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INDUSTRIAL DEVELOPMENT AUTHORITY
SPECIAL TELEPHONIC MEETING

Tuesday, May 19, 2020
10:00 a.m. - 11:02 a.m.

Stenographically Remotely Reported By:
Karen K. Crawford, CSR, RPR, FPR

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APPEARANCES (REMOTELY):

David Barton, Chairman
Ed Bolter, Vice Chairman
Gail Markham, Treasurer
Tom Hoolihan, Secretary
Doug Gyure, Assistant Secretary
Robbie Roepstorff, Assistant Secretary
Wayne Kirkwood, Member

Sarah Owen, Southwest Florida Community Foundation
Carolyn Rogers, Southwest Florida Community Foundation
Julie Ramirez, Executive Director of Lee County Medical
Society
Warren Baucom, Lee County Economic Development Office
Dana Brunett, Senior Development Specialist with the Lee
County Economic Development Office

James T. Humphrey, IDA Counsel
George H. Knott, IDA Counsel

Michael Roeder, Esquire

Lily Dalton, Paralegal

Margaret Barton, Member of the Public

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PROCEEDINGS

MR. HUMPHREY: Would you please call the meeting to order David.

MR. BARTON: Yes, Jim. Ladies and gentlemen, welcome to the meeting. It's my duty to call the meeting to order and welcoming you here to join us.

Jim, I am going to hand it over to you.

MR. HUMPHREY: Thank you, Mr. Chairman.

First, of course, I will introduce Karen Crawford, the certified shorthand professional reporter, who is I am sure sitting with George and, Karen, thank you so much.

And I think we now have the titles and the offices of the board members right. Thank you, Wayne for letting us know that --

And, George, if I could now call on you to place it on record the notice and do the preliminary and the fact the notice was sent, et cetera.

MR. KNOTT: This is a notice of a Special Meeting of the Lee County Industrial Development Authority for May 19, 2020 at 10:00 a.m. It has been published -- the notice has been published in the Fort Myers News-Press on May 9th of 2020.

1 Consistent with the mandates of the Centers For
2 Disease Control and Prevention regarding social
3 distancing and with the Florida Governor's
4 Executive Order 2069, which has been extended by
5 Executive Orders 20-112, 20-123 and 20-114,
6 meetings of local governmental authorities are
7 authorized utilizing telephonic conferencing for
8 public meetings, we are conducting pursuant to
9 those orders the May 19, 2020 meeting of the Lee
10 County Industrial Development Authority.

11 As we have done in the past, I would like to
12 share with each of you some points of order in
13 order to facilitate the use of technology and to
14 ensure that an accurate record is made. Before you
15 speak at this meeting, you need to state your name
16 so that an accurate record is maintained as to the
17 discussions held.

18 We will be taking votes of the Authority
19 members through roll call voting. Once again
20 before voting please state your name.

21 In accordance with the notice of meeting
22 published in the Fort Myers News-Press public input
23 pertaining to matters to be considered at this
24 meeting is limited to five minutes and should be
25 submitted to counsel for the Authority prior to the

1 meeting. We have received no request to address
2 the Authority from the public.

3 During the meeting I am being assisted by Lily
4 Dalton, our technical staff, who will facilitate
5 participation of all of the various members.

6 At this time I would turn it over to Authority
7 counsel, James Humphrey, for a verbal roll call of
8 the Authority members present for this special
9 meeting.

10 MR. HUMPHREY: Thank you, George. Calling the
11 roll I will begin with the Chairman, David Barton.

12 MR. BARTON: Aye.

13 MR. HUMPHREY: Okay. And Vice Chairman, Ed
14 Bolter?

15 MR. BOLTER: Here.

16 MR. HUMPHREY: The Secretary, Tom Hoolihan?

17 MR. HOOLIHAN: Here.

18 MR. HUMPHREY: And the Treasurer, Gail Markham?

19 MS. MARKHAM: Here.

20 MR. HUMPHREY: And the Assistant Secretary,
21 Doug Gyure?

22 MR. GYURE: Here.

23 MR. HUMPHREY: And the Assistant Secretary,
24 Robbie Roepstorff?

25 MS. ROEPSTORFF: Here.

1 MR. HUMPHREY: And then the Member is Wayne
2 Kirkwood.

3 MR. KIRKWOOD: Here.

4 MR. HUMPHREY: Thank you. And so all are
5 present for the record.

6 I would also like to ask if -- to make sure
7 Sarah Owen is present or connected with us; is she?

8 MS. OWEN: Yes, I am here.

9 MR. HUMPHREY: What about Julie? And if I
10 mispronounce this, Julie, I apologize in advance;
11 are you here?

12 MS. RAMIREZ: Yes, I am.

13 MR. HUMPHREY: Good. And you look good on
14 screen.

15 With that let me go back to my script here.
16 And, George, do you need to say any more about the
17 technology?

18 MR. KNOTT: No.

19 MR. HUMPHREY: Then I will under the agenda
20 that we have I will go to Sarah. Can I ask you to
21 bring the Authority members up-to-date? And then
22 after you, Sarah, I will call on Julie, too.

23 MS. OWEN: Absolutely. This is Sarah Owen and
24 I am glad to be with you this morning. I just
25 wanted to circle back to the original frame that

1 you all presented a number of weeks ago where you
2 were seeking opportunities for a mask between how
3 IDA funding could possibly support the local Lee
4 County economy at the same time by supporting PPE
5 in the local community. The frame was narrow. It
6 was for a specific purpose and that matching needed
7 to be concise.

