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EVERGLADES NATIONAL PARK
ACQUISITION OF FPL LANDS
PUBLIC SCOPING MEETING

11200 Southwest 8th Street
Miami, Florida

Wednesday, June 22, 2011
5:00 p.m. - 8:32 p.m.

A P P E A R A N C E S

1
2 Dan Kimball, Superintendent
Brien Culhane, Chief of Planning
3 Ben West, NPS Southeast Regional Office
Mark Kinzer, NPS Southeast Regional Office
4 Dave Hallac, Chief Biologist
Courtney Shea, Office of the Solicitor
5 Roy Suninshine, Hydrologist
Linda Briar, Everglades National Park
6 Abby Porter, National Park Service
Keith Wesinar, National Park Service
7 Elle Mercado, National Park Service
Lee Ferrell, Human Resources
8 Jacklyn Bryant, Louis Berger Group
Rebecca Byron, Louis Berger Group
9
10 Public Speakers:
Jessica Bernabei
11 Saul Wiezenthal
Drew Martin
12 Jonathan Ullman
Laura Reynolds
13 Madeline Kraskin
Matthew Schwartz
14 Austin Llewellyn
Bob Skinner
15 Christine Hemphill
Daniel Ducassi
16 Lauren McGirk
Steve Scroggs
17 Cara Capp
Nnamdi Jackson
18 Dawn Shirreffs
Catharina Bernabei
19 Rafael Tuburan
Alejandro Altmirola
20 Mayor Cindy Lerner
David Denham
21 Bradley Stark
Jesse Keller
22 Stephanie McMillan
Mara Shlackman
23 Savannah Howington
Eileen Smith-Cavros
24 Diane Jacobs
Christina Novaton
25 Joe Dimerand

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1 (The following proceedings were had:)

2 INDIVIDUAL STATEMENTS

3 JESSICA BERNABEI: This is Jessica Bernabei,
4 B-E-R-N-A-B-E-I. I would like to make a comment
5 about FPL's proposed -- I guess the power lines.
6 I'm against it because it's a national park, and it
7 would be unheard of in other national parks like
8 Yosemite and Yellowstone, but because it's the
9 Everglades, people assume they can just put up
10 power lines or do anything and no one would notice,
11 but it's actually a national park and it should be
12 a treasured piece of land.

13 I would actually propose that -- I believe the
14 government should use eminent domain to buy out the
15 land and use the land for public use and so it can
16 all be part of the national park because I know now
17 it's privately owned by FPL. So that's what I
18 propose and that's my comment on the situation.

19 I disagree on FPL's stance that the census is
20 growing in Florida and we need more power. If we
21 do need more power, I would suggest solar energy.
22 We don't need more power lines. They are knocked
23 down all the time anyway from hurricanes.

24 It's just not something that is going towards
25 our future. We should look to more natural energy

1 sources. So I would just go for solar energy. So
2 that's it.

3 Actually, many people don't know that the
4 Everglades works as a huge source for our water
5 supply. It's an aquifer. And we are not taking
6 care of our national -- it's a national treasure, a
7 national resource, instead, looking towards other
8 sources of energy that isn't necessarily good for
9 our environment just because they feel they can
10 control it more.

11 And throughout history, our national park
12 system has built up their parks through acquiring
13 private lands, so why can't we do this with the
14 Everglades? I don't see why the government can't
15 act in part and outright buy this piece of property
16 from FPL.

17 MR. WIEZENTHAL: My name is Saul Wiezenthal,
18 W-I-E-Z-E-N-T-H-A-L. I just think that it's more
19 important to protect the people than animals. I'm
20 a vegan and I am an animal lover, but if it comes
21 down to protecting animals or people, I think it's
22 more important to protect people, so I think we
23 should put it if that's the only alternative we
24 have, then we need to put it where there's no
25 people.

1 * * *

2 PRESENTATION

3 MR. KIMBALL: Good evening. Let's start to
4 convene, please. Thank you.

5 Good evening. My name is Dan Kimball and I'm
6 the superintendant of Everglades and Dry Tortugas
7 National Parks. I'd like to welcome all of you to
8 the public scoping meeting for the acquisition of
9 Florida Power & Light lands in East Everglades
10 expansion area of Everglades National Park.

11 So welcome everyone, a lot of familiar faces.
12 The place is a little bit challenging to get to,
13 but I'm glad everyone found their way here.

14 As the first order of business, we have quite
15 a contingent of park staff here I know you've been
16 interacting with, but I'd like to just take a
17 second and go around, if they could please
18 introduce themselves.

19 I'd also like to introduce our contractor, the
20 Louis Berger Group as well. So maybe we could
21 start right here, Dave, with you.

22 DAVE HALLAC: I'm Dave Hallac, I'm the chief
23 biologist for Everglades and the Dry Tortugas
24 Parks.

25 COURTNEY SHEA: I'm Courtney Shea, Office of

1 the Solicitor, U.S. Department of Interior.

2 MR. WEST: Hi, I'm Ben West. I'm with the
3 Park Services Regional Office in Atlanta, Georgia.

4 ROY SUNINSHINE: I'm Roy Suninshine. I'm a
5 hydrologist with Everglades National Park.

6 MR. CULHANE: Brien Culhane, chief of planning
7 in the Everglades and Dry Tortugas National Parks.

8 MS. BRIAR: I'm Linda Briar, Everglades and
9 Dry Tortugas National Park.

10 MR. KIMBALL: In the back, there's Abby and
11 Keith. Keith Wesinar, our deputy superintendant,
12 is here. Elle Mercado in the back.

13 Anyone else with the National Park Service
14 here?

15 MS. FERREL: Lee Ferrell, human resources.

16 MR. KIMBALL: Okay. Let's introduce our
17 contractor, Louis Berger Group.

18 MS. BRYANT: Jacklyn Bryant for the Berger
19 Group, Denver, Colorado.

20 MR. KIMBALL: And she is the project manager.
21 Others with the Louis Berger Group, I think Rudy is
22 in the back.

23 MS. BRYANT: My colleague, Rebecca Byron, is
24 here.

25 MR. KIMBALL: Okay. Abby, do you want to

1 introduce yourself? She's with the National Park
2 Service. I think we've got everybody introduced.

3 Well, thank you all for coming. I'd like to
4 just spend a minute and review the agenda for this
5 evening. We've had the first period as an open
6 house and I see that some folks are still going
7 around and looking a look at the boards, that's
8 great.

9 We are going to do a presentation. I'm going
10 to give you a background on the project, about 20,
11 25 minutes, and then we are going to move into a
12 Q and A period for about 20 minutes, and then we
13 are going to provide an opportunity for you to make
14 some statements and we are going to start that
15 promptly at 7:15.

16 We will run until 8:30 or go beyond that. I
17 think we've gotten the green light to go beyond
18 that, we will. I don't know how many folks we have
19 signed up right now for speakers, but if you'd like
20 to speak tonight, we have a speaker card that you
21 can fill out and get up to us. After I'm done with
22 the presentation, we'll move into the Q and A, and
23 then after that, we'll go back to the open house
24 setting and we'll be here to visit with you as long
25 as we can.

1 The objectives of the meeting tonight are
2 really to get your input on a number of things and
3 we are here tonight to listen to you. We'd like to
4 focus on the purpose, need and objectives of the
5 project and the range of alternatives. You saw the
6 newsletter we sent out, we identified three
7 alternatives that I'll talk more in a minute about,
8 and then we really want to know from you: Are
9 there other alternatives that we should be
10 considering? And then finally, what issues should
11 we evaluate in the environmental impact statement,
12 what environmental-related issues should we
13 evaluate as we prepare the environmental impact
14 statement.

15 I'd like to just get us all grounded really.
16 A lot of you are very, very familiar with
17 Everglades National Park, but the area that we are
18 going to be focusing on tonight is the East
19 Everglades and this is the Tamiami Trail, Krome
20 Avenue, the eight and-a-half square mile area.

21 This is basically the area of Everglades
22 National Park many of you are very, very familiar
23 with. It's a million and-a-half acres, the third
24 largest park in the lower 48.

25 It's a little bit different than a lot of the

1 big parks that we have in the system because this
2 one happens to be, if you went down west coast and
3 all the way down to Key West and up the east coast
4 up to Stuart, we have seven and-a-half million
5 people that are within a 50-mile driving distance
6 of the park. So that presents some great
7 opportunities, but some great challenges as well.

8 So we are going to be focused tonight talking
9 about this area right here, the very northeast part
10 of Everglades National Park. So you've got Tamiami
11 Trail, East Everglades, Shark River Slew. Up here,
12 you've got the water conservation area 3A, 3B, the
13 Pensuco, and then we've got the Miami Metroplex.

14 A little bit of the project background, since
15 the 1960s and 1970s, FPL has owned about 320 acres
16 of land in the park. A small segment of that is an
17 easement and now these lands are located in
18 Everglades National Park. And I'll try to identify
19 it here: This yellow line right here is, in fact,
20 the property that is owned by Florida Power &
21 Light. The strip is 330 to 370 feet wide and it's
22 approximately seven and-a-half miles in length.

23 In 1989, the congress and the president signed
24 the Everglades National Park Protection and
25 Expansion Act and this expanded the park by 109,000

1 acres in this area that I was pointing out before,
2 all the way from Tamiami Trail just down to north
3 of our current visitor's center. Basically this
4 whole east side of the park. Expanded the park
5 this 109,600 acres and authorized the secretary to
6 acquire lands in interest in these lands within the
7 expanded park boundary.

