

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

Blue Sheet No. 20070039

1. ACTION REQUESTED/PURPOSE: Conduct a Public Hearing and consider the adoption by resolution of the updated Unified Local Mitigation Strategy for Lee County, and rescind Resolution No. 00-01-01 which established the initial edition of the Unified Local Mitigation Strategy.

2. WHAT ACTION ACCOMPLISHES: Complies with Federal requirements that the strategy must include an opportunity for the public to comment on the document before approval by the elected governing body. Board must formally adopt the Resolution at a scheduled, advertised Public Hearing.

3. MANAGEMENT RECOMMENDATION: Adopt by resolution the updated Unified Local Mitigation Strategy.

4. Departmental Category: 07

5:00 #1

5. Meeting Date:

February 13, 2007

6. Agenda:

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

7. Requirement/Purpose: (specify)

- Statute
- Ordinance
- Admin. Code
- Other

8. Request Initiated:

Commissioner _____
 Department Emergency Management
 Division Public Safety
 By: John D. Wilson, Director *JDW*

9. Background: Lee County has updated its local mitigation strategy that was initially adopted January 4, 2000 by Resolution No. 00-01-01. The reasons for the update are to incorporate hazard mitigation policy gained from disaster experiences occurring since the initial adoption date, to comply with recent federal legislation requiring strategies to meet certain criteria in order to be eligible for federal hazard mitigation grant dollars, and to take advantage of more scientific and technically based risk assessment tools to determine the threats of hazards to Lee County and its municipalities. The public hearing requirement was not a mandatory condition when the initial local mitigation strategy adoption took place.

The Lee County Disaster Advisory Council served as the working group to develop the strategy with assistance and guidance from the community's municipalities.

ATTACHMENTS: Resolution
 Notice of Intent

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
<i>J.D. Wilson</i>	N/A	N/A		<i>Budrea</i>	Analyst	Risk	Grants	Mgr.	<i>1-18-07</i>
<i>1/17/07</i>				<i>Pass</i>	<i>1/17/07</i>	<i>1/17-07</i>	<i>1/17/07</i>	<i>1/17/07</i>	

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY
 COUNTY ADMIN: *MP*
 1-16-07 2:15
 COUNTY ADMIN
 FORWARDED TO: *MP*
 1/18 11:00
 PR

Rec. by CoAtty
 Date: *1/16/07*
 Time: *11:35 AM*
 Forwarded to:
1/16/07
2:00 pm

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE LEE COUNTY BOARD OF COUNTY COMMISSIONERS, RESCINDING RESOLUTION NO. 00-01-01 WHICH ESTABLISHED THE INITIAL EDITION OF THE UNIFIED LOCAL MITIGATION STRATEGY; AND ADOPTING THE UPDATED UNIFIED LOCAL MITIGATION STRATEGY FOR LEE COUNTY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners is the governing body in and for Lee County, a political subdivision of the State of Florida; and

WHEREAS, the Board of County Commissioners previously adopted Resolution No. 00-01-01 on January 4, 2000, establishing the initial edition of the Unified Local Mitigation Strategy for Lee County; and

WHEREAS, Lee County and its municipalities are vulnerable to several natural and human caused hazards including hurricanes, tornadoes, floods, fires, coastal erosion, drought, extreme temperatures, exotic pests and chemical releases, and face potential damage to life, property, natural resources and the local economy; and

WHEREAS, The Local Mitigation Strategy Working Groups consist of employees and community members from Lee County, the City of Bonita Springs, the City of Cape Coral, the City of Fort Myers, the Town of Fort Myers Beach, and the City of Sanibel, and is open for participation to any and all interested parties; and

WHEREAS, the Working Group has identified these local hazards and reassessed the county-wide vulnerability and risk to these hazards based on the latest scientific and technically based risk assessment techniques; and

WHEREAS the Unified Local Mitigation Strategy has been updated to reflect the knowledge gained from disasters that Lee County has experienced over the past six years; and

WHEREAS the Unified Local Mitigation Strategy has been restructured to serve as the County's Floodplain Management Plan in accordance with Policy 110.1.5 of the Lee Plan; and