8 And so over a course of weeks research was
9 conducted with both the County Economic Development
10 Office, the Lee County Medical Society and Lee
11 Health because the IDA members were specific in
12 saying they wanted the PPE product for both
13 produced or here in Lee County so the money would
14 support economic development here, and then also
15 solve for PPE needs within the community.

16 So three possibilities were presented to the
17 committee. One was through the Lee County Medical
18 Society who expressed a need for PPE for their
19 physicians and medical offices. And Julie Ramirez
20 did a survey of her members, and was able to
21 articulate the need and found a local provider here
22 that could meet that need. That would go through
23 the Lee County Medical Society Foundation so that
24 is a nonprofit entity.

25 Additionally, Lee Health expressed the need for

1 the coordination of food services through
2 Front-Line who is working directly with LeeSar and
3 local Lee County restaurants in order to provide a
4 coordinated effort. So the economic benefit would
5 be to the Lee County restaurants and distribution
6 sites, and the impact would be to feed front-line
7 workers in a coordinated way. That would also be
8 going to a nonprofit entity of Front-Line Foods.

9 The for profit entity was Wicked Dolphin
10 Distillery, and that name was given specifically to
11 those that were doing the research because Lee
12 Health, the entity and the foundation, both
13 confirmed that they had an agreement with Wicked
14 Dolphin. And Wicked Dolphin expressed that if they
15 could be reimbursed -- if they purchased additional
16 equipment, they could up their output.

17 Now these entities were not considered in order
18 to leave other entities that are doing work out.
19 But these were the three entities that met the
20 criteria that IDA set forward, which was this match
21 between local production and an acknowledged
22 relationship with the end user that it would be
23 going for Lee County benefit. So at the last
24 meeting you all considered that. You all have the
25 transcript of the meeting and the resolution in

1 front of you.

2 And since that time it's important to note that
3 other resources are coming forward whether at the
4 county level, the state level, but they are not
5 stated in the exact lane that you all stated. They
6 are for PPE and other support services, but it
7 doesn't do the match between the local economic
8 benefit and the known relationship. So I wanted to
9 reframe that to be sure that we remember what the
10 original intent was when we reached out and that
11 other -- other support is now being considered.
12 But I believe that Julie could speak to the
13 urgency, and I think that was the other piece that
14 you all were really trying to take into
15 consideration is how do we get the support into the
16 hands of people as quickly as possible. And
17 although others may come forward to state that they
18 have needs, this was to honor the original intent
19 of what the IDA sought to do.

20 MR. HUMPHREY: Thank you, Sarah. Are there any
21 questions to Sarah before I ask Julie to also give
22 a little background on it and particularly address
23 the correspondence where you obtained that survey
24 of 55 of the practice physicians and staff members?
25 But to go back to the Authority, are there any

1 questions or comments to Sarah at this time?
2 Hearing none, then let me go to you, Julie Ramirez,
3 again I will butcher the name, but I would want you
4 to address the correspondence to Carolyn Rogers,
5 the VP of the Community Foundation of Southwest
6 Florida. So I turn it over to you.

7 MS. RAMIREZ: I am Julie Ramirez. I am the
8 Executive Director of the Lee County Medical
9 Society. Our society sent out an emergency survey
10 to our 800 members. We had 65 members and their
11 offices reply. We asked them what their needs were
12 in regards to PPE, in regards to surgical masks,
13 N95 masks or the equivalent, and hand sanitizer.

14 Out of that 65, our members said they needed
15 35,000 surgical masks, almost 10,000 N95 masks and
16 400 gallons of hand sanitizer. This was two weeks
17 ago. Since we sent out that survey, we have had
18 multiple people call me and say hey, we need
19 these products, have you heard anything? Where can
20 I find these products within the county, you know,
21 State of Florida, we are in your general need?

22 And it comes down to most all of these
23 physicians' offices are not seeing patients, unless
24 they come with their own PPE paraphernalia. In
25 fact, my best friend cancelled her appointment

1 because she doesn't have a mask. So we know the
2 need is urgent. We know it's now.

3 I went to a doctor's office yesterday, she is
4 using a kid's ear thermometer to be able to take
5 temperatures.

6 So I have already communicated with Wicked
7 Dolphin and I have also talked to Mr. Tom's. They
8 both make hand sanitizer here in Lee County, so the
9 hand sanitizer would be easy to obtain within days.

10 I also met with Judy Cutler, she is a local --
11 she makes products of purpose. And she came by the
12 office and showed me the masks that she has, and
13 they would work for our physician offices. There
14 was also a great need for pediatricians to be able
15 to give them to their patients, and Judy's
16 organization makes children's size masks as well.
17 So the need is there. I am ready to rock and roll.
18 Judy can turn around masks in three days. Hand
19 sanitizers just ready waiting, just waiting for the
20 grant money to come through.

21 MR. HUMPHREY: Thank you, Julie. I think I
22 failed to acknowledge that you are the Executive
23 Director of the Lee County Medical Society and, of
24 course, you were at the last public meeting.

25 MS. RAMIREZ: Yes.

1 MR. HUMPHREY: But thank you.

2 MS. RAMIREZ: Jim, can you make a note within
3 the paperwork could we make sure that it says Lee
4 County Medical Society Foundation because the
5 foundation is the 501(c)3 component and the Society
6 itself is a 501(C)6.

