

1
2
3
4
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STATE OF FLORIDA

IN RE: MEETING OF THE GOVERNOR AND
CABINET

CABINET MEMBERS: GOVERNOR RICK SCOTT
ATTORNEY GENERAL PAM BONDI
CHIEF FINANCIAL OFFICER JIMMY
PATRONIS
COMMISSIONER OF AGRICULTURE
ADAM PUTNAM

DATE: TUESDAY, DECEMBER 4, 2018

LOCATION: CABINET MEETING ROOM
LOWER LEVEL, THE CAPITOL
TALLAHASSEE, FLORIDA

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INDEX

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

PAGE NO.

Division of Bond Finance	
By Ben Watkins	4
Space Florida	
By Mr. Haug	14
Department of Revenue	
By Executive Director Biegalski	17
Office of Insurance Regulation	
By Commissioner Altmaier	21
Board of Trustees of the Internal Improvement Trust Fund	
By Secretary Valenstein	26
State Board of Administration	
By Executive Director Williams	61
Department of Veterans Affairs	
By Executive Director Sutphin	70

* * * *

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
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P R O C E E D I N G S

GOVERNOR SCOTT: Good morning. Welcome to the December 4th Cabinet meeting.

To begin our meeting, I would like to welcome Marcella Pratt to lead this morning's invocation. She is really excited.

If you'll please remain standing after the invocation for the Pledge of Allegiance led by Gabriel Iturralde, followed by the singing of the National Anthem by Sarah Kerr.

So first, we're going to hear the prayer -- we're so excited, so if everybody will please rise.

(WHEREUPON, THE INVOCATION WAS GIVEN, THE PLEDGE OF ALLEGIANCE SAID, AND THE NATIONAL ANTHEM WAS SUNG) .

* * * *

DIVISION OF BOND FINANCE

1
2
3 GOVERNOR SCOTT: Next I'd like to recognize
4 Ben Watkins with the Division of Bond Finance.

5 Ben, how much debt have we paid down?

6 EXECUTIVE DIRECTOR WATKINS: Governor, nearly
7 \$11 billion, ten and a half. I'll round up and
8 call it 11 --

9 GOVERNOR SCOTT: All right. So --

10 EXECUTIVE DIRECTOR WATKINS: -- and call it a
11 day.

12 CFO PATRONIS: That's a pretty big round.

13 EXECUTIVE DIRECTOR WATKINS: It's a big
14 number.

15 CFO PATRONIS: I'll take it.

16 GOVERNOR SCOTT: How much is it if you didn't
17 have to round?

18 EXECUTIVE DIRECTOR WATKINS: Ten and a half.

19 GOVERNOR SCOTT: Okay. So ten and a half.

20 CFO PATRONIS: That's a lot of zeros.

21 GOVERNOR SCOTT: So, CFO, you're going to be
22 able to do ten and a half in the next eight years?

23 EXECUTIVE DIRECTOR WATKINS: We always
24 round -- halves always go up to the next whole
25 number. It's legit.

1 GOVERNOR SCOTT: So in the next eight years
2 you have to do 11.

3 CFO PATRONIS: We'll work on it. It's a goal.

4 GOVERNOR SCOTT: It's a good goal.

5 EXECUTIVE DIRECTOR WATKINS: Also over a
6 hundred transactions generating over \$3 billion in
7 foregone interest --

8 CFO PATRONIS: You know, maybe we'll get a
9 friend in the United States Senate that will allow
10 us to refinance prior to the call.

11 EXECUTIVE DIRECTOR WATKINS: Touche.

12 (APPLAUSE).

13 CFO PATRONIS: And we might get that number.

14 EXECUTIVE DIRECTOR WATKINS: We wouldn't have
15 been sitting on our hands the last six months,
16 Governor. Give us a lot of flexibility we could
17 use.

18 GOVERNOR SCOTT: Yeah, and now with interest
19 rates going up, it's going to be harder.

20 EXECUTIVE DIRECTOR WATKINS: It will be
21 harder, but we need that flexibility to return
22 money to the taxpayers and of the citizens of the
23 State of Florida. You'll get that, right? Always
24 working on that.

25 So I would like to say -- before we start the

1 formal agenda, I wanted -- since this is the last
2 time we're going to be together, I wanted to tell
3 you all what a privilege it has been for me to
4 serve you over the last eight years, in all
5 sincerity. And what we've been able to accomplish
6 because of the confidence you've placed in us,
7 it's taken the state to a fundamentally different
8 place in terms of our liability profile going
9 forward.

10 So the paydown of the debt is one number we
11 can focus on; but also the improvement in our
12 balance sheet, the improvement in our reserve
13 levels, have put the state in a very, very solid
14 posture going forward. And but for your
15 leadership, we could be in a very different place.
16 And so thank you for the confidence you've placed
17 in us and for allowing me to serve you for the last
18 eight years.

19 GOVERNOR SCOTT: You've done a good job.

20 EXECUTIVE DIRECTOR WATKINS: With that, Item
21 Number 1 is approval of the minutes of the
22 August 14th meeting.

23 GOVERNOR SCOTT: Is there a motion?

24 CFO PATRONIS: So move.

25 GOVERNOR SCOTT: Is there a second?

1 ATTORNEY GENERAL BONDI: Second.

2 GOVERNOR SCOTT: Comments or objections?

3 (NO RESPONSE) .

4 GOVERNOR SCOTT: Hearing none, the motion
5 carries.

6 EXECUTIVE DIRECTOR WATKINS: Item 2 is a
7 two-part report of award. The first is a
8 competitive sale of \$39,000,000 of parking facility
9 revenue bonds for the University of Florida. That
10 was a mixed issue of both new money and refunding.
11 The new money piece is 28.8 million for
12 construction of a new parking facility at the
13 University of Florida. It was sold at a true
14 interest cost of 3.44 percent.

15 The second piece was a refunding piece, \$10.3
16 million sold at a true interest cost of
17 2.58 percent, allowing us to reduce interest rates
18 from 4.24 percent to 2.58 percent; generating gross
19 debt service savings of 941,000; present value
20 savings of 810,000 or 7.12 percent of the principal
21 amount of the bonds.

22 Item 2B is a consolidated equipment financing
23 program. This is a credit facility for the leasing
24 of equipment for up to five years by state
25 agencies. We are responsible for procuring that,

1 and the CFO's office will administer that. So we
2 have a \$30 million credit facility available to
3 state agencies over the next three years. It was
4 awarded to the low cost bidder at a true interest
5 cost of approximately 2.87 percent.

6 Item 3 are resolutions authorizing the
7 issuance and competitive sale of \$285,000 of
8 turnpike revenue refunding bonds for debt service
9 savings and some amendments to relax the debt
10 service reserve requirements on the program.

11 COMMISSIONER PUTNAM: Move to approve.

12 GOVERNOR SCOTT: Is there a second?

13 GENERAL BONDI: Second.

14 GOVERNOR SCOTT: Any comments or objections?

15 (NO RESPONSE).

16 GOVERNOR SCOTT: Hearing none, the motion
17 carries.

18 EXECUTIVE DIRECTOR WATKINS: Item 4 is a
19 resolution authorizing the issuance and competitive
20 sale of \$180,000,000 of Florida Forever revenue
21 refunding bonds for debt service savings.

22 GOVERNOR SCOTT: Is there a motion on the
23 item?

24 CFO PATRONIS: So move.

25 GOVERNOR SCOTT: Is there a second?

1 ATTORNEY GENERAL BONDI: Second.

2 GOVERNOR SCOTT: Comments or objections?

3 (NO RESPONSE).

4 GOVERNOR SCOTT: Hearing none, the motion
5 carries.

6 EXECUTIVE DIRECTOR WATKINS: Item Number 5 is
7 a resolution authorizing the issuance and
8 competitive sale of \$285,000,000 of right-of-way
9 refunding bonds for debt service savings.

10 GOVERNOR SCOTT: Is there a motion on the
11 item?

12 ATTORNEY GENERAL BONDI: So move.

13 GOVERNOR SCOTT: Is there a second?

14 CFO PATRONIS: Second.

15 GOVERNOR SCOTT: Any Comments or objections?

16 (NO RESPONSE).

17 GOVERNOR SCOTT: Hearing none, the motion
18 carries.

19 EXECUTIVE DIRECTOR WATKINS: Item Number 6 is
20 a resolution authorizing the issuance and
21 competitive sale of \$105,000,000 in lottery revenue
22 refunding bonds.

23 GOVERNOR SCOTT: Is there a motion?

24 ATTORNEY GENERAL BONDI: So move.

25 GOVERNOR SCOTT: Is there a second?

1 CFO PATRONIS: Second.

2 GOVERNOR SCOTT: Comments or objections?

3 (NO RESPONSE).

4 GOVERNOR SCOTT: Hearing none, the motion
5 carries.

6 EXECUTIVE DIRECTOR WATKINS: Item Number 7 are
7 resolutions authorizing the issuance and
8 competitive sale of \$110,000,000 of Sunshine Skyway
9 revenue bonds.

10 GOVERNOR SCOTT: Is there a motion on the
11 item?

12 COMMISSIONER PUTNAM: So move.

13 GOVERNOR SCOTT: Is there a second?

14 CFO PATRONIS: Second.

15 GOVERNOR SCOTT: Comments or objections?

16 (NO RESPONSE).

17 GOVERNOR SCOTT: Hearing none, the motion
18 carries.

19 EXECUTIVE DIRECTOR WATKINS: And Item 8 is a
20 resolution authorizing the issuance and sale of
21 \$70,000,000 of dormitory revenue bonds for
22 Florida A & M University for construction of a new
23 700-bed student housing facility and the
24 refunding -- a \$55 million refunding for their
25 outstanding indebtedness.

1 This transaction will be implemented through a
2 loan from the U.S. Department of Education for the
3 historically black colleges and universities in the
4 country.

5 GOVERNOR SCOTT: Is there a motion?

6 ATTORNEY GENERAL BONDI: So move.

7 COMMISSIONER PUTNAM: Second.

8 GOVERNOR SCOTT: Comments or objections?

9 (NO RESPONSE).

10 GOVERNOR SCOTT: Hearing none, the motion
11 carries.

12 EXECUTIVE DIRECTOR WATKINS: And lastly,
13 Item 9 designates my Chief of Staff and Deputy
14 Director as assistant secretaries for this Board
15 to sign bond closing documents should the need
16 arise.

17 GOVERNOR SCOTT: Is there a motion?

18 ATTORNEY GENERAL BONDI: So move.

19 GOVERNOR SCOTT: Is there a second?

20 CFO PATRONIS: Second.

21 GOVERNOR SCOTT: Comments or objections?

22 (NO RESPONSE).

23 GOVERNOR SCOTT: Hearing none, the motion
24 carries.

25 All right. Ben, thank you very much. You've

1 done a great job.

2 EXECUTIVE DIRECTOR WATKINS: Thank you, sir.

3 GOVERNOR SCOTT: It's been nice working with
4 you.

5 ATTORNEY GENERAL BONDI: Thank you.

6 EXECUTIVE DIRECTOR WATKINS: Thank you all
7 very much.

8 COMMISSIONER PUTNAM: It's been an honor.

9 EXECUTIVE DIRECTOR WATKINS: Thank you.

10 ATTORNEY GENERAL BONDI: Honor.

11 CFO PATRONIS: See you next, Governor.

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SETTING OF THE NEXT CABINET MEETING

GOVERNOR SCOTT: All right. CFO.

CFO PATRONIS: Yes, thank you, Governor.
Being that I'll be here next year, but this
Cabinet is not going --

GOVERNOR SCOTT: Brag, brag, brag.

CFO PATRONIS: -- this Cabinet is not going to
be able to set the calendar, I would like to
suggest, even if it's by telephonically, that the
next Cabinet meeting will be on January the 10th to
determine the 2019 calendar for the Florida
Cabinet.

GOVERNOR SCOTT: Is there a motion?

ATTORNEY GENERAL BONDI: So move.

GOVERNOR SCOTT: Is there a second?

COMMISSIONER PUTNAM: Second.

GOVERNOR SCOTT: Comments or objections?

(NO RESPONSE).

GOVERNOR SCOTT: Hearing none, the motion
carries.

CFO PATRONIS: Thanks.

* * * *

SPACE FLORIDA

1
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3 GOVERNOR SCOTT: Next I'd like to recognize
4 Howard Haug with Space Florida.

5 MR. HAUG: Good morning, Governor Scott and
6 Cabinet members.

7 We are here to address the agenda item
8 relating to Space Florida's Refunding Bond Series
9 2019. As an independent special district of the
10 State of Florida, the Space Florida Board of
11 Directors authorized the creation of an aerospace
12 research and development center at Melbourne
13 International Airport. The research and
14 development center opened in September of 2014 and
15 was funded in part through short-term borrowing
16 from PNC, which was also authorized by the Board of
17 Directors.

18 The center is fully utilized by a single
19 long-term tenant and continues to generate jobs and
20 create cutting-edge research and development of
21 aerospace technologies. At its November 27th, 2018
22 board meeting, the Space Florida Board of Directors
23 adopted amendment and restated Resolution 29
24 authorizing the issuance of general obligation
25 bonds of the organization in an amount up to, not

1 to exceed, 15 million; at a rate not to exceed five
2 percent; at a repayment period not to exceed
3 17 years.

4 The bonds will be secured by non-appropriated
5 revenue of Space Florida; that's non-legislatively
6 appropriated revenues. And the State's full faith
7 and credit is not being pledged. The Space Florida
8 Board of Directors and its management believes this
9 issuance would allow the organization to take
10 advantage of a historically low interest rate
11 environment -- we also are expecting the rates to
12 rise over time -- eliminate bank renewal risk; and
13 to lead to a favorable bond rating which will be
14 important to the organization as it exercises its
15 space port authority functions.

16 Respectfully we -- via adoption of the
17 resolution provided in your agenda, we are
18 requesting that the Governor and Cabinet recognizes
19 that, one, the issuance of Space Florida of its
20 Series 2019 bonds, subject to terms and conditions
21 imposed on the bonds by the Board of Directors of
22 Space Florida under Resolution Number 29 approved
23 in June 2018 and then amended on November 27, 2018,
24 is within the statutory power of Space Florida;
25 and, two, the issuance of Space Florida of its

1 Series 2019 bonds is done in accordance with and in
2 furtherance of Space Florida's statutory purpose to
3 foster the growth and the development of a
4 sustainable and world-leading aerospace industry in
5 this state.

6 Thank you.

7 GOVERNOR SCOTT: Is there a motion on the
8 item?

9 ATTORNEY GENERAL BONDI: So move.

10 GOVERNOR SCOTT: Is there a second?

11 CFO PATRONIS: Second.

12 GOVERNOR SCOTT: Comments or objections?

13 (NO RESPONSE).

14 GOVERNOR SCOTT: Hearing none, the motion
15 carries.

16 MR. HAUG: Thank you, Governor. Thank you,
17 Cabinet.

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DEPARTMENT OF REVENUE

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3 GOVERNOR SCOTT: Next I'd like to recognize
4 Leon Biegalski with the Department of Revenue.

5 EXECUTIVE DIRECTOR BIEGALSKI: Good morning,
6 Governor Scott, Attorney General Bondi,
7 CFO Patronis, Commissioner Putnam.

8 The Department has got four items today.

9 GOVERNOR SCOTT: We're going to do them all
10 together. So you just present them, and then we're
11 going to vote on all of them together.

12 EXECUTIVE DIRECTOR BIEGALSKI: Okay. The
13 first item is review and approval of the minutes of
14 the August 14th, 2018 Cabinet meeting.

15 Items 2 and 3 are both approval to file and
16 certify with the Secretary of State adoption --
17 final adoption under Chapter 120 of the Florida
18 Statutes rules related to general tax
19 administration and property tax oversight.

20 And then Item Number 4, the Department
21 requests approval of an authority to publish notice
22 of proposed rule in the Florida Administrative
23 Register for rules related to general tax
24 administration.

25 GOVERNOR SCOTT: All right. Is there a motion

1 on Items 1, 2, 3, and 4?

2 ATTORNEY GENERAL BONDI: So move.

3 GOVERNOR SCOTT: Is there a second?

4 CFO PATRONIS: Second.

5 GOVERNOR SCOTT: All in favor.

6 (AFFIRMATIVE INDICATIONS).

7 GOVERNOR SCOTT: Thanks.

8 EXECUTIVE DIRECTOR BIEGALSKI: Governor, if I
9 could. It will be real quick.

10 I really wanted to express my appreciation for
11 the three of you for initially giving me the
12 privilege of serving in this capacity; and also,
13 CFO, for the support you've given me since you came
14 onboard.

15 Thank you very much.

16 GOVERNOR SCOTT: You've done a good job, and
17 revenues are up. You've cut \$10,000,000 in taxes,
18 and I think revenues are up annualized over 20
19 billion, so I think it works.

20 Thank you. You've done a good.

21 ATTORNEY GENERAL BONDI: Thank you.

22 COMMISSIONER PUTNAM: Governor, I have one
23 question for you.

24 What -- just real quick, will the Department
25 issue any guidance on Wayfair?

1 EXECUTIVE DIRECTOR BIEGALSKI: Right now we
2 are working with staff at the Legislature as they
3 ask questions to try to find out what's going on
4 with other states and everything.

5 One of the places where we've got some issues
6 relate to any statement that we make could possibly
7 be interpreted as an unpromulgated rule because the
8 rulemaking authority as laid out in the statute
9 currently doesn't necessarily mesh with the current
10 state of the law as it related to what the Supreme
11 Court said for -- in the Wayfair decision.

12 So we've been meeting --

13 COMMISSIONER PUTNAM: So --

14 EXECUTIVE DIRECTOR BIEGALSKI: We have been
15 meeting with stakeholders and having that
16 conversation with them. I don't know for certain,
17 but I'm under the impression that some of the
18 stakeholders might also be approaching the
19 Legislature as it relates to them making the policy
20 call in terms of whether or not the thresholds, or
21 along the lines of the thresholds that have been
22 outlined by the Supreme Court not as -- not as the
23 Supreme Court has said this is specifically what
24 has to happen, but that this is generally a
25 framework within which constitutional muster might

1 be passed as it relates to those --

2 COMMISSIONER PUTNAM: So existing Florida
3 businesses don't an -- so you're saying don't
4 anticipate any guidance between now and the
5 legislative session post Wayfair to existing
6 businesses.

7 EXECUTIVE DIRECTOR BIEGALSKI: Not beyond
8 what's already out there.

9 COMMISSIONER PUTNAM: All right. Thank you.
10 I know they're looking for some clarity on that.

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OFFICE OF INSURANCE REGULATION

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3 GOVERNOR SCOTT: Now I'd like to recognize
4 David Altmaier with the Office of Insurance
5 Regulation.

6 COMMISSIONER ALTMAIER: Good morning, Governor
7 and Cabinet. It's nice to be here today. I --

8 GOVERNOR SCOTT: David, we're going to present
9 all yours together, and we're going to vote on them
10 at the end.

11 COMMISSIONER ALTMAIER: Absolutely.

12 GOVERNOR SCOTT: If that's okay with
13 everybody.

14 COMMISSIONER ALTMAIER: Agenda Item Number 1
15 is the minutes from our last Cabinet meeting in
16 June.

17 Agenda Items Number 2, 3, 4, and 5 are all
18 proposals for publication of rules that are all
19 required by statutory changes.

20 Agenda Items 6, 7, and 8 are the final
21 adoption of rules that we have previously brought
22 to the Cabinet. They've gone through their entire
23 process without stakeholder input and are ready for
24 final adoption.

25 GOVERNOR SCOTT: Good. Are there any

1 questions first? Does anybody have anything?

2 (NO RESPONSE).

3 GOVERNOR SCOTT: Okay. Is there a motion on
4 Items 1 through 8?

5 ATTORNEY GENERAL BONDI: Move. So move.

6 CFO PATRONIS: Second.

7 GOVERNOR SCOTT: All in favor aye.

8 (AFFIRMATIVE INDICATIONS).

9 GOVERNOR SCOTT: Do you have a question?

10 CFO PATRONIS: David, thank you for everything
11 you've done regarding Hurricane Michael and its
12 recovery. I just thought you may want to give us
13 an update.

14 COMMISSIONER ALTMAIER: Absolutely, CFO.
15 Thank you.

16 So as of this past Friday, we are about 129
17 thousand claims that have been filed as a result
18 of Hurricane Michael. As of Friday, we have
19 reached the \$4 billion mark in estimated insured
20 losses.

21 GOVERNOR SCOTT: Insured losses?

22 COMMISSIONER ALTMAIER: Insured losses, yes,
23 sir.

24 And when you think about the small area that
25 this storm impacted, that is a significantly large

1 number. Most of those claims, CFO, as I know
2 you're very well aware of, are in Bay County.
3 There's about 78 thousand of those claims that are
4 in Bay County.

5 We have -- about 63 percent of those claims
6 are already closed, so we've got about 37 percent
7 of the claims that are still open.

8 When it comes to an event of this nature at
9 the Office of Insurance Regulation, we really have
10 two primary areas of focus after the event like
11 this takes place: Number 1, the financial capacity
12 of the insurance companies to the pay the claims
13 that result from this. At this point in time, we
14 have done a significant review throughout the year
15 of companies' reinsurance programs and their
16 claims-paying capacity, and we don't have any
17 concerns at this point about their financial
18 wherewithal to address this event.