8 In 1991, the park developed a land protection
9 plan and an associated environmental assessment.
10 And in that, we identify the number of land
11 protection strategies and priorities to assure the
12 restoration and enhancement of the Everglades
13 ecosystem and restore the natural hydrologic
14 conditions in the park and particularly in this
15 additional area. The bottom line of the 1991 land
16 protection plan was to determine that the
17 acquisition of all lands within the addition as
18 essential for ecosystem restoration, and it
19 identified a number of ways that the park service
20 would go about acquiring those lands, donation,
21 purchase, exchange and condemnation.

22 In 1996, we started to negotiate with Florida
23 Power & Light -- actually, it was the federal
24 government, the Corps of Engineers was doing that
25 on behalf of the park service -- for the FPL

1 properties in the East Everglades addition. And to
2 date, we have been unsuccessful in reaching an
3 agreement to directly acquire Florida Power &
4 Light's property and make it part of the park.

5 Florida Power & Light, this has been reported
6 in many applications, needs this property or some
7 alternative replacement property for placement of
8 high-voltage transmission lines. I'm showing this
9 here of what they might look like.

10 The other thing that happened in 1989 was the
11 Expansion Act also authorized the modified water
12 deliveries project. And for the last 22 years,
13 it's been through a number of different studies and
14 evaluations and many of you were intimately
15 involved in all the different approaches to the
16 Tamiami Trail, and the eight and-a-half square mile
17 area, and advanced the seepage and other components
18 of the project.

19 But in 2008, we got clear direction from
20 congress to advance something we call the limited
21 reevaluation report for Tamiami Trail. And what
22 that told us to do was build a bridge, which is
23 currently under construction, and raise the road so
24 that we could raise the water in L29 barrow canal
25 and deliver more water to the park.

1 As part of our effort to do that, we got from
2 Florida Power & Light four easements already to
3 move forward with the project; two permanent
4 easements for the bridge, the road and the channel,
5 and then two temporary easements, one temporary
6 easement for construction of the bridge and the
7 road, and the other was a five-year revocable
8 flowage easement so we could actually put water
9 under the bridge and through the flow way.

10 Importantly, that has a five-year term on it
11 and that term concludes or terminates on August 21,
12 2013. So we do have the necessary real estate
13 interest to build the project, flow water, but we
14 ultimately need to deal with the Florida Power &
15 Light lands that are in this. And as I point out
16 here in this slide, this is the FPL property, this
17 is the bridge, and the FPL property goes into the
18 western third of our bridge.

19 So the construction is underway on the bridge.
20 Many of you have probably been along Tamiami Trail.
21 We are making great progress. We hope to have
22 everything completed on the project by May of 2013.

23 Another important part of this project is not
24 just building the road, raising the road and
25 building the bridge, but we also need to develop a

1 combined operations plan to operate so we can
2 actually move water, handle the water in a
3 different way than we do right now going from a
4 seven and-a-half foot target in L29 canal up to
5 close to eight and-a-half feet.

6 I'll put in a plug: There's a scoping session
7 on, I think it's next Tuesday night, the 28th,
8 where there's the initial kick-off meeting for
9 scoping for the combined operations plan. That's
10 going to also be environmental impact statements,
11 so that's directly related to the performance of
12 the mod waters project, is we have to have a plan
13 to ultimately move the water.

14 This is a photo of where we are on the bridge.
15 It's a little bit dated. The bridge itself
16 requires 476 piers. Those piers are now in place.
17 They are in the process of putting the caps on
18 these piers. They are starting to put the stands
19 and the bridge is starting to take shape.

20 The point I wanted to make here is to get the
21 benefits of the mod water project, we need to
22 resolve this land issue with the lands that are
23 down to the south of the Tamiami Trail bridge so we
24 can restore water flows to the park.

25 Now, there's another development. Back in

1 2009, public law 111-11 authorized the Secretary of
2 Interior, under terms and conditions acceptable to
3 the Secretary, to exchange lands within and along
4 the eastern boundary of the park, also including a
5 90-foot vegetation easement. That's to remove
6 nonnative species that create a problem with the
7 transmission line. That vegetative easement would
8 be to the west of the line.

9 And here in the red on the slide are the
10 exchange lands, and it's an area of 260 acres
11 roughly 330 feet wide currently within the park.
12 And the idea here is we have the authority under
13 this -- it's the authority; the exchange is not
14 mandated -- to exchange the lands that are here in
15 the eastern side of the park for an FPL strip. And
16 this area would be on the very eastern part of the
17 park.

18 If the exchange was, in fact, effectuated, the
19 boundary in the park would be moved to the west, so
20 these exchange lands would be outside the park.
21 That act also had a number of specific
22 provisions -- and "the company" here means FPL --
23 they have to offer to convey to the Secretary and
24 it has to be terms acceptable to the Secretary. We
25 can attach terms and conditions that would run with

1 the exchange.

2 Also, the act calls for appraisals, appraisals
3 of both the FPL property in the park and the
4 exchange lands and those appraisals are currently
5 underway.

6 And finally, there's a provision if the
7 appraised values are not equal, there's an
8 equalization provision that could be -- the
9 equalization could be achieved by donation,
10 payment, donated or appropriated funds or
11 conveyance of additional parcels of land.

12 Now, let's just talk a little bit about the
13 EIS, and that's really why we are here tonight.
14 We've identified tentatively what the purpose and
15 need is of the project. We are going to be doing
16 an EIS. This is on the NPS acquisition of existing
17 lands within the park.

18 And the purpose of the project, as we've
19 talked about already, is actions to facilitate
20 hydrologic and ecological restoration of the park
21 and the Everglades ecosystem, and we need to do
22 this to deal with the uncertainty regarding future
23 uses of lands within the authorized boundary of the
24 Everglades National Park.

25 Now, we've identified, as you saw in the

1 newsletter, a number of alternatives. We've got
2 three alternatives. We have what we call
3 preliminary alternatives and we are going to be
4 evaluating the possible effects of potential
5 exchange of lands authorized in the omnibus lands
6 act or other reasonable alternatives and we need
7 your ideas. Do we have the right alternatives?

8 One thing that we -- and many of you are here,
9 I see a lot of the buttons -- this is not just a
10 land exchange. The EIS focuses on the land
11 exchange, but as a note here in the slide, a
12 reasonably foreseeable of this action is
13 transmission lines on these two parcels and the
14 applications to both the federal government and the
15 State is that Florida Power & Light has identified
16 the exchange land as what they call the western
17 preferred corridor, and also the land they have
18 right now in the park, the FPL property, is
19 identified as the west secondary corridor.

20 So one of the things we are going to be
21 doing -- and this is consistent with NEPA -- is
22 looking at the reasonably foreseeable action of
23 transmission lines on these corridors and we are
24 going to be looking at the effects of transmission
25 lines from the standpoint of reasonably foreseeable

1 action and cumulative impacts.

2 One thing that -- many of you came to a
3 meeting we had a couple years ago just about this
4 time. We were in the process of doing an
5 environmental assessment. We spent a lot of time
6 on that environmental assessment looking at the
7 reasonably foreseeable action of transmission
8 lines, and when we looked at those and we looked at
9 the impacts, we made an assessment -- and this is
10 oftentimes done when you are doing an environmental
11 assessment -- that the impacts that we saw, the
12 reasonably foreseeable action of transmission lines
13 and the impacts particularly on wood storks in the
14 area along the Tamiami Trail, we made the
15 assessment that it was possibly, potentially a
16 significant impact. And that's what triggered the
17 environmental impact statement.

18 So we have done an EA. You'll notice in the
19 newsletter, a lot of you commented on the EA, we
20 still have all those comments and we will consider
21 those, but now we are in the EIS mode. So I want
22 to just spend a little bit of time just to kind of
23 look back a little bit in how we got to today and
24 why we ended up doing an environmental impact
25 statement. It was looking at impacts that we

1 believe to be significant and that triggered this
2 EIS that we are in right now.

3 So now let me spend a minute just talking
4 about the alternatives that we've outlined. We
5 have three.

6 The first one is what we call the no-action
7 alternative. And in that case, there would be no
8 land acquisition or exchange would occur.
9 Evaluation of the effects, there would be no change
10 in the FPL ownership of this particular property
11 and we envision that there would be two outcomes of
12 this action.

13 One is that FPL is able to complete the
14 permitting process and construct a transmission
15 line on their current corridor through the park or
16 another scenario is that they are unable or
17 unwilling to complete the permitting process and
18 there's no construction of transmission lines. So
19 that's the no-action alternative one.

20 Alternative two is the land exchange and we
21 would apply terms and conditions, as we say,
22 conditional requirements, where we would exchange
23 with terms and conditions the park property that is
24 currently on the eastern boundary for the FPL lands
25 where we would take title to the FPL lands -- the

1 FPL property is identified right here -- and we
2 would exchange the lands. We'd move the boundary
3 in the park to the west and we'd grant a perpetual
4 easement for the control of nonnative species in
5 the area 90 feet to the west of the exchange lands.

6 And again, in this case, there could be two
7 scenarios with these lands. One is that they would
8 complete the permitting process and construct the
9 transmission lines and the second scenario is that
10 they are unable or unwilling to complete the
11 permitting process and there's no construction of
12 transmission lines.

13 The third alternative is acquisition where we
14 would acquire the FPL property by direct purchase
15 or condemnation and the land would remain in a
16 natural and undeveloped condition in the park. In
17 this case, we would do a buyout, either by direct
18 purchase or condemnation, and that would mean it
19 would become federal government property, park
20 property, and it would remain in a natural
21 condition and an undeveloped condition.