7 MR. HUMPHREY: Right. Thank you and Gail for
8 alerting me to that. And we have made the change
9 in the proposed resolution to add Foundation.

10 MS. RAMIREZ: Okay.

11 MR. HUMPHREY: Okay. Then I think, unless
12 there are any questions, I would like to turn it
13 back over to you, George, to review the resolution
14 as was amended. I hope everyone received the
15 revised one this morning.

16 MR. KNOTT: In that regard we have taken the
17 verbatim transcript and have attempted to
18 extrapolate from the verbatim transcript what the
19 intent of the Authority was, but I would request
20 that all Authority members pay close attention as
21 we walk through the resolution.

22 At this point in time we are going to do a
23 split screen presentation so that on half the
24 screen is the resolution as I walk through it. So
25 if you could do that, ma'am. So this is the

1 proposed resolution. There is no pride of
2 authorship. You as the Authority members should
3 exercise your discretion in making any revisions or
4 changes which you believe are necessary in order to
5 accurately reflect the intent of the Lee County
6 Industrial Development Authority. But I'm going to
7 walk through it.

8 The first portion of the resolution is the
9 Recitals. The first recital -- and I will just
10 read them -- is that the Lee County Industrial
11 Development Authority defined as Authority is a
12 local governmental body created as a public body
13 corporate and politic by the Florida Legislature,
14 under Part III of Chapter 159 Florida Statutes, and
15 operating as a dependent special district under the
16 provisions of the Uniform Special District
17 Accountability Act as codified in Chapter 189; and

18 The purpose of the Authority is to promote
19 industrial and economic development in Lee County.
20 That is according to the statute pursuant to which
21 you derive your power.

22 Whereas, the Governor of the State of Florida
23 has declared a public health emergency in the State
24 of Florida in Executive Order 20-51; and

25 Whereas, as a result of the pending public

1 health emergency, there is a shortage of personal
2 protective equipment to protect the front-line
3 workers and physicians in Lee County as referred to
4 by Miss Ramirez; and

5 Whereas, the Authority desires to promote
6 industrial and economic development in Lee County
7 through the support and development of local Lee
8 County sources of personal protective equipment
9 while at the same time providing for the supply of
10 personal protective equipment to local front-line
11 workers in Lee County; and

12 Whereas, the Southwest Florida Community
13 Foundation has agreed, without compensation, to
14 assist in the application and monitoring process
15 associated with encouraging the development of
16 local supply chains furnishing personal protective
17 equipment and otherwise encouraging local economic
18 development in Lee County while at the same time
19 addressing the needs of front-line workers in the
20 COVID-19 pandemic; and

21 Whereas, the Lee County Medical Society
22 Foundation, a 501(c)3 professional organization,
23 representing in excess of 151 independent
24 physicians and their employees, has advised the
25 Authority that personal protective equipment is not

1 readily available in Lee County and is often cost
2 prohibitive for its members; and

3 Whereas, the Lee County Medical Society
4 Foundation believes that the demand for personal
5 protective equipment will increase as Florida
6 begins to reopen under Executive Order 20-112 and
7 elective medical procedures are recommenced; and

8 Whereas, local distilleries have expressed a
9 desire to establish the capacity for the local
10 manufacture and production of hospital grade hand
11 sanitizer in Lee County, to serve the existing and
12 future needs of Lee County; and

13 Whereas, the representative of Lee Health
14 explained that the healthcare professionals serving
15 COVID-19 patients work in hospital units that are
16 locked down and that these workers cannot leave the
17 areas in which they are performing services due to
18 the possibility of cross-contamination; and

19 Whereas, the coordination of food service
20 delivery to these medical professionals is of
21 utmost importance; and

22 Whereas, Front-Line Foods, a 501(c)3
23 organization, in conjunction with LeeSar, utilizing
24 only restaurants and food preparation facilities
25 located in Lee County, is providing food to the

1 front-line healthcare workers of Lee County caring
2 for the COVID-19 patients; and

3 Whereas, support of the mission of Front-Line
4 Foods would also provide economic support to the
5 local restaurant industry in Lee County, Florida;
6 and

7 Whereas, the Authority has approved the
8 following motion at its April 29, 2020 Special
9 Meeting.

10 And what I would request with Miss Markham's
11 agreement, because Miss Markham was the Authority
12 member who made the motion, is to renew the motion
13 as amended so that it accurately reflects precisely
14 what is being directed by the Authority.

15 So there are three components to this
16 resolution. The first component is the component
17 dealing with what Miss Ramirez spoke to, which is
18 the Lee County Medical Society Foundation and their
19 needs for PPE. And what the resolution provides --
20 or the proposed resolution provides is be it
21 resolved that the Authority shall provide the Lee
22 County Medical Society Foundation with a grant of
23 \$50,000 to create a self-sustaining, cost effective
24 supply of Lee County sourced personal protection
25 equipment subject to the following requirements:

1 The submission of an application and outcome
2 report in a format approved by the Authority.

3 The use of all grant monies received for the
4 creation by the Lee County Medical Society of a
5 personal protective equipment reserve.

6 The utilization of Lee County businesses and
7 manufacturing concerns to produce and manufacture
8 the personal protection equipment purchased by the
9 Lee County Medical Society Foundation with the
10 grant funds.

11 Access to the personal protection equipment
12 reserve maintained by the Lee County Medical
13 Society Foundation should be made available to all
14 Lee County health professionals, regardless of
15 whether they are members of the Lee County Medical
16 Society.