WHEREAS, projects identified in the Local Mitigation Strategy Mitigation Initiatives List are given more consideration by federal and state-managed funding programs such as the Hazard Mitigation Grant Program, the Flood Mitigation Assistance Program, Emergency Management Preparedness Assistance Trust Fund, Communities Trust, Community Development Block Grant, Coastal Partnerships Initiative, and HOME; and

WHEREAS, the Local Mitigation Strategy can supplement the County's Post-Disaster Redevelopment Plan as required of all coastal counties in Florida by Florida Administrative Code Rule 9J-5 as part of the Comprehensive Growth Management Plan; and

WHEREAS, the Local Mitigation Strategy is designed to be a process oriented document with review and revision policies that allow it to be changed to meet new or changing conditions including hazard-event frequency, perceived local needs and funding opportunities.

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

1. The above recitals are hereby incorporated herein as if set forth at length.
2. The Unified Local Mitigation Strategy for Lee County to serve as a policy document to guide and govern Lee County's hazard mitigation activities is adopted.
3. Lee County Resolution No. 00-01-01 is hereby repealed.

Commissioner _____ made a motion to adopt the foregoing resolution,
seconded by Commissioner _____. The vote was as follows:

ROBERT P. JANES	_____
A. BRIAN BIGELOW	_____
RAY JUDAH	_____
TAMMARA HALL	_____
FRANKLIN B. MANN	_____

DULY PASSED AND ADOPTED THIS _____ day of _____, 2007.

ATTEST: CHARLIE GREEN
CLERK OF COURTS

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

BY: _____
Deputy Clerk

BY: _____
Chair

APPROVED AS TO FORM:

BY: _____
Office of the County Attorney

LEE COUNTY
NOTICE OF INTENT TO ENACT A COUNTY RESOLUTION

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on Tuesday, the **13th** day of **February, 2007**, at **5:00 o'clock, p.m.**, in the County Commissioners' Meeting Room, Old Lee County Courthouse, 2120 Main Street, Fort Myers, Florida, the Board of County Commissioners of Lee County, Florida, will consider the enactment of a County Resolution pursuant to Chapter 125, Florida Statutes. The title of the proposed County Resolution is as follows:

A RESOLUTION OF THE LEE COUNTY BOARD OF COUNTY COMMISSIONERS, RESCINDING RESOLUTION NO. 00-01-01 WHICH ESTABLISHED THE INITIAL EDITION OF THE UNIFIED LOCAL MITIGATION STRATEGY; AND ADOPTING THE UPDATED UNIFIED LOCAL MITIGATION STRATEGY FOR LEE COUNTY; PROVIDING FOR AN EFFECTIVE DATE.

1. Copies of this Notice and the proposed Resolution are on file in the Minutes Office of the Clerk of Courts of Lee County. The public may inspect or copy the Resolution during regular business hours at the Office of Public Resources. The Minutes Office and Public Resources are located in the Courthouse Administration Building, 2115 Second Street, Fort Myers, Florida. Public Resources is located on the first floor and the Minutes Office is located on the second floor of the Courthouse Administration Building.

2. Interested parties may appear at the meeting in person or through counsel, and be heard with respect to the adoption of the proposed Resolution.

3. Anyone wishing to appeal the decision(s) made by the Board with respect to any matter considered at this meeting, will need a record of the proceedings for such appeal, and may need a verbatim record, to include all testimony and evidence upon which the appeal is to be based.

4. The Resolution shall take effect immediately upon its adoption by the Board of County Commissioners at the public hearing.

5. If you have a disability that will require special assistance or accommodations for your attendance at the public hearing, please call the Lee County Division of Public Resources at 335-2269 for information.

PLEASE GOVERN YOURSELF ACCORDINGLY.

The text of this Notice is in conformance with Section 125.66, Florida Statutes (2006), and other relevant sections of Florida law.

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Charlie Green, Ex-Officio Clerk
to the Board of County Commissioners
of Lee County, Florida

APPROVED AS TO FORM:

By:  _____
Office of the County Attorney

Ad Size: 5 x 7

Publishing Dates: January 30, 2007 &
February 6, 2007