Arms Length / One STRAP #)	I
625,000.00	05/01/1994	2508/550	06	Sales qualified and included for sales ratio analysis Qualified (Fair Market Value / Arms Length / One STRAP #)	I
100.00	01/01/1993	2356/285	01	Sales disqualified as a result of examination of the deed Disqualified (Doc Stamp .70 / SP less th \$100 / Other Disq)	I

Building/Construction Permit Data

Permit Number	Permit Type	Issued	Finaled
89171	Residential	08/12/1982	05/03/1984
89321	Residential	08/19/1982	06/21/1983
113819	Residential	04/20/1990	04/03/1991
DSH2002-00406	Boathouse, Dock & Shoreline	05/13/2002	06/10/2002
ROF2005-08472	Roof	11/10/2005	01/25/2006
89172	Demolition	08/12/1982	06/21/1983
200200406	Boathouse, Dock & Shoreline	05/13/2002	06/10/2002

IMPORTANT INFORMATION: THIS MAY NOT BE A COMPREHENSIVE OR TIMELY LISTING OF PERMITS ISSUED FOR THIS PROPERTY.

Note: The Lee County Property Appraiser's Office does not issue or maintain any permit information. The Building/Construction permit data displayed here represents only those records this Office may find necessary to conduct Property Appraiser business. Use of this information is with the understanding that in no way is this to be considered a comprehensive listing of permits for this or any other parcel.

Full, accurate, active and valid permit information for parcels can only be obtained from the appropriate permit issuing agency.

Parcel Numbering History

Prior STRAP	Renumber Reason	Renumber Date
27-45-21-03-00001.0010	Reserved for Renumber ONLY	
27-45-21-03-00001.0020	Combined (With another parcel-Delete Occurs)	05/08/2001

Solid Waste (Garbage) Roll Data

Solid Waste District	Roll Type	Category	Unit / Area	Tax Amount
002 - Service Area 2	R - Residential Category		1	190.03
Collection Days				
Garbage	Recycling	Horticulture		
Wednesday	Wednesday	Thursday		

Elevation Information

Storm Surge Category	Rate Code	Flood Insurance [FIRM Look-up]			
		Community	Panel	Version	Date
1		125124	0364	F	8/28/2008

Appraisal Details

Land

Land Tracts

Use Code	Use Code Description	Number of Units	Unit of Measure
120	Single Family Residential, Gulf Frontage	1.00	Units

Land Features		Year Added	Units
Description			
FENCE - WOOD STOCKADE		1990	960

Buildings

Building 1 of 1

Building Characteristics

Improvement Type	Model Type	Stories	Bedrooms	Bathrooms	Year Built	Effective Year Built
97 - Cottage/Bungalow	1 - single family residential	1.0	2	2.0	1936	1936

Building Subareas

Description	Area (Sq Ft)
BAS - BASE	1,337
FSP - FINISHED SCREEN PORCH	198
FSP - FINISHED SCREEN PORCH	112
UST - UNFINISHED UTILITY	36

Building Features

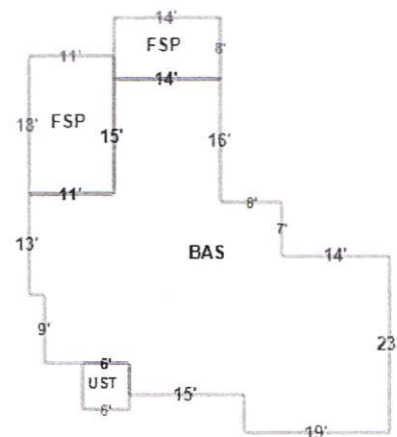
Description	Year Added	Units
FIREPLACE - TYPE A	1936	1

Building Front Photo



Photo Date : September of 2005

Building Footprint



CAPTIVA EROSION BOND REFERENDUM

(WITH 1 OF 1 PRECINCTS COUNTED)

	Votes	Percent
FOR BONDS	161	76.30%
AGAINST BONDS	50	23.70%

Captiva Eroision Prevention District

2011 Newsletter Schedule

WINTER

MAIL DATE:

TOPICS:

SPRING

MAIL DATE:

TOPICS:

SUMMER

MAIL DATE:

TOPICS:

FALL

MAIL DATE:

TOPICS:



Captiva at Sunset



Because of You

Thank you, Captivans and Captiva businesses for supporting and protecting our beach.

Best wishes to the Captiva Holiday Village

-CEPD Board of Commissioners

Draft of
Captiva Holiday
Village Program
Ad

5 x 8½ inches
approx.