17 Next would be the resolution dealing with the
18 manufacture of local hand sanitizer. And this
19 resolution is as follows:

20 Be it resolved that the Authority shall earmark
21 a \$50,000 grant to be used for the manufacture of
22 acute care hospital grade hand sanitizer in Lee
23 County subject to the following requirements:

24 The submission of an application and an outcome
25 report in a format approved by the Authority.

1 The submission of an established history of
2 producing in Lee County hand sanitizer for acute
3 care hospitals.

4 The location of manufacturing and production
5 facilities in Lee County, Florida.

6 Discounted pricing for Lee County healthcare
7 providers.

8 Submission of a detailed business plan.

9 Ensuring that Lee County healthcare providers
10 receive preference in the distribution of the
11 product.

12 The third proposed resolution deals with --
13 third proposed resolution deals with the Front-Line
14 Food component and it says:

15 Be it further resolved that the Authority shall
16 award a \$50,000 grant to Front-Line Foods subject
17 to the following requirements:

18 The submission of an application and outcome
19 report in a format approved by the Authority.

20 The utilization of all grant monies to provide
21 food service to healthcare workers in Lee County.

22 The procurement of all food products from
23 restaurants located in Lee County.

24 Collaboration with LeeSar and Lee Health in the
25 coordination and delivery of food to healthcare

1 professionals in Lee County.

2 And then the fourth resolution deals with the
3 Southwest Florida Community Foundation.

4 It is resolved that the Southwest Florida
5 Community Foundation shall monitor the applications
6 and grant process contemplated in this Resolution
7 by the Lee County Industrial Development Authority.

8 Thank you. I would turn it over to
9 Miss Markham as the Authority member making the
10 initial motion.

11 MS. MARKHAM: Would you just like for me to
12 confirm that that was my intent as the original
13 motion; is that what you would like for me to do?

14 MR. KNOTT: Yes, ma'am. And also, Miss
15 Markham, because it is not a verbatim recitation I
16 think it would probably be appropriate for you to
17 move to amend your motion to bring it into
18 conformity with the resolution that I have just
19 presented, unless the Authority members would like
20 to make changes to the resolution, which is your
21 prerogative.

22 MS. MARKHAM: So moved.

23 MR. HUMPHREY: Is there a second?

24 MR. BOLTER: I thought I seconded that motion
25 and I will again.

1 MR. HUMPHREY: Thank you, Ed.

2 Okay. As George said, is there any -- we can
3 take them -- well, you have done the motion, all of
4 them, so that's good, but is there any question or
5 any comments from an Authority member as it
6 pertains to any one of either the Lee County
7 Medical Society and the Foundation or the hand
8 sanitizer that will be worked on with the Southwest
9 Florida Community Foundation? As I understand,
10 Sarah, you have already worked with them as well as
11 the health system has worked with the one that has
12 been approved to supply it.

13 MS. OWEN: Yes, correct.

14 MR. BRUNETT: Jim?

15 MR. HUMPHREY: Yes.

16 MR. BRUNETT: This is Dana Brunett from the Lee
17 County Economic Development Office. We did want to
18 make one request. We want to work with Julie. As
19 you all may know, the Board of County Commissioners
20 is meeting right now on the large Cares Act of
21 influx of funds. We plan on distributing PPE
22 products to county based businesses. And what we
23 want to do is coordinate with Julie and her group
24 to make sure that we are not overlapping and we are
25 able to reach as many medical based businesses as

1 possible. So if that would be amenable to
2 everybody here, I would like to make that
3 suggestion.

4 MR. KNOTT: I believe there's a motion on the
5 floor that has been seconded. Is there any further
6 discussion?

7 MR. HUMPHREY: Hearing none, George, I guess we
8 would ask to call the roll for the vote by the
9 Authority members. Let me go back to my roll call
10 here.

11 MR. BARTON: Jim, David here.

12 MR. HUMPHREY: Yes, David.

13 MR. BARTON: I don't know whether it's
14 appropriate, but I have a question relating to
15 these two products that we have been discussing.
16 If it's appropriate, I would like to put a question
17 regarding say the quality control for lack of a
18 better word. Is it appropriate for me to put the
19 question now or do you want to get rid of the
20 motion first?

21 MR. HUMPHREY: Well, if it would have some
22 effect on the motion and second, then you should
23 probably put it now, but otherwise I was going to
24 move forward with the roll call.

25 MR. BARTON: Let me put it now then. The only

1 concern I would -- I thought I would like some
2 assurance that the -- both the masks protection
3 equipment and the sanitizer that they do meet --
4 they do meet -- guaranteed to meet the actual
5 protection requirements, if you like, and
6 effectiveness that one expects. It carries some
7 form of certification from a protection point of
8 view in both instances. Is that -- is that in
9 effect?

10 MR. HUMPHREY: Sarah and Julie -- do you want
11 to answer that, Sarah?

12 MS. OWEN: I will let Julie take part of this.
13 When we were doing our original phone calls, it was
14 Lee Health that expressed that on the hand
15 sanitizer that their team had gone out to Wicked
16 Dolphin Distillery and that's why they were
17 accepting the product. So that's what was shared
18 with me at the time is that that product is now in
19 the Lee Health supply chain. So I'll let Julie
20 address the mask because I am not a medical
21 professional.

22 MR. KNOTT: Also, Mr. Humphrey, along the lines
23 of what Miss Owen has just stated, the resolution
24 that has been made and seconded provides that it
25 would be a hospital -- acute care hospital grade

1 hand sanitizer. So that establishes, you know,
2 some level of quality.