22 We've taken a look at these alternatives and
23 we really need your help on this in terms of the
24 issues, things we need to evaluate with respect to
25 these alternatives. And we are going to be doing

1 this environmental impact statement. We have a
2 list of topics that we should include as we look at
3 these three alternatives.

4 One is threatened and endangered species.
5 We've got issues, as I've already mentioned, with
6 the wood stork, Everglades kite. We really need to
7 take a look at the effects on T and E species. How
8 would the exchange or the acquisition or the
9 no-action alternative, development of transmission
10 lines on either of these corridors affect the
11 hydrology of the area? You know, if we are looking
12 at transmission lines, we've got fill pads and
13 those could affect the flow of water across the
14 park.

15 Also, visitor use and experience. The East
16 Everglades has roughly -- we are estimating --
17 about 300,000 visitors per year, most are coming
18 out on commercial airboat tour operations. Exactly
19 how these lines might affect visitor use and
20 experience, particularly on the greenway that is on
21 the very eastern part of the park.

22 Effects on wildlife and wildlife habitat,
23 effects on unique ecosystems. Everglades is world
24 heritage site, international biosphere reserve, a
25 wetland of international importance of standing

1 Florida waters. There are a lot of special
2 designations. It's a very unique ecosystem.

3 Effects on wetlands, the transmission lands is
4 part of the reasonably foreseeable cumulative
5 assessment. We'd obviously have to fill some
6 wetlands. Visual resources, the impacts of
7 transmission lines, 500KV lines, that could be up
8 to 150 feet high.

9 We also have a wilderness evaluation underway
10 as part of our general management plan. The lands
11 in the East Everglades are eligible for wilderness.
12 We are going through the process of evaluating a
13 wilderness designation as a part of the GMP. The
14 question is how would that reasonably foreseeable
15 action of transmission lines affect a potential
16 wilderness designation for the park.

17 And also, effects on surrounding lands. And
18 also, there's the potential effects on park
19 operations and management, how transmission lines
20 on the east side of the park, for example, might
21 affect our operations in terms of suppressing fire.

22 So I think when you are making your comments
23 tonight, either when you come up and make a
24 statement or give us written comments, please think
25 about the issues. Looking at this, there are

1 issues that we have not included on this list, for
2 example, sound. So please think about issues that
3 we missed.

4 In terms of the EIS schedule, we are at the
5 public scoping process. So we are really at the
6 beginning of this EIS process. The scoping is
7 really important to this process because it really
8 helps us frame the issues, identify the
9 alternatives and really sets us on our way.

10 The basic schedule is the comments are due
11 July 10th for the public scoping. We are going to
12 then move into the alternatives, development and
13 impact analysis based on what we hear from you.

14 We are going to prepare a draft environmental
15 impact statement that we are hoping to have started
16 very, very soon and complete in early 2012. And
17 then we'll have a public review and comment on the
18 draft EIS with a 60-day review period and we will
19 also have a public meeting. Our goal is in the
20 autumn of 2012 to have a final EIS and a record of
21 decision.

22 The terms of providing comments tonight are
23 between now and July 10th. What we are really
24 interested in is: Have we properly defined the
25 purpose, need and objectives of the project; have

1 we considered all the feasible alternatives; and
2 finally, going back to that list of issues, are
3 there other issues that we need to evaluate as part
4 of this process?

5 There are a whole bunch of different ways you
6 can provide comments to us. Tonight, we've got --
7 some of you have already been doing this -- with
8 our discussion stations. We've got comment forms
9 on the tables in the back of the room.

10 We also have a court reporter here. She will
11 be here. If you don't want to come up and make a
12 statement in front of the group, feel free to visit
13 with her and she will take your statement.

14 And also, what we are going to have as soon as
15 I conclude, following the Q and A session, is the
16 opportunity for you to come up and make a
17 statement. I think with the numbers that we have
18 here, probably we are looking at mentally the rules
19 of the road for making a statement, we are probably
20 talking about a three-minute limit given the number
21 of people we have here.

22 You can also submit written comments. We have
23 a website. There's an address on the handout and
24 there's a lot of good information in the
25 newsletter. And then finally, you can use that

1 good old snail mail and that will find its way to
2 us as well. So again, the comment period closes on
3 July 10.

4 So with that, I'd really like to thank you for
5 coming tonight. We are happy to answer your
6 questions. We'll try to hold out so we can fit
7 everybody in so we can hear from all of you
8 tonight.

9 So I'd like to thank you very much for your
10 attention, for coming tonight, and now we'll move
11 into a question and answer period. Thank you very
12 much.

13 * * *

14 QUESTION AND ANSWER PERIOD

15 MR. WEST: All right. So I figured we would
16 let Dan sit down and take a break.

17 So what we are going to do -- look at you guys
18 already getting your hands in the air. My name is
19 Ben West. I work for the park service in our
20 regional office in Atlanta, Georgia. We've come
21 down to help the park with the EIS and the public
22 meeting.

23 So we are going to have a question and answer
24 session. My watch says roughly 6:55. We are going
25 to go to 7:15. We'll get as many questions in as

1 we can.

2 What I would ask of you, please, is focus your
3 questions on this particular project. If you have
4 a question about the general management plan or
5 perhaps the canoe launch somewhere, please try to
6 ask Dan that maybe after the meeting or something
7 if you have another issue other than this
8 particular project.

9 So please, number one, try to keep your
10 questions related to the project; and then number
11 two, please ask a question. We are going to have a
12 formal comment period where you can make statements
13 for the record and they will be captured for the
14 record.

15 What we are going to do is either myself, Dan,
16 there's a number of people here -- hopefully Dan
17 has answered all your questions with his great
18 PowerPoint presentation, and you had the open
19 house, maybe, to get some of your questions
20 answered, but if you still have some lingering
21 questions, we'll get them answered.

22 So I will be quiet and get on with things.
23 And you are already queuing up very nicely, so
24 thank you. Not to be formal, but it does make it
25 easier for the court reporter. If you do have a

1 question, please step up to the mic and state your
2 question.

3 And let me ask, also, if you don't mind, will
4 you state your name, and if you have an
5 affiliation, please share that with us. We'd love
6 to know that. Go for it.

7 DREW MARTIN: My name is Drew Martin. I'm
8 chair of the Everglades Committee for the Sierra
9 Club. My question is: When the Expansion Act was
10 passed, why did they not purchase this easement at
11 that time?

12 MR. KIMBALL: When they passed the act, there
13 was a lot -- and the folks from the park service
14 that are here, Bob Johnson and others, Dave
15 Sachema -- when that was passed, there were a lot
16 of private lands within that area that needed to be
17 acquired. I think there were close to -- and we've
18 actually bought 9,000 different parcels. We have
19 six remaining.

20 We've got the three commercial airboat tour
21 operations, we have two radio towers and the
22 Florida Power & Light lands. And we worked over
23 the last 22 years in acquiring those lands.

24 And we did the land protection plan that
25 directed us, so we have purchased a lot of land out

1 there and we've been working diligently to do it,
2 but these are the six that are still remaining.

3 DREW MARTIN: Thank you.

4 JONATHAN ULLMAN: Hi. My name is John Ullman.
5 I'm with the Sierra Club. I'd like to know the
6 exact date that FPL purchased or dates that FPL
7 purchased this property. I'd also like to know how
8 much they paid for it, and I'd like to know how
9 many attempts in writing and verbally were made by
10 the national park to FPL to willingly sell the
11 land, and were any condemnation letters sent.

12 MR. WEST: That is a great question, I forgot
13 to say for the record, if it's a really hard
14 question, that we reserve the right to consider it
15 for sure in going forward. So I apologize if we
16 don't give you all the answers to the multifaceted
17 question that you asked. That goes for anything,
18 quite honestly.

19 And another concept, if it's something,
20 perhaps, very technical related to something in
21 FPL's interest, we may not know that. We are
22 likely not going to know that, unless Dan can share
23 some clairvoyance with that.

24 So anyway, we'll do the best we can with any
25 of these questions.

1 MR. KIMBALL: You saw in my slide that the
2 acquisitions took place in the 1960s and 1970s. We
3 do not have anyone here from our lands office. In
4 terms of how much that land was acquired for, I
5 know that there are representatives from Florida
6 Power & Light here, I do not know if they have that
7 information. I don't know if any of them would
8 want to answer this question. I know that they are
9 here tonight, if anyone feels comfortable in
10 answering that.

11 I know I can speak for the park service and
12 Bob Johnson and Dave Sachema probably have more
13 information than I do, but we have started
14 diligently trying to acquire these lands in 1996.
15 And as to exactly the history, that was before I
16 arrived here. We could certainly get this,
17 Jonathan, exactly what the process was and how many
18 offers, counteroffers or whatever, in terms of --
19 I'm not sure exactly how much information will be
20 available publicly, but we can get you whatever we
21 have.

22 JONATHAN ULLMAN: Certainly that would be
23 relevant because what is being asked is
24 extraordinary on behalf of the park, or considered
25 by the park, and therefore, I think the public

1 should have all that information and I think it
2 should come from the National Park Service.

3 MR. KIMBALL: We do have two appraisals that
4 are currently underway.

5 LAURA REYNOLDS: Hi, Laura Reynolds, Tropical
6 Audubon Society. I have two questions, I can
7 follow up with that.

8 What is the appraisal value of this land that
9 they own now?

10 MR. WEST: Dan just mentioned that there are
11 two separate corridors. There are two separate
12 appraisals that are being done currently for those
13 properties and they are in the process and will
14 help inform the EIS process and we'll share as much
15 information as we can legally about that process
16 and evaluation.