19 So the second one becomes more important; and
20 that is, the ability of the companies logistically
21 to handle the event. And this is the timeliness
22 and the responsiveness to the individuals that are
23 directly impacted by the event.

24 And, CFO, kudos to you. I know you have been
25 very vocal about your expectations for the

1 insurance industry, and I can tell you that has had
2 a very positive impact on the insurance industry.
3 They are taking that message very seriously.

4 We have had a number of companies call us
5 after your release from before Thanksgiving asking
6 what they can do better, how they could be of
7 further assistance.

8 And so I'm encouraged by what we've seen so
9 far. But with 37 percent of the claims still open,
10 we do have a ways to go on this; and we're going to
11 be very mindful of how the industry responds to
12 this and have equally high expectations and look
13 forward to working with you as our carriers respond
14 to that.

15 CFO PATRONIS: Thank you.

16 I just -- what I get concerned with is we have
17 an opportunity to do our jobs, show up, and help
18 get people's claims being met. What gets me
19 concerned is the more we see our homeowners get
20 drug out, calls don't get answered, then our
21 homeowners, our policyholders will go find other
22 solutions that are not a typical path to find a
23 resolution.

24 And to me, when they start looking for
25 solutions that are not the standard procedure, then

1 they're going to ask questions; and sometimes
2 they're going to ask questions to people that are
3 going to take advantage of them.

4 So thank you for everything you're doing to
5 keep the heat on the situation because this is very
6 personal to me. I appreciate it.

7 COMMISSIONER ALTMAIER: I understand. And
8 thank you for those comments, and we will take
9 those to heart.

10 CFO PATRONIS: Thank you.

11 COMMISSIONER ALTMAIER: And I know you've been
12 hearing it all morning, but I do want to express my
13 appreciation for giving a small-town boy from
14 Kentucky the opportunity to play a role in your
15 administration; it's been a privilege. And thank
16 you for your leadership. I believe that our market
17 is in a much better shape than it was eight years
18 ago.

19 Thank you.

20 GOVERNOR SCOTT: Thanks, David.

21 ATTORNEY GENERAL BONDI: Thank you, David.

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BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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3 GOVERNOR SCOTT: Now I'd like to recognize
4 Noah Valenstein with the Department of
5 Environmental Protection.

6 SECRETARY VALENSTEIN: Thank you, Governor and
7 members of the Cabinet.

8 Likewise, I would start by mentioning probably
9 one of the greatest privileges I have as the
10 Secretary of the Department of Environmental
11 Protection is seeing every day Floridian's passion
12 for our environment. And so working with this
13 Board of Trustees has been tremendous to see your
14 passions for our environment and our state parks,
15 the Everglades, and the natural resources
16 throughout Florida. It's the highest honor I could
17 have, and I appreciate having the chance to work
18 with you on a daily basis.

19 GOVERNOR SCOTT: Noah, when can you win Gold
20 Medal again?

21 SECRETARY VALENSTEIN: In the upcoming year,
22 I would hope that we will, yet again, set the
23 record.

24 GOVERNOR SCOTT: Is there any reason we're not
25 going to win it?

1 SECRETARY VALENSTEIN: No.

2 CFO PATRONIS: I got --

3 SECRETARY VALENSTEIN: -- too cocky maybe.

4 CFO PATRONIS: So he's parks in the path of
5 the storm that need to be addressed; otherwise, it
6 could tarnish that Gold Medal opportunities.

7 SECRETARY VALENSTEIN: And I would like to
8 think, you know, the passion you see from the
9 natural resource experts we have at the Department,
10 in face of adversity, in face of devastation from
11 the hurricane is really what sets us apart. You
12 know, our park director always talks about people
13 is what makes the difference in our parks, and it's
14 our public servants that really set aside the
15 amazing natural resources. When you add those with
16 the amazing people that we have serving at the
17 Department, I think is what really makes Florida
18 unique and different.

19 So I'd like to think that what you've seen
20 from our staff responding to adversity like that
21 really is what sets us apart as a state.

22 GOVERNOR SCOTT: Noah, does -- if a park got
23 hit by Michael or Irma, do we get some federal --
24 do the federal resources -- the same rules apply?

25 SECRETARY VALENSTEIN: We work with FEMA and

1 reimbursement opportunities and look to leverage
2 every dollar we get.

3 GOVERNOR SCOTT: The 75/25 or 90/10, whatever
4 it is?

5 SECRETARY VALENSTEIN: Whatever the maximum
6 opportunity we could get, we look to capitalize on.

7 GOVERNOR SCOTT: So there's no reason, other
8 than short term, that things wouldn't get fixed?

9 SECRETARY VALENSTEIN: Correct. And we look
10 to come back stronger. Every opportunity we have
11 to rethink how we protect our natural resources for
12 the public and involve them in learning our
13 resources and parks, we look to do.

14 So today we've got a full agenda. We have 22
15 items. The last four will be presented by the
16 Department of Agriculture and Consumer Services.

17 The first item is minutes from the August
18 14th, 2018 meeting, and the Department recommends
19 approval.

20 GOVERNOR SCOTT: Is there a motion?

21 COMMISSIONER PUTNAM: So move.

22 GOVERNOR SCOTT: Is there a second?

23 ATTORNEY GENERAL BONDI: Second.

24 CFO PATRONIS: Second.

25 GOVERNOR SCOTT: Comments or objections?

1 (NO RESPONSE) .

2 GOVERNOR SCOTT: Hearing none, the motion
3 carries.

4 SECRETARY VALENSTEIN: The next four items are
5 updates to management plans for aquatic preserves,
6 so this is Items 2, 3, 4, and 5.

7 The first is -- Item 2 is for Rocky Bayou
8 Aquatic Preserve. The next is the Oklawaha River
9 Aquatic Preserve. The next, Item 4, is Rainbow
10 Springs Aquatic Preserve. And the fifth would be
11 Loxahatchee River-Lake Worth Creek Aquatic
12 Preserve.

13 Unless there are objections, we would ask you
14 to take them up together. This is our 10-year
15 update to each of those management plans.

16 GOVERNOR SCOTT: Are there any questions on
17 any of them?

18 (NO RESPONSE) .

19 GOVERNOR SCOTT: Okay. Is there a motion on
20 Items 2, 3, and 4?

21 SECRETARY VALENSTEIN: And 5.

22 GOVERNOR SCOTT: And 5. Is there a motion?

23 (NO AUDIBLE RESPONSE) .

24 GOVERNOR SCOTT: Is there a second?

25 ATTORNEY GENERAL BONDI: Second.

1 GOVERNOR SCOTT: Okay. All in favor aye.

2 (AFFIRMATIVE INDICATIONS).

3 GOVERNOR SCOTT: Okay.

4 SECRETARY VALENSTEIN: Thank you.

5 The next item, Item 6, is a request for the
6 applicant, Point Mezzanine, LLC. for a five-year
7 sovereignty submerged lands lease containing
8 approximately 100,174 square feet for a proposed
9 53-slip private, residential multi-slip docking
10 facility, and the Department recommends approval.

11 GOVERNOR SCOTT: Is there a motion?

12 CFO PATRONIS: So move.

13 GOVERNOR SCOTT: Is there a second?

14 ATTORNEY GENERAL BONDI: Second.

15 GOVERNOR SCOTT: Comments or objections?

16 (NO RESPONSE).

17 GOVERNOR SCOTT: Hearing none, the motion
18 carries.

19 SECRETARY VALENSTEIN: Items Number 7 and 8
20 are for over-the-water dining or nonwater dependent
21 activities.

22 Item 7 is applicant Dag Brothers,
23 Incorporated, and the facility is located in
24 Pinellas County Aquatic Preserve. The approximate
25 size of the nonwater dependent activity is 1,300

1 square feet, and the appraised upland market rental
2 value is \$6.47 per square foot.

3 Again, this is -- these two items are entities
4 where the structures have existed prior to the
5 rule, and the Department recommends approval for
6 Item Number 7.

7 COMMISSIONER PUTNAM: So move.

8 GOVERNOR SCOTT: Okay. Is there -- this is
9 just 7?

10 Okay. So we moved. Second? Anybody second
11 it?

12 CFO PATRONIS: Second.

13 GOVERNOR SCOTT: Comments or objections?

14 (NO RESPONSE).

15 GOVERNOR SCOTT: Hearing none, the motion
16 carries.

17 Now we're on 8.

18 SECRETARY VALENSTEIN: Right. The next is
19 Item 8. It's for White Elephant Pub, Incorporated,
20 and the facility is located within the Lemon Bay
21 Aquatic Preserve. The approximate size of the
22 nonwater dependent activity is 850 square feet, and
23 the appraised upland market rental value is \$2.75;
24 and the Department recommends approval.

25 GOVERNOR SCOTT: Is there a motion?

1 CFO PATRONIS: So move.

2 GOVERNOR SCOTT: Is there a second?

3 CFO PATRONIS: Second.

4 GOVERNOR SCOTT: Comments or objections?

5 (NO RESPONSE).

6 GOVERNOR SCOTT: Hearing none, the motion
7 carries.

8 SECRETARY VALENSTEIN: Item Number 9, the
9 Board is asked to consider a release of restriction
10 and right of revocation for approximately
11 75.52 acres and release the mineral rights to
12 approximately 97.22 acres with filled submerged
13 lands to the City of Daytona Beach.

14 Based on our appraisal, the consideration of
15 these releases is \$8,770,300, and the Department
16 recommends approval.

17 GOVERNOR SCOTT: Let's go all the way through
18 12.

19 SECRETARY VALENSTEIN: Okay. For each of
20 these items, Item 10, the Board is asked to
21 consider a restriction of reverter to an
22 approximately 5.9-acre parcel due to the City of
23 West Palm Beach. And the Department recommends
24 approval.

25 Item Number 11 is a similar item where the

1 Board is asked to consider a request for the
2 Adventist Health System/Sunbelt, Incorporated for a
3 partial release of restriction and reverter for an
4 approximately 6.42-acre parcel located in Orange
5 Count. And the Department recommends approval.

6 And then Item 12, again, is a similar item
7 where the Department received a request from the
8 Department of Education to exchange a .718 parcel
9 of improved land to Miami-Dade County for a
10 6.2-acre parcel of improved land in Palm Beach
11 County owned by the South Florida PBS,
12 Incorporated. And the Department recommends
13 approval on each of those items.

14 GOVERNOR SCOTT: 9 through 12, does anybody
15 have any questions?

16 ATTORNEY GENERAL BONDI: No.

17 GOVERNOR SCOTT: So is there a motion?

18 ATTORNEY GENERAL BONDI: So move.

19 GOVERNOR SCOTT: Is there a second?

20 CFO PATRONIS: Second.

21 GOVERNOR SCOTT: Hearing no -- none, the
22 motion carries.

23 SECRETARY VALENSTEIN: Item Number 13 is
24 consideration of an exchange of approximately
25 1.16 acres of state-owned conservation land in

1 exchange for two parcels totaling approximately
2 8.72 acres from Floridian Holdings, LLC. And the
3 Department recommends approval.

4 GOVERNOR SCOTT: Is there a motion?

5 ATTORNEY GENERAL BONDI: So move.

6 COMMISSIONER PUTNAM: I have a question on
7 this one.

8 GOVERNOR SCOTT: Okay. Let's go through the
9 question first.

10 ATTORNEY GENERAL BONDI: Governor, which
11 one -- what question?

12 GOVERNOR SCOTT: We're on 13.

13 ATTORNEY GENERAL BONDI: Thirteen.

14 COMMISSIONER PUTNAM: This is a Keys' land
15 exchange, and I was, upon preparing for the
16 meeting, very concerned about the swap. This is a
17 great piece of property for the state to have. It
18 has nothing to do with Indian Key. I'm not sure
19 why it's even wrapped up in Indian key State Park,
20 but I notice that we're trading beach property for
21 non-beach property, and I'm curious why we're
22 trading more than what is necessary to resolve the
23 encroachment issue and giving up what could be a
24 public beach in the Keys for the state to manage
25 and maintain.

1 SECRETARY VALENSTEIN: Great question,
2 Commissioner, and similar question I had as going
3 through the briefing process.

4 So this parcel was actually donated to the
5 State of Florida; it was not acquired. When it was
6 donated, it was added in to the management plan for
7 the nearest state park, so that's the relationship
8 there.

9 It was bought in 19 -- or donated in 1972, and
10 at the time of donation, there were already these
11 infringements on the property of the neighboring
12 driveway, house, and appurtenant structures. And
13 those entities -- or those infringements that
14 existed since the date the parcel was donated to
15 the state, it's actually a full lot that was
16 recognized by the property appraiser when the
17 donation happened. And that adjacent property
18 owner has been paying taxes on it, again, since the
19 date it was donated to the state.

20 And so we as in -- other instances have
21 occurred throughout the state when property has
22 been donated where you have a question of title,
23 and so this is an area where we've got essentially
24 a conflict, where we've got appurtenant structures
25 from a neighbor's property on the property that was

1 donated. All along this full lot, that was shown
2 was treated as the property of the neighbor; the
3 neighbor paid taxes on it. His house was either
4 across the line or right on the line, the driveway
5 was there. The beach that you're referencing was
6 maintained by that property owner all along.

7 And so as staff to the Board of Trustees, we
8 have a question of property ownership on this
9 parcel that is on that side of the property donated
10 to the state, and we're looking to settle that,
11 essentially, property dispute.

12 The portion of beach is non-accessible to the
13 public currently. The only way it's accessible
14 currently is through that adjacent owner. And so
15 the proposal we have before us is, in order to
16 settle that question of title, is to swap that full
17 parcel as identified by the appraiser and as that
18 adjacent owner has paid taxes on, for essentially
19 seven more acres of greater ecological value
20 elsewhere in the Keys.

21 COMMISSIONER PUTNAM: It's a median between
22 the Overseas Highway lanes. How could it be of
23 higher ecological value, the parcels that we're
24 gaining?

25 SECRETARY VALENSTEIN: So the property has an

1 unimpacted waterfront in one area. There's more
2 than that one parcel. Not massively, I mean
3 essentially what we're looking at is a larger
4 increase in acreage for that trade.

5 Certainly, it could be handled in another
6 matter. One way or the other, as staff to the
7 Board of Trustees, we would need to simply come to
8 a conclusion as to ownership of that sliver of
9 property.

10 COMMISSIONER PUTNAM: So has the property
11 owner been paying taxes on the entire exchange
12 parcel or only on the encroachment area.

13 SECRETARY VALENSTEIN: On that -- so the
14 exchange parcel is delineated by a parcel of land
15 that's a -- that is taxed, so he's been paying on
16 that whole exchange portion.

17 COMMISSIONER PUTNAM: So what of the -- what's
18 the total acreage that will remain assuming we
19 proceed with the transfer, of what will still be
20 waterfront property in Islamorada that has the
21 potential to be a park?

22 SECRETARY VALENSTEIN: So approximately seven
23 acres I'm told by staff.

24 COMMISSIONER PUTNAM: And it's all high and
25 dry, right? I mean there are houses on both sides

1 of it?

2 SECRETARY VALENSTEIN: Correct.

3 COMMISSIONER PUTNAM: It would be nice to see
4 the management plan modified to view this as a
5 future opportunity for recreation instead of just
6 an empty lot.

7 SECRETARY VALENSTEIN: And, Commissioner, I
8 would certainly agree with you. In every instance
9 where we've got -- and certainly in the Keys, we
10 have scattered parcels of property where I would
11 agree, every opportunity to look at the natural
12 resource value, make sure we're protecting that
13 resource while providing as many opportunities for
14 public education and recreation, a hundred percent
15 agree.

16 COMMISSIONER PUTNAM: Thank you.

17 ATTORNEY GENERAL BONDI: Question. If --
18 we're looking at the map again. If we're giving
19 that up, do we have access to it, the beach front?

20 SECRETARY VALENSTEIN: We have --

21 COMMISSIONER PUTNAM: Not the part of the
22 beach that the homeowner has been maintaining, but
23 you do have access to the water.

24 ATTORNEY GENERAL BONDI: But not the beach
25 front?

1 COMMISSIONER PUTNAM: To the beach.

2 GOVERNOR SCOTT: All right.

3 COMMISSIONER PUTNAM: Where you see the bright
4 white, that's what the homeowner has been
5 maintaining all these years.

6 ATTORNEY GENERAL BONDI: Right.

7 COMMISSIONER PUTNAM: The rest of it is
8 waterfront. It just needs to be cleaned up.

9 SECRETARY VALENSTEIN: And I would concur with
10 the Commissioner's opinion.

11 ATTORNEY GENERAL BONDI: Yeah, we're looking
12 at the same map, just a different version.

13 COMMISSIONER PUTNAM: Yeah, see, you're still
14 going to have access to the water.

15 ATTORNEY GENERAL BONDI: Right.

16 COMMISSIONER PUTNAM: It' just something
17 somebody has been keeping for years.

18 ATTORNEY GENERAL BONDI: Okay.

19 (WHEREUPON, THE BOARD REVIEWED THE MAP).

20 ATTORNEY GENERAL BONDI: We're just all trying
21 to get on the same page because we're looking at
22 different versions of the same maps. That's all,
23 different sizes.

24 (WHEREUPON, THE BOARD REVIEWED THE MAP WITH
25 SECRETARY VALENSTEIN AWAY FROM THE MICROPHONES).

1 SECRETARY VALENSTEIN: And so I will say
2 that --

3 COMMISSIONER PUTNAM: The fact that you've got
4 a history since the '60s of this being clouded is
5 what gave me the comfort to support it. I don't
6 like it, but --

7 ATTORNEY GENERAL BONDI: I got it. Okay.
8 (INAUDIBLE COMMENT).

9 SECRETARY VALENSTEIN: Correct.

10 (WHEREUPON, THE BOARD RETURNED TO THEIR
11 SEATS).

12 GOVERNOR SCOTT: Okay. Before we go -- so
13 we're on 13. Before we take a motion, is everybody
14 okay? Does anybody have any other questions?

15 ATTORNEY GENERAL BONDI: I'm fine with it. I
16 understand it now. I think we were looking at --
17 now we're all looking at the exact same size of the
18 same map.

19 GOVERNOR SCOTT: Okay. Is there a motion?

20 ATTORNEY GENERAL BONDI: So move.

21 GOVERNOR SCOTT: Is there a second?

22 COMMISSIONER PUTNAM: Second.

23 GOVERNOR SCOTT: Comments or objections? CFO,
24 you okay?

25 CFO PATRONIS: Yeah, I'm good.

1 GOVERNOR SCOTT: Okay. Hearing none, hearing
2 none, the motion carries.

3 So we're on Item 14.

4 SECRETARY VALENSTEIN: Thank you.

5 Item 14 is a request for the Board to convey
6 approximately 360 acres historically known as north
7 and south campuses of the Arthur G. Dozier School
8 for Boys and associated cemetery to Jackson County.
9 Additionally, per rule, in a resolution adopted by
10 the Jackson County Board of County Commissioners,
11 the Board of Trustees is asked to consider a
12 donation of the remainder of this property, which
13 totals 919 acres, to Jackson County.

14 Jackson County will utilize these parcels to
15 revitalize their local economy, create new jobs,
16 and establish an autism training center and develop
17 a regional distribution and manufacturing center.

18 Chairman Pate of the Jackson County Board of
19 County Commissioners is present, along with
20 Sheriff Roberts. And I believe Chairman Pate would
21 like to make a couple of comments in support of the
22 item.

23 CHAIRMAN PATE: Good morning, Governor and
24 Cabinet. It's an honor to be here before you. I
25 know I've asked y'all all to come to speak at

1 events I've had in Jackson County, but this is a
2 first for me.

3 But I have some people with me I'd like to
4 introduce. As the gentleman said, we've got
5 Sheriff Lou Roberts, if you will stand.

6 We've got Commissioner Jim Peacock,
7 Commissioner Eric Hill. We've got Marianna City
8 Manager Jim Dean, and we have David Melvin with
9 Melvin Engineering, and Representative Marti Coley
10 with us.

11 And they've all worked hard for this, and we'd
12 like to -- if y'all will see fit, we'd like to take
13 the challenge of turning this into a positive
14 impact to Jackson County instead of some of the
15 negative stuff they've had over there, but we'd
16 like to do that.

17 I also want to thank y'all all for all the
18 work y'all have done for our county and our state.
19 You've done a great job over the last eight years.

20 I'd also like to thank y'all for all y'all did
21 for -- after the storm with Hurricane Michael.
22 Governor Scott, Commissioner Putnam, CFO Patronis,
23 and Ms. Bondi, y'all all come to Jackson County,
24 and you were there to help us, and we really
25 appreciate it.

1 Thank you.

2 GOVERNOR SCOTT: Thanks, Clint.

3 SECRETARY VALENSTEIN: The Department would
4 recommend approval for this item.

5 ATTORNEY GENERAL BONDI: Can I just say
6 something about this item, Governor?

7 Representative Coley, back there, thank you.
8 You've gone round and round and round on this, and
9 thank you for your unwavering support for Dozier.

10 REPRESENTATIVE COLEY: Thank you.

11 ATTORNEY GENERAL BONDI: I think this is.
12 I've quietly been there. This is long overdue, and
13 I think this is a great, great move for our state
14 and our country.

15 Thank you.

16 REPRESENTATIVE COLEY: Thank you.

17 GOVERNOR SCOTT: Does anybody have any
18 questions?

19 (NO RESPONSE).