3 MR. HUMPHREY: Yes. That probably answers your
4 question.

5 Julie, would you want to add anything to it?

6 MS. RAMIREZ: The hand sanitizer is the easy
7 one because Lee Health is already using that.

8 The masks, I met with Judy, and she showed me
9 all of her masks, and she's in the process of
10 getting it officially proved. But it's already
11 being used in the hospital systems outside of Lee
12 County. I think it was Tampa and I think she made
13 the reference to HCA, which is a hospital
14 association.

15 And I did talk to Dr. Cosmai, who is our
16 president about those masks. Now they are not
17 meant for surgeons' surgery, but they will do the
18 job of allowing patients to see the doctors and the
19 staff. So, yes, we did the research and I checked
20 with my doctors on the masks.

21 MR. HUMPHREY: Thank you. I think that answers
22 your questions, David.

23 MR. BARTON: Thank you.

24 MR. HUMPHREY: Now I will begin with the roll
25 call. And I will start with you David as the

1 Chairman. And you need to identify your name and
2 then vote yes, no or --

3 MR. BARTON: David Barton, yes.

4 MR. HUMPHREY: Ed Bolter, Vice Chair.

5 MR. BOLTER: Ed Bolter, yes.

6 MR. HUMPHREY: Tom Hoolihan, Secretary.

7 MR. HOOLIHAN: Tom Hoolihan, yes.

8 MR. HUMPHREY: Gail Markham, Treasurer.

9 MS. MARKHAM: Gail Markham, yes.

10 MR. HUMPHREY: Doug Gyure, Assistant Secretary.

11 MR. GYURE: Doug Gyure, yes.

12 MR. HUMPHREY: Robbie Roepstorff, Assistant
13 Secretary.

14 MS. ROEPSTORFF: Robbie Roepstorff, yes.

15 MR. HUMPHREY: Wayne Kirkwood, Member.

16 MR. KIRKWOOD: Wayne Kirkwood, yes.

17 MR. HUMPHREY: Okay. Then it is approved
18 unanimously.

19 And let's see what else.

20 MR. KNOTT: Mr. Humphrey?

21 MR. HUMPHREY: Yes?

22 MR. KNOTT: Yes, with respect to -- there is
23 one thing that I would appreciate it if we could
24 get the board to approve at this meeting so that we
25 can push this ahead smartly. Miss Owen had -- as

1 you know, these resolutions all contemplate an
2 application and an outcome report. Miss Owen had
3 submitted to us a proposed form and outcome report.
4 And I would think that the Authority might want to
5 entertain a motion to delegate to Miss Owen in
6 collaboration with Authority counsel the
7 preparation and finalization of that report -- that
8 application and outcome report without the
9 necessity of having to come back to the board.

10 MS. MARKHAM: So moved.

11 MR. HUMPHREY: Thank you, George. As Authority
12 counsel, I support that. And I understand, Gail,
13 you have made the motion.

14 MS. MARKHAM: Yes, Gail Markham making a
15 motion.

16 MR. HUMPHREY: And Ed Bolter seconds the
17 motion?

18 MR. BOLTER: Yes.

19 MR. HUMPHREY: All right. Then I will call the
20 roll again. David Barton.

21 MR. BARTON: Aye.

22 MR. HUMPHREY: Ed Bolter.

23 MR. BOLTER: Yes.

24 MR. HUMPHREY: Tom Hoolihan.

25 MR. HOOLIHAN: Yes.

1 MR. HUMPHREY: Gail Markham.

2 MS. MARKHAM: Yes.

3 MR. HUMPHREY: Doug Gyure.

4 MR. GYURE: Yes.

5 MR. HUMPHREY: Robbie Roepstorff.

6 MS. ROEPSTORFF: Yes.

7 MR. HUMPHREY: Wayne Kirkwood.

8 MR. KIRKWOOD: Yes.

9 MR. HUMPHREY: Thank you. And thank you,
10 George, because it is important that we be able to
11 move forward with it without necessarily calling
12 another meeting, unless something really comes up.

13 And I will -- but before I ask the -- turn it
14 back over to the Chairman for the adjournment,
15 because I think we have covered everything. I
16 would like to tell the Authority members that as
17 your counsel I have asked Mike Roeder of our
18 office, who I think all of you know, to monitor the
19 board meeting this morning to be able to report
20 back to all of us what occurred by the County
21 Commission, and so that I was hoping he might could
22 even get on this meeting -- I don't think they
23 completed their other board meeting yet.

24 MR. ROEDER: I am here.

25 MR. HUMPHREY: Good. Can I ask you to briefly

1 share with them what, if anything, happened that
2 would have any effect or any support, et cetera for
3 the three entities that we are looking at as well
4 as the IDA?

5 MR. ROEDER: Well, basically just to elaborate
6 the distribution of the first \$50 million that they
7 approved last week Glen Salyer described how they
8 were going to implement those four allocations. It
9 was \$20 million for rent, mortgage payments,
10 utilities. And that's going to be handled through
11 the County Human Services Department.

12 The biggest challenge for them is they have \$25
13 million to help some of these restarts that are in
14 suspended animation now because of the COVID, and
15 they need money to restart, and that will include
16 PPE. And they have to set up a new system to
17 administer that. They are going to have a hundred
18 county employees requisitioned to handle that
19 application and approval of those funds, and that
20 is probably the most complicated part of the
21 system.