17 LAURA REYNOLDS: So in '96 or whenever you
18 were pursuing this, what was the latest appraisal
19 value?

20 MR. WEST: Oh, the latest appraisal value?

21 LAURA REYNOLDS: That would be fine.

22 MR. KIMBALL: We can't answer that.

23 LAURA REYNOLDS: Second question, and a little
24 bit of a statement, because I know that some of the
25 other agencies such as, you know, Department of

1 Environmental Protection, and South Florida Water
2 Management District, and even the local
3 Environmental Protection Agency have been
4 entertaining an alternative. Have you looked at
5 that alternative, not that it would be something of
6 your action, a no-action alternative, and then this
7 alternative would be if there has to be power
8 lines, this could be an alternative corridor. It
9 would go down Krome Avenue, I have a map here that
10 I can share with you.

11 MR. WEST: We'd love you to.

12 LAURA REYNOLDS: Are you aware of this
13 alternative that other agencies are looking at? It
14 hasn't been filed officially, I understand that,
15 but what is the process in which that could happen?

16 MR. WEST: So Dan is going to specifically
17 answer the question, I'm sure, as it relates to
18 that particular alternative, but I just want to say
19 to help people understand, this really is a fairly
20 complicated presentation. The alternatives for the
21 park service, of course, is related to our action,
22 and our action is the acquisition or the need to
23 acquire those lands.

24 So we are considering some different
25 alternatives for acquiring that property. And so

1 in the context of what you would be thinking of for
2 those NEPA people who lived through this, those are
3 all alternatives.

4 Now, the outcomes or the reasonably
5 foreseeable impacts associated with what might
6 happen in the future from any of those alternatives
7 is really the tricky part that you are getting at.
8 So in terms of alternatives, try to think of it in
9 those terms of the alternatives for acquisition and
10 the outcomes of our alternatives or what we'll be
11 assessing in the EIS.

12 LAURA REYNOLDS: Let me restate a little bit
13 because I think we are on two different pages.

14 MR. WEST: No, I understood the question
15 totally, I just wanted to --

16 LAURA REYNOLDS: But I still think for your
17 EIS that there could still be an impact from a
18 potential other location for these power lines and
19 I think you may want to add that as something to
20 look at in your EIS. So the question is: Have you
21 been talking with other agencies, have you seen
22 that potential alternative to where this power line
23 would go if it has to be anywhere?

24 MR. KIMBALL: Actually, the park service has
25 been working with representatives from South

1 Florida Water Management District, with the
2 district and DERM, with Miami-Dade County, to look
3 at I think what Lee Hefty has called less impacting
4 alternatives. So we have been looking at
5 alternatives that are outside the UDB, but east of
6 Krome Avenue.

7 LAURA REYNOLDS: Great. I would just say that
8 a no-action alternative on your part with the land
9 swap and moving toward that kind of scenario would
10 be Tropical Audubon's position. Thank you.

11 MR. WEST: Please try to speak into the
12 microphone so everybody in the back can hear.
13 Thanks.

14 MADELINE KRASKIN: My name is Madeline
15 Kraskin. I'm with the Waterfront Committee of the
16 Coconut Grove Village Counsel and the Dinner Key
17 Anchorage Association. My question is: The second
18 alternative with the land swap, that would actually
19 change the boundary of the national park and make
20 it smaller?

21 MR. KIMBALL: Yes. Basically the difference
22 is we would move the boundary to the west and the
23 authorized boundary of the park would be reduced by
24 60 acres.

25 MADELINE KRASKIN: Thank you.

1 MATTHEW SCHWARTZ: Matthew Schwartz, South
2 Florida Wildlands Association. I wasn't actually
3 planning on answering a question when I got up
4 here, but since I obtained the original appraisal
5 of the property through a Freedom of Information
6 Act request, I might as well share it with the
7 public that's here.

8 So in 1996 when the National Park Service made
9 its first attempt to acquire the FPL corridor, the
10 appraised value was \$109,300 and they said we'll do
11 it willingly, or if you don't want to do it, we'll
12 condemn the land. Anyway, that was the answer to
13 Laura's question.

14 My question is: Does anybody have \$109,000?
15 Oh, that was in '96. We'll go a little bit higher
16 now. We'll give them \$500,000.

17 The question I had though, when I looked at
18 the omnibus act, the 2009 act that authorized the
19 acquisition, I got a little confused because it
20 seemed like there was state land tract D, tract B,
21 track A, and I couldn't quite make sense of it. Is
22 there state land -- because the appraisal I have
23 here is for 224.5 acres of FPL land.

24 First of all, is that the entire acreage of
25 the corridor that they own, the 224 acres that FPL

1 owns?

2 MR. KIMBALL: It's 320.

3 MATTHEW SCHWARTZ: So this appraisal is for
4 224 acres, I don't know where the other 80 acres
5 are. And the omnibus act kind of mixed some state
6 land in with the deal, and I'm wondering what that
7 Florida state land was.

8 MR. KIMBALL: In the omnibus, that particular
9 provision dealt with a number of things with the
10 Everglades. One, it approved the -- so we could
11 acquire Tarpon Basin, which is a property down in
12 the Keys. It also provided the ability for us to
13 exchange lands where the bridge is being built
14 right now. That is actually within Everglades
15 National Park provided us the ability to trade that
16 land out.

17 So that is also in that provision and then it
18 provided for this exchange. I can't remember
19 exactly what the parcel alphanumeric are, but it
20 provided for the exchange between the FPL property
21 and the property on the 260 acres on the east side
22 of the park.

23 MATTHEW SCHWARTZ: Okay. But the swap would
24 be 320 for 260?

25 MR. KIMBALL: Yes.

1 MATTHEW SCHWARTZ: So I guess --

2 MR. WEST: Sir, I don't want to cut you off,
3 but there are several people in the line.

4 MATTHEW SCHWARTZ: No problem. Thanks a lot.

5 AUSTIN LLEWELLYN: Hi, my name is Austin
6 Llewellyn. I'm a law student at FIU. My question
7 is concerning the portion of your presentation that
8 talked about the easements that were given to PS by
9 FPL for the Tamiami bridge project and I was just
10 trying to figure out how that's -- I understand the
11 part of the mod waters project, but how it's
12 actually tied into the EIS, and if the reason that
13 it was part of the presentation is because there's
14 a concern that if NPS chooses to just purchase the
15 land, that they'll lose those easements permanently
16 as part of the purchase?

17 MR. KIMBALL: We are in the process of getting
18 all the necessary easements to move forward with
19 the mod water project. We needed four easements.
20 Two of those we got as perpetual easements for the
21 road, the bridge and the channel. There were two
22 temporary easements, one for construction that
23 would occur on what we agreed with FPL as a
24 five-year revocable flowage easement. That
25 terminates, as I said, in August of 2013. That's

1 really a driver for this project in sorting out
2 this land situation because at that point, there is
3 no right to be able to flow water across the land.
4 So we are trying with these various alternatives so
5 that we can be in a position to take full advantage
6 of the modified water deliveries project and move
7 water into the project.

8 AUSTIN LLEWELLYN: So one option would be more
9 likely to allow a continued use? Out of the
10 alternatives that are part of the EIS, is one
11 alternative more likely to allow a continued
12 easement versus another alternative?

13 MR. KIMBALL: I'm going to turn this over to
14 our easement expert and solicitor's office.

15 COURTNEY SHEA: Courtney Shea, Office of the
16 Solicitor. If the park service purchased land in
17 fee, they would not need an easement because they
18 would own the land. So any water that was flowed
19 onto that property would be flowing onto NPS
20 property and so no easement would be necessary.

21 AUSTIN LLEWELLYN: The easement is not part of
22 the land that is being considered for purchase,
23 it's part of the Tamiami bridge project.

24 COURTNEY SHEA: But the Florida Power & Light
25 owns property that would be flooded as a result of

1 moving water underneath the bridge. So that
2 requires, before the federal government can flood
3 people's property, they have to either own the
4 property or have permission to flood it. But they
5 can't simply go out and flood people's property
6 without some authorization.

7 MR. WEST: We need to move on. Sorry. Thank
8 you though.

9 BOB SKINNER: My name is Bob Skinner. I'm the
10 chairman of the neighborhood chapter of the Isaak
11 Walton League and my question is relating to option
12 three in which you would have an acquisition. One
13 question would be: Do you have the money to do it
14 considering the fact that the Everglades
15 restoration is working on an \$8 billion project off
16 and on? So I would assume that you would have the
17 money to do it and that might be one of your better
18 choices. Do you have the money to do it?

19 MR. KIMBALL: We do not have the money. We do
20 not have an appropriation to specifically acquire
21 FPL's lands at this point. In the president's FY12
22 budget, there are dollars set aside, \$25 million
23 proposed, for acquisitions in the East Everglades.
24 Currently, those dollars are focused on the three
25 commercial airboat operations and the radio towers.

1 CHRISTINE HEMPHILL: Hi, my name is Christine
2 Hemphill. I'm just thinking of FPL, having many
3 successes and lots of things throughout the state,
4 lots of development, and I'm wondering if it's a
5 possibility that we might just ask them politely to
6 please donate this property and step aside. Is
7 that a possibility? Because even though you might
8 not feel it is, FPL has a lot of money and a lot of
9 things they've done and a lot of projects going
10 that all our counties throughout the state are
11 voting on to give them huge advantages with our
12 taxpayer's money helping them, so I'm thinking
13 because this is a wonder of the world, the
14 Everglades, one of the most old, beautiful places,
15 and I don't even like the red line over there by
16 the yellow line. To me, that's not like a trade or
17 anything, it's still in the park.