20 GOVERNOR SCOTT: All right. Is there a
21 motion?

22 ATTORNEY GENERAL BONDI: So move.

23 GOVERNOR SCOTT: Is there a second?

24 CFO PATRONIS: Second.

25 GOVERNOR SCOTT: Comments or objections?

1 (NO RESPONSE) .

2 GOVERNOR SCOTT: Hearing none, the motion
3 carries.

4 SECRETARY VALENSTEIN: The next two items are
5 land acquisitions to improve green infrastructure
6 throughout Florida.

7 Item 15 is consideration of an option
8 agreement to acquire a conservation easement over
9 approximately 19,225 acres within the lower
10 Suwannee River and Gulf Watershed Florida Forever
11 Project from Lyme Cross City Forest Company, LLC.
12 And the Department recommends approval.

13 GOVERNOR SCOTT: All right. Do 17 (sic)
14 also -- or 16.

15 SECRETARY VALENSTEIN: And then Item 16 is an
16 option agreement to acquire approximately 165 acres
17 within the Wakiva Ocala Greenway Florida Forever
18 project from Sheila Mae Rodgers Arnold.

19 The purchase price is \$579,600 and provides a
20 critical corridor connection. And the Department
21 recommends approval for both items.

22 GOVERNOR SCOTT: Okay. Is there a motion on
23 15 and 16 together?

24 COMMISSIONER PUTNAM: So move.

25 GOVERNOR SCOTT: Is there a second?

1 CFO PATRONIS: Second.

2 ATTORNEY GENERAL BONDI: Second.

3 GOVERNOR SCOTT: Comments or objections?

4 (NO RESPONSE).

5 GOVERNOR SCOTT: Hearing none, the motion
6 carries.

7 SECRETARY VALENSTEIN: The next two items are
8 rule updates, Items 17 and 18.

9 As we've discussed over-the-water dining and
10 other issues and addressed them on a case-by-case
11 basis, these two agenda items enable the Department
12 to establish -- or I should say over the prior
13 case-by-case basis, it helped us as a department
14 establish criteria within these two rules,
15 including being open to the public, located outside
16 an aquatic preserve, and not exceeding 25 hundred
17 square feet for the Department's approval of these
18 activities when all the rule requirements are met.
19 These activities referring to over-the-water dining
20 and nonwater dependent activities.

21 Case by case, evaluations can still be
22 undertaken by the Board for activities that do not
23 meet the criteria established in rule.
24 Additionally, the proposed rule amendments address
25 JAPC comments, incorporate statutory changes, adopt

1 Board policies, and streamline Department
2 procedures.

3 We appreciate the immense amount of help from
4 stakeholders from public meetings through this
5 process, through written correspondence, and
6 individual conversations. And the Department
7 recommends approval.

8 GOVERNOR SCOTT: Approve seven -- is there a
9 motion for 17 and 18?

10 ATTORNEY GENERAL BONDI: So move.

11 COMMISSIONER PUTNAM: Governor, I have a
12 question on this one too.

13 GOVERNOR SCOTT: Okay. Question, go ahead.

14 COMMISSIONER PUTNAM: First of all, I want to
15 thank you and your team. It's been at least eight
16 years in the making to get us here on
17 over-the-water dining, open-air dining; and I
18 appreciate the work that you and your folks have
19 put into it, I really do. I think it's important.
20 It's an important part of what people expect to be
21 able to do when they come to Florida. It's an
22 important -- it's an important activity that
23 Floridians like to be able to do, to dine over the
24 water, you know, in a responsible way.

25 I just have two observations about the

1 proposed rule. I'm not sure how it's bad for the
2 environment to allow drop-down Visqueen to protect
3 people from a summer shower, and I'm not sure why
4 it's a bad idea to allow a screen, at least to rail
5 height, if for no other reason than to keep straw
6 wrappers and napkins and everything else from
7 getting into the water. So I'm confused about why
8 we're not allowing that in the rule when it seems
9 like common sense in over-the-water dining.

10 SECRETARY VALENSTEIN: Certainly,
11 Commissioner. First I would say those items are
12 not necessarily impactful to the environment,
13 depending how they are. The goal of the rule was
14 to incorporate and capture essentially the type of
15 items that have been coming before the Board of
16 Trustees on a case-by-case basis and create a
17 streamline process, not for all projects, but for
18 what we saw as the most common projects coming
19 before the Board while maintaining a case-by-case
20 basis for projects that didn't sort of meet what we
21 have seen over the last seven items or so that have
22 been brought to the Board and also create a
23 case-by-case action and preserve that as a way for
24 aquatic preserves, maintaining that additional
25 protection for aquatic preserves.

1 Certainly you could amend the rule to allow
2 for those items. The reason they were not in there
3 was simply trying to capture the type of project
4 that has recurringly come before this Board before.

5 Does that make sense as an answer.

6 COMMISSIONER PUTNAM: If it weren't my last
7 meeting, I would want to amend it; but since it
8 took eight years to get here, I don't want to -- I
9 don't want to screw anything up.

10 SECRETARY VALENSTEIN: So I wouldn't push
11 back, and so maybe the other comment would be this
12 would provide the framework to then as -- if items
13 come before the Board of Trustees on a case-by-case
14 basis in the future, then any item becomes a -- you
15 know, whether as you point out, those two
16 particular issues. If those come up on a
17 case-by-case basis, to come back and amend the
18 rule.

19 Again, our goal was to create that
20 stakeholder-driven, narrow fashion to have that
21 streamline process. And then once we have that, to
22 every time there's a case-by-case basis to come
23 back and ask -- it would be a logical question to
24 ask one's self: All right, did that make sense as
25 a case-by-case basis, or did we learn something

1 from that issue that should then be incorporated
2 into this now existing rule?

3 COMMISSIONER PUTNAM: So under the streamline
4 version, how long would it take a restaurateur to
5 get their over-the-water permit?

6 SECRETARY VALENSTEIN: So I would say in
7 general we're running a permitting process from
8 15 days to 40. Certainly this requires the owner
9 to go through developing some property information
10 themselves. But as far as processing on our side,
11 in general we're looking between 30 to 60 days for
12 most issues, so we have a significantly streamlined
13 process.

14 CFO PATRONIS: Question.

15 GOVERNOR SCOTT: Yes.

16 CFO PATRONIS: So you're saying that the
17 maximum that somebody would be experiencing to get
18 their permit in hand will be 60 days?

19 SECRETARY VALENSTEIN: I am saying that that
20 is traditionally what you're looking at for
21 permitting time. That be would a maximum that
22 you would generally expect from the Department,
23 yes.

24 CFO PATRONIS: Okay. Because all I --

25 SECRETARY VALENSTEIN: Yes.

1 CFO PATRONIS: Because I think if somebody
2 knows it's 60 days, then they can build around
3 that, so --

4 SECRETARY VALENSTEIN: Yep.

5 GOVERNOR SCOTT: Now are most people when
6 they -- when they finish their application, is it
7 full -- is it finished, or do they miss, and so it
8 actually takes them longer? When they do their
9 application, do they mess it up and so they have to
10 come back because you ask them more typically or
11 not?

12 SECRETARY VALENSTEIN: So the issue would be
13 taking the time to get the items done. I mean so
14 if you're a business owner, I think you would
15 naturally account for the time that it takes you to
16 go through a process, you know, if you're required
17 to do an appraisal and get certain information on
18 your own, that naturally -- you'd factor that into
19 your time; so, yes, Governor.

20 GOVERNOR SCOTT: Does that help? I mean
21 that's what I think the issue is.

22 Okay. Commissioner, do you want to propose an
23 amendment?

24 COMMISSIONER PUTNAM: So what --
25 Mr. Secretary, what would be the -- if I wanted to

1 amend this right here right now, are we sending
2 this back into some vortex, or are we --

3 GOVERNOR SCOTT: Can we amend it right now?

4 ATTORNEY GENERAL BONDI: Right. Can we handle
5 it right now?

6 SECRETARY VALENSTEIN: Yes, you can amend it
7 right now to say -- for instance, for the issue you
8 brought up, you could delete the word "screen" from
9 the rule to allow that; and we would go in and then
10 publish that rule.

11 GOVERNOR SCOTT: But it would be finished?

12 SECRETARY VALENSTEIN: It would --

13 GOVERNOR SCOTT: Or do we have to go through
14 the process again?

15 SECRETARY VALENSTEIN: It would be published
16 and open for challenge at that point.

17 GOVERNOR SCOTT: Oh, so right now we're voting
18 to -- we're voting to just -- we're not finished --
19 this is not finished at this point anyway?

20 SECRETARY VALENSTEIN: Right. Correct. Let
21 me have our counsel --

22 GOVERNOR SCOTT: This isn't public comment
23 anyway, so we're not changing it.

24 COMMISSIONER PUTNAM: All right. I'm going
25 to --

1 GOVERNOR SCOTT: So what do you want to
2 propose?

3 COMMISSIONER PUTNAM: So I want the new
4 proposed rule to allow for screens and/or temporary
5 drop-down plastic, Visqueen, however you want to
6 wordsmith it, covers that can be temporary in
7 nature, but they ought to be allowable. And the
8 screen can be either drop-down, which they make
9 now, but it could also be permanent, certainly at
10 least up to rail height, if for no other reason
11 than to keep less stuff from blowing into the
12 water.

13 GENERAL COUNSEL: Yes, you could do that on an
14 amendment, do it now. We're still in the process.
15 Once the Board approves it, there would still be a
16 hearing on it or open discussion later.

17 COMMISSIONER PUTNAM: All right.

18 DEP GENERAL COUNSEL: Go ahead and make the
19 amendment, and that would be fine.

20 COMMISSIONER PUTNAM: Say that again.

21 DEP GENERAL COUNSEL: You could make the
22 amendment now.

23 COMMISSIONER PUTNAM: All right. Governor, I
24 move to initiate the proposed rulemaking on
25 Rule 18-21 with the amendment to allow for screens

1 and other temporary plastic drop-down walls, et
2 cetera.

3 GOVERNOR SCOTT: Okay. So, Noah, so do you
4 guys -- do you have any concern about it?

5 SECRETARY VALENSTEIN: So that makes sense to
6 me. We do not have a concern. We always would
7 work -- and we have the process now to go forward
8 and accept comment from all parties about that as
9 we would move forward with it. So that would be my
10 caveat.

11 It's simply any time we bring something to
12 you, we've worked to make sure we've touched every
13 stakeholder with it. No, we do not have a concern
14 with that amendment on behalf of the Department.
15 And furthermore, through the rulemaking process, we
16 would make sure that all stakeholders are aware of
17 that and have opportunity to be involved in the
18 process.

19 GOVERNOR SCOTT: Okay. The motion on the
20 table is approval of 17 and 18 with the amendment
21 that the Commissioner has.

22 Is there a second.

23 CFO PATRONIS: Second.

24 GOVERNOR SCOTT: Comments or objections?

25 (NO RESPONSE).

1 GOVERNOR SCOTT: Hearing none, the motion
2 carries.

3 SECRETARY VALENSTEIN: Thank you, Governor.

4 ATTORNEY GENERAL BONDI: Good catch,
5 Commissioner.

6 SECRETARY VALENSTEIN: The next four items are
7 going to be presented by the Department of
8 Agriculture and Consumer Services, the first three
9 by Kal Knickerbocker.

10 GOVERNOR SCOTT: Okay. We're on 19, right?
11 Okay. Hi, Kal.

12 DIRECTOR KNICKERBOCKER: Good morning,
13 Governor and Trustees.

14 This morning Item Number 19 is a request for a
15 new seven and a half acre water column lease in
16 Oyster Bay in Wakulla County. This would be
17 between -- in the near-shore waters between Panacea
18 and Shell Point. The applicant is Edwin Mitch
19 Spears.

20 Mr. Spears is a lifelong commercial fisherman
21 who wants to start his aquaculture oyster business.
22 The Division of Aquaculture staff completed a
23 resource assessment and found that there were no
24 existing oyster habitat or sea grasses in the
25 proposed area.

1 The Fish and Wildlife Conservation Commission
2 and the Department of Environmental Protection's
3 Florida Coastal Office have reviewed the items and
4 have no comment.

5 Additionally, the National Marine Fishery
6 Service and the Army Corps of Engineers have
7 reviewed the item and determined the activities
8 proposed are not likely to have an adverse impact
9 and are compliant with the Department's general
10 permit. And we received no comments from the
11 public during the public comment period.

12 Staff is recommending approval of Item Number
13 19.

14 GOVERNOR SCOTT: You want to go ahead and do
15 20? You're doing 20 also, right?

16 DIRECTOR KNICKERBOCKER: Yes.

17 GOVERNOR SCOTT: And you're doing 21?

18 DIRECTOR KNICKERBOCKER: 21, yes. I can give
19 you all three of them.

20 GOVERNOR SCOTT: Yeah, why don't you do 19,
21 20, and 21?

22 DIRECTOR KNICKERBOCKER: Okay. Number 20 is a
23 request by the Department of Agriculture and
24 Consumer Services. It's a request proposing to
25 expand the existing Alligator Harbor Aquaculture

1 Use Zone by adding 21 one and a half acre parcels.
2 The location of the proposed parcels will allow the
3 application of this expansion to be incorporated
4 into the existing aquaculture use zone. The
5 existing aquaculture use zone was approved by the
6 Board of Trustees in 2002 and consists of 46 one
7 and a half acre parcels.

8 In August of 2016, the Board of Trustees
9 authorized the Department to modify existing bottom
10 leases in the Alligator Harbor use zone to allow
11 the use of the full water column. For consistency,
12 the Department is requesting that this same
13 authority be granted to these expansion parcels.

14 GOVERNOR SCOTT: Okay. Hold on a second.

15 Has everybody reviewed 19, 20, and 21?

16 ATTORNEY GENERAL BONDI: Yes.

17 GOVERNOR SCOTT: Okay. Is there a motion on
18 19, 20, and 21?

19 ATTORNEY GENERAL BONDI: So move.

20 GOVERNOR SCOTT: Is there a second?

21 CFO PATRONIS: Second.

22 GOVERNOR SCOTT: Any comments or objections?

23 (NO RESPONSE).

24 GOVERNOR SCOTT: Hearing none, they pass.

25 DIRECTOR KNICKERBOCKER: Okay. Great.

1 GOVERNOR SCOTT: Thanks, Kal.

2 DIRECTOR KNICKERBOCKER: Thank you.

3 ATTORNEY GENERAL BONDI: Thank you.

4 GOVERNOR SCOTT: So now we're now on Item 22,
5 Rural and Family Lands.

6 COMMISSIONER PUTNAM: Thank you, Kal, for your
7 service. Kal is --

8 GOVERNOR SCOTT: Kal, you've done a good job.

9 COMMISSIONER PUTNAM: He's retiring, and we
10 appreciate his leadership. Governor, this Cabinet
11 has approved 276 aquaculture leases, a 37-percent
12 increase in aquaculture activity in the state. And
13 174 of those are the new innovative alternative,
14 which are water column leases.

15 GOVERNOR SCOTT: Am I -- Kal, is it right that
16 when I've been over in Apalachicola what y'all have
17 done with the oysters has worked and it's
18 successful?

19 DIRECTOR KNICKERBOCKER: Yes, it is working.
20 It's a slow process. Any time you start a new
21 business, it takes a while to get up and running.
22 But it is working, and it's to my knowledge, the
23 only viable alternative to all the problems we're
24 seeing with the wild resource at this time.

25 GOVERNOR SCOTT: All right. Well,

1 congratulations.

2 ATTORNEY GENERAL BONDI: And, Governor, if I
3 could say something. You know, I went to
4 Apalachicola as well because we're involved in the,
5 quote, water wars litigation, that I'm very proud
6 of by the way. And, Commissioner Putnam, prior to
7 that, I was concerned about all of these leases.
8 If you remember, I didn't understand them; and with
9 your expertise -- and now what you're doing is
10 remarkable, all of you. You're saving the
11 population of oysters probably in our state.

12 DIRECTOR KNICKERBOCKER: We certainly
13 appreciate the support --

14 ATTORNEY GENERAL BONDI: Thank you.

15 DIRECTOR KNICKERBOCKER: -- and guidance from
16 the Trustees. That's been a great help. The
17 industry is very appreciative.

18 GOVERNOR SCOTT: Good job, Kal.

19 ATTORNEY GENERAL BONDI: Thank you.

20 (APPLAUSE).

21 ATTORNEY GENERAL BONDI: Thank you,
22 Commissioner. Commissioner, thank you. You pushed
23 for these. Thank you.

24 GOVERNOR SCOTT: Rural and Family Lands.

25 MR. KARELS: Item Number 22, and the last item

1 on the Board of Trustees' list, Governor and
2 Cabinet, is consideration of an option agreement
3 for an 858-acre perpetual conservation easement
4 over lands lying within the Adams Alapaha Project
5 of the Rural and Family Lands Program under the
6 Department of Agriculture from Clifford L. Adams;
7 and Number 2, designation of the Florida Forest
8 Service as the monitoring agency.

9 The county is Hamilton County. The
10 consideration price is \$463,500. If approved, it
11 will be the 47th perpetual conservation easement
12 preserving over 53 thousand acres under the Rural
13 and Family Lands Program of which most of this
14 Cabinet has done.

15 Adams Alapaha Farm is a cow/calf operation.
16 They also have a timber and black oil sunflower
17 seed operation. It's been in the family almost a
18 hundred years, and it borders the Alapaha River for
19 about a mile and a half frontage on the Alapaha
20 River.

21 Staff recommends approval of this item.

22 GOVERNOR SCOTT: Is there a motion on item?

23 CFO PATRONIS: So move.

24 GOVERNOR SCOTT: Is there a second?

25 ATTORNEY GENERAL BONDI: Second.

1 GOVERNOR SCOTT: Comments or objections?

2 (NO RESPONSE).

3 GOVERNOR SCOTT: Hearing none, the motion
4 carries.

5 Thanks, Jim. Good job.

6 MR. KARELS: Thank you, and thank all of you
7 for the eight years working with you. I really
8 appreciate it. You've done a great job for the
9 State of Florida.

10 GOVERNOR SCOTT: You guys have done a great
11 job.

12 MR. KARELS: Thank you.

13 COMMISSIONER PUTNAM: Thank you, Jim, for all
14 you guys did after the storm too.

15 MR. KARELS: Thank you.

16 GOVERNOR SCOTT: Yeah.

17 All right. Thanks, Noah.

18 SECRETARY VALENSTEIN: Thank you, Governor.
19 That concludes the Board of Trustees' agenda.

20 GOVERNOR SCOTT: Good job.

21

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STATE BOARD OF ADMINISTRATION

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3 GOVERNOR SCOTT: Now we get to listen to how
4 much money we're making.

5 Ash Williams.

6 EXECUTIVE DIRECTOR WILLIAMS: Good morning,
7 Governor.

8 GOVERNOR SCOTT: Hey, Ash, how we doing?

9 ATTORNEY GENERAL BONDI: Hey, Ash.

10 EXECUTIVE DIRECTOR WILLIAMS: Reasonably well,
11 thank you.

12 Commissioner Patronis. CFO, you looking for
13 something?

14 CFO PATRONIS: I can't tell what color your
15 tie is.

16 EXECUTIVE DIRECTOR WILLIAMS: It seems to be
17 garnet and gold.

18 CFO PATRONIS: Okay.

19 EXECUTIVE DIRECTOR WILLIAMS: And it matches
20 my socks.

21 CFO PATRONIS: Oh, God.

22 EXECUTIVE DIRECTOR WILLIAMS: So I usually
23 open up with a performance update, and I will do
24 the same today. I want to preface that by thanking
25 you for eight years of terrific fiduciary

1 leadership. And I always give you the longer time
2 series of performance of calendar year to date or
3 fiscal year to date, and I've got that for you
4 this morning; but I thought there might be another
5 time series that would be of interest to you,
6 which is the time series from, coincidentally,
7 January of 2011 through October of 2018, which is
8 the latest period for which we have hard validated
9 numbers.

10 And the return on the Florida Retirement
11 System Trust Fund over that period of the better
12 part of eight years is 8.26 percent. What's
13 interesting about that number is it's 91 basis
14 points ahead of target over that long period of
15 time.

16 To put that in perspective for what that
17 means, that's an investment gain of \$81,847,000,000
18 and the difference between the benchmark and the
19 actual performance, the value added, is
20 \$8,884,000,000. So that is the power of good
21 fiduciary leadership, and I thank you for that.

22 Coming to a shorter period of time, if we look
23 at the calendar year to date through last night's
24 close, the fund is up 1.27 percent versus a
25 benchmark of negative 16 basis points, so a value

1 add of 143 basis points. That leaves the fund with
2 a balance of \$157 billion. That's 5.1 billion
3 below where we started the calendar year net of
4 seven billion in distributions for benefit
5 payments.

6 One other -- or another couple of little
7 details on the performance, going back to some
8 longer periods of time, if we look at trailing
9 five-year performance, the value add of the Florida
10 State Board of Administration is at the 100th
11 percentile of our public fund peers, so at the very
12 top of the list. On a trailing 10-year basis, 95th
13 percentile. So I think long-term investment
14 discipline is working.

15 So absent any questions on those points, I'll
16 jump into the agenda.

17 GOVERNOR SCOTT: We don't -- all right.
18 Let's -- I want to go ahead and do it altogether;
19 we've all read them.

20 Items 1 through 20, and so the first one I'd
21 like you to present on is the Investment Advisory
22 Council. Is everybody okay with that?

23 (AFFIRMATIVE INDICATIONS).