22 They have three and a half million dollars for
23 scholarships for children to go to day care and
24 summer camp. And also those summer camps and day
25 care could be the recipients of PPE.

1 And the last item they are allocating one and a
2 half million dollars to purchase PPE and to provide
3 that businesses that have a lot of personal contact
4 with people. They will apply for that, and if they
5 qualify, it's the right business, and they get a
6 package of masks, and gloves and hand sanitizers.

7 So the county approved all of that this morning
8 to go forward and they want to get that started as
9 soon as possible. I think the PPE can be
10 distributed right away. And the program to help
11 businesses get restarted, the \$25 million program,
12 that will still take some organization and training
13 employees all week to get that started.

14 They wrapped up about 10 minutes ago, 15
15 minutes ago.

16 MR. HUMPHREY: Thank you for coming in and
17 being a part of this meeting, Mike.

18 Are there any questions to Mike from any of the
19 Authority members?

20 MRS. BARTON: Can I speak as a member of the
21 public?

22 MR. HUMPHREY: Yes.

23 MRS. BARTON: Thank you. Margaret Barton. I
24 was just wanting to ask Mike whether the rent and
25 mortgage payments of the county are going to help

1 with just applying to individuals or will they
2 apply to small businesses as well?

3 MR. ROEDER: Those are for individuals as far
4 as I know, and they cannot have a family income of
5 more than \$55,000 to qualify as of now. I think
6 the \$5,000 business relaunch could help cover those
7 payments; that's where I think that kind of money
8 can be made available. And, of course, they want
9 to make sure that the business will be a going
10 concern after the approval of the grant. And
11 that's going to be I think the most difficult part
12 for the county to determine is this going to be a
13 successful relaunch or is it a losing proposition.

14 The other thing they discussed today too was
15 the Governor has allowed for the opening of the
16 short term rentals contingent on the county
17 submitting a safety plan. The county submitted
18 that last Friday, but the state still hasn't signed
19 off on it. Apparently they haven't signed off on
20 any of these plans yet. They seem to be
21 overwhelmed. But they expect that to happen any
22 day.

23 MRS. BARTON: I would imagine the
24 administration of the whole thing is getting to be
25 very challenging. Thank you for your answer. Yes,

1 thank you.

2 MR. ROEDER: You are welcome.

3 Ms. Markham: This is Gail, I have a question.
4 I would like to know, assuming Sarah gets the
5 application and she approves it, how quickly we can
6 remit the funds. I don't want to have a situation
7 where we are waiting for days and weeks. I would
8 like to see that happen as quickly as possible. So
9 do we have an infrastructure in place to make that
10 happen quickly?

11 MR. HUMPHREY: George, I'll let you assist me
12 with that, but the way I understand the approval is
13 between Sarah and with me coordinating. Once they
14 approve we can authorize the issuance of the check
15 to the Foundation. And that same thing would be
16 applicable as it pertains to the sanitizers.

17 MR. KNOTT: Under the motion, all three of
18 them, there has to be an application and outcome
19 report submitted. And once that has been submitted
20 -- I think with respect to Front-Line Foods and the
21 Lee County Medical Society Foundation, there is
22 nothing -- once that has been submitted there is
23 nothing else to be done. With respect to the hand
24 sanitizer, I believe that might require a follow-up
25 special meeting of the Authority to consider -- to

1 consider the applications.

2 MS. MARKHAM: George, this is Gail. I have a
3 -- why would we need to meet again when we have
4 already put together the infrastructure in place,
5 the approval process. It is going to be a
6 reimbursement. It seems to me like we are just
7 adding one more layer of confusion, and time delay,
8 and we have to put out a public notice. It has
9 already been very unfortunate that our meeting was
10 cancelled for the 8th or 9th, whenever it was, and
11 it took this long to get to this point where we are
12 having this meeting today. I can't imagine waiting
13 two or three more weeks. Why would we have to do
14 that, since we have already put the infrastructure
15 and approval process in place?

16 MR. KNOTT: With respect to the Lee County
17 Medical Society and the Front-Line Food grant I do
18 not believe that you would need to engage in
19 further meetings. It is unfortunate that the
20 meeting was cancelled; that had nothing to do with
21 the Authority. And we reconvened it as quickly as
22 possible after that.

23 To the extent that the Authority believes that
24 an emergency situation exists, we can convene a
25 meeting by the end of this week, frankly. So we

1 are not talking about weeks, you know. If
2 anything, you are probably talking about, you know,
3 days.

4 But as far as with respect to the hand
5 sanitizer, to address that directly, Wicked Dolphin
6 Brewery or Tom's Distillery are private business
7 entities, to the extent both of them are interested
8 in applying, they both need to be afforded an
9 opportunity to independently apply, and the
10 Authority has to be afforded an opportunity to
11 consider.

12 MS. MARKHAM: George, this is Gail. That was
13 never our motion. That was never what was voted
14 on. It was Wicked Dolphin specifically because of
15 the hospital's recommendation, so how would Tom's
16 enter into the picture?

17 MR. KNOTT: I don't know whether they would or
18 they wouldn't, Miss Markham. But all I know is
19 that they are a private business entity that needs
20 to be -- a business plan needs to be considered by
21 the Authority before reimbursements are made. I
22 will turn that over to Mr. Humphrey as far as any
23 legal requirements.