18 I'm wondering because this is -- and we have
19 the whole state to work with maybe. I mean, maybe
20 you are just with one little area, I don't know,
21 but my personal thought was this is the Everglades,
22 a wonder of the world, and so many things that can
23 hardly be saved and extremely delicate. And look
24 at the little crusts of the other states, the edges
25 of their state crack off because they didn't

1 support their wetland in the middle. Everybody
2 knows it's a buoyancy and the crust around the edge
3 is the stronger part.

4 So what I want to know is: Could we ask FPL
5 please just to have a donation there and maybe
6 other places will be flamboyant to help them out
7 with projects, but here it's just a flat-out how
8 about donate that thing back? It wasn't a lot of
9 money they spent to buy it.

10 MR. WEST: We can ask.

11 CHRISTINE HEMPHILL: Thank you.

12 MR. WEST: Thank you very much. I appreciate
13 that.

14 And again, I don't want to be too terribly
15 mean up here. Please, please ask a question. We
16 are going to have a whole 'nother session where,
17 again, you are given a full three minutes. And I
18 don't know how long that lasted, but within a full
19 three minutes, we'd love to hear any and all
20 comments on the project. So we've got just a few
21 more minutes, so please, we'll try to get as many
22 as we can.

23 DANIEL DUCASSI: My name is Daniel Ducassi.
24 I'm a student at New College of Florida. And my
25 question is: What can FPL do with the land it owns

1 now? Can they legally do anything on these
2 wetlands?

3 COURTNEY SHEA: They would have to get permits
4 before they could put a power line on the land that
5 they own now, and those would include the Clean
6 Water Act 404 permits. That's one of the major
7 permits they would have to get.

8 That's the main answer. So until they did
9 that, they are not interested in doing anything
10 else, so.

11 DANIEL DUCASSI: Do you know what the
12 likelihood is that they could get those permits?

13 COURTNEY SHEA: No.

14 MR. WEST: Okay. So admittedly, if you
15 remember the slide show, that's an excellent
16 question, very relevant. And so the scenarios that
17 we are dreaming about as it relates to the
18 alternatives would be, again, maybe they are
19 successful and the outcome obviously of them being
20 successful because they do own the property
21 outright is a transmission line through these
22 corridors. But then again, maybe they are
23 unsuccessful and then clearly that would have
24 different trajectory in terms of the impacts of the
25 transmission line not being there any longer. So

1 that is the scenario that we are trying to at least
2 represent in the context of a reasonably
3 foreseeable outcome.

4 MR. KIMBALL: And they would also have to get
5 permits from Miami-Dade County, DERM.

6 DANIEL DUCASSI: Wouldn't their willingness to
7 exchange this land suggest that they see that it's
8 really unlikely that they are going to get these
9 permits?

10 MR. WEST: That was a rhetorical question.
11 Thank you for the record.

12 All right. We've got two more. Let's see if
13 we can do those.

14 BRADLEY STARK: When these lines go down
15 communities north of them are panicked because they
16 don't have electricity. Have you given
17 consideration to the cruiser that goes sloshing and
18 running through the Everglades ripping it up trying
19 to quickly restore power, so that's one. It's not
20 just a matter of building it and then, oh, it's
21 going to be fine for the next 30 years.

22 Two, you have a 1996 condemnation letter
23 saying you are going to condemn it, what have you
24 been doing for 15 years? Condemnation is a nothing
25 process. So please explain what has happened in

1 the last 15 years that that hasn't been done.

2 MR. WEST: The first question for sure will be
3 answered in the EIS. We'll be looking at
4 maintenance and all the aspects of that.

5 BRADLEY STARK: And hurricanes that could
6 knock them down and the emergency to rush through
7 the Everglades to get it.

8 MR. WEST: Again, we've had a couple on that
9 same topic and I'm going to suggest that we'll go
10 ahead and try to answer that in the course of
11 developing the document, but I really appreciate
12 the question and we've heard it now several times,
13 so thank you.

14 BRADLEY STARK: But mine is a little
15 different. My question is not why don't you
16 condemn it, my question is --

17 MR. WEST: -- why haven't you.

18 BRADLEY STARK: -- you sent the letter saying
19 we will condemn it in '96, that's 15 years of doing
20 nothing, porque?

21 LAUREN MCGIRK: Hello. My name is Lauren
22 McGirk, I'm a law student at FIU, and I have one
23 question. If you were to purchase this land, how
24 would this affect the Tamiami bridge project?
25 Would it slow it down at all? How would it affect

1 the 5.5 ongoing Tamiami bridge project?

2 MR. WEST: Are you talking about the next
3 steps?

4 MR. KIMBALL: If we were to do alternative
5 three?

6 LAUREN MCGIRK: Yes, if you were to purchase
7 the land.

8 MR. KIMBALL: As Courtney said a few minutes
9 ago, we would own the land and we are ready for the
10 water. The park is dying of thirst.

11 LAUREN MCGIRK: A follow up to that: You
12 stated a minute ago that you did not have the funds
13 currently to purchase the land. Where would these
14 funds come from to purchase the FPL land?

15 MR. KIMBALL: It would have to be appropriated
16 by congress.

17 LAUREN MCGIRK: Thank you.

18 * * *

19 PUBLIC COMMENTS

20 MR. WEST: So again, I'm sorry to ask this,
21 but it's seven after 7:15. We are going to stop
22 the questions and answers portion, but let me
23 suggest before you wander off, if you'd like to,
24 you can just come and speak and ask questions. We
25 may not answer -- well, we are not going to answer

1 them in the next session, and it's mainly meant to
2 be comments for the record, comments for our
3 consideration, comments that will consider all the
4 things that Dan asked you to frame your comments on
5 relative to the alternatives and issues and all
6 those things.

7 I have 25 people that have officially signed
8 up to make statements for the record. I'm going to
9 go through those in short order. And if you
10 haven't signed up already, please go back to the
11 back of the room. Jack has some right there that
12 she would be more than willing to hand to you and
13 you can certainly sign up to give a comment.

14 So I'm going to call people in order that they
15 signed up this evening. My truest apologies if I
16 butcher someone's name. I will do my very best.

17 And the way it's going to work is, again,
18 state your name, please, and if you have an
19 affiliation, we would appreciate knowing that. So
20 we are going to give you three minutes for now.

21 My colleague, Mr. Mark Kinzer, is going to be
22 keeping track of time for us. Hopefully we won't
23 need to do anything more than that, but we have
24 these great things here. So you are going to get a
25 yellow card for you soccer aficionados when you are

1 down to one minute left, and then we unfortunately
2 may have to give you a red card if you exceed three
3 minutes. And I'm joking of course, but we will
4 hold it up and ask if you don't mind, because we do
5 have a number of people that would like to make
6 some comments for the record.

7 All right. So the first person I have a Steve
8 Scroggs, and following Steve is Cara Capp.

9 STEVE SCROGGS: Good evening. My name is
10 Steve Scroggs. I'm a senior director of
11 development for Florida Power & Light. I manage
12 the project that is involved with this land
13 exchange, so I wanted to thank you on behalf of my
14 colleagues, FPL's management and our customers for
15 letting us participate in what is about every three
16 to six months a public scoping meeting of some sort
17 associated with this project. So many of you,
18 we've met before and we look forward to discussions
19 and answering questions.

20 Bottom line, our objective here is to help the
21 park meet its goals and maintain the ability to
22 make our goals happen for our customers. Dan
23 outlined the history of the project the acquisition
24 by FPL through the expansion in '89. And in 2008,
25 we worked with the park at their request to help

1 find a solution. We worked with the Corps of
2 Engineers, Water Management District, State DEP and
3 others, and the solution that was proposed is truly
4 a unique, collaborative effort. I would put
5 forward to you it's what you want government and
6 private industry to be doing is finding solutions
7 to difficult, complex problems like this at no cost
8 to taxpayers. That's what we've done here.

9 In our effort to support the project in full,
10 we went ahead and signed up for those temporary
11 flowage easements so the Tamiami bridge project
12 could go ahead and start. That was a good faith
13 effort on our part to a temporary solution. We
14 believe that the proposed land exchange is the
15 long-term solution. So the proper scope of the
16 environmental impact study should make sure that we
17 are able to do this in a way that meets everybody's
18 needs and recognizes the environment around us.
19 Over the course of the last four years, FPL has
20 conducted a series of extensive reviews addressing
21 concerns of various agencies, including the
22 national park. We provided conceptual designs that
23 minimize the impacts to wetlands to ensure surface
24 water flow won't be disrupted. We've funded
25 independent expert reviews of avian issues to

1 conclude that there's no threats to the population
2 of these species. We provided design options that
3 minimize and discourage birds from perching on the
4 lines and have developed some simulated photos you
5 may want to look at that represent how the lines
6 would look from key places within the park. What
7 we've done throughout is work with the park, work
8 with the agencies to find these solutions that are
9 at no impact to the taxpayers and minimize the
10 impact to the environment. That's the purpose of
11 the EIS. We support the dialogue and we look
12 forward to your questions. Thank you.

13 MR. WEST: Thank you, Steve.

14 And here is what I'm going to do, I'm going to
15 call the next two speakers so we can queue up and
16 not slow things down if that's okay. So after Cara
17 is Nnamdi Jackson, Lauren McGirk and Saul
18 Wiezenthal.

19 Cara, you are on.

20 CARA CAPP: Hi there, thank you very much.
21 Good evening. My name is Cara Capp. I'm here on
22 behalf of Clean Water Action. We are a national
23 nonprofit organization with over 19,000 members
24 here in Florida. We'd certainly like to thank the
25 NPS for organizing this meeting. We are glad to

1 have the opportunity to comment on this issue.