24 GOVERNOR SCOTT: Okay. So we're going to do
25 1 to 20 altogether. Is there a motion?

1 CFO PATRONIS: So move.

2 GOVERNOR SCOTT: Is there a second?

3 ATTORNEY GENERAL BONDI: Second.

4 GOVERNOR SCOTT: Comments or objections?

5 (NO RESPONSE).

6 GOVERNOR SCOTT: Hearing none, the motion
7 carries.

8 Item 21, appointment to the Investment
9 Advisory Council.

10 EXECUTIVE DIRECTOR WILLIAMS: Thank you.

11 Item 21, we have two nominees for the
12 Investment Advisory Council today, one brought
13 forward by Attorney General Bondi, Mr. Peter Jones.
14 The other is a Governor's nominee, Mr. Tom Grady.

15 Both have distinguished backgrounds and
16 credentials for service on this body, and both are
17 well qualified and I think would be welcome
18 additions to it.

19 Request approval.

20 GOVERNOR SCOTT: Is there a motion on the
21 item?

22 CFO PATRONIS: So move.

23 ATTORNEY GENERAL BONDI: So move. Oh, sorry.

24 GOVERNOR SCOTT: Is there a second?

25 ATTORNEY GENERAL BONDI: Second.

1 GOVERNOR SCOTT: Comments or objections?

2 (NO RESPONSE).

3 GOVERNOR SCOTT: Hearing none, the motion
4 carries.

5 EXECUTIVE DIRECTOR WILLIAMS: Thank you.

6 Item 22, request appointment of the chair of
7 the Florida Commission on Hurricane Loss Projection
8 Methodology. This is Mr. Floyd Yeager. He has
9 served on the committee with distinction.

10 Request approval.

11 GOVERNOR SCOTT: Is there a motion?

12 CFO PATRONIS: So move.

13 GOVERNOR SCOTT: Second?

14 ATTORNEY GENERAL BONDI: Second.

15 GOVERNOR SCOTT: Comments or objections?

16 (NO RESPONSE).

17 GOVERNOR SCOTT: Hearing none, the motion
18 carries.

19 EXECUTIVE DIRECTOR WILLIAMS: Thank you.

20 Item 23, request approval of the appointment
21 of Mr. Jeffrey F. McCarty to the Commission on
22 Hurricane Loss Projection Methodology. His bio is
23 in here and credentials are sound.

24 Request approval.

25 CFO PATRONIS: So move.

1 ATTORNEY GENERAL BONDI: Is there a second?
2 I'll second it. Fast.

3 EXECUTIVE DIRECTOR WILLIAMS: Thank you.

4 Items 24 and 25 are quarterly reports for the
5 second and third quarters of 2018.

6 I think I can summarize those for you very
7 crisply by saying if you look at the variables that
8 matter, Number 1, investment performance, you're
9 ahead of benchmark in all areas for all periods.
10 Number 2, if you look at the control environment,
11 our audits, our reports from our Audit Committee,
12 our Chief Risk and Compliance Officer's reports,
13 and also our Inspector General's reports are all
14 clean. There are no compliance exceptions or any
15 audit exceptions for either of those two quarters,
16 so all is good.

17 And if we look at the team itself, the team is
18 stable. We've added talent where we've needed it
19 or had a retirement or other reason to have a
20 change. And all is good, and we're hitting on all
21 cylinders. So thank you for that.

22 Let's see, I guess those are just report
23 items. We don't need to adopt them.

24 ATTORNEY GENERAL BONDI: Yeah, Item 24 and 25
25 are just --

1 GOVERNOR SCOTT: Thanks. Is there a motion on
2 24 and 25?

3 ATTORNEY GENERAL BONDI: They're just report
4 items.

5 GOVERNOR SCOTT: Okay. Just -- Okay. 26.

6 EXECUTIVE DIRECTOR WILLIAMS: Thank you.

7 GOVERNOR SCOTT: Oh, I don't know about this
8 one. This is going to take a while, evaluation and
9 reaffirmation of the Executive Director or not.

10 EXECUTIVE DIRECTOR WILLIAMS: I know it's a
11 somewhat questionable request; and, you know, I
12 have the unique opportunity in state government I
13 believe to be the only employee out of however many
14 tens of thousands we have that is required by law
15 to be reaffirmed every year, which tends to keep
16 one honest.

17 GOVERNOR SCOTT: It's stressful.

18 EXECUTIVE DIRECTOR WILLIAMS: Look, just stay
19 on your toes; it should be all right. But I'm
20 never presumptive.

21 At any rate, we have background material in
22 the item on the position --

23 GOVERNOR SCOTT: That's right.

24 EXECUTIVE DIRECTOR WILLIAMS: -- including
25 terms of --

1 GOVERNOR SCOTT: I think you've done a great
2 job.

3 Does anybody have any questions on this one?

4 (NO RESPONSE).

5 GOVERNOR SCOTT: You have done -- Ash, you
6 have done a great job --

7 EXECUTIVE DIRECTOR WILLIAMS: Thank you.

8 GOVERNOR SCOTT: -- as of today.

9 ATTORNEY GENERAL BONDI: Ash, thank you.

10 EXECUTIVE DIRECTOR WILLIAMS: What have you
11 done for me lately --

12 ATTORNEY GENERAL BONDI: And your General
13 Counsel isn't too bad either, that Kent Perez guy.

14 EXECUTIVE DIRECTOR WILLIAMS: I hear you.

15 GOVERNOR SCOTT: Okay. Does anybody want to
16 make a motion on this one?

17 ATTORNEY GENERAL BONDI: So move.

18 GOVERNOR SCOTT: Is there a second?

19 CFO PATRONIS: Second.

20 EXECUTIVE DIRECTOR WILLIAMS: Thank you.

21 GOVERNOR SCOTT: Jimmy, Jimmy, Jimmy.

22 Comments or objections?

23 (NO RESPONSE).

24 GOVERNOR SCOTT: Hearing none, the motion
25 carries.

1 Ash, you've done a great job. Thank you for
2 all of your hard work over the last eight years.
3 You should be very proud of the record you've
4 achieved, and it's good for everybody that's
5 relying on our pension plan and other -- and our
6 investments. So thank you very much.

7 EXECUTIVE DIRECTOR WILLIAMS: Thank you.

8 ATTORNEY GENERAL BONDI: Thank you, Ash.

9 EXECUTIVE DIRECTOR WILLIAMS: Joint
10 achievements. Thank you. Enjoy.

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DEPARTMENT OF VETERANS AFFAIRS

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3 GOVERNOR SCOTT: Now we get to recognize the
4 Medal of Merit honoree. Glen Sutphin with the
5 Department of Veterans Affairs.

6 EXECUTIVE DIRECTOR SUTPHIN: Thank you very
7 much, sir.

8 The Department of Veterans Affairs has two
9 agenda items today, sir. The first one --
10 certainly good afternoon now, Governor, and
11 Attorney General Bondi, and CFO Patronis, and
12 Commissioner Putnam.

13 The Item Number 1 is the minutes from the
14 August 14, 2018, Cabinet meeting. Respectfully
15 request approval.

16 COMMISSIONER PUTNAM: So move.

17 GOVERNOR SCOTT: All right. Is there a
18 second?

19 CFO PATRONIS: Second.

20 GOVERNOR SCOTT: Comments or objections?

21 (NO RESPONSE).

22 GOVERNOR SCOTT: Hearing none, the motion
23 carries.

24 Hall of Fame.

25 EXECUTIVE DIRECTOR SUTPHIN: The second item,

1 sir, is the list of nominees for the Florida
2 Veterans Hall of Fame Class of --

3 GOVERNOR SCOTT: Okay. Great list.

4 EXECUTIVE DIRECTOR SUTPHIN: Yes, sir,
5 absolutely. And it will get better and better
6 every year as we make sure we find them.

7 Subject to your questions or comments,
8 respectfully request approval.

9 GOVERNOR SCOTT: Is there a motion?

10 CFO PATRONIS: So move.

11 GOVERNOR SCOTT: Second?

12 COMMISSIONER PUTNAM: Second.

13 GOVERNOR SCOTT: Comments or objections?

14 (NO RESPONSE).

15 GOVERNOR SCOTT: Hearing none, the motion
16 carries.

17 EXECUTIVE DIRECTOR SUTPHIN: Before we start
18 this, sir, the Department of Veterans Affairs and
19 our veterans want to thank you all, the honor it
20 has been to work with you. Everyone of you have
21 done something that's unique and special for our
22 veterans, our returning troops, and our families.

23 Governor Scott, you've always stood strong
24 with us and the Department of Military Affairs on
25 budgets, things that we needed to take care of it,

1 being able to get veterans homes built, being able
2 to get programs out there and helping us get ahold
3 of the VA --

4 GOVERNOR SCOTT: The number one state for
5 veterans.

6 EXECUTIVE DIRECTOR SUTPHIN: Absolutely, sir.
7 We're number one veterans and military.

8 (APPLAUSE).

9 EXECUTIVE DIRECTOR SUTPHIN: And we can prove
10 that. That isn't just a bunch of words out there.

11 The other thing is, General Bondi, you made it
12 available to us so that we received -- oh, she's
13 gone?

14 GOVERNOR SCOTT: She'll be back.

15 EXECUTIVE DIRECTOR SUTPHIN: Okay. Well, CFO
16 Patronis, you made it in such a way that your
17 military returning could apply to the fire schools
18 and to other programs that they had not been able
19 to get into. That's been a big job thing for our
20 veterans in rehabbing them.

21 Commissioner Putnam, you've done all kind of
22 things to make sure our veterans are safe.
23 Number 2, you've made sure that there is hunting
24 and fishing and things that those who have suffered
25 so greatly can now go back and have some semblance

1 of reality of life.

2 No other state does these type of things.
3 Everybody brags they did this, Texas did that and
4 everything. In reality, this has been a wonderful,
5 wonderful time.

6 Your support -- in the military our word is
7 our bond. Your bond is above and beyond, and it
8 shows in the greatest of military traditions; and I
9 thank you from the bottom of our heart.

10 (APPLAUSE).

11 GOVERNOR SCOTT: So, Glen, how are you going
12 to do this?

13 EXECUTIVE DIRECTOR SUTPHIN: Steve will come
14 over and read the names, sir. I'll come up there
15 with our chairman of the veterans, and then we'll
16 bring the veterans up, sir -- I mean the
17 nominees -- as they receive their award; and then
18 we'll take a picture with their family, sir.

19 (WHEREUPON, THERE WAS THE PRESENTATION OF THE
20 VETERANS HALL OF FAME NOMINEES AFTER WHICH THE
21 MEETING WAS ADJOURNED WITH PRESENTATIONS BY THE
22 RETIRING THREE CABINET MEMBERS).

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CERTIFICATE

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STATE OF FLORIDA)
COUNTY OF LEON)

I, NANCY S. METZKE, RPR, FPR, certify that I was authorized to and did stenographically report the foregoing proceedings and that the transcript is a true and complete record of my stenographic notes.

DATED this 21st day of December, 2018.

NANCY S. METZKE, RPR, FPR
Court Reporter

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<p>\$10,000,000 [1] - 18:17 \$105,000,000 [1] - 9:21 \$11 [1] - 4:7 \$110,000,000 [1] - 10:8 \$157 [1] - 63:2 \$180,000,000 [1] - 8:20 \$2.75 [1] - 31:23 \$285,000 [1] - 8:7 \$285,000,000 [1] - 9:8 \$30 [1] - 8:2 \$39,000,000 [1] - 7:8 \$463,500 [1] - 59:10 \$55 [1] - 10:24 \$579,600 [1] - 44:19 \$6.47 [1] - 31:2 \$70,000,000 [1] - 10:21 \$8,770,300 [1] - 32:15 \$8,884,000,000 [1] - 62:20 \$81,847,000,000 [1] - 62:17</p>	<p>2 [10] - 7:6, 17:15, 18:1, 21:17, 29:6, 29:7, 29:20, 59:7, 66:10, 72:23 2.58 [2] - 7:17, 7:18 2.87 [1] - 8:5 20 [9] - 18:18, 55:15, 55:21, 55:22, 56:15, 56:18, 63:20, 63:25 2002 [1] - 56:6 2011 [1] - 62:7 2014 [1] - 14:14 2016 [1] - 56:8 2018 [10] - 1:13, 14:21, 15:23, 17:14, 28:18, 62:7, 66:5, 70:14, 74:7 2019 [4] - 13:12, 14:9, 15:20, 16:1 21 [9] - 2:8, 55:17, 55:18, 55:21, 56:1, 56:15, 56:18, 64:8, 64:11 21st [1] - 74:7 22 [4] - 28:14, 57:4, 58:25, 65:6 23 [1] - 65:20 24 [3] - 66:4, 66:24, 67:2 25 [4] - 45:16, 66:4, 66:24, 67:2 26 [2] - 2:11, 67:5 27 [1] - 15:23 276 [1] - 57:11 27th [1] - 14:21 28.8 [1] - 7:11 29 [2] - 14:23, 15:22 2B [1] - 7:22</p>	<p>6 [3] - 9:19, 21:20, 30:5 6.2-acre [1] - 33:10 6.42-acre [1] - 33:4 60 [3] - 49:11, 49:18, 50:2 61 [1] - 2:13 63 [1] - 23:5 697-8314 [1] - 1:23 697-8715 [1] - 1:23</p>
		7
'60s [1] - 40:4		<p>7 [6] - 10:6, 21:20, 30:19, 30:22, 31:6, 31:9 7.12 [1] - 7:20 70 [1] - 2:15 700-bed [1] - 10:23 718 [1] - 33:8 75.52 [1] - 32:11 75/25 [1] - 28:3 78 [1] - 23:3</p>
1		8
<p>1 [9] - 6:21, 18:1, 21:14, 22:4, 23:11, 63:20, 63:25, 66:8, 70:13</p>		<p>8 [6] - 10:19, 21:20, 22:4, 30:19, 31:17, 31:19 8.26 [1] - 62:12 8.72 [1] - 34:2 810,000 [1] - 7:20 850 [3] - 1:23, 31:22 858-acre [1] - 59:3</p>
<p>1,300 [1] - 30:25 1.16 [1] - 33:25 1.27 [1] - 62:24 10 [1] - 32:20 10-year [2] - 29:14, 63:12 10.3 [1] - 7:15 100,174 [1] - 30:8 100th [1] - 63:10 10th [1] - 13:11 11 [3] - 4:8, 5:2, 32:25 12 [3] - 32:18, 33:6, 33:14 120 [1] - 17:17 129 [1] - 22:16 13 [3] - 33:23, 34:12, 40:13 14 [4] - 2:5, 41:3, 41:5, 70:14 143 [1] - 63:1 14th [3] - 6:22, 17:14, 28:18 15 [4] - 15:1, 44:7, 44:23, 49:8 16 [4] - 44:14, 44:15, 44:23, 62:25 165 [1] - 44:16 17 [6] - 2:7, 15:3, 44:13, 45:8, 46:9, 53:20</p>	3	9
<p>174 [1] - 57:13 18 [3] - 45:8, 46:9, 53:20 18-21 [1] - 52:25 19 [7] - 35:9, 54:10, 54:14, 55:13, 55:20, 56:15, 56:18 19,225 [1] - 44:9 1972 [1] - 35:9</p>	<p>3 [7] - 5:6, 8:6, 17:15, 18:1, 21:17, 29:6, 29:20 3.44 [1] - 7:14 30 [1] - 49:11 3093 [1] - 1:22 32315-3093 [1] - 1:23 360 [1] - 41:6 37 [2] - 23:6, 24:9 37-percent [1] - 57:11</p>	<p>9 [3] - 11:13, 32:8, 33:14 90/10 [1] - 28:3 91 [1] - 62:13 919 [1] - 41:13 941,000 [1] - 7:19 95th [1] - 63:12 97.22 [1] - 32:12</p>
	4	A
<p>4 [10] - 1:13, 2:3, 8:18, 17:20, 18:1, 21:17, 22:19, 29:6, 29:9, 29:20 4.24 [1] - 7:18 40 [1] - 49:8 46 [1] - 56:6 47th [1] - 59:11 4th [1] - 3:4</p>	5	<p>ability [1] - 23:20 able [8] - 4:22, 6:5, 13:9, 46:21, 46:23, 72:1, 72:18 absent [1] - 63:15 absolutely [3] - 21:11, 71:5, 72:6 Absolutely [1] - 22:14 accept [1] - 53:8 access [3] - 38:19, 38:23, 39:14 accessible [2] - 36:12, 36:13 accomplish [1] - 6:5 accordance [1] - 16:1 account [1] - 50:15 achieved [1] - 69:4 achievements [1] - 69:10 acquire [2] - 44:8, 44:16</p>

acquired [1] - 35:5
acquisitions [1] - 44:5
acre [3] - 54:15, 56:1, 56:7
acreage [2] - 37:4, 37:18
acres [11] - 32:11, 32:12, 33:25, 34:2, 36:19, 37:23, 41:6, 41:13, 44:9, 44:16, 59:12
action [1] - 47:23
activities [6] - 30:21, 45:18, 45:19, 45:20, 45:22, 55:7
activity [4] - 30:25, 31:22, 46:22, 57:12
actual [1] - 62:19
ADAM [1] - 1:11
Adams [3] - 59:4, 59:6, 59:15
add [3] - 27:15, 63:1, 63:9
added [3] - 35:6, 62:19, 66:18
adding [1] - 56:1
additional [1] - 47:24
additionally [3] - 41:9, 45:24, 55:5
additions [1] - 64:18
address [3] - 14:7, 23:18, 45:24
addressed [2] - 27:5, 45:10
adjacent [3] - 35:17, 36:14, 36:18
ADJOURNED [1] - 73:21
administer [1] - 8:1
ADMINISTRATION [1] - 61:1
Administration [2] - 2:12, 63:10
administration [3] - 17:19, 17:24, 25:15
Administrative [1] - 17:22
adopt [2] - 45:25, 66:23
adopted [2] - 14:23, 41:9
adoption [5] - 15:16, 17:16, 17:17, 21:21, 21:24
advantage [2] - 15:10, 25:3
Adventist [1] - 33:2
adverse [1] - 55:8
adversity [2] - 27:10, 27:20
Advisory [3] - 63:21, 64:9, 64:12
aerospace [3] - 14:11, 14:21, 16:4
AFFAIRS [1] - 70:1
Affairs [5] - 2:14, 70:5, 70:8, 71:18, 71:24
AFFIRMATIVE [4] - 18:6, 22:8, 30:2, 63:23
AFTER [1] - 73:20
afternoon [1] - 70:10
agencies [2] - 7:25, 8:3
agency [1] - 59:8
Agenda [2] - 21:17, 21:20
agenda [9] - 6:1, 14:7, 15:17, 21:14, 28:14, 45:11, 60:19, 63:16, 70:9
ago [1] - 25:18
agree [3] - 38:8, 38:11, 38:15
agreement [3] - 44:8, 44:16, 59:2
Agriculture [4] - 28:16, 54:8, 55:23, 59:6
AGRICULTURE [1] - 1:11
ahead [6] - 46:13, 52:18, 55:14, 62:14,