Proposal to Purchase a Safe

Partners in Progress Consultants recommend that the CEPD approve the purchase and installation of a safe for the CEPD office. At this time there is no secure place to store passwords, checks to be deposited, etc. Locked desk drawers or file cabinets provide little protection.

The recommendation is that three quotes be received to install a one cubic foot fireproof safe.

Ball park figure from Koons is \$630 for a fireproof safe and \$440 non-fireproof. Cost of delivery and installation is \$275.

3. Fee and Expenses.

(a) In return for the Services, Consultant shall be entitled to receive from CEPD a monthly fee of Eight Thousand Five Hundred Dollars (\$8,500.00) for the period commencing on the Commencement Date, (the "Base Fee"), which Base Fee shall be automatically increased on June 1, 2010 and on each June 1 thereafter during the Term in an amount equal to the percentage increase in the Consumer Price Index (CPI) for the corresponding period plus an amount not to exceed 3% of the Base Fee, to be negotiated every year in the term based upon delivery against success criteria as defined in the CEPD Standard Operating Procedures. The Base Fee, as increased in accordance with the foregoing, is referred to herein as the "Fee." The Fee shall be payable to Consultant on a monthly basis throughout the Term (subject to adjustments noted above). Payments begin the first of each month beginning June 1, 2009 and are payable on the 1st of each month for the term of the Agreement. Each month during the Term, Consultant shall submit an invoice for the Fee then payable by CEPD. Invoices will be submitted monthly by the Consultant for payment by CEPD. Payment is due upon receipt and is past due thirty (30) days from receipt of invoice. If CEPD has any valid reason for disputing any portion of an invoice, CEPD will so notify the Consultant within thirty (30) days of receipt of invoice by CEPD, and if no such notification is given, the invoice will be deemed valid. The portion of the Consultant's invoice that is not in dispute shall be paid in accordance with the procedures set forth herein. A finance charge of 0.5% per month on the unpaid amount of an invoice, or the maximum amount allowed by law, will be charged on past due accounts. Payments by CEPD will thereafter be applied first to accrued interest and then to the principal unpaid balance. Any attorney fees, court costs, or other costs incurred in collection of delinquent accounts shall be paid by the prevailing party. If payment of invoices is not current, the Consultant may suspend performing further work.

(b) The obligations of CEPD under this Agreement are subject to the availability of funds lawfully appropriated for its purpose by the CEPD Board in its budget adoption process.

(c) Commencing on the Commencement Date and throughout the Term hereof, CEPD shall make available to Consultant, at no charge, offices, facilities, equipment and supplies, as well as the services of subcontractors reporting directly to the CEPD Board, as appropriate to enable Consultant to perform the Services and Supplemental Services as District Administrator. Consultant agrees that such offices, facilities, equipment and supplies, shall be used solely for the Services and Supplemental Services, and shall not be used for any other services or purposes of Consultant.

3. Fee and Expenses.

(a) In return for the Services, Consultant shall be entitled to receive from CEPD a monthly fee of Four Thousand Dollars (\$4,000.00) for the period commencing on the Commencement Date, (the "Base Fee"), which Base Fee shall be automatically increased on June 1, 2010 and on each June 1 thereafter during the Term in an amount equal to the percentage increase in the Consumer Price Index (CPI) for the corresponding period plus an amount not to exceed 3% of the Base Fee, to be negotiated every year in the term based upon delivery against success criteria as defined in the CEPD Standard Operating Procedures. The Base Fee, as increased in accordance with the foregoing, is referred to herein as the "Fee." The Fee shall be payable to Consultant on a monthly basis throughout the Term (subject to adjustments noted above). Payments begin June 2, 2009 and are payable on the 1st of each month for the term of the Agreement. Each month during the Term, Consultant shall submit an invoice for the Fee then payable by CEPD. Invoices will be submitted monthly by the Consultant for payment by CEPD. Payment is due upon receipt and is past due thirty (30) days from receipt of invoice. If CEPD has any valid reason for disputing any portion of an invoice, Client will so notify the Consultant within thirty (30) calendar days of receipt of invoice by CEPD, and if no such notification is given, the invoice will be deemed valid. The portion of the Consultant's invoice that is not in dispute shall be paid in accordance with the procedures set forth herein. A finance charge of 0.5% per month on the unpaid amount of an invoice, or the maximum amount allowed by law, will be charged on past due accounts. Payments by Client will thereafter be applied first to accrued interest and then to the principal unpaid balance. Any attorney fees, court costs, or other costs incurred in collection of delinquent accounts shall be paid by the prevailing party. If payment of invoices is not current, the Consultant may suspend performing further work.