2 Clean Water Action and its members urge the
3 NPS not to consider the proposed land swap with FPL
4 that would lead to the construction of power lines
5 running within the entire eastern border of
6 Everglades National Park -- western, I'm sorry. We
7 feel that doing so will jeopardize the integrity of
8 the park, our valuable water resources, native
9 species habitats, and perhaps worst of all, set the
10 dangerous precedent that America's national parks
11 are open for business to industrial and commercial
12 uses. Particularly, as our region faces the
13 ongoing struggle of an extended drought season, we
14 urge you to consider the value of our natural water
15 storage areas and other environmental resources.

16 Allowing a land swap that will accommodate a
17 utility corridor into the park will lead to the
18 construction of towers up to 150 feet tall, as well
19 as maintenance roads and numerous other ancillary
20 operational needs. These projects will all have a
21 negative impact on the very sensitive wetlands that
22 make Everglades National Park such a unique and
23 magnificent place that we have all come to love.

24 So again, Clean Water Action and its members
25 urge the NPS not to consider this proposed land

1 swap with FPL. Please do not allow special
2 interests to pillage our natural resources creating
3 a public burden for private benefit. Instead, help
4 us protect and restore America's treasured
5 Everglades. Thank you again for your time.

6 MR. WEST: Thank you, Cara. Up next, I have
7 Nnamdi Jackson followed by Laura McGirk and Saul
8 Wiezenthal. Followed by Saul is Dawn Shirreffs.

9 NNAMDI JACKSON: Yes, I go to school here and
10 I'm just concerned that beyond the 200 acres that
11 FPL might build on, it will be felt around
12 Everglades Park. I'm concerned that beyond the 200
13 acres that FPL plans to build on, it's going to be
14 felt throughout the Everglades basically because
15 when Pensuco County had -- when someone tried to
16 build near Pensuco wetlands, water left the
17 wetlands, and as a result, the mameluco plant grew
18 throughout the wetlands and it actually destroyed a
19 good portion of it. So I'm concerned that building
20 near the Everglades, the same thing might happen.
21 And as the Army Corps of Engineers has already
22 said, once you go south of 8th Street, water leaves
23 the wetlands much easier when you build near it.
24 So 20 plus acres being built on is going to be felt
25 by more than 400 acres of the Everglades Park. So

1 I would just ask that they not be allowed to build
2 on it. There's no reasoning for it.

3 MR. WEST: Thank you, Mr. Jackson. All right.
4 I have Lauren McGirk followed by Saul Wiezenthal
5 and Dawn Shirreffs. Lauren?

6 LAUREN MCGIRK: Hello, I'm Lauren McGirk again
7 and I am a third-year law student here. I thank
8 NPS for setting up this meeting and its interest in
9 public concern. I feel, and a lot of citizens here
10 feel, that exchanging public parks to private
11 companies for building purposes is not an option
12 and it should not be.

13 This land is part of a national park and it
14 should and rightfully be owned by the citizens.
15 This proposed land swap would result in a loss of
16 wetlands of over 260 acres, I believe I read, and
17 this loss would undoubtedly disrupt the delicate
18 Everglades ecosystem. And this would also be
19 affected by the construction of over 70 access
20 roads and tower pads which would take us filling
21 wetlands. This is not compatible with SURP, which
22 aims to restore and improve wetlands, not build
23 upon them.

24 And also, this would affect ecotourism, which
25 is a huge part of South Florida's economy. This

1 swap would have a terrible aesthetic affect on the
2 Everglades with power lines being visible almost 5
3 miles in the distance and you would also be able to
4 hear these power lines while you are walking
5 through, taking a hike. And therefore, I ask that
6 NPS consider not swapping these lands and using the
7 power that it has been given by congress to buy
8 these lands or go through the condemnation process.
9 Thank you.

10 MR. WEST: Thank you very much. Up next is
11 Saul Wiezenthal followed by Dawn Shirreffs and
12 Austin Llewellyn. Saul? If you changed your mind,
13 you can talk to the reporter afterwards.

14 All right. So I'm on to Dawn Sheriffs.

15 DAWN SHIRREFFS: Hi, good evening. For the
16 record, my name is Dawn Shireffs and I'm here
17 representing the National Parks Conservation
18 Association.

19 I'd like to take a minute and thank the park
20 service for engaging in a full environmental impact
21 statement. This certainly warrants a very, very
22 thorough analysis and we are really grateful that
23 you do not take the EA and run with the decision.

24 So with that said, we will have some pretty
25 specific comments and we'll send those in writing,

1 but for today's purposes, I can't get them all in
2 in three minutes, so I'll just hit on a few
3 concerns. The first is that we think that a land
4 swap deal would be completely incompatible with
5 Everglades restoration. You are creating a linear
6 barrier that would have permanent construction
7 impacts and create permanent obstructions to areas
8 that we are trying to move surface water flows to
9 do other restoration. We are talking about an
10 \$8 billion project and I just heard a \$109,000
11 appraisal, so we really need to take a hard look at
12 what the impacts are in perpetuity, not just the
13 construction period for the transition.

14 We are a little concerned about the process.
15 We are concerned about what the appraisals are
16 going to show. It is not a foregone conclusion
17 that FPL lines either inside or the swap lands are
18 permissible. In fact, it is very likely that they
19 are not. So we really hope that the appraisal
20 process will be incredibly transparent. It is very
21 difficult to sell a decision to the public who are
22 the rightful owners of this land without knowing
23 what the costs are going to be.

24 We went over a little bit of the history, but
25 I think it's really important that when the

1 National Park Service was founded in 1916, it was
2 for, quote, conserving parks for the unimpaired
3 enjoyment of future generations." We really urge
4 you to honor that mission and not allow Everglades
5 national park to be shrunk and fenced in by 500
6 kilovolt transmission lines.

7 The Everglades National Park Protection and
8 Expansion Act in 1989 expanded the park by 109,600
9 acres to include those lands. And in doing so, it
10 directed the service to manage its resources,
11 quote, to maintain the natural abundance, diversity
12 and ecological integrity of native plants and
13 animals as part of its ecosystem. NPC does not
14 believe transmission corridors and sacrificing
15 Everglades National Park land composed of
16 high-quality wetlands is consistent with that
17 directive. These lands should be owned by the
18 American people in perpetuity as part of our
19 heritage.

20 Lining our parks with 140-foot power lines are
21 not the welcome mat for the international visitors.
22 Is this the best America has to offer? We can do
23 better, we must do better, Americans deserve
24 better.

25 We urge the National Park Service to use their

1 authority to acquire the land and keep Everglades
2 National Park whole for future generations. And
3 just to add, the special delivery that I just made
4 was 8,657 letters from citizens all across the
5 country asking that the land swap not be
6 considering in Everglades National Park.

7 MR. WEST: Thank you very much. Up next is
8 Austin Llewellyn followed by Catharina Bernabei and
9 Laura Reynolds.

10 AUSTIN LLEWELLYN: Hi. I'm Austin Llewellyn.
11 I'm a third-year law student at FIU. And I've only
12 lived in South Florida for two years, I'm not a
13 native, but one of the first things that I realized
14 when I came down here was how important this park
15 is to the people that I interacted with at school
16 and what a huge part of their life this park was.

17 And so with that said, everyone here knows
18 that Everglades National Park is a cherished
19 national treasure and it's not something that we
20 should just be able to shrink its boundaries for a
21 private business real estate transaction. Any
22 proposal that exchanges lands as a means of
23 acquiring privately owned land sets a dangerous
24 precedent for all national parks in America.

25 And with the exchange land, the construction

1 of the transmission lines would amount to a literal
2 fencing in of that boundary of the park and
3 seriously impact the visitors' experiences when
4 they come to the park. So I urge NPS to reject any
5 proposal that proposes to construct transmission
6 lines on existing land within the boundaries of
7 Everglades National Park and exercise their power
8 under the 1991 protection plan and either purchase
9 or condemn the land and preserve the ecosystem of
10 the Everglades.

11 MR. WEST: Thank you very much. Up next is
12 Catharina Bernabei, Laura Reynolds and Drew martin.

13 CATHARINA BERNABEI: I also want to thank --

14 MR. WEST: Did I get your name right, by the
15 way?

16 CATHARINA BERNABEI: Actually, the Dutch
17 version is Catja Bernabei. I'm originally from
18 Belgium, but I'm a proud citizen of the United
19 States since 2000. I came to America in 1980. My
20 daughter is here, she was born in Belgium, and my
21 husband is a native of Miami.

22 I am a public schoolteacher. I've been
23 teaching more than 30 years in my country and in
24 America children with special needs. And I bring
25 them to the park and it means so much to them. And

1 also, I am a leader with the Sierra Club. I take
2 people out to the park and we canoe the beautiful
3 rivers of Florida. We canoe nine royal pond, the
4 bay. I do, average, ten trips a year.

5 And as you can hear, I have an accent. A lot
6 of my relatives come to Florida and I have to tell
7 you when I take a group out to the park, we count
8 the tourists and I have to tell you this, this is a
9 treasure. It is a world heritage site next to Taj
10 Mahal, the pyramids, Grand Canyon. It is a subtle
11 beauty. We have to really deepen our hearts and
12 see that this park is for generations to come. How
13 long are we going to live, 80 years, 100 years? It
14 means nothing if you foresee the future and it is
15 really greed that drives us and blinds us from what
16 really counts, and what counts is this treasure
17 which is priceless.

18 So I really support for the national park plan
19 three, alternative three, to buy it out. I wish
20 personally I had a friend who is a billionaire who
21 could just do this for me. It means so much to me,
22 to the people I know. You have to think what
23 counts.