63:18, 66:9
ahold [1] - 72:2
air [1] - 46:17
Airport [1] - 14:13
Alapaha [4] - 59:4, 59:15, 59:18, 59:19
ALLEGIANCE [1] - 3:15
Allegiance [1] - 3:9
Alligator [2] - 55:25, 56:10
allow [10] - 5:9, 15:9, 47:2, 47:4, 48:1, 51:9, 52:4, 52:25, 56:2, 56:10
allowable [1] - 52:7
allowing [3] - 6:17, 7:17, 47:8
almost [1] - 59:17
alternative [2] - 57:13, 57:23
ALTMAYER [7] - 21:6, 21:11, 21:14, 22:14, 22:22, 25:7, 25:11
Altmaier [2] - 2:8, 21:4
altogether [2] - 63:18, 63:25
amazing [2] - 27:15, 27:16
amend [6] - 48:1, 48:7, 48:17, 51:1, 51:3, 51:6
amended [1] - 15:23
amendment [8] - 14:23, 50:23, 52:14, 52:19, 52:22, 52:25, 53:14, 53:20
amendments [2] - 8:9, 45:24
amount [3] - 7:21, 14:25, 46:3
AND [2] - 1:4, 3:15
annualized [1] - 18:18
answer [1] - 48:5
answered [1] - 24:20
Anthem [1] - 3:11
ANTHEM [1] - 3:15
anticipate [1] - 20:4
anyway [2] - 51:19, 51:23
Apalachicola [2] - 57:16, 58:4
apart [2] - 27:11, 27:21
APPLAUSE [4] - 5:12, 58:20, 72:8, 73:10
applicant [3] - 30:6, 30:22, 54:18
application [3] - 50:6, 50:9, 56:3
apply [2] - 27:24, 72:17
appointment [3] - 64:8, 65:6, 65:20
appraisal [2] - 32:14, 50:17
appraised [2] - 31:1, 31:23
appraiser [2] - 35:16, 36:17
appreciate [8] - 25:6, 26:17, 42:25, 46:3, 46:18, 57:10, 58:13, 60:8
appreciation [2] - 18:10, 25:13
appreciative [1] - 58:17
approaching [1] - 19:18
appropriated [2] - 15:4, 15:6
approval [27] - 6:21, 17:13, 17:15, 17:21, 28:19, 30:10, 31:5, 31:24, 32:16, 32:24, 33:5, 33:13, 34:3, 43:4, 44:12, 44:21, 45:17, 46:7, 53:20, 55:12, 59:21, 64:19, 65:10, 65:20, 65:24, 70:15, 71:8
approve [2] - 8:11, 46:8
approved [4] - 15:22, 56:5, 57:11, 59:10

approves [1] - 52:15
approximate [2] - 30:24, 31:21
appurtenant [2] - 35:12, 35:24
aquaculture [5] - 54:21, 56:4, 56:5, 57:11, 57:12
Aquaculture [2] - 54:22, 55:25
aquatic [4] - 29:5, 45:16, 47:24, 47:25
Aquatic [6] - 29:8, 29:9, 29:10, 29:11, 30:24, 31:21
area [5] - 22:24, 35:23, 37:1, 37:12, 54:25
areas [2] - 23:10, 66:9
arise [1] - 11:16
Army [1] - 55:6
Arnold [1] - 44:18
Arthur [1] - 41:7
Ash [7] - 61:5, 61:8, 61:9, 68:5, 68:9, 69:1, 69:8
aside [1] - 27:14
assessment [1] - 54:23
assistance [1] - 24:7
assistant [1] - 11:14
associated [1] - 41:8
assuming [1] - 37:18
ATTORNEY [60] - 1:9, 7:1, 9:1, 9:12, 9:24, 11:6, 11:18, 12:5, 12:10, 13:15, 16:9, 18:2, 18:21, 22:5, 25:21, 28:23, 29:25, 30:14, 33:16, 33:18, 34:5, 34:10, 34:13, 38:17, 38:24, 39:6, 39:11, 39:15, 39:18, 39:20, 40:7, 40:15, 40:20, 43:5, 43:11, 43:22, 45:2, 46:10, 51:4, 54:4, 56:16, 56:19, 57:3, 58:2, 58:14, 58:19, 58:21, 59:25, 61:9, 64:3, 64:23, 64:25, 65:14, 66:1, 66:24, 67:3, 68:9, 68:12, 68:17, 69:8
Attorney [3] - 17:6, 64:13, 70:11
AUDIBLE [1] - 29:23
Audit [1] - 66:11
audit [1] - 66:15
audits [1] - 66:11
August [5] - 6:22, 17:14, 28:17, 56:8, 70:14
authority [4] - 15:15, 17:21, 19:8, 56:13
authorized [4] - 14:11, 14:16, 56:9, 74:5
authorizing [7] - 8:6, 8:19, 9:7, 9:20, 10:7, 10:20, 14:24
autism [1] - 41:16
available [2] - 8:2, 72:12
award [2] - 7:7, 73:17
awarded [1] - 8:4
aware [2] - 23:2, 53:16
AWAY [1] - 39:25
aye [2] - 22:7, 30:1

B

background [1] - 67:21
backgrounds [1] - 64:15

bad [3] - 47:1, 47:4, 68:13
balance [2] - 6:12, 63:2
bank [1] - 15:12
based [1] - 32:14
basis [13] - 26:18, 45:11, 45:13, 47:16, 47:20, 48:14, 48:17, 48:22, 48:25, 62:13, 62:25, 63:1, 63:12
Bay [4] - 23:2, 23:4, 31:20, 54:16
Bayou [1] - 29:7
Beach [3] - 32:13, 32:23, 33:10
beach [9] - 34:20, 34:21, 34:24, 36:5, 36:12, 38:19, 38:22, 38:24, 39:1
becomes [2] - 23:19, 48:14
begin [1] - 3:5
behalf [1] - 53:14
believes [1] - 15:8
below [1] - 63:3
Ben [4] - 2:3, 4:4, 4:5, 11:25
benchmark [3] - 62:18, 62:25, 66:9
benefit [1] - 63:4
better [5] - 24:6, 25:17, 62:11, 71:5
between [6] - 20:4, 36:21, 49:11, 54:17, 62:18
beyond [2] - 20:7, 73:7
bidder [1] - 8:4
Biegalski [2] - 2:7, 17:4
BIEGALSKI [6] - 17:5, 17:12, 18:8, 19:1, 19:14, 20:7
big [3] - 4:12, 4:13, 72:19
billion [7] - 4:7, 5:6, 18:19, 22:19, 63:2, 63:4
bio [1] - 65:22
black [2] - 11:3, 59:16
blowing [1] - 52:11
Board [31] - 2:10, 2:12, 11:14, 14:10, 14:16, 14:22, 15:8, 15:21, 26:13, 32:9, 32:20, 33:1, 36:7, 37:7, 41:5, 41:10, 41:11, 41:18, 45:22, 46:1, 47:15, 47:19, 47:22, 48:4, 48:13, 52:15, 56:6, 56:8, 59:1, 60:19, 63:10
board [1] - 14:22
BOARD [5] - 26:1, 39:19, 39:24, 40:10, 61:1
body [1] - 64:16
bond [4] - 11:15, 15:13, 73:7
Bond [3] - 2:2, 4:4, 14:8
BOND [1] - 4:1
Bondi [5] - 17:6, 42:23, 64:13, 70:11, 72:11
BONDI [61] - 1:9, 7:1, 8:13, 9:1, 9:12, 9:24, 11:6, 11:18, 12:5, 12:10, 13:15, 16:9, 18:2, 18:21, 22:5, 25:21, 28:23, 29:25, 30:14, 33:16, 33:18, 34:5, 34:10, 34:13, 38:17, 38:24, 39:6, 39:11, 39:15, 39:18, 39:20, 40:7, 40:15, 40:20, 43:5, 43:11, 43:22, 45:2, 46:10, 51:4, 54:4, 56:16, 56:19, 57:3, 58:2, 58:14, 58:19, 58:21, 59:25, 61:9, 64:3, 64:23, 64:25, 65:14, 66:1, 66:24, 67:3, 68:9, 68:12, 68:17, 69:8

bonds [13] - 7:9, 7:21, 8:8, 8:21, 9:9, 9:22, 10:9, 10:21, 14:25, 15:4, 15:20, 15:21, 16:1
borders [1] - 59:18
borrowing [1] - 14:15
bottom [2] - 56:9, 73:9
bought [1] - 35:9
BOX [1] - 1:22
boy [1] - 25:13
Boys [1] - 41:8
brag [3] - 13:7
brags [1] - 73:3
briefing [1] - 35:3
bright [1] - 39:3
bring [2] - 53:11, 73:16
Brothers [1] - 30:22
brought [4] - 21:21, 47:22, 51:8, 64:12
budgets [1] - 71:25
build [1] - 50:2
built [1] - 72:1
bunch [1] - 72:10
business [3] - 50:14, 54:21, 57:21
businesses [2] - 20:3, 20:6
BY [2] - 1:17, 73:21

C

Cabinet [18] - 3:4, 13:6, 13:8, 13:11, 13:13, 14:6, 15:18, 16:17, 17:14, 21:7, 21:15, 21:22, 26:7, 41:24, 57:10, 59:2, 59:14, 70:14
CABINET [5] - 1:4, 1:9, 1:14, 13:1, 73:22
calendar [5] - 13:9, 13:12, 62:2, 62:23, 63:3
campuses [1] - 41:7
candnreporters.com [1] - 1:24
capacity [3] - 18:12, 23:11, 23:16
capitalize [1] - 28:6
CAPITOL [1] - 1:15
capture [2] - 47:14, 48:3
care [1] - 71:25
carriers [1] - 24:13
carries [26] - 7:5, 8:17, 9:5, 9:18, 10:5, 10:18, 11:11, 11:24, 13:21, 16:15, 29:3, 30:18, 31:16, 32:7, 33:22, 41:2, 44:3, 45:6, 54:2, 60:4, 64:7, 65:4, 65:18, 68:25, 70:23, 71:16
case [20] - 45:10, 45:13, 45:21, 47:16, 47:19, 47:23, 48:13, 48:17, 48:22, 48:25
case-by-case [9] - 45:10, 45:13, 47:16, 47:19, 47:23, 48:13, 48:17, 48:22, 48:25
catch [1] - 54:4
caveat [1] - 53:10
cemetery [1] - 41:8
center [5] - 14:12, 14:14, 14:18, 41:16, 41:17
certain [2] - 19:16, 50:17

certainly [9] - 37:5, 38:8, 38:9, 47:10, 48:1, 49:8, 52:9, 58:12, 70:10
CERTIFICATE [1] - 74:1
certify [2] - 17:16, 74:5
cetera [1] - 53:2
CFO [62] - 4:12, 4:15, 4:20, 4:21, 5:3, 5:8, 5:13, 6:24, 8:24, 9:14, 10:1, 10:14, 11:20, 12:11, 13:3, 13:4, 13:8, 13:22, 16:11, 17:7, 18:4, 18:13, 22:6, 22:10, 22:14, 23:1, 23:24, 24:15, 25:10, 27:2, 27:4, 28:24, 30:12, 31:12, 32:1, 32:3, 33:20, 40:23, 40:25, 42:22, 43:24, 45:1, 49:14, 49:16, 49:24, 50:1, 53:23, 56:21, 59:23, 61:12, 61:14, 61:18, 61:21, 64:1, 64:22, 65:12, 65:25, 68:19, 70:11, 70:19, 71:10, 72:15
CFO's [1] - 8:1
chair [1] - 65:6
chairman [2] - 41:18, 73:15
Chairman [1] - 41:20
CHAIRMAN [1] - 41:23
challenge [2] - 42:13, 51:16
chance [1] - 26:17
change [1] - 66:20
changes [2] - 21:19, 45:25
changing [1] - 51:23
Chapter [1] - 17:17
Chief [2] - 11:13, 66:12
CHIEF [1] - 1:10
citizens [1] - 5:22
City [4] - 32:13, 32:22, 42:7, 44:11
claims [9] - 22:17, 23:1, 23:3, 23:5, 23:7, 23:12, 23:16, 24:9, 24:18
claims-paying [1] - 23:16
clarity [1] - 20:10
Class [1] - 71:2
clean [1] - 66:14
cleaned [1] - 39:8
Clifford [1] - 59:6
Clint [1] - 43:2
close [1] - 62:24
closed [1] - 23:6
closing [1] - 11:15
clouded [1] - 40:4
Coastal [1] - 55:3
cocky [1] - 27:3
coincidentally [1] - 62:6
Coley [2] - 42:9, 43:7
COLEY [2] - 43:10, 43:16
colleges [1] - 11:3
color [1] - 61:14
column [3] - 54:15, 56:11, 57:14
comfort [1] - 40:5
coming [3] - 47:15, 47:18, 62:22
comment [5] - 48:11, 51:22, 53:8, 55:4, 55:11
COMMENT [1] - 40:8
comments [11] - 8:14, 25:8, 40:23, 41:21, 45:25, 53:24, 55:10, 56:22,

<p>68:22, 70:20, 71:7 Comments [20] - 7:2, 9:2, 9:15, 10:2, 10:15, 11:8, 11:21, 13:18, 16:12, 28:25, 30:15, 31:13, 32:4, 43:25, 45:3, 60:1, 64:4, 65:1, 65:15, 71:13 commercial [1] - 54:20 Commission [3] - 55:1, 65:7, 65:21 Commissioner [16] - 2:8, 17:7, 35:2, 38:7, 42:6, 42:7, 42:22, 47:11, 53:21, 54:5, 58:6, 58:22, 61:12, 70:12, 72:21 commissioner [1] - 50:22 COMMISSIONER [51] - 1:11, 8:11, 10:12, 11:7, 12:8, 13:17, 18:22, 19:13, 20:2, 20:9, 21:6, 21:11, 21:14, 22:14, 22:22, 25:7, 25:11, 28:21, 31:7, 34:6, 34:14, 36:21, 37:10, 37:17, 37:24, 38:3, 38:16, 38:21, 39:1, 39:3, 39:7, 39:13, 39:16, 40:3, 40:22, 44:24, 46:11, 46:14, 48:6, 49:3, 50:24, 51:24, 52:3, 52:17, 52:20, 52:23, 57:6, 57:9, 60:13, 70:16, 71:12 Commissioner's [1] - 39:10 Commissioners [2] - 41:10, 41:19 committee [1] - 65:9 Committee [1] - 66:11 common [2] - 47:9, 47:18 companies [3] - 23:12, 23:20, 24:4 companies' [1] - 23:15 Company [1] - 44:11 competitive [6] - 7:8, 8:7, 8:19, 9:8, 9:21, 10:8 complete [1] - 74:6 completed [1] - 54:22 Compliance [1] - 66:12 compliance [1] - 66:14 compliant [1] - 55:9 concern [3] - 53:4, 53:6, 53:13 concerned [4] - 24:16, 24:19, 34:16, 58:7 concerns [1] - 23:17 concludes [1] - 60:19 conclusion [1] - 37:8 concur [1] - 39:9 conditions [1] - 15:20 confidence [2] - 6:6, 6:16 conflict [1] - 35:24 confused [1] - 47:7 congratulations [1] - 58:1 connection [1] - 44:20 conservation [4] - 33:25, 44:8, 59:3, 59:11 Conservation [1] - 55:1 consider [4] - 32:9, 32:21, 33:1, 41:11 consideration [5] - 32:14, 33:24, 44:7, 59:2, 59:10 consistency [1] - 56:11 consists [1] - 56:6 consolidated [1] - 7:22 constitutional [1] - 19:25</p>	<p>construction [2] - 7:12, 10:22 Consumer [3] - 28:16, 54:8, 55:24 containing [1] - 30:7 continues [1] - 14:19 control [1] - 66:10 conversation [1] - 19:16 conversations [1] - 46:6 convey [1] - 41:5 Corps [1] - 55:6 correct [3] - 28:9, 38:2, 51:20 Correct [1] - 40:9 correspondence [1] - 46:5 corridor [1] - 44:20 cost [4] - 7:14, 7:16, 8:4, 8:5 Council [3] - 63:22, 64:9, 64:12 COUNSEL [3] - 52:13, 52:18, 52:21 Counsel [1] - 68:13 counsel [1] - 51:21 Count [1] - 33:5 country [2] - 11:4, 43:14 County [17] - 23:2, 23:4, 30:24, 33:9, 33:11, 41:8, 41:10, 41:13, 41:14, 41:18, 41:19, 42:1, 42:14, 42:23, 54:16, 59:9 COUNTY [1] - 74:3 county [2] - 42:18, 59:9 couple [2] - 41:21, 63:6 COURT [1] - 1:17 Court [4] - 19:11, 19:22, 19:23, 74:11 covers [1] - 52:6 cow/calf [1] - 59:15 create [5] - 14:20, 41:15, 47:16, 47:22, 48:19 creation [1] - 14:11 credentials [2] - 64:16, 65:23 credit [3] - 7:23, 8:2, 15:7 Creek [1] - 29:11 crisply [1] - 66:7 criteria [2] - 45:14, 45:23 critical [1] - 44:20 Cross [1] - 44:11 curious [1] - 34:21 current [1] - 19:9 cut [1] - 18:17 cutting [1] - 14:20 cutting-edge [1] - 14:20 cylinders [1] - 66:21</p>	<p>Daytona [1] - 32:13 Dean [1] - 42:8 debt [7] - 4:5, 6:10, 7:19, 8:8, 8:9, 8:21, 9:9 December [2] - 3:4, 74:7 DECEMBER [1] - 1:13 decision [1] - 19:11 delete [1] - 51:8 delineated [1] - 37:14 DEP [2] - 52:18, 52:21 Department [41] - 2:6, 2:14, 11:2, 17:4, 17:8, 17:20, 18:24, 26:4, 26:10, 27:9, 27:17, 28:16, 28:18, 30:10, 31:5, 31:24, 32:15, 32:23, 33:5, 33:7, 33:8, 33:12, 34:3, 43:3, 44:12, 44:20, 45:11, 46:1, 46:6, 49:22, 53:14, 54:7, 55:2, 55:23, 56:9, 56:12, 59:6, 70:5, 70:8, 71:18, 71:24 department [1] - 45:13 DEPARTMENT [2] - 17:1, 70:1 Department's [2] - 45:17, 55:9 dependent [4] - 30:20, 30:25, 31:22, 45:20 Deputy [1] - 11:13 designates [1] - 11:13 designation [1] - 59:7 details [1] - 63:7 determine [1] - 13:12 determined [1] - 55:7 devastation [1] - 27:10 develop [1] - 41:16 developing [1] - 49:9 development [4] - 14:12, 14:14, 14:20, 16:3 difference [2] - 27:13, 62:18 different [6] - 6:7, 6:15, 27:18, 39:12, 39:22, 39:23 dine [1] - 46:23 dining [6] - 30:20, 45:9, 45:19, 46:17, 47:9 directly [1] - 23:23 DIRECTOR [62] - 4:6, 4:10, 4:13, 4:18, 4:23, 5:5, 5:11, 5:14, 5:20, 6:20, 7:6, 8:18, 9:6, 9:19, 10:6, 10:19, 11:12, 12:2, 12:6, 12:9, 17:5, 17:12, 18:8, 19:1, 19:14, 20:7, 54:12, 55:16, 55:18, 55:22, 56:25, 57:2, 57:19, 58:12, 58:15, 61:6, 61:10, 61:16, 61:19, 61:22, 64:10, 65:5, 65:19, 66:3, 67:6, 67:10, 67:18, 67:24, 68:7, 68:10, 68:14, 68:20, 69:7, 69:9, 70:6, 70:25, 71:4, 71:17, 72:6, 72:9, 72:15, 73:13 director [1] - 27:12 Director [5] - 2:7, 2:13, 2:15, 11:14, 67:9 Directors [5] - 14:11, 14:17, 14:22, 15:8, 15:21 discipline [1] - 63:14 discussed [1] - 45:9 discussion [1] - 52:16</p>
	D	
	<p>Dade [1] - 33:9 Dag [1] - 30:22 daily [1] - 26:18 date [5] - 35:14, 35:19, 62:2, 62:3, 62:23 DATE [1] - 1:13 DATED [1] - 74:7 David [6] - 21:4, 21:8, 22:10, 25:20, 25:21, 42:8 days [4] - 49:8, 49:11, 49:18, 50:2</p>	