24 MR. HUMPHREY: Right. Yeah, if I may add, I
25 think, as George said, we have got to look at the

1 fact that both of these entities, and particularly
2 Wicked -- well, both of them are for profit
3 entities, so it's a reimbursement, and you said
4 that, Gail.

5 MS. MARKHAM: Yes.

6 MR. HUMPHREY: I again think that because --
7 Tom Hoolihan, I think it was you that asked the
8 question about well what about the other entity
9 that could possibly also provide the hand
10 sanitizers.

11 MR. HOOLIHAN: Yes. I think at the same time
12 there was a motion. I agree with Gail the motion
13 strictly refers to Wicked Dolphin, not that I have
14 a problem with other entities being involved.

15 MR. KNOTT: Well, I am glad this issue has been
16 brought forward because the motion does not
17 specifically refer to Wicked Dolphin. It refers to
18 the distribution of acute care hospital grade
19 sanitizer produced in Lee County. There is no
20 specification of a single source. There is no
21 application in front of the board -- in front of
22 the Authority at this time. I will leave it to Mr.
23 Humphrey.

24 MR. HUMPHREY: Well, no, I think you answered
25 it, George.

1 The resolution, Gail, that you again made based
2 on the document that George reviewed we felt from a
3 legal perspective that there should be some
4 approval of record to the effect that it has been
5 reimbursed and that they submit the same documents
6 that the others, but -- and as I understand
7 according to comments made by the health system,
8 Lisa Sgarlata and them, is that they are doing
9 business with Wicked. And so I don't see basically
10 a problem, except as was mentioned at the meeting,
11 I think being an Authority and public body politics
12 is that if another entity can also supply it, I
13 think that's something that this board could --

14 MS. MARKHAM: This is Gail. If you read back
15 in the minutes, it's very specific, the minutes of
16 our meeting, it was Wicked Dolphin because of the
17 hospital's recommendation. I am not making this
18 up. The fact that it doesn't say Wicked Dolphin in
19 here maybe is an issue, but I would really like for
20 Sarah Owen to talk about this.

21 MS. OWEN: This is Sarah Owen. And I want to
22 state clearly I have had no conversation with
23 anyone other than Wicked Dolphin, and I did that
24 based on your directive to reach out to the Lee
25 County Medical Society Foundation and to Lee

1 Health, and was only given a singular name. Nor
2 was I given any additional name from the Lee County
3 Economic Development staff. So if you are going to
4 do a call-out to a new group of people that's
5 outside the scope of anything that I have pursued,
6 I cannot -- I can't speak to the other distilleries
7 you are mentioning. I haven't gotten any kind of
8 information.

9 I can immediately get to Julie and to
10 Front-Line the application -- the grant application
11 I sent to counsel, and get that out, and they can
12 get that returned immediately. But this other
13 piece I have had no discussion and cannot speak to
14 whether -- because I don't know if anyone from Lee
15 Health is on today, I can't speak to whether the
16 other distilleries are in the supply chain of Lee
17 Health. So the only conversation I have had and
18 the \$50,000 recommendation to Wicked Dolphin was
19 based on their original implication of what they
20 needed to ramp up and scale up. So if we are going
21 to other entities, I have not had any conversations
22 with anybody about that and that would be a
23 different process than the original application.

24 MRS. BARTON: May I speak again, Jim, for a
25 moment? Margaret Barton, a member of the public.

1 I did out of interest look up the Wicked Dolphin
2 sanitizer, and there was another company involved
3 with them, I think it was the Fort Myers Brewery,
4 who are actually providing one of the basic
5 ingredients. I am just wondering if this other
6 company you are talking about, did you say Tom's or
7 something, is something to do with the Fort Myers
8 Brewery or working with Wicked Dolphin. Just a
9 point I would have liked to have raised.

10 MR. KNOTT: I know nothing about Tom's
11 Distillery, except Miss Ramirez had mentioned them
12 as being one of the two that she had had
13 communications with, so that's it.

14 MR. HUMPHREY: Let me interject, if I may.
15 With the testimony, Sarah, that you just gave and
16 the fact of reminding us that the health system has
17 a direct contact with Wicked and has approved the
18 sanitizers, that as long as it's a reimbursement,
19 which the motion was made and there's an accounting
20 for the money, and you have authorized, Gail, with
21 my coordination to look at it and confirm that is
22 consistent with the discussion as well as the
23 motions that were made.

24 MR. KNOTT: Then I would ask that if what
25 you're suggesting, Mr. Humphrey, is that this grant

1 be awarded to Wicked Dolphin Brewery once they
2 comply with the conditions, that I would request
3 that there be an amendment to that portion of the
4 resolution so that that is clear.

5 MS. MARKHAM: So moved.

6 MR. HUMPHREY: Okay, there is a motion. And
7 thank you, George, I do agree with that. Is there
8 a second, Ed?

9 MR. BOLTER: Yes, I second.

10 MR. HUMPHREY: Okay. Then again is there any
11 other discussion? I will call the roll.

12 MR. GYURE: We did point out that we initially
13 approved \$250,000. So in the event someone else
14 came forward down the road with another opportunity
15 that was in need, we have those funds already set
16 aside so that we have this covered, because all
17 along, as far as I understood as well, we only
18 really had one distillery known to meet the
19 criteria for the hospital. So I too was under the
20 impression that's where this 50,000 was in essence
21 earmarked for.

22 MR. HUMPHREY: Thank you for that comment,
23 Doug.

24 And that is a point that the Authority can
25 consider. This is only part of a \$250,000

1 commitment. Should the issue come up, then you can
2 address it later. But do we now have a motion and
3 a second, David?