24 I have a quote -- you know how teachers like
25 quotes -- we will be known forever by the tracks we

1 leave. It's a Native American proverb. And I was
2 thinking how is it that this would not be possible
3 even, the idea of power lines in Grand Canyon, or
4 Egypt, the pyramids? People would be outraged.
5 How is it that we take it for granted in Florida?
6 And I think maybe it's so close, it takes me less
7 than an hour to be in the park. Maybe if I had to
8 drive half a day, I would have more appreciation.

9 Look at people, if you have a pipe and you
10 don't want it, go dump it in the park. If you have
11 a dog and you don't want it, ask the park rangers
12 how many dogs have been dumped in the park. We
13 have power lines we don't know where we need to
14 place them, where are they going to put them? Dump
15 them in the park.

16 MR. WEST: Thank you very much. Up next
17 should be Laura Reynolds followed by Drew Martin.

18 LAURA REYNOLDS: I just wanted to thank you
19 all for your time and for also pursuing a full EIS.
20 I know this is an expensive and long endeavor and I
21 appreciate that.

22 I'm representing Tropical Audubon, but I'd
23 like to just take one minute to say the first time
24 I drove into the park, the thing that you see first
25 is that line of trees, you know, and I think this

1 has implications beyond what any of us here can
2 imagine what that would look like. And I know that
3 part of the reason we have these little stickers is
4 because look at these huge power lines, what would
5 that mean for tourism and also the first experience
6 of those school children. I think she's right.

7 And speaking on behalf of Tropical Audubon, of
8 course this would have implications for migrating
9 birds, for wildlife. I know you have all those
10 issues already listed in your EIS. I'd like you to
11 consider even further migratory birds and how that
12 would affect and slice and dice this peninsula as a
13 corridor, as an important bird area. Hopefully
14 that's already in your EIS.

15 Again, to reiterate the comments of some of
16 the people we work with and our partners, this is
17 totally incompatible with SURP. And as you know, a
18 third of the state really depends on the Everglades
19 for its water supply.

20 So now we are talking about water supply for
21 the state. And if this is going to impede that, we
22 certainly need to consider the value of clean
23 water.

24 Also, a no net loss of the park really should
25 be a policy. We are talking about a precedent that

1 is going to affect every other national park in the
2 nation, so that needs to be part of your analysis.
3 I don't think permits would be given for right down
4 a slew. It's usually a wet location.

5 I don't think you should be afraid to pursue
6 no alternative, and the reason I say that is
7 because I know the money isn't there right now, and
8 maybe it would affect other land acquisitions that
9 you have. I would like to see you not be afraid to
10 just say, you know what, we are not going to do it
11 in the national park.

12 So consider that. I think it's important that
13 FPL consider pursuing a less impactful corridor and
14 maybe practicing energy efficiency.

15 MR. WEST: Thank you very much. Up next
16 should be Drew Martin followed by Jonathan Ullman
17 and Rafael Tuburan.

18 DREW MARTIN: I'm Drew Martin. I'm chair of
19 the Everglades Committee for the Sierra Club and
20 there are actually quite a number of Sierra Club
21 members here today and that's because Everglades
22 National Park is so important to our members, our
23 many members across the United States. And those
24 of you who saw the National Parks' special on PBS
25 know how important our national parks are.

1 Everglades National Park is certainly
2 considered one of the prime national parks in the
3 system. So what happens in Everglades National
4 Park is important to the rest of the United States.

5 Alternative three is the best of the
6 alternatives we have here. This land needs to be
7 purchased. And I noticed the lady said, well, why
8 doesn't FPL just donate it? And I think that's a
9 great idea. FPL can just give you the land maybe
10 for a dollar or something, you know, and you could
11 have a nice ceremony. I would be glad to come and
12 attend that. It would be a wonderful opportunity
13 for everybody.

14 But the reality is, you know, Laura Reynolds
15 talked about migratory birds and talked about water
16 and all of these things are going to be impacted by
17 even an exchange because basically what you are
18 doing is you are setting a precedent which says
19 that the National Park brand can be exchanged for
20 somebody who has an inholding and that's a very
21 dangerous precedent because, as we know, this might
22 occur all over the place. Somebody might say,
23 well, if you let me build a giant hotel or a movie
24 theater on the border of the park, inside a
25 national park, I'll exchange this, but that wasn't

1 really the intent of congress when they passed the
2 act.

3 When they passed the Expansion Act, they
4 didn't intend there to be exchanges. I think they
5 intended you to purchase that entire bit of land
6 because they wanted to expand the park. And so I
7 think following the intent of that act, we need to
8 do that.

9 Now, I'm not -- you know I understand that you
10 don't have the money, but I'm not really that
11 sympathetic to that because I know the country has
12 earmarked a lot of money for Everglades restoration
13 and I think if the country is willing to spend
14 billions of dollars to restore the Everglades, I
15 think that they could find the appropriation to
16 purchase this land. And I understand from what
17 Matthew Schwartz says that the land isn't that
18 expensive. If the initial appraisal was \$100,000,
19 I think we could find that amount of money.

20 So it seems to me that this is a reasonable
21 alternative. I don't think you want people to have
22 to see giant power lines as they approach the park.
23 And as you know, those sort of power lines can be
24 very disruptive to animals. Any sort of bare land
25 is basically a barrier. Also you are going to see,

1 of course, invasive species entering into those
2 areas. So we really need to protect the park. The
3 park needs to be what it is today and that is a
4 habitat for wild animals and not power lines for
5 FPL. Thank you.

6 MR. WEST: Thank you, Mr. Martin. Up next is
7 Jonathan Ullman followed by Rafael Tuburan and
8 Daniel Ducassi.

9 JONATHAN ULLMAN: My name is John Ullman. I'm
10 the South Florida Everglades field representative
11 for the National Sierra Club. I got into this game
12 in the mid '90s on a trip to Hells Bay with the
13 Sierra Club. I just signed up on the sheet and
14 that brought me into a world that would be very
15 fulfilling.

16 For the next ten years, I spent my life
17 working to stop a commercial airport between
18 Everglades and Biscayne National Park in Homestead.
19 I worked with hundreds of activists who spent all
20 of their time and their resources to protect this
21 park. Later on, when the park went into imminent
22 domain, the residents of the eight and-a-half
23 square mile area, we supported it because we knew
24 that the park flow needed to happen. And then
25 later on, I spent another five, six, seven years

1 trying to restore flow through Tamiami Trail
2 through the skyway.

3 I have worked with volunteers who have
4 dedicated their lives to protecting this park and
5 today is a day of betrayal, sadly. Today I feel --
6 and I think a lot of people here feel -- that the
7 park now doesn't have our back.

8 Why are we even here in this room? Why do we
9 have to go through this process? This should never
10 have occurred.

11 The fact is when you put on that badge for the
12 National Park Service or if you are an interior
13 solicitor, your job is to protect us from
14 corporations that want to put power plants in our
15 national park and you have let us down. You have
16 let us down and you have to consider that every day
17 that you are working.

18 Now, I saw this whole process happen from the
19 time it was slipped into the wilderness bill, the
20 must-pass wilderness omnibus bill. I saw what
21 happened -- tried to do it as an EA, a quick and
22 dirty EA, and now I believe there should be a full
23 review of this deal. I believe there should be a
24 full review of this deal, was it done in the open
25 so everybody could see what was happening.

1 Now this is what's going to happen: We know
2 this is going to have terrible effects on the park,
3 birds, water management, views, vistas, et cetera.
4 In the meantime, the Sierra Club signed a letter
5 opposing this in the EA. We are going to make sure
6 the full weight of this organization nationally is
7 opposing these lines. We are calling for the
8 condemnation of FPL property in this park and we
9 are going to make this a national issue because we
10 are not going to let this stand.

11 Enough is enough. This is not the job of the
12 National Park Service to put 15-story-tall power
13 lines in the view of the park and claim that this
14 is America's best idea.

15 MR. WEST: Thank you Mr. Ullman. We have up
16 next Rafael Tuburan followed by Daniel Ducassi and
17 Alejandro Altmirola.

18 Rafael?

19 RAFAEL TUBURAN: Thank you for putting on this
20 presentation to the public. I'm Rafael Tuburan.
21 I'm a citizen of Lake Worth, Florida, and also
22 guilty by standard, I've used electricity all my
23 life.

24 I'm currently reevaluating my use of
25 electricity, I'm trying to reduce it. I'm really

1 representing my parents because my parents taught
2 me, having gone through the Great Depression, they
3 taught me the value of frugality and what I call
4 conservatism in that we conserve resources, we
5 don't waste them.

6 My stand on this issue is simply keep the
7 Everglades pristine, the way they were created.
8 Don't put any concrete in them, don't put any
9 pollution in them, don't add anything to them. Let
10 them be what they are, such as they are.

11 In respect to energy use, I don't know how
12 many people would be short circuited by not having
13 this corridor, maybe thousands, tens of thousands,
14 but I know that their use of electricity for drying
15 clothes, air-conditioning, appliances, brushing
16 their teeth, a lot of those uses could be
17 supplemented by solar power. It's a very
18 convenient technology that you can get at Harbor
19 Freight.

20 Every night I read books for hours using solar
21 electric lights that require no grid whatsoever.
22 That's my learning curve at the moment. And I hope
23 that we can find a way to live our lives, have
24 reasonable comfort in this world, and still
25 conserve resources and not impinge on the very

1 thing that is keeping life possible in South
2 Florida, the Everglades. Thank you.

3 MR. WEST: Thank you very much. Up next is
4 Daniel Ducassi followed by Alejandro Altmirola and
5 Madeline Kraskin is after him.