<p>dispute [1] - 36:11 distinction [1] - 65:9 distinguished [1] - 64:15 distribution [1] - 41:17 distributions [1] - 63:4 district [1] - 14:9 Division [3] - 2:2, 4:4, 54:22 DIVISION [1] - 4:1 docking [1] - 30:9 documents [1] - 11:15 dollar [1] - 28:2 donated [8] - 35:4, 35:6, 35:9, 35:14, 35:19, 35:22, 36:1, 36:9 donation [3] - 35:10, 35:17, 41:12 done [22] - 6:19, 12:1, 16:1, 18:16, 18:20, 22:11, 23:14, 42:18, 42:19, 50:13, 57:8, 57:17, 59:14, 60:8, 60:10, 68:1, 68:5, 68:6, 68:11, 69:1, 71:21, 72:21 dormitory [1] - 10:21 down [5] - 4:5, 47:2, 52:5, 52:8, 53:1 Dozier [2] - 41:7, 43:9 driven [1] - 48:20 driveway [2] - 35:12, 36:4 drop [4] - 47:2, 52:5, 52:8, 53:1 drop-down [4] - 47:2, 52:5, 52:8, 53:1 drug [1] - 24:20 dry [1] - 37:25 due [1] - 32:22 during [1] - 55:11</p>	<p>47:2, 47:12, 66:10 Environmental [3] - 26:5, 26:10, 55:2 equally [1] - 24:12 equipment [2] - 7:22, 7:24 Eric [1] - 42:7 essentially [5] - 35:23, 36:11, 36:18, 37:3, 47:14 establish [3] - 41:16, 45:12, 45:14 established [1] - 45:23 estimated [1] - 22:19 et [1] - 53:1 evaluation [1] - 67:8 evaluations [1] - 45:21 event [5] - 23:8, 23:10, 23:18, 23:21, 23:23 events [1] - 42:1 Everglades [1] - 26:15 exact [1] - 40:17 exceed [3] - 15:1, 15:2 exceeding [1] - 45:16 exceptions [2] - 66:14, 66:15 exchange [7] - 33:8, 33:24, 34:1, 34:15, 37:11, 37:14, 37:16 excited [2] - 3:7, 3:13 EXECUTIVE [53] - 4:6, 4:10, 4:13, 4:18, 4:23, 5:5, 5:11, 5:14, 5:20, 6:20, 7:6, 8:18, 9:6, 9:19, 10:6, 10:19, 11:12, 12:2, 12:6, 12:9, 17:5, 17:12, 18:8, 19:1, 19:14, 20:7, 61:6, 61:10, 61:16, 61:19, 61:22, 64:10, 65:5, 65:19, 66:3, 67:6, 67:10, 67:18, 67:24, 68:7, 68:10, 68:14, 68:20, 69:7, 69:9, 70:6, 70:25, 71:4, 71:17, 72:6, 72:9, 72:15, 73:13 Executive [4] - 2:7, 2:13, 2:15, 67:9 exercises [1] - 15:14 existed [2] - 31:4, 35:14 existing [8] - 20:2, 20:5, 49:2, 54:24, 55:25, 56:4, 56:5, 56:9 expand [1] - 55:25 expansion [2] - 56:3, 56:13 expect [2] - 46:20, 49:22 expectations [2] - 23:25, 24:12 expecting [1] - 15:11 experiencing [1] - 49:17 expertise [1] - 58:9 experts [1] - 27:9 express [2] - 18:10, 25:12</p>	<p>Family [4] - 57:5, 58:24, 59:5, 59:13 far [2] - 24:9, 49:10 Farm [1] - 59:15 fashion [1] - 48:20 fast [1] - 66:2 favor [3] - 18:5, 22:7, 30:1 favorable [1] - 15:13 FAX [1] - 1:23 federal [2] - 27:23, 27:24 feet [4] - 30:8, 31:1, 31:22, 45:17 FEMA [1] - 27:25 fiduciary [2] - 61:25, 62:21 fifth [1] - 29:10 file [1] - 17:15 filed [1] - 22:17 filled [1] - 32:12 final [3] - 17:17, 21:20, 21:24 FINANCE [1] - 4:1 Finance [2] - 2:2, 4:4 financial [2] - 23:11, 23:17 FINANCIAL [1] - 1:10 financing [1] - 7:22 fine [2] - 40:15, 52:19 finish [1] - 50:6 finished [4] - 50:7, 51:11, 51:18, 51:19 fire [1] - 72:17 first [13] - 3:12, 7:7, 17:13, 22:1, 28:17, 29:7, 34:9, 42:2, 46:14, 47:11, 54:8, 63:20, 70:9 fiscal [1] - 62:3 Fish [1] - 55:1 fisherman [1] - 54:20 Fishery [1] - 55:5 fishing [1] - 72:24 fit [1] - 42:12 five [4] - 7:24, 15:1, 30:6, 63:9 five-year [2] - 30:6, 63:9 fixed [1] - 28:8 flexibility [2] - 5:16, 5:21 FLORIDA [5] - 1:1, 1:15, 1:23, 14:1, 74:3 Florida [35] - 2:4, 5:23, 7:9, 7:13, 8:20, 10:22, 13:12, 14:4, 14:10, 14:22, 15:5, 15:7, 15:19, 15:22, 15:24, 15:25, 17:17, 17:22, 20:2, 26:16, 27:17, 33:11, 35:5, 44:6, 44:10, 44:17, 46:21, 55:3, 59:7, 60:9, 62:10, 63:9, 65:7, 71:1 Florida's [2] - 14:8, 16:2 Floridian [1] - 34:2 Floridian's [1] - 26:11 Floridians [1] - 46:23 Floyd [1] - 65:8 focus [2] - 6:11, 23:10 folks [1] - 46:18 followed [1] - 3:10 foot [1] - 31:2 foregoing [1] - 74:6 foregone [1] - 5:7 Forest [2] - 44:11, 59:7</p>
E		
<p>easement [3] - 44:8, 59:3, 59:11 ecological [2] - 36:19, 36:23 economy [1] - 41:15 edge [1] - 14:20 education [1] - 38:14 Education [2] - 11:2, 33:8 Edwin [1] - 54:18 eight [12] - 4:22, 5:1, 6:4, 6:18, 25:17, 42:19, 46:15, 48:8, 60:7, 61:25, 62:12, 69:2 either [4] - 36:3, 52:8, 66:15, 68:13 Elephant [1] - 31:19 eliminate [1] - 15:12 elsewhere [1] - 36:20 employee [1] - 67:13 empty [1] - 38:6 enable [1] - 45:11 encouraged [1] - 24:8 encroachment [2] - 34:23, 37:12 end [1] - 21:10 Engineering [1] - 42:9 Engineers [1] - 55:6 enjoy [1] - 69:10 entire [2] - 21:22, 37:11 entities [2] - 31:3, 35:13 environment [6] - 15:11, 26:12, 26:14,</p>	F	
	<p>face [2] - 27:10 facility [8] - 7:8, 7:12, 7:23, 8:2, 10:23, 30:10, 30:23, 31:20 fact [1] - 40:3 factor [1] - 50:18 faith [1] - 15:6 Fame [2] - 70:24, 71:2 FAME [1] - 73:20 families [1] - 71:22 family [2] - 59:17, 73:18</p>	

Forever [3] - 8:20, 44:10, 44:17
formal [1] - 6:1
forward [6] - 6:9, 6:14, 24:13, 53:7, 53:9, 64:13
foster [1] - 16:3
four [4] - 17:8, 28:15, 29:4, 54:6
FPR [3] - 1:17, 74:5, 74:11
framework [2] - 19:25, 48:12
Friday [2] - 22:16, 22:18
friend [1] - 5:9
FROM [1] - 39:25
front [2] - 38:19, 38:25
frontage [1] - 59:19
full [7] - 15:6, 28:14, 35:15, 36:1, 36:16, 50:7, 56:11
fully [1] - 14:18
functions [1] - 15:15
FUND [1] - 26:1
fund [3] - 62:24, 63:1, 63:11
Fund [2] - 2:10, 62:11
fundamentally [1] - 6:7
funded [1] - 14:15
furtherance [1] - 16:2
furthermore [1] - 53:15
future [2] - 38:5, 48:14

G

Gabriel [1] - 3:10
gain [1] - 62:17
gaining [1] - 36:24
garnet [1] - 61:17
general [6] - 14:24, 17:18, 17:23, 49:7, 49:11, 55:9
GENERAL [64] - 1:9, 7:1, 8:13, 9:1, 9:12, 9:24, 11:6, 11:18, 12:5, 12:10, 13:15, 16:9, 18:2, 18:21, 22:5, 25:21, 28:23, 29:25, 30:14, 33:16, 33:18, 34:5, 34:10, 34:13, 38:17, 38:24, 39:6, 39:11, 39:15, 39:18, 39:20, 40:7, 40:15, 40:20, 43:5, 43:11, 43:22, 45:2, 46:10, 51:4, 52:13, 52:18, 52:21, 54:4, 56:16, 56:19, 57:3, 58:2, 58:14, 58:19, 58:21, 59:25, 61:9, 64:3, 64:23, 64:25, 65:14, 66:1, 66:24, 67:3, 68:9, 68:12, 68:17, 69:8
General [5] - 17:6, 64:13, 68:12, 70:11, 72:11
General's [1] - 66:13
generally [2] - 19:24, 49:22
generate [1] - 14:19
generating [2] - 5:6, 7:18
gentleman [1] - 42:4
given [1] - 18:13
GIVEN [1] - 3:14
Glen [2] - 70:4, 73:11
goal [4] - 5:3, 5:4, 47:13, 48:19
God [1] - 61:21
Gold [2] - 26:19, 27:6
gold [1] - 61:17
government [1] - 67:12

Governor [28] - 4:6, 5:16, 12:11, 13:4, 14:5, 15:18, 16:16, 17:6, 18:8, 18:22, 21:6, 26:6, 34:10, 41:23, 42:22, 43:6, 46:11, 50:19, 52:23, 54:3, 54:13, 57:10, 58:2, 59:1, 60:18, 61:7, 70:10, 71:23
GOVERNOR [199] - 1:4, 1:9, 3:3, 4:3, 4:9, 4:16, 4:19, 4:21, 5:1, 5:4, 5:18, 6:19, 6:23, 6:25, 7:2, 7:4, 8:12, 8:14, 8:16, 8:22, 8:25, 9:2, 9:4, 9:10, 9:13, 9:15, 9:17, 9:23, 9:25, 10:2, 10:4, 10:10, 10:13, 10:15, 10:17, 11:5, 11:8, 11:10, 11:17, 11:19, 11:21, 11:23, 12:3, 13:3, 13:7, 13:14, 13:16, 13:18, 13:20, 14:3, 16:7, 16:10, 16:12, 16:14, 17:3, 17:9, 17:25, 18:3, 18:5, 18:7, 18:16, 21:3, 21:8, 21:12, 21:25, 22:3, 22:7, 22:9, 22:21, 25:20, 26:3, 26:19, 26:24, 27:22, 28:3, 28:7, 28:20, 28:22, 28:25, 29:2, 29:16, 29:19, 29:22, 29:24, 30:1, 30:3, 30:11, 30:13, 30:15, 30:17, 31:8, 31:13, 31:15, 31:25, 32:2, 32:4, 32:6, 32:17, 33:14, 33:17, 33:19, 33:21, 34:4, 34:8, 34:12, 39:2, 40:12, 40:19, 40:21, 40:23, 41:1, 43:2, 43:17, 43:20, 43:23, 43:25, 44:2, 44:13, 44:22, 44:25, 45:3, 45:5, 46:8, 46:13, 49:15, 50:5, 50:20, 51:3, 51:11, 51:13, 51:17, 51:22, 52:1, 53:3, 53:19, 53:24, 54:1, 54:10, 55:14, 55:17, 55:20, 56:14, 56:17, 56:20, 56:22, 56:24, 57:1, 57:4, 57:8, 57:15, 57:25, 58:18, 58:24, 59:22, 59:24, 60:1, 60:3, 60:10, 60:16, 60:20, 61:3, 61:8, 63:17, 63:24, 64:2, 64:4, 64:6, 64:20, 64:24, 65:1, 65:3, 65:11, 65:13, 65:15, 65:17, 67:1, 67:5, 67:7, 67:17, 67:23, 68:1, 68:5, 68:8, 68:15, 68:18, 68:21, 68:24, 70:3, 70:17, 70:20, 70:22, 71:3, 71:9, 71:11, 71:13, 71:15, 72:4, 72:14, 73:11
Governor's [1] - 64:14
Grady [1] - 64:14
granted [1] - 56:13
grasses [1] - 54:24
great [13] - 12:1, 34:17, 35:1, 42:19, 43:13, 58:16, 60:8, 60:10, 68:1, 68:6, 69:1, 71:3
Great [1] - 56:25
greater [1] - 36:19
greatest [2] - 26:9, 73:8
greatly [1] - 72:25
green [1] - 44:5
Greenway [1] - 44:17
gross [1] - 7:18
growth [1] - 16:3
guess [1] - 66:22
guidance [3] - 18:25, 20:4, 58:15
Gulf [1] - 44:10
guy [1] - 68:13
guys [3] - 53:4, 60:10, 60:14

H

habitat [1] - 54:24
half [8] - 4:7, 4:18, 4:19, 4:22, 54:15, 56:1, 56:7, 59:19
Hall [2] - 70:24, 71:2
HALL [1] - 73:20
halves [1] - 4:24
Hamilton [1] - 59:9
hand [1] - 49:18
handle [2] - 23:21, 51:4
handled [1] - 37:5
hands [1] - 5:15
Harbor [2] - 55:25, 56:10
hard [3] - 42:11, 62:8, 69:2
harder [2] - 5:19, 5:21
HAUG [2] - 14:5, 16:16
Haug [2] - 2:5, 14:4
Health [1] - 33:2
hear [2] - 3:12, 68:14
hearing [11] - 8:16, 9:17, 10:4, 25:12, 41:1, 52:16, 54:1, 56:24, 68:24, 70:22
Hearing [19] - 7:4, 9:4, 10:17, 11:10, 11:23, 13:20, 16:14, 29:2, 30:17, 31:15, 32:6, 33:21, 44:2, 45:5, 60:3, 64:6, 65:3, 65:17, 71:15
heart [2] - 25:9, 73:9
heat [1] - 25:5
height [2] - 47:5, 52:10
help [5] - 24:17, 42:24, 46:3, 50:20, 58:16
helped [1] - 45:13
helping [1] - 72:2
Hi [1] - 54:11
high [2] - 24:12, 37:24
higher [1] - 36:23
highest [1] - 26:16
Highway [1] - 36:22
Hill [1] - 42:7
historically [3] - 11:3, 15:10, 41:6
history [1] - 40:4
hit [1] - 27:23
hitting [1] - 66:20
Hold [1] - 56:14
Holdings [1] - 34:2
homeowner [2] - 38:22, 39:4
homeowners [2] - 24:19, 24:21
homes [1] - 72:1
honest [1] - 67:16
honor [4] - 12:8, 26:16, 41:24, 71:19
Honor [1] - 12:10
honoree [1] - 70:4
hope [1] - 26:22
house [2] - 35:12, 36:3
houses [1] - 37:25
housing [1] - 10:23
Howard [1] - 14:4
hundred [4] - 5:6, 38:14, 45:16, 59:18
hunting [1] - 72:23

<p>hurricane ^[1] - 27:11 Hurricane ^[5] - 22:11, 22:18, 42:21, 65:7, 65:22</p>	<p>International ^[1] - 14:13 interpreted ^[1] - 19:7 introduce ^[1] - 42:4 investment ^[3] - 62:17, 63:13, 66:8 Investment ^[3] - 63:21, 64:8, 64:12 investments ^[1] - 69:6 INVOCATION ^[1] - 3:14 invocation ^[2] - 3:6, 3:9 involve ^[1] - 28:12 involved ^[2] - 53:17, 58:4 Irma ^[1] - 27:23 Islamorada ^[1] - 37:20 issuance ^[10] - 8:7, 8:19, 9:7, 9:20, 10:7, 10:20, 14:24, 15:9, 15:19, 15:25 issue ^[7] - 7:10, 18:25, 34:23, 49:1, 50:12, 50:21, 51:7 issues ^[4] - 19:5, 45:10, 48:16, 49:12 It' ^[1] - 39:16 item ^[22] - 8:23, 9:11, 10:11, 14:7, 16:8, 17:13, 28:17, 30:5, 32:25, 33:6, 41:22, 43:4, 43:6, 48:14, 55:7, 58:25, 59:21, 59:22, 64:21, 65:20, 67:22, 70:25 Item ^[36] - 6:20, 7:6, 7:22, 8:6, 8:18, 9:6, 9:19, 10:6, 10:19, 11:13, 17:20, 21:14, 29:7, 29:9, 30:5, 30:22, 31:6, 31:19, 32:8, 32:20, 32:25, 33:6, 33:23, 41:3, 41:5, 44:7, 44:15, 54:14, 55:12, 57:4, 58:25, 64:8, 64:11, 65:6, 66:24, 70:13 items ^[23] - 17:8, 28:15, 29:4, 31:3, 32:20, 33:13, 44:4, 44:21, 45:7, 45:11, 47:11, 47:15, 47:21, 48:2, 48:12, 50:13, 54:6, 55:3, 63:20, 66:4, 66:23, 67:4, 70:9 Items ^[9] - 17:15, 18:1, 21:17, 21:20, 22:4, 29:6, 29:20, 30:19, 45:8 itself ^[1] - 66:17 Iturralde ^[1] - 3:10</p>	<p style="text-align: center;">K</p> <p>Kal ^[8] - 54:9, 54:11, 57:1, 57:6, 57:7, 57:8, 57:15, 58:18 KARELS ^[4] - 58:25, 60:6, 60:12, 60:15 keep ^[4] - 25:5, 47:5, 52:11, 67:15 keeping ^[1] - 39:17 Kent ^[1] - 68:13 Kentucky ^[1] - 25:14 Kerr ^[1] - 3:11 Key ^[1] - 34:18 key ^[1] - 34:19 Keys ^[3] - 34:24, 36:20, 38:9 Keys' ^[1] - 34:14 kind ^[1] - 72:21 Knickerbocker ^[1] - 54:9 KNICKERBOCKER ^[9] - 54:12, 55:16, 55:18, 55:22, 56:25, 57:2, 57:19, 58:12, 58:15 knowledge ^[1] - 57:22 known ^[1] - 41:6 knows ^[1] - 50:2 kudos ^[1] - 23:24</p>
<p style="text-align: center;">I</p> <p>idea ^[1] - 47:4 identified ^[1] - 36:17 immense ^[1] - 46:3 impact ^[3] - 24:2, 42:14, 55:8 impacted ^[2] - 22:25, 23:23 impactful ^[1] - 47:12 implemented ^[1] - 11:1 important ^[6] - 15:14, 23:19, 46:19, 46:20, 46:22 imposed ^[1] - 15:21 impression ^[1] - 19:17 improve ^[1] - 44:5 improved ^[2] - 33:9, 33:10 Improvement ^[1] - 2:10 improvement ^[2] - 6:11, 6:12 IMPROVEMENT ^[1] - 26:1 IN ^[1] - 1:4 INAUDIBLE ^[1] - 40:8 including ^[2] - 45:15, 67:24 incorporate ^[2] - 45:25, 47:14 Incorporated ^[4] - 30:23, 31:19, 33:2, 33:12 incorporated ^[2] - 49:1, 56:3 increase ^[2] - 37:4, 57:12 indebtedness ^[1] - 10:25 independent ^[1] - 14:9 INDEX ^[1] - 2:1 Indian ^[2] - 34:18, 34:19 INDICATIONS ^[4] - 18:6, 22:8, 30:2, 63:23 individual ^[1] - 46:6 individuals ^[1] - 23:22 industry ^[5] - 16:4, 24:1, 24:2, 24:11, 58:17 information ^[2] - 49:9, 50:17 infrastructure ^[1] - 44:5 infringements ^[2] - 35:11, 35:13 initiate ^[1] - 52:24 innovative ^[1] - 57:13 input ^[1] - 21:23 Inspector ^[1] - 66:13 instance ^[2] - 38:8, 51:7 instances ^[1] - 35:20 instead ^[2] - 38:5, 42:14 Insurance ^[3] - 2:8, 21:4, 23:9 insurance ^[3] - 23:12, 24:1, 24:2 INSURANCE ^[1] - 21:1 insured ^[3] - 22:19, 22:21, 22:22 interest ^[8] - 5:7, 5:18, 7:14, 7:16, 7:17, 8:4, 15:10, 62:5 interesting ^[1] - 62:13 Internal ^[1] - 2:10 INTERNAL ^[1] - 26:1</p>	<p style="text-align: center;">J</p> <p>Jackson ^[8] - 41:8, 41:10, 41:13, 41:14, 41:18, 42:1, 42:14, 42:23 January ^[2] - 13:11, 62:7 JAPC ^[1] - 45:25 Jeffrey ^[1] - 65:21 Jim ^[4] - 42:6, 42:8, 60:5, 60:13 JIMMY ^[1] - 1:10 Jimmy ^[3] - 68:21 job ^[14] - 6:19, 12:1, 18:16, 42:19, 57:8, 58:18, 60:5, 60:8, 60:11, 60:20, 68:2, 68:6, 69:1, 72:19 jobs ^[3] - 14:19, 24:17, 41:15 Joint ^[1] - 69:9 Jones ^[1] - 64:13 jump ^[1] - 63:16 June ^[2] - 15:23, 21:16</p>	<p style="text-align: center;">L</p> <p>laid ^[1] - 19:8 Lake ^[1] - 29:11 land ^[6] - 33:9, 33:10, 33:25, 34:14, 37:14, 44:5 Lands ^[4] - 57:5, 58:24, 59:5, 59:13 lands ^[3] - 30:7, 32:13, 59:4 lanes ^[1] - 36:22 large ^[1] - 22:25 larger ^[1] - 37:3 last ^[12] - 5:15, 6:1, 6:4, 6:17, 21:15, 28:15, 42:19, 47:21, 48:6, 58:25, 62:23, 69:2 lastly ^[1] - 11:12 lately ^[1] - 68:11 latest ^[1] - 62:8 law ^[2] - 19:10, 67:14 lead ^[2] - 3:6, 15:13 leadership ^[5] - 6:15, 25:16, 57:10, 62:1, 62:21 leading ^[1] - 16:4 learn ^[1] - 48:25 learning ^[1] - 28:12 lease ^[2] - 30:7, 54:15 leases ^[4] - 56:10, 57:11, 57:14, 58:7 leasing ^[1] - 7:23 least ^[3] - 46:15, 47:4, 52:10 leaves ^[1] - 63:1 led ^[1] - 3:9 legislative ^[1] - 20:5 legislatively ^[1] - 15:5 Legislature ^[2] - 19:2, 19:19 legit ^[1] - 4:25</p>