4 MR. BARTON: Could I get a grasp on this motion
5 again, please?

6 MS. MARKHAM: This is Gail. I made the
7 amendment to the motion that the \$50,000 allocation
8 be specifically for Wicked Dolphin for hand
9 sanitizer manufacturing be for Wicked Dolphin with
10 the provision that they meet all of the
11 requirements as set forth in the application
12 approval process that Sarah will be monitoring.

13 MR. KNOTT: As well, Miss Markham, of the other
14 requirements set forth in the resolution; correct?

15 MS. MARKHAM: Yes.

16 MR. HUMPHREY: Okay.

17 MR. BARTON: I can't say I am awfully
18 comfortable with it. I feel we are dealing with
19 something -- a product that could change in quality
20 or design or improvement. I think we are making a
21 substantial commitment to something that could be
22 improved upon suddenly and --

23 MR. HUMPHREY: David, then let me move forward
24 with the names and see how the vote is, but I think
25 that what you were saying, as Doug said, there is

1 still some opportunity there with the balance or
2 with additional funds. So I'll go past you, David,
3 and to Ed Bolter.

4 MR. BOLTER: Yes.

5 MR. HUMPHREY: Tom Hoolihan.

6 MR. HOOLIHAN: Yes.

7 MR. HUMPHREY: Gail Markham.

8 MS. MARKHAM: Yes.

9 MR. HUMPHREY: Doug Gyure.

10 MR. GYURE: Yes.

11 MR. HUMPHREY: Robbie Roepstorff.

12 MS. ROEPSTORFF: Yes.

13 MR. HUMPHREY: Wayne Kirkwood.

14 MR. KIRKWOOD: Yes.

15 MR. HUMPHREY: Okay. So the motion passes.

16 But, David, would you agree to vote yes or vote no?

17 MR. BARTON: Well, in view of the fact that
18 everyone seems confident with it, I'll support the
19 vote, yes.

20 MR. HUMPHREY: Okay. Let the record reflect
21 then it's a unanimous decision for the amended
22 motion.

23 And I also would like before I move it forward
24 to you, Mr. Chairman, is that -- Doug, you're the
25 manufacturer representative, and it was interesting

1 to me what you are trying to accomplish. Could you
2 give us an update or do you want to share a little
3 bit about the manufacturing aspect of this PPE?

4 MR. GYURE: Well, unfortunately I keep trying
5 to get my equipment up and running for the backup.
6 I am rapidly producing components for ventilators,
7 and that I have been doing for two months now. But
8 as far as being able to provide face shields -- I
9 have had some sent in to me. These are the face
10 shields that -- this would not be deep in the
11 hospital used. This would be more dealing with
12 patients to patients or, you know, other offices.
13 I was able to give some to Dana and he can
14 distribute those. I do still have access to more
15 of that type of face shield. I expected by now I
16 would be printing them on my new 3 D printer, but
17 that is simply not in the works yet. We have
18 challenges here to get that equipment up and
19 operational. But we are at this point approaching
20 100,000 ventilators I have supplied components for.
21 We will have hit that mark by sometime in June. So
22 we are at least doing what we do, keeping -- doing
23 our part.

24 MR. HUMPHREY: Thank you, Doug. Any questions
25 to Doug? Hearing none, then I think for the good

1 of the order is there any other comments by
2 Authority members?

3 Let me say this first though, Sarah, you and I
4 should probably act expediently to accomplish the
5 requirements under the resolution and authorize the
6 expenditure for two of them and the reimbursement
7 for the other one.

8 MS. OWEN: Yes. You have the draft
9 application. And I just wanted you to check from a
10 legal perspective if there was anything that needed
11 to be changed. If not, I can get that right out to
12 the two nonprofits immediately, and then work with
13 Wicked Dolphin on any adjustments that need to be
14 made for the agreement for the reimbursement and
15 the additional information we may need from them.

16 MR. HUMPHREY: Thank you. George, you will
17 look at that with me also, will you not?

18 MR. KNOTT: Right. I hate to be a stickler
19 here, but I just want to make sure that the intent
20 and the motion, Miss Markham, just as a point of
21 clarification, was this is, as far as the
22 sanitizer, a reimbursement of incurred cost;
23 correct?

24 MS. MARKHAM: This is Gail. That is correct.

25 MR. KNOTT: All right. Thank you, ma'am.

1 MR. HUMPHREY: Okay. Any other comments for
2 the good of the order? If not, then I will turn it
3 back to you, Mr. Chairman, to adjourn.

4 MR. BARTON: Thank you, Jim. It has been a
5 hard day for me. I think it is all I have had to
6 do. Could I have a motion for adjournment, please?

7 MR. HOOLIHAN: I move.

8 MS. MARKHAM: I second.

9 MR. BARTON: Thank you. I am sure everyone is
10 in favor and I thank you all for your good
11 attendance.

12 MR. HUMPHREY: Thank you.

13 (Proceedings concluded at 11:02 a.m.)
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CERTIFICATE OF REPORTER

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I, Karen K. Crawford, Certified Shorthand Reporter, Registered Professional Reporter, Florida Professional Reporter, certify that I was authorized to and did remotely stenographically report the foregoing proceedings and that the transcript, pages 1 through 43, is a true and complete record of my stenographic notes.

Dated this 19th day of May, 2020.



Karen K. Crawford, CSR, RPR, FPR

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