(b) The obligations of CEPD under this Agreement are subject to the availability of funds lawfully appropriated for its purpose by the CEPD Board in its budget adoption process.

(c) Commencing on the Commencement Date and throughout the Term hereof, CEPD shall make available to Consultant, at no charge, offices, facilities, equipment and supplies, as well as the services of subcontractors reporting directly to the CEPD Board, as appropriate to enable Consultant to perform the Services and Supplemental Services as District Administrator. Consultant agrees that such offices, facilities, equipment and supplies, shall be used solely for the Services and Supplemental Services, and shall not be used for any other services or purposes of Consultant.

4. Term: Termination.

the beaches of
FORT MYERS  **SANIBEL**

October 5, 2010

Ms. Kathleen Rooker
CAPTIVA EROSION PREVENTION DISTRICT
11513 Andy Rosse Ln., Unit #4
Captiva FL 33924

10-08-10 P12:53 OUT

Dear Kathleen:

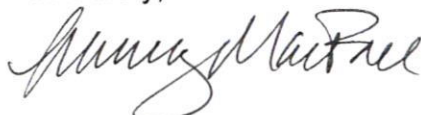
Enclosed please find the "Agreement for Tourist Development Tax Funding" documents for the following projects approved for funding in Lee County's fiscal year 2010-2011:

<u>Project No.</u>	<u>Project Name</u>	<u>Amount</u>
401903	Captiva & Sanibel 5 year Performance Survey & Engineering Report	\$34,749.00
401904	Sand Borrow Area Expansion & Pipeline Modification	\$31,200.00
401905	Performance Survey & Report for Blind Pass	\$12,066.00

Three (3) originals of each project have been provided for execution by the Captiva Erosion Prevention District. Please return all three sets of originals to my attention for approval by the Lee County Board of County Commissioners. A fully executed original agreement of each will be returned for your files.

Should you have any questions, please feel free to contact this office.

Sincerely,



Nancy MacPhee
Program Manager

Enclosures

Sanibel & Captiva Islands Fort Myers Beach Fort Myers Bonita Springs Estero Cape Coral Pine Island Boca Grande & Outer Islands North Fort Myers Lehigh Acres

LEE COUNTY VISITOR & CONVENTION BUREAU 12800 UNIVERSITY DRIVE, SUITE 550 FORT MYERS, FL 33907
239.338.3500 800.237.6444 FACSIMILE 239.334.1106 WWW.FORTMYERS-SANIBEL.COM

AGREEMENT FOR TOURIST DEVELOPMENT TAX FUNDING

THIS AGREEMENT is entered into by and between LEE COUNTY, a political subdivision of the State of Florida, hereinafter referred to as the “**COUNTY**” and the CAPTIVA EROSION PREVENTION DISTRICT, hereinafter referred to as “**RECIPIENT**”, for funding provided by Lee County pursuant to its Tourist Development Plan.

WITNESSETH:

WHEREAS, pursuant to Florida Statutes §125.0104 and Lee County Ordinance No. 10-31, as may be amended from time to time, Lee County collects tourist development tax; and

WHEREAS, COUNTY and **RECIPIENT** acknowledge that the tourist development tax may only be spent in accordance with the Tourist Development Plan adopted by Lee County; and

WHEREAS, the **COUNTY** has approved the **RECIPIENT’S** request for funding under the Tourist Development Tax Plan for implementation of the following project:

NAME: Captiva & Sanibel 5 year Performance Survey & Engineering Report

NUMBER: 401903

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. The **RECIPIENT** will perform the work as outlined in the project description and submit a detailed invoice to the **COUNTY**. The **COUNTY** will then reimburse the **RECIPIENT** for an amount not to exceed \$34,749 during the

COUNTY'S fiscal year 2011.

2. Funding is solely limited to the project as described in the forms submitted by the **RECIPIENT** to the Tourist Development Council. **RECIPIENT** may not make any major alterations, changes or substitutions to the project description without obtaining prior approval from the Tourist Development Council and **COUNTY**. Minor changes, alterations and/or substitutions may be approved by the Director of the Visitor Convention Bureau or her designee.
3. This Agreement is subject to the **RECIPIENT'S** compliance with the following Special Conditions: None.
4. **RECIPIENT** shall provide to **COUNTY** evidence of substantial activity within eighteen (18) months at the beginning of the fiscal year.
5. Unspent or unencumbered funds remaining at the end of the fiscal year may be carried over into the next fiscal year, contingent upon approval of the Board of County Commissioners.
6. Accurate records of all expenditures shall be maintained by the **RECIPIENT**, and these records shall be made available at all reasonable times for inspection, review or audit by the **COUNTY**. Records shall be kept for a period of at least three (3) years following the end of the funding period.
7. **RECIPIENT** will submit quarterly reports to the **COUNTY**. Expenditure reports must be accompanied by sufficient supporting invoices and

documentation to support pre-audit and post-audit review. The sufficiency of said documentation shall be determined by the Clerk of the Circuit Court, who may seek additional information as the circumstances require.