<p>Lemon [1] - 31:20 Leon [1] - 17:4 LEON [1] - 74:3 less [1] - 52:11 LEVEL [1] - 1:15 levels [1] - 6:13 leverage [1] - 28:1 liability [1] - 6:8 life [1] - 73:1 lifelong [1] - 54:20 likely [1] - 55:8 Likewise [1] - 26:8 line [2] - 36:4 lines [1] - 19:21 list [4] - 59:1, 63:12, 71:1, 71:3 listen [1] - 61:3 litigation [1] - 58:5 LLC [3] - 30:6, 34:2, 44:11 loan [1] - 11:2 local [1] - 41:15 located [4] - 30:23, 31:20, 33:4, 45:15 location [1] - 56:2 LOCATION [1] - 1:14 logical [1] - 48:23 logistically [1] - 23:20 long-term [2] - 14:19, 63:13 look [12] - 24:12, 28:1, 28:6, 28:9, 28:13, 38:11, 62:22, 63:8, 66:7, 66:10, 66:17, 67:18 looking [12] - 20:10, 24:24, 36:10, 37:3, 38:18, 39:11, 39:21, 40:16, 40:17, 49:11, 49:20, 61:12 Loss [2] - 65:7, 65:22 losses [3] - 22:20, 22:21, 22:22 lottery [1] - 9:21 Lou [1] - 42:5 low [2] - 8:4, 15:10 lower [1] - 44:9 LOWER [1] - 1:15 Loxahatchee [1] - 29:11 lying [1] - 59:4 Lyme [1] - 44:11</p>	<p>Marcella [1] - 3:6 Marianna [1] - 42:7 Marine [1] - 55:5 mark [1] - 22:19 market [3] - 25:16, 31:1, 31:23 Marti [1] - 42:9 massively [1] - 37:2 matches [1] - 61:19 material [1] - 67:21 matter [2] - 37:6, 66:8 maximum [3] - 28:5, 49:17, 49:21 McCarty [1] - 65:21 mean [5] - 37:2, 37:25, 50:13, 50:20, 73:16 means [1] - 62:17 Medal [3] - 26:20, 27:6, 70:4 median [1] - 36:21 meet [2] - 45:23, 47:20 MEETING [4] - 1:4, 1:14, 13:1, 73:21 meeting [13] - 3:4, 3:5, 6:22, 13:11, 14:22, 17:14, 19:12, 19:15, 21:15, 28:18, 34:16, 48:7, 70:14 meetings [1] - 46:4 Melbourne [1] - 14:12 Melvin [2] - 42:8, 42:9 members [2] - 14:6, 26:7 MEMBERS [1] - 1:9 MEMBERS) [1] - 73:22 mentioning [1] - 26:8 Merit [1] - 70:4 mesh [1] - 19:9 mess [1] - 50:9 message [1] - 24:3 met [2] - 24:18, 45:18 Methodology [2] - 65:8, 65:22 METZKE [3] - 1:17, 74:5, 74:11 Mezzanine [1] - 30:6 Miami [1] - 33:9 Miami-Dade [1] - 33:9 Michael [4] - 22:11, 22:18, 27:23, 42:21 MICROPHONES) [1] - 39:25 might [4] - 5:13, 19:18, 19:25, 62:4 mile [1] - 59:19 Military [1] - 71:24 military [4] - 72:7, 72:17, 73:6, 73:8 million [5] - 7:11, 7:16, 8:2, 10:24, 15:1 mindful [1] - 24:11 mineral [1] - 32:11 minutes [5] - 6:21, 17:13, 21:15, 28:17, 70:13 miss [1] - 50:7 Mitch [1] - 54:18 mixed [1] - 7:10 modified [1] - 38:4 modify [1] - 56:9 money [4] - 5:22, 7:10, 7:11, 61:4 monitoring [1] - 59:8</p>	<p>months [1] - 5:15 morning [10] - 3:3, 14:5, 17:5, 21:6, 25:12, 41:23, 54:12, 54:14, 61:6, 62:4 morning's [1] - 3:6 most [5] - 23:1, 47:18, 49:12, 50:5, 59:13 motion [58] - 6:23, 7:4, 8:16, 8:22, 9:4, 9:10, 9:17, 9:23, 10:4, 10:10, 10:17, 11:5, 11:10, 11:17, 11:23, 13:14, 13:20, 16:7, 16:14, 17:25, 22:3, 28:20, 29:2, 29:19, 29:22, 30:11, 30:17, 31:15, 31:25, 32:6, 33:17, 33:22, 34:4, 40:13, 40:19, 41:2, 43:21, 44:2, 44:22, 45:5, 46:9, 53:19, 54:1, 56:17, 59:22, 60:3, 63:25, 64:6, 64:20, 65:3, 65:11, 65:17, 67:1, 68:16, 68:24, 70:22, 71:9, 71:15 Move [1] - 22:5 move [35] - 6:24, 8:11, 8:24, 9:12, 9:24, 10:12, 11:6, 11:18, 13:15, 16:9, 18:2, 22:5, 28:21, 30:12, 31:7, 32:1, 33:18, 34:5, 40:20, 43:13, 43:22, 44:24, 46:10, 52:24, 53:9, 56:19, 59:23, 64:1, 64:22, 64:23, 65:12, 65:25, 68:17, 70:16, 71:10 moved [1] - 31:10 MR [2] - 14:5, 16:16 multi [1] - 30:9 multi-slip [1] - 30:9 muster [1] - 19:25</p>
M		N
<p>Mae [1] - 44:18 maintain [1] - 34:25 maintained [1] - 36:6 maintaining [4] - 38:22, 39:5, 47:19, 47:24 manage [1] - 34:24 management [5] - 15:8, 29:5, 29:15, 35:6, 38:4 Manager [1] - 42:8 manufacturing [1] - 41:17 map [3] - 38:18, 39:12, 40:18 MAP [1] - 39:24 MAP) [1] - 39:19 maps [1] - 39:22</p>		<p>names [1] - 73:14 NANCY [3] - 1:17, 74:5, 74:11 nancy@metzke.com [1] - 1:24 napkins [1] - 47:6 narrow [1] - 48:20 NATIONAL [1] - 3:15 National [2] - 3:11, 55:5 natural [5] - 26:15, 27:9, 27:15, 28:11, 38:11 naturally [2] - 50:15, 50:18 nature [2] - 23:8, 52:7 near [1] - 54:17 near-shore [1] - 54:17 nearest [1] - 35:7 nearly [1] - 4:6 necessarily [2] - 19:9, 47:12 necessary [1] - 34:22 need [5] - 5:21, 11:15, 27:5, 37:7, 66:23 needed [2] - 66:18, 71:25 needs [1] - 39:8 negative [2] - 42:15, 62:25 neighbor [2] - 36:2, 36:3 neighbor's [1] - 35:25 neighboring [1] - 35:11 net [1] - 63:3 never [1] - 67:20 new [9] - 7:10, 7:11, 7:12, 10:22,</p>

<p>41:15, 52:3, 54:15, 57:13, 57:20 NEXT [1] - 13:1 next [18] - 4:3, 4:22, 4:24, 5:1, 8:3, 12:11, 13:5, 13:11, 14:3, 17:3, 29:4, 29:8, 29:9, 30:5, 31:18, 44:4, 45:7, 54:6 nice [3] - 12:3, 21:7, 38:3 night's [1] - 62:23 NO [30] - 2:2, 7:3, 8:15, 9:3, 9:16, 10:3, 10:16, 11:9, 11:22, 13:19, 16:13, 22:2, 29:1, 29:18, 30:16, 31:14, 32:5, 43:19, 44:1, 45:4, 53:25, 56:23, 60:2, 64:5, 65:2, 65:16, 68:4, 68:23, 70:21, 71:14 Noah [5] - 26:4, 26:19, 27:22, 53:3, 60:17 nominee [1] - 64:14 NOMINEES [1] - 73:20 nominees [3] - 64:11, 71:1, 73:17 non [4] - 15:4, 15:5, 34:21, 36:12 non-accessible [1] - 36:12 non-appropriated [1] - 15:4 non-beach [1] - 34:21 non-legislatively [1] - 15:5 none [28] - 7:4, 8:16, 9:4, 9:17, 10:4, 10:17, 11:10, 11:23, 13:20, 16:14, 29:2, 30:17, 31:15, 32:6, 33:21, 41:1, 41:2, 44:2, 45:5, 54:1, 56:24, 60:3, 64:6, 65:3, 65:17, 68:24, 70:22, 71:15 nonwater [4] - 30:20, 30:25, 31:22, 45:20 north [1] - 41:6 notes [1] - 74:6 nothing [1] - 34:18 notice [2] - 17:21, 34:20 November [2] - 14:21, 15:23 Number [22] - 6:21, 9:6, 9:19, 10:6, 15:22, 17:20, 21:14, 21:17, 23:11, 30:19, 31:6, 32:8, 32:25, 33:23, 54:14, 55:12, 55:22, 58:25, 59:7, 66:8, 66:10, 70:13 number [10] - 4:14, 4:25, 5:13, 6:10, 23:1, 24:4, 62:13, 72:4, 72:7, 72:23 numbers [1] - 62:9</p>	<p>office [1] - 8:1 OFFICER [1] - 1:10 Officer's [1] - 66:12 oil [1] - 59:16 Oklawaha [1] - 29:8 onboard [1] - 18:14 once [2] - 48:21, 52:15 one [24] - 6:10, 15:19, 18:22, 19:5, 23:19, 26:9, 34:7, 34:11, 37:1, 37:2, 37:6, 46:12, 56:1, 56:6, 63:6, 63:20, 64:12, 67:8, 67:16, 68:3, 68:16, 70:9, 72:4, 72:7 one's [1] - 48:24 open [7] - 23:7, 24:9, 45:15, 46:17, 51:16, 52:16, 61:23 open-air [1] - 46:17 opened [1] - 14:14 operation [2] - 59:15, 59:17 opinion [1] - 39:10 opportunities [3] - 27:6, 28:1, 38:13 opportunity [8] - 24:17, 25:14, 28:6, 28:10, 38:5, 38:11, 53:17, 67:12 option [3] - 44:7, 44:16, 59:2 Orange [1] - 33:4 order [1] - 36:15 organization [3] - 14:25, 15:9, 15:14 otherwise [1] - 52:5 ought [1] - 52:7 outlined [1] - 19:22 outside [1] - 45:15 outstanding [1] - 10:25 over-the-water [6] - 30:20, 45:9, 45:19, 46:17, 47:9, 49:5 overdue [1] - 43:12 Overseas [1] - 36:22 oversight [1] - 17:19 own [1] - 50:18 owned [2] - 33:11, 33:25 owner [7] - 35:18, 36:6, 36:14, 36:18, 37:11, 49:8, 50:14 ownership [2] - 36:8, 37:8 Oyster [1] - 54:16 oyster [2] - 54:21, 54:24 oysters [2] - 57:17, 58:11</p>	<p>Park [1] - 34:19 parking [2] - 7:8, 7:12 parks [4] - 26:14, 27:4, 27:13, 28:13 part [5] - 7:7, 14:15, 38:21, 46:20, 62:12 partial [1] - 33:3 particular [1] - 48:16 parties [1] - 53:8 pass [1] - 56:24 passed [1] - 20:1 passion [2] - 26:11, 27:8 passions [1] - 26:14 past [1] - 22:16 Pate [2] - 41:18, 41:20 PATE [1] - 41:23 path [2] - 24:22, 27:4 PATRONIS [51] - 1:10, 4:12, 4:15, 4:20, 5:3, 5:8, 5:13, 6:24, 8:24, 9:14, 10:1, 10:14, 11:20, 12:11, 13:4, 13:8, 13:22, 16:11, 18:4, 22:6, 22:10, 24:15, 25:10, 27:2, 27:4, 28:24, 30:12, 31:12, 32:1, 32:3, 33:20, 40:25, 43:24, 45:1, 49:14, 49:16, 49:24, 50:1, 53:23, 56:21, 59:23, 61:14, 61:18, 61:21, 64:1, 64:22, 65:12, 65:25, 68:19, 70:19, 71:10 Patronis [5] - 17:7, 42:22, 61:12, 70:11, 72:16 pay [1] - 23:12 paydown [1] - 6:10 paying [4] - 23:16, 35:18, 37:11, 37:15 payments [1] - 63:5 PBS [1] - 33:11 Peacock [1] - 42:6 peers [1] - 63:11 pension [1] - 69:5 people [7] - 25:2, 27:12, 27:16, 42:3, 46:20, 47:3, 50:5 people's [1] - 24:18 per [2] - 31:2, 41:9 percent [13] - 7:14, 7:17, 7:18, 7:20, 8:5, 15:2, 23:5, 23:6, 24:9, 38:14, 62:12, 62:24 percentile [2] - 63:11, 63:13 Perez [1] - 68:13 performance [6] - 61:23, 62:2, 62:19, 63:7, 63:9, 66:8 period [6] - 15:2, 55:11, 62:8, 62:11, 62:14, 62:22 periods [2] - 63:8, 66:9 permanent [1] - 52:9 permit [3] - 49:5, 49:18, 55:10 permitting [2] - 49:7, 49:21 perpetual [2] - 59:3, 59:11 personal [1] - 25:6 perspective [1] - 62:16 Peter [1] - 64:13 picture [1] - 73:18 piece [4] - 7:11, 7:15, 34:17 Pinellas [1] - 30:24</p>
<p style="text-align: center;">O</p> <p>objections [27] - 7:2, 8:14, 9:2, 9:15, 10:2, 10:15, 11:8, 11:21, 13:18, 16:12, 28:25, 29:13, 30:15, 31:13, 32:4, 40:23, 43:25, 45:3, 53:24, 56:22, 60:1, 64:4, 65:1, 65:15, 68:22, 70:20, 71:13 obligation [1] - 14:24 observations [1] - 46:25 Ocala [1] - 44:17 occurred [1] - 35:21 October [1] - 62:7 OF [16] - 1:1, 1:4, 1:11, 3:15, 4:1, 13:1, 17:1, 21:1, 26:1, 61:1, 70:1, 73:19, 73:20, 74:3, 74:3 Office [4] - 2:8, 21:4, 23:9, 55:3 OFFICE [2] - 1:22, 21:1</p>	<p style="text-align: center;">P</p> <p>PAGE [1] - 2:2 page [1] - 39:21 paid [3] - 4:5, 36:3, 36:18 Palm [2] - 32:23, 33:10 PAM [1] - 1:9 Panacea [1] - 54:17 parcel [12] - 32:22, 33:4, 33:8, 33:10, 35:4, 35:14, 36:9, 36:17, 37:2, 37:12, 37:14 parcels [8] - 34:1, 36:23, 38:10, 41:14, 56:1, 56:2, 56:7, 56:13 park [4] - 27:12, 27:22, 35:7, 37:21</p>	

<p>place [3] - 6:8, 6:15, 23:11 placed [2] - 6:6, 6:16 places [1] - 19:5 plan [3] - 35:6, 38:4, 69:5 plans [2] - 29:5, 29:15 plastic [2] - 52:5, 53:1 play [1] - 25:14 Pledge [1] - 3:9 PLEDGE [1] - 3:15 pledged [1] - 15:7 PNC [1] - 14:16 point [5] - 23:13, 23:17, 48:15, 51:16, 51:19 Point [2] - 30:6, 54:18 points [4] - 62:14, 62:25, 63:1, 63:15 policies [1] - 46:1 policy [1] - 19:19 policyholders [1] - 24:21 population [1] - 58:11 port [1] - 15:15 portion [2] - 36:12, 37:16 position [1] - 67:22 positive [2] - 24:2, 42:13 possibly [1] - 19:6 post [1] - 20:5 POST [1] - 1:22 posture [1] - 6:14 potential [1] - 37:21 power [2] - 15:24, 62:20 Pratt [1] - 3:6 prayer [1] - 3:12 preface [1] - 61:24 preparing [1] - 34:15 present [5] - 7:19, 17:10, 21:8, 41:19, 63:21 PRESENTATION [1] - 73:19 PRESENTATIONS [1] - 73:21 presented [2] - 28:15, 54:7 preserve [2] - 45:16, 47:23 Preserve [6] - 29:8, 29:9, 29:10, 29:12, 30:24, 31:21 preserves [3] - 29:5, 47:24, 47:25 preserving [1] - 59:12 presumptive [1] - 67:20 pretty [1] - 4:12 previously [1] - 21:21 price [2] - 44:19, 59:10 primary [1] - 23:10 principal [1] - 7:20 private [1] - 30:9 privilege [3] - 6:3, 18:12, 25:15 privileges [1] - 26:9 problems [1] - 57:23 procedure [1] - 24:25 procedures [1] - 46:2 proceed [1] - 37:19 proceedings [1] - 74:6 process [14] - 21:23, 35:3, 46:5, 47:17, 48:21, 49:7, 49:13, 50:16, 51:14, 52:14,</p>	<p>53:7, 53:15, 53:18, 57:20 processing [1] - 49:10 procuring [1] - 7:25 profile [1] - 6:8 Program [2] - 59:5, 59:13 program [2] - 7:23, 8:10 programs [3] - 23:15, 72:2, 72:18 Project [2] - 44:11, 59:4 project [2] - 44:18, 48:3 Projection [2] - 65:7, 65:22 projects [3] - 47:17, 47:18, 47:20 property [22] - 17:19, 34:17, 34:20, 34:21, 35:11, 35:16, 35:17, 35:21, 35:25, 36:2, 36:6, 36:8, 36:9, 36:11, 36:25, 37:9, 37:10, 37:20, 38:10, 41:12, 49:9 proposal [1] - 36:15 proposals [1] - 21:18 propose [2] - 50:22, 52:2 proposed [9] - 17:22, 30:8, 45:24, 47:1, 52:4, 52:24, 54:25, 55:8, 56:2 proposing [1] - 55:24 protect [2] - 28:11, 47:2 protecting [1] - 38:12 Protection [2] - 26:5, 26:11 protection [1] - 47:25 Protection's [1] - 55:2 proud [2] - 58:5, 69:3 prove [1] - 72:9 provide [1] - 48:12 provided [1] - 15:17 provides [1] - 44:19 providing [1] - 38:13 Pub [1] - 31:19 public [11] - 27:14, 28:12, 34:24, 36:13, 38:14, 45:15, 46:4, 51:22, 55:11, 63:11 publication [1] - 21:18 publish [2] - 17:21, 51:10 published [1] - 51:15 purchase [1] - 44:19 purpose [1] - 16:2 push [1] - 48:10 pushed [1] - 58:22 put [3] - 6:13, 46:19, 62:16 PUTNAM [44] - 1:11, 8:11, 10:12, 11:7, 12:8, 13:17, 18:22, 19:13, 20:2, 20:9, 28:21, 31:7, 34:6, 34:14, 36:21, 37:10, 37:17, 37:24, 38:3, 38:16, 38:21, 39:1, 39:3, 39:7, 39:13, 39:16, 40:3, 40:22, 44:24, 46:11, 46:14, 48:6, 49:3, 50:24, 51:24, 52:3, 52:17, 52:20, 52:23, 57:6, 57:9, 60:13, 70:16, 71:12 Putnam [5] - 17:7, 42:22, 58:6, 70:12, 72:21</p>	<p>quarters [2] - 66:5, 66:15 questionable [1] - 67:11 questions [11] - 19:3, 22:1, 25:1, 25:2, 29:16, 33:15, 40:14, 43:18, 63:15, 68:3, 71:7 quick [2] - 18:9, 18:24 quietly [1] - 43:12 quote [1] - 58:5</p>
	Q	R
	<p>qualified [1] - 64:17 quarterly [1] - 66:4</p>	<p>rail [2] - 47:4, 52:10 Rainbow [1] - 29:9 rate [3] - 15:1, 15:10, 67:21 rates [3] - 5:19, 7:17, 15:11 rating [1] - 15:13 RE [1] - 1:4 reached [1] - 22:19 read [2] - 63:19, 73:14 ready [1] - 21:23 reaffirmation [1] - 67:9 reaffirmed [1] - 67:15 real [2] - 18:9, 18:24 reality [2] - 73:1, 73:4 really [10] - 3:7, 18:10, 23:9, 27:11, 27:14, 27:17, 27:21, 42:24, 46:19, 60:7 reason [6] - 26:24, 28:7, 47:5, 48:2, 52:10, 66:19 reasonably [1] - 61:10 receive [1] - 73:17 received [3] - 33:7, 55:10, 72:12 recognize [6] - 4:3, 14:3, 17:3, 21:3, 26:3, 70:3 recognized [1] - 35:16 recognizes [1] - 15:18 recommend [1] - 43:4 recommending [1] - 55:12 recommends [13] - 28:18, 30:10, 31:5, 31:24, 32:16, 32:23, 33:5, 33:12, 34:3, 44:12, 44:21, 46:7, 59:21 record [3] - 26:23, 69:3, 74:6 recovery [1] - 22:12 recreation [2] - 38:5, 38:14 recurringly [1] - 48:4 reduce [1] - 7:17 referencing [1] - 36:5 referring [1] - 45:19 refinance [1] - 5:10 Refunding [1] - 14:8 refunding [8] - 7:10, 7:15, 8:8, 8:21, 9:9, 9:22, 10:24 regarding [1] - 22:11 regional [1] - 41:17 Register [1] - 17:23 Regulation [3] - 2:8, 21:5, 23:9 REGULATION [1] - 21:1 rehabbing [1] - 72:20 reimbursement [1] - 28:1 reinsurance [1] - 23:15</p>

relate [1] - 19:6
related [3] - 17:18, 17:23, 19:10
relates [2] - 19:19, 20:1
relating [1] - 14:8
relationship [1] - 35:7
relax [1] - 8:9
release [4] - 24:5, 32:9, 32:11, 33:3
releases [1] - 32:15
relying [1] - 69:5
remain [2] - 3:8, 37:18
remainder [1] - 41:12
remarkable [1] - 58:10
remember [1] - 58:8
renewal [1] - 15:12
rental [2] - 31:1, 31:23
repayment [1] - 15:2
report [4] - 7:7, 66:22, 67:3, 74:5
REPORTED [1] - 1:17
Reporter [1] - 74:11
REPORTER [1] - 1:17
REPORTERS [1] - 1:22
reports [4] - 66:4, 66:11, 66:12, 66:13
Representative [1] - 42:9
representative [1] - 43:7
REPRESENTATIVE [2] - 43:10, 43:16
Request [1] - 64:19
request [14] - 30:5, 33:1, 33:7, 41:5, 54:14, 55:23, 55:24, 65:6, 65:10, 65:20, 65:24, 67:11, 70:15, 71:8
requesting [2] - 15:18, 56:12
requests [1] - 17:21
required [3] - 21:19, 50:16, 67:14
requirements [2] - 8:10, 45:18
requires [1] - 49:8
research [3] - 14:12, 14:13, 14:20
reserve [2] - 6:12, 8:10
residential [1] - 30:9
resolution [7] - 8:19, 9:7, 9:20, 10:20, 15:17, 24:23, 41:9
Resolution [2] - 14:23, 15:22
resolutions [2] - 8:6, 10:7
resolve [1] - 34:22
resource [5] - 27:9, 38:12, 38:13, 54:23, 57:24
resources [5] - 26:15, 27:15, 27:24, 28:11, 28:13
respectfully [3] - 15:16, 70:14, 71:8
respond [1] - 24:13
responding [1] - 27:20
responds [1] - 24:11
RESPONSE [30] - 7:3, 8:15, 9:3, 9:16, 10:3, 10:16, 11:9, 11:22, 13:19, 16:13, 22:2, 29:1, 29:18, 29:23, 30:16, 31:14, 32:5, 43:19, 44:1, 45:4, 53:25, 56:23, 60:2, 64:5, 65:2, 65:16, 68:4, 68:23, 70:21, 71:14
responsible [2] - 7:25, 46:24
responsiveness [1] - 23:22
rest [1] - 39:7

restated [1] - 14:23
restaurateur [1] - 49:4
restriction [3] - 32:9, 32:21, 33:3
result [2] - 22:17, 23:13
rethink [1] - 28:11
Retirement [1] - 62:10
retirement [1] - 66:19
RETIRING [1] - 73:22
retiring [1] - 57:9
return [2] - 5:21, 62:10
RETURNED [1] - 40:10
returning [2] - 71:22, 72:17
REVENUE [1] - 17:1
Revenue [2] - 2:6, 17:4
revenue [7] - 7:9, 8:8, 8:20, 9:21, 10:9, 10:21, 15:5
revenues [3] - 15:6, 18:17, 18:18
reverter [2] - 32:21, 33:3
review [2] - 17:13, 23:14
REVIEWED [2] - 39:19, 39:24
reviewed [3] - 55:3, 55:7, 56:15
revitalize [1] - 41:15
revocation [1] - 32:10
RICK [1] - 1:9
right-of-way [1] - 9:8
rights [1] - 32:11
rise [2] - 3:13, 15:12
Risk [1] - 66:12
risk [1] - 15:12
River [5] - 29:8, 29:11, 44:10, 59:18, 59:20
River-Lake [1] - 29:11
Roberts [2] - 41:20, 42:5
Rocky [1] - 29:7
Rodgers [1] - 44:18
role [1] - 25:14
ROOM [1] - 1:14
round [7] - 4:7, 4:12, 4:17, 4:24, 43:8
RPR [3] - 1:17, 74:5, 74:11
rule [17] - 17:22, 19:7, 31:5, 41:9, 45:8, 45:18, 45:23, 45:24, 47:1, 47:8, 47:13, 48:1, 48:18, 49:2, 51:9, 51:10, 52:4
Rule [1] - 52:25
rulemaking [3] - 19:8, 52:24, 53:15
rules [6] - 17:18, 17:23, 21:18, 21:21, 27:24, 45:14
running [2] - 49:7, 57:21
Rural [4] - 57:5, 58:24, 59:5, 59:12