8. The **COUNTY** shall not be liable to any person, firm or corporation that contracts with the **RECIPIENT** to provide goods and services associated with the project conducted with the funding. Nor shall the **COUNTY** be liable to any person, firm or corporation for claims against the **RECIPIENT** or debts incurred by the **RECIPIENT**.
9. The **RECIPIENT** shall reimburse the Lee County Tourist Development Tax Trust Fund for any sums adjudged by a court of competent jurisdiction to be an unauthorized expenditure.
10. The **RECIPIENT** covenants to the **COUNTY** that it has lawful authority to enter into this agreement and has authorized the execution of this agreement by its authorized representative.
11. This agreement may not be modified, amended or extended orally. This agreement may be amended only by written agreement executed by the governing bodies of both parties.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by the undersigned officials, as duly authorized this ____ day of _____, 200__.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY, FLORIDA

BY: _____
DEPUTY CLERK

BY: _____
CHAIR

APPROVED AS TO FORM

BY: _____
COUNTY ATTORNEY'S OFFICE

ATTEST:
WITNESS:

CAPTIVA EROSION PREVENTION DISTRICT

(1st Witness' Signature)

BY: _____

(Type or Print Name)

(2nd Witness' Signature)

(Type or Print Name)

AGREEMENT FOR TOURIST DEVELOPMENT TAX FUNDING

THIS AGREEMENT is entered into by and between LEE COUNTY, a political subdivision of the State of Florida, hereinafter referred to as the “**COUNTY**” and the CAPTIVA EROSION PREVENTION DISTRICT, hereinafter referred to as “**RECIPIENT**”, for funding provided by Lee County pursuant to its Tourist Development Plan.

WITNESSETH:

WHEREAS, pursuant to Florida Statutes §125.0104 and Lee County Ordinance No. 10–31, as may be amended from time to time, Lee County collects tourist development tax; and

WHEREAS, COUNTY and **RECIPIENT** acknowledge that the tourist development tax may only be spent in accordance with the Tourist Development Plan adopted by Lee County; and

WHEREAS, the **COUNTY** has approved the **RECIPIENT’S** request for funding under the Tourist Development Tax Plan for implementation of the following project:

NAME: Sand Borrow Area Expansion & Pipeline Corridor Modification

NUMBER: 401904

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. The **RECIPIENT** will perform the work as outlined in the project description and submit a detailed invoice to the **COUNTY**. The **COUNTY** will then reimburse the **RECIPIENT** for an amount not to exceed \$31,200 during the

COUNTY'S fiscal year 2011.

2. Funding is solely limited to the project as described in the forms submitted by the **RECIPIENT** to the Tourist Development Council. **RECIPIENT** may not make any major alterations, changes or substitutions to the project description without obtaining prior approval from the Tourist Development Council and **COUNTY**. Minor changes, alterations and/or substitutions may be approved by the Director of the Visitor Convention Bureau or her designee.
3. This Agreement is subject to the **RECIPIENT'S** compliance with the following Special Conditions: None.
4. **RECIPIENT** shall provide to **COUNTY** evidence of substantial activity within eighteen (18) months at the beginning of the fiscal year.
5. Unspent or unencumbered funds remaining at the end of the fiscal year may be carried over into the next fiscal year, contingent upon approval of the Board of County Commissioners.
6. Accurate records of all expenditures shall be maintained by the **RECIPIENT**, and these records shall be made available at all reasonable times for inspection, review or audit by the **COUNTY**. Records shall be kept for a period of at least three (3) years following the end of the funding period.
7. **RECIPIENT** will submit quarterly reports to the **COUNTY**. Expenditure reports must be accompanied by sufficient supporting invoices and

documentation to support pre-audit and post-audit review. The sufficiency of said documentation shall be determined by the Clerk of the Circuit Court, who may seek additional information as the circumstances require.

8. The **COUNTY** shall not be liable to any person, firm or corporation that contracts with the **RECIPIENT** to provide goods and services associated with the project conducted with the funding. Nor shall the **COUNTY** be liable to any person, firm or corporation for claims against the **RECIPIENT** or debts incurred by the **RECIPIENT**.
9. The **RECIPIENT** shall reimburse the Lee County Tourist Development Tax Trust Fund for any sums adjudged by a court of competent jurisdiction to be an unauthorized expenditure.
10. The **RECIPIENT** covenants to the **COUNTY** that it has lawful authority to enter into this agreement and has authorized the execution of this agreement by its authorized representative.
11. This agreement may not be modified, amended or extended orally. This agreement may be amended only by written agreement executed by the governing bodies of both parties.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by the undersigned officials, as duly authorized this _____ day of _____, 200__.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY, FLORIDA

BY: _____
DEPUTY CLERK

BY: _____
CHAIR

APPROVED AS TO FORM

BY: _____
COUNTY ATTORNEY'S OFFICE

ATTEST:
WITNESS:

CAPTIVA EROSION PREVENTION DISTRICT

(1st Witness' Signature)

BY: _____

(Type or Print Name)

(2nd Witness' Signature)

(Type or Print Name)

AGREEMENT FOR TOURIST DEVELOPMENT TAX FUNDING

THIS AGREEMENT is entered into by and between LEE COUNTY, a political subdivision of the State of Florida, hereinafter referred to as the “**COUNTY**” and the CAPTIVA EROSION PREVENTION DISTRICT, hereinafter referred to as “**RECIPIENT**”, for funding provided by Lee County pursuant to its Tourist Development Plan.

WITNESSETH:

WHEREAS, pursuant to Florida Statutes §125.0104 and Lee County Ordinance No. 10-31, as may be amended from time to time, Lee County collects tourist development tax; and

WHEREAS, COUNTY and **RECIPIENT** acknowledge that the tourist development tax may only be spent in accordance with the Tourist Development Plan adopted by Lee County; and

WHEREAS, the **COUNTY** has approved the **RECIPIENT’S** request for funding under the Tourist Development Tax Plan for implementation of the following project:

NAME: Performance Survey & Report for Blind Pass

NUMBER: 401905

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. The **RECIPIENT** will perform the work as outlined in the project description and submit a detailed invoice to the **COUNTY**. The **COUNTY** will then reimburse the **RECIPIENT** for an amount not to exceed \$12,066 during the

COUNTY'S fiscal year 2011.

2. Funding is solely limited to the project as described in the forms submitted by the **RECIPIENT** to the Tourist Development Council. **RECIPIENT** may not make any major alterations, changes or substitutions to the project description without obtaining prior approval from the Tourist Development Council and **COUNTY**. Minor changes, alterations and/or substitutions may be approved by the Director of the Visitor Convention Bureau or her designee.
3. This Agreement is subject to the **RECIPIENT'S** compliance with the following Special Conditions: None.
4. **RECIPIENT** shall provide to **COUNTY** evidence of substantial activity within eighteen (18) months at the beginning of the fiscal year.
5. Unspent or unencumbered funds remaining at the end of the fiscal year may be carried over into the next fiscal year, contingent upon approval of the Board of County Commissioners.
6. Accurate records of all expenditures shall be maintained by the **RECIPIENT**, and these records shall be made available at all reasonable times for inspection, review or audit by the **COUNTY**. Records shall be kept for a period of at least three (3) years following the end of the funding period.
7. **RECIPIENT** will submit quarterly reports to the **COUNTY**. Expenditure reports must be accompanied by sufficient supporting invoices and

documentation to support pre-audit and post-audit review. The sufficiency of said documentation shall be determined by the Clerk of the Circuit Court, who may seek additional information as the circumstances require.

8. The **COUNTY** shall not be liable to any person, firm or corporation that contracts with the **RECIPIENT** to provide goods and services associated with the project conducted with the funding. Nor shall the **COUNTY** be liable to any person, firm or corporation for claims against the **RECIPIENT** or debts incurred by the **RECIPIENT**.
9. The **RECIPIENT** shall reimburse the Lee County Tourist Development Tax Trust Fund for any sums adjudged by a court of competent jurisdiction to be an unauthorized expenditure.
10. The **RECIPIENT** covenants to the **COUNTY** that it has lawful authority to enter into this agreement and has authorized the execution of this agreement by its authorized representative.
11. This agreement may not be modified, amended or extended orally. This agreement may be amended only by written agreement executed by the governing bodies of both parties.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed by the undersigned officials, as duly authorized this _____ day of _____, 200__.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY, FLORIDA

BY: _____
DEPUTY CLERK

BY: _____
CHAIR

APPROVED AS TO FORM

BY: _____
COUNTY ATTORNEY'S OFFICE

ATTEST:
WITNESS:

CAPTIVA EROSION PREVENTION DISTRICT

(1st Witness' Signature)

BY: _____

(Type or Print Name)

(2nd Witness' Signature)

(Type or Print Name)