S

safe [1] - 72:22
SAID [1] - 3:15
sale [7] - 7:8, 8:7, 8:20, 9:8, 9:21, 10:8, 10:20
Sarah [1] - 3:11
saving [1] - 58:10
savings [5] - 7:19, 7:20, 8:9, 8:21, 9:9
saw [1] - 47:18

scattered [1] - 38:10
School [1] - 41:7
schools [1] - 72:17
SCOTT [198] - 1:9, 3:3, 4:3, 4:9, 4:16, 4:19, 4:21, 5:1, 5:4, 5:18, 6:19, 6:23, 6:25, 7:2, 7:4, 8:12, 8:14, 8:16, 8:22, 8:25, 9:2, 9:4, 9:10, 9:13, 9:15, 9:17, 9:23, 9:25, 10:2, 10:4, 10:10, 10:13, 10:15, 10:17, 11:5, 11:8, 11:10, 11:17, 11:19, 11:21, 11:23, 12:3, 13:3, 13:7, 13:14, 13:16, 13:18, 13:20, 14:3, 16:7, 16:10, 16:12, 16:14, 17:3, 17:9, 17:25, 18:3, 18:5, 18:7, 18:16, 21:3, 21:8, 21:12, 21:25, 22:3, 22:7, 22:9, 22:21, 25:20, 26:3, 26:19, 26:24, 27:22, 28:3, 28:7, 28:20, 28:22, 28:25, 29:2, 29:16, 29:19, 29:22, 29:24, 30:1, 30:3, 30:11, 30:13, 30:15, 30:17, 31:8, 31:13, 31:15, 31:25, 32:2, 32:4, 32:6, 32:17, 33:14, 33:17, 33:19, 33:21, 34:4, 34:8, 34:12, 39:2, 40:12, 40:19, 40:21, 40:23, 41:1, 43:2, 43:17, 43:20, 43:23, 43:25, 44:2, 44:13, 44:22, 44:25, 45:3, 45:5, 46:8, 46:13, 49:15, 50:5, 50:20, 51:3, 51:11, 51:13, 51:17, 51:22, 52:1, 53:3, 53:19, 53:24, 54:1, 54:10, 55:14, 55:17, 55:20, 56:14, 56:17, 56:20, 56:22, 56:24, 57:1, 57:4, 57:8, 57:15, 57:25, 58:18, 58:24, 59:22, 59:24, 60:1, 60:3, 60:10, 60:16, 60:20, 61:3, 61:8, 63:17, 63:24, 64:2, 64:4, 64:6, 64:20, 64:24, 65:1, 65:3, 65:11, 65:13, 65:15, 65:17, 67:1, 67:5, 67:7, 67:17, 67:23, 68:1, 68:5, 68:8, 68:15, 68:18, 68:21, 68:24, 70:3, 70:17, 70:20, 70:22, 71:3, 71:9, 71:11, 71:13, 71:15, 72:4, 72:14, 73:11
Scott [4] - 14:5, 17:6, 42:22, 71:23
screen [3] - 47:4, 51:8, 52:8
screens [2] - 52:4, 52:25
screw [1] - 48:9
sea [1] - 54:24
SEATS [1] - 40:11
Second [8] - 10:14, 11:20, 28:24, 29:25, 30:14, 31:10, 32:3, 45:2
second [60] - 6:25, 7:1, 7:15, 8:12, 8:13, 8:25, 9:1, 9:13, 9:14, 9:25, 10:1, 10:13, 11:7, 11:19, 13:16, 13:17, 16:10, 16:11, 18:3, 18:4, 22:6, 23:19, 28:22, 28:23, 29:24, 30:13, 31:10, 31:12, 32:2, 33:19, 33:20, 40:21, 40:22, 43:23, 43:24, 44:25, 45:1, 53:22, 53:23, 56:14, 56:20, 56:21, 59:24, 59:25, 64:2, 64:3, 64:24, 64:25, 65:13, 65:14, 66:1, 66:2, 66:5, 68:18, 68:19, 70:18, 70:19, 70:25, 71:11, 71:12
secretaries [1] - 11:14
Secretary [3] - 2:11, 17:16, 26:10
secretary [1] - 50:25
SECRETARY [47] - 26:6, 26:21, 27:1, 27:3, 27:7, 27:25, 28:5, 28:9, 29:4,

29:21, 30:4, 30:19, 31:18, 32:8, 32:19, 33:23, 35:1, 36:25, 37:13, 37:22, 38:2, 38:7, 38:20, 39:9, 39:25, 40:1, 40:9, 41:4, 43:3, 44:4, 44:15, 45:7, 47:10, 48:10, 49:6, 49:19, 49:25, 50:4, 50:12, 51:6, 51:12, 51:15, 51:20, 53:5, 54:3, 54:6, 60:18

secured [1] - 15:4

see [9] - 12:11, 24:19, 26:13, 27:8, 38:3, 39:3, 39:13, 42:12, 66:22

seed [1] - 59:17

seeing [2] - 26:11, 57:24

self [1] - 48:24

semblance [1] - 72:25

Senate [1] - 5:9

sending [1] - 51:1

sense [4] - 47:9, 48:5, 48:24, 53:5

September [1] - 14:14

series [3] - 62:2, 62:5, 62:6

Series [3] - 14:8, 15:20, 16:1

seriously [1] - 24:3

servants [1] - 27:14

serve [2] - 6:4, 6:17

served [1] - 65:9

service [7] - 7:19, 8:8, 8:10, 8:21, 9:9, 57:7, 64:16

Service [2] - 55:6, 59:8

Services [3] - 28:16, 54:8, 55:24

serving [2] - 18:12, 27:16

session [1] - 20:5

set [3] - 13:9, 26:22, 27:14

sets [2] - 27:11, 27:21

SETTING [1] - 13:1

settle [2] - 36:10, 36:16

seven [6] - 36:19, 37:22, 46:8, 47:21, 54:15, 63:4

shape [1] - 25:17

sheet [1] - 6:12

Sheila [1] - 44:18

Shell [1] - 54:18

Sheriff [2] - 41:20, 42:5

shore [1] - 54:17

short [2] - 14:15, 28:8

short-term [1] - 14:15

shorter [1] - 62:22

show [1] - 24:17

shower [1] - 47:3

shown [1] - 36:1

shows [1] - 73:8

sic [1] - 44:13

side [2] - 36:9, 49:10

sides [1] - 37:25

sign [1] - 11:15

significant [1] - 23:14

significantly [2] - 22:25, 49:12

similar [3] - 32:25, 33:6, 35:2

simply [3] - 37:7, 48:3, 53:11

sincerity [1] - 6:5

singing [1] - 3:10

single [1] - 14:18

sitting [1] - 5:15

situation [1] - 25:5

six [1] - 5:15

size [3] - 30:25, 31:21, 40:17

sizes [1] - 39:23

Skyway [1] - 10:8

slip [1] - 30:9

sliver [1] - 37:8

slow [1] - 57:20

small [2] - 22:24, 25:13

small-town [1] - 25:13

socks [1] - 61:20

sold [2] - 7:13, 7:16

solid [1] - 6:13

solutions [2] - 24:22, 24:25

sometimes [1] - 25:1

somewhat [1] - 67:11

sorry [1] - 64:23

sort [1] - 47:20

sound [1] - 65:23

south [1] - 41:7

South [1] - 33:11

sovereignty [1] - 30:7

SPACE [1] - 14:1

space [1] - 15:15

Space [12] - 2:4, 14:4, 14:8, 14:10, 14:22, 15:5, 15:7, 15:19, 15:22, 15:24, 15:25, 16:2

Spears [1] - 54:19

spears [1] - 54:20

special [2] - 14:9, 71:21

specifically [1] - 19:23

Springs [1] - 29:10

square [5] - 30:8, 31:1, 31:2, 31:22, 45:17

stable [1] - 66:18

Staff [1] - 11:13

staff [8] - 19:2, 27:20, 36:7, 37:6, 37:23, 54:22, 55:12, 59:21

stakeholder [3] - 21:23, 48:20, 53:13

stakeholder-driven [1] - 48:20

stakeholders [4] - 19:15, 19:18, 46:4, 53:16

stand [1] - 42:5

standard [1] - 24:25

standing [1] - 3:8

start [6] - 5:25, 24:24, 26:8, 54:21, 57:20, 71:17

started [1] - 63:3

STATE [3] - 1:1, 61:1, 74:3

State [8] - 2:12, 5:23, 14:10, 17:16, 34:19, 35:5, 60:9, 63:10

state [23] - 6:7, 6:13, 7:24, 8:3, 16:5, 19:10, 26:14, 27:21, 33:25, 34:17, 34:24, 35:7, 35:15, 35:19, 35:21, 36:10, 42:18, 43:13, 57:12, 58:11, 67:12, 72:4, 73:2

State's [1] - 15:6

state-owned [1] - 33:25

statement [1] - 19:6

States [1] - 5:9

states [1] - 19:4

statute [1] - 19:8

Statutes [1] - 17:18

statutory [4] - 15:24, 16:2, 21:19, 45:25

stay [1] - 67:18

stenographic [1] - 74:6

stenographically [1] - 74:5

Steve [1] - 73:13

still [7] - 23:7, 24:9, 37:19, 39:13, 45:21, 52:14, 52:15

stood [1] - 71:23

storm [4] - 22:25, 27:5, 42:21, 60:14

straw [1] - 47:5

streamline [4] - 46:1, 47:17, 48:21, 49:3

streamlined [1] - 49:12

stressful [1] - 67:17

strong [1] - 71:23

stronger [1] - 28:10

structures [3] - 31:4, 35:12, 35:24

student [1] - 10:23

stuff [2] - 42:15, 52:11

subject [2] - 15:20, 71:7

submerged [2] - 30:7, 32:12

successful [1] - 57:18

suffered [1] - 72:24

suggest [1] - 13:10

summarize [1] - 66:6

summer [1] - 47:3

sunflower [1] - 59:16

SUNG [1] - 3:16

Sunshine [1] - 10:8

support [6] - 18:13, 40:5, 41:21, 43:9, 58:13, 73:6

Supreme [3] - 19:10, 19:22, 19:23

sustainable [1] - 16:4

Sutphin [2] - 2:15, 70:4

SUTPHIN [8] - 70:6, 70:25, 71:4, 71:17, 72:6, 72:9, 72:15, 73:13

Suwannee [1] - 44:10

swap [2] - 34:16, 36:16

System [1] - 62:11

System/Sunbelt [1] - 33:2

T

table [1] - 53:20

talent [1] - 66:18

talks [1] - 27:12

TALLAHASSEE [2] - 1:15, 1:23

target [1] - 62:14

tarnish [1] - 27:6

tax [3] - 17:18, 17:19, 17:23

taxed [1] - 37:15

taxes [5] - 18:17, 35:18, 36:3, 36:18,

<p>37:11 taxpayers [1] - 5:22 team [3] - 46:15, 66:17 technologies [1] - 14:21 telephonically [1] - 13:10 temporary [3] - 52:4, 52:6, 53:1 ten [4] - 4:7, 4:18, 4:19, 4:22 tenant [1] - 14:19 tends [1] - 67:15 tens [1] - 67:14 term [4] - 14:15, 14:19, 28:8, 63:13 terms [4] - 6:8, 15:20, 19:20, 67:25 terrific [1] - 61:25 Texas [1] - 73:3 thanking [1] - 61:24 Thanksgiving [1] - 24:5 THE [17] - 1:4, 1:15, 3:14, 3:15, 13:1, 26:1, 39:19, 39:24, 39:25, 40:10, 73:19, 73:20, 73:21 THEIR [1] - 40:10 themselves [1] - 49:10 THERE [1] - 73:19 they've [3] - 21:22, 42:11, 42:15 third [1] - 66:5 Thirteen [1] - 34:13 thousand [3] - 22:17, 23:3, 59:12 thousands [1] - 67:14 three [4] - 8:3, 18:11, 54:8, 55:19 THREE [1] - 73:22 thresholds [2] - 19:20, 19:21 throughout [4] - 23:14, 26:16, 35:21, 44:6 tie [1] - 61:15 timber [1] - 59:16 timeliness [1] - 23:21 title [2] - 35:22, 36:16 TO [1] - 40:10 today [7] - 17:8, 21:7, 28:14, 61:24, 64:12, 68:8, 70:9 toes [1] - 67:19 together [6] - 6:2, 17:10, 17:11, 21:9, 29:14, 44:23 Tom [1] - 64:14 took [1] - 48:8 top [1] - 63:12 total [1] - 37:18 totaling [1] - 34:1 totals [1] - 41:13 touche [1] - 5:11 touched [1] - 53:12 town [1] - 25:13 trade [1] - 37:4 trading [2] - 34:20, 34:22 traditionally [1] - 49:20 traditions [1] - 73:8 trailing [2] - 63:8, 63:12 training [1] - 41:16 transaction [1] - 11:1 transactions [1] - 5:6</p>	<p>transcript [1] - 74:6 transfer [1] - 37:19 treated [1] - 36:2 tremendous [1] - 26:13 troops [1] - 71:22 true [4] - 7:13, 7:16, 8:4, 74:6 TRUST [1] - 26:1 Trust [2] - 2:10, 62:11 TRUSTEES [1] - 26:1 Trustees [11] - 2:10, 26:13, 36:7, 37:7, 41:11, 47:16, 48:13, 54:13, 56:6, 56:8, 58:16 Trustees' [2] - 59:1, 60:19 try [1] - 19:3 trying [2] - 39:20, 48:3 TUESDAY [1] - 1:13 turning [1] - 42:13 turnpike [1] - 8:8 two [14] - 7:7, 15:25, 23:10, 31:3, 34:1, 44:4, 45:7, 45:11, 45:14, 46:25, 48:15, 64:11, 66:15, 70:8 two-part [1] - 7:7 type [3] - 47:14, 48:3, 73:2 typical [1] - 24:22 typically [1] - 50:10</p>	<p>41:4, 43:3, 44:4, 44:15, 45:7, 47:10, 48:10, 49:6, 49:19, 49:25, 50:4, 50:12, 51:6, 51:12, 51:15, 51:20, 53:5, 54:3, 54:6, 60:18 Valenstein [2] - 2:11, 26:4 validated [1] - 62:8 value [9] - 7:19, 31:2, 31:23, 36:19, 36:23, 38:12, 62:19, 62:25, 63:9 variables [1] - 66:7 version [2] - 39:12, 49:4 versions [1] - 39:22 versus [1] - 62:24 veterans [9] - 71:19, 71:22, 72:1, 72:5, 72:7, 72:20, 72:22, 73:15, 73:16 Veterans [5] - 2:14, 70:5, 70:8, 71:2, 71:18 VETERANS [2] - 70:1, 73:20 via [1] - 15:16 viable [1] - 57:23 view [1] - 38:4 Visqueen [2] - 47:2, 52:5 vocal [1] - 23:25 vortex [1] - 51:2 vote [2] - 17:11, 21:9 voting [2] - 51:17, 51:18</p>
	U	W
	<p>U.S [1] - 11:2 under [6] - 15:22, 17:17, 19:17, 49:3, 59:5, 59:12 undertaken [1] - 45:22 unimpacted [1] - 37:1 unique [3] - 27:18, 67:12, 71:21 United [1] - 5:9 universities [1] - 11:3 University [3] - 7:9, 7:13, 10:22 unless [1] - 29:13 unpromulgated [1] - 19:7 unwavering [1] - 43:9 up [23] - 4:7, 4:24, 5:19, 7:24, 14:25, 18:17, 18:18, 24:17, 29:14, 34:19, 34:23, 38:19, 39:8, 48:9, 48:16, 50:9, 51:8, 52:10, 57:21, 61:23, 62:24, 73:14, 73:16 upcoming [1] - 26:21 update [3] - 22:13, 29:15, 61:23 updates [2] - 29:5, 45:8 upland [2] - 31:1, 31:23 utilize [1] - 41:14 utilized [1] - 14:18</p>	<p>Wakiva [1] - 44:17 Wakulla [1] - 54:16 walls [1] - 53:1 wants [1] - 54:21 wars [1] - 58:5 WAS [4] - 3:14, 3:16, 73:19, 73:21 water [15] - 30:20, 38:23, 39:14, 45:9, 45:19, 46:17, 46:24, 47:7, 47:9, 49:5, 52:12, 54:15, 56:11, 57:14, 58:5 waterfront [3] - 37:1, 37:20, 39:8 waters [1] - 54:17 Watershed [1] - 44:10 Watkins [2] - 2:3, 4:4 WATKINS [20] - 4:6, 4:10, 4:13, 4:18, 4:23, 5:5, 5:11, 5:14, 5:20, 6:20, 7:6, 8:18, 9:6, 9:19, 10:6, 10:19, 11:12, 12:2, 12:6, 12:9 Wayfair [3] - 18:25, 19:11, 20:5 ways [1] - 24:10 welcome [3] - 3:3, 3:5, 64:17 West [1] - 32:23 WHEREUPON [4] - 3:14, 39:19, 39:24, 73:19 wherewithal [1] - 23:18 WHICH [1] - 73:20 white [1] - 39:4 White [1] - 31:19 whole [2] - 4:24, 37:16 wild [1] - 57:24 Wildlife [1] - 55:1 WILLIAMS [19] - 61:6, 61:10, 61:16, 61:19, 61:22, 64:10, 65:5, 65:19, 66:3,</p>
	V	
	<p>VA [1] - 72:3 VALENSTEIN [47] - 26:6, 26:21, 27:1, 27:3, 27:7, 27:25, 28:5, 28:9, 29:4, 29:21, 30:4, 30:19, 31:18, 32:8, 32:19, 33:23, 35:1, 36:25, 37:13, 37:22, 38:2, 38:7, 38:20, 39:9, 39:25, 40:1, 40:9,</p>	

67:6, 67:10, 67:18, 67:24, 68:7, 68:10,
68:14, 68:20, 69:7, 69:9
Williams [2] - 2:13, 61:5
win [2] - 26:19, 26:25
WITH [2] - 39:24, 73:21
wonderful [2] - 73:4, 73:5
word [2] - 51:8, 73:6
words [1] - 72:10
wordsmith [1] - 52:6
works [1] - 18:19
world [1] - 16:4
world-leading [1] - 16:4
Worth [1] - 29:11
wrapped [1] - 34:19
wrappers [1] - 47:6
written [1] - 46:5

Y

y'all [8] - 41:25, 42:12, 42:17, 42:18,
42:20, 42:23, 57:16
Yeager [1] - 65:8
year [11] - 13:5, 23:14, 26:21, 30:6,
62:2, 62:3, 62:23, 63:3, 63:9, 67:15,
71:6
years [18] - 4:22, 5:1, 6:4, 6:18, 7:24,
8:3, 15:3, 25:17, 39:5, 39:17, 42:19,
46:16, 48:8, 59:18, 60:7, 61:25, 62:12,
69:2

Z

zeros [1] - 4:20
Zone [1] - 56:1
zone [3] - 56:4, 56:5, 56:10