6 Daniel?

7 DANIEL DUCASSI: Hi, my name is Daniel. I'd
8 like to begin by just reminding everybody that the
9 land we are standing on right now used to be part
10 of the Everglades. It used to be part of that
11 ecosystem. Why are we allowing -- why would the
12 National Park be encouraging or facilitating in any
13 way further encroachment on National Park land?
14 Why? It just doesn't seem to make any sense to me
15 considering that, historically, we've just been
16 building and building and building and extending
17 further into the Everglades. Why are we allowing
18 150-foot towers right on the edge, right in the
19 park?

20 I also wanted to point out that the park seems
21 to be -- they seem to have all the leverage in this
22 deal. The land that FPL currently owns seems to be
23 almost worthless to them. But if they can build in
24 this corridor, they stand to make millions by
25 selling all that energy.

1 So if a deal were to be made, surely the park
2 should be compensated handsomely with millions. I
3 mean, FPL, how much power can be created by two new
4 nuclear reactors? How much money can the park make
5 if they were to exchange this land, which I will
6 remind that I stand in firm opposition, of course.

7 This project will be damaging aesthetically,
8 ecologically, economically. It just should not be
9 allowed. It's just a ridiculous idea and
10 alternative three should not be the last
11 alternative. Thank you.

12 MR. WEST: Thank you, Mr. Ducassi. Thank you
13 very much. Alejandro Altmirola is next followed by
14 Madeline Kraskin and Cindy Lerner.

15 ALEJANDRO ALTMIROLA: Hello, my name is
16 Alejandro. I'm a recent law school graduate, 2010.
17 And I'd like to, like I guess all the people who
18 are for the acquisition, there's no need for the
19 National Park to put up a for-sale sign. It's not
20 just a threat to the Everglades, it's also a threat
21 to the Grand Canyon and to the Pebble Mine in
22 Alaska.

23 Recently, the interior secretary said no more,
24 that he's against uranium mining in the Grand
25 Canyon because it will destroy the water supply in

1 the Grand Canyon and the same problem will occur in
2 Florida as well. The Everglades is our water
3 source and we can't be polluting it with the
4 electricity. And I really doubt that FPL needs to
5 build these transmission lines. There are two
6 nuclear bombs they want to build in Turkey Point.
7 If they want electricity, just give us money to
8 build solar panels. That's much more efficient and
9 works much better.

10 And there's no need for the National Parks to
11 say we are on sale, just come here and pollute our
12 land and we don't care how it looks, we are just
13 going to have this little parcel of land and say,
14 oh, this used to be the park. So I'm just against
15 building the transmission lines. I hope you
16 acquire it for the best interest of the American
17 people. Thank you.

18 MR. WEST: Thank you very much. Thank you.

19 Okay. Up next is Madeline Kraskin followed by
20 Cindy Lerner and Bob Skinner.

21 MADELINE KRASKIN: My name is Madeline
22 Creskin. I am not even going to thank you for
23 holding this meeting because I don't believe it
24 should ever have taken place.

25 I am shocked that the National Park Service

1 managing this park on my behalf and on behalf of my
2 fellow citizens is even considering such an action.
3 This is totally against anything that makes sense
4 for a national park of this kind, which is unique
5 in the world. There is no Everglades anywhere else
6 on the planet and if you are considering further
7 degradation by allowing the power lines either
8 within the park boundaries or along the edge, I'm
9 completely opposed to it.

10 My home is off the grid, I have solar panels.
11 I don't get any electricity from FPL. But
12 nonetheless, I live in South Florida and every time
13 I step out the door, there it is.

14 But for the record, I am opposed to this.
15 Alternative three is the only one to consider and I
16 want to know for the record why in the last 15
17 years the National Park Service hasn't sought to
18 condemn the land and put an end to this issue.
19 Thank you.

20 MR. WEST: Thank you very much. Cindy Lerner
21 followed by Bob Skinner and David Denham.

22 CINDY LERNER: Good evening. I'm Cindy
23 Lerner, Mayor of the Village of Pinecrest. I am
24 here tonight because I am probably more offended by
25 the thought of the transmission lines going through

1 Everglades National Park than the thought of them
2 going up U.S. 1.

3 I am a former member of the Board of Friends
4 of the Everglades for eight years. I am currently
5 on the National League of Cities Energy Environment
6 and Natural Resources steering committee for
7 developing policy at the federal level. And I am
8 here to encourage and support alternative three. I
9 think anything else would be an abomination.

10 The coalition that we are building to oppose
11 the prospective power lines along U.S. 1 is an
12 embracing and broad enough coalition that I would
13 like to invite everybody to join us. The fast
14 tracking of transmission lines long before there is
15 any approval for new nuclear power plants and the
16 unlikelihood of that approval ever happening is
17 really so offensive because we are all paying for
18 it. Although somebody from FPL just stood up here
19 and said that no taxpayer dollars are going into
20 this, it's our utility dollars. They are receiving
21 early cost recovery right now. And, in fact, a
22 reporter from Sun Sentinel told me yesterday by the
23 end of this year, they will have already accrued
24 over \$300 million in early cost recovery for the
25 building and hardening of a system when they may

1 not even ever be developing or building or getting
2 approval for new nuclear power plants.

3 So please contact me MayorLerner@gmail.com and
4 I urge and adopt all of the previous comments from
5 the Clean Water Action, Tropical Audubon and Sierra
6 Club.

7 MR. WEST: Thank you, Mayor Lerner. Up next
8 is Bob Skinner followed by David Denham and Jesse
9 Keller.

10 Bob?

11 BOB SKINNER: Hi. My name is Bob Skinner and
12 I'm representing the national, state and local
13 organizations of the Isaak Walton League, 48,000
14 members. And first of all, I want to thank the
15 National Park Service for doing a wonderful job of
16 protecting Biscayne National Park for so long.

17 I have been around a long time fighting these
18 battles between industry and nature, whether it's
19 the jetport in the Everglades back 30 years ago,
20 whether it's the Homestead Air Force Base ten years
21 ago, whether it's a skyway, it goes on and on and
22 on. It's always one side against the other. And I
23 have found when we win a battle -- and we don't win
24 them all -- the other side figures something else
25 out that works for them and that means that they

1 protect the environment in another way. In other
2 words, if we win this battle, we are protecting the
3 Everglades. The young lady that spoke before me
4 mentioned the fact that FPL is taxing us already
5 for millions and millions of dollars on our
6 property taxes.

7 In conclusion, I want to just show you a
8 picture. Is this the way you want Everglades
9 National Park's borders to look? Is this what you
10 want a person from Germany, in Japan to see in
11 front of our national treasure? This is the
12 purpose of this meeting right here. Just look at
13 it, please. Thank you for your time.

14 MR. WEST: Thank you, Mr. Skinner. Up next is
15 David Denham followed by Jesse Keller and Bradley
16 Stark.

17 David?

18 DAVID DENHAM: Yes, I'm David Denham, and I'm
19 representing the Florida Trail Association, which
20 is a volunteer group of about 5,000 members that
21 built a 1,300-mile wilderness foot trail that goes
22 from Big Cypress Preserve all the way up to the
23 offshore park in the panhandle of Pensacola. When
24 we originally looked at building this trail back in
25 the '60s, our goal was to start it at the entrance

1 to Everglades Park and run it up the levees on the
2 C-111 canal and the M31 extension of it that goes
3 up to 8th Street and we would love to keep that in
4 its wilderness condition for the day that we might
5 be able to re-route the trail. We often have
6 hikers that walk our whole trail and they will
7 start in Key West. The bridge system, once they
8 reach Monroe County, they'll come up the C111 and
9 hike on this. And it's a quite scenic way to see
10 the park. You see nothing but sawgrass out to the
11 west for miles and miles. If we put these
12 transmission lines there, it's going to be a blight
13 of visual scape that you have to enjoy. And
14 personally, I often bike on those levees. It's
15 easy to get from the city out to Tamiami Trail and
16 park there, bike down for 10 or 15 miles, turn
17 around and come back and really appreciate the
18 Everglades without being out in an airboat at least
19 from the side of the levees.

20 So personally, in my group, I think we could
21 only support alternative three, which is buy the
22 land, condemn the land, whatever it takes. I would
23 love to see alternative four that Laura mentioned,
24 build this transmission line on Krome Avenue, just
25 get it as far away from the park as we can.

1 MR. WEST: Thank you very much. Up next is
2 Jesse Keller followed by Bradley Stark and
3 Christine Hemphill.

4 Jesse, come on.

5 BRADLEY STARK: Bradley Stark, Sierra Club.

6 MR. WEST: Hold on just a second.

7 Jesse, did you want to say something for the
8 record?

9 JESSE KELLER: They already said what I had in
10 mind. Pass.

11 MR. WEST: Well, feel free after Mr. Stark if
12 you would like to come up.

13 BRADLEY STARK: Every city in the world has a
14 place where you can see animals with power lines.
15 It's called a zoo.

16 This land should have been condemned in '96,
17 it at least should be bought now. Teddy Roosevelt
18 who created the park system, Harry Truman, who
19 created the Everglades, they are disgusted right
20 now.

21 Let's put ourselves in the shoes of a family
22 that lives someplace in Central Europe. You've got
23 four kids. You can take a vacation, you are going
24 to go to America. You are going to go to South
25 Florida. You are going to go to the Everglades.

1 You save up your money, you put together \$10,000
2 because that's what it costs to fly from Europe.
3 You rent hotel rooms, you set up an airboat ride,
4 you are going to go to Shark River Slew, you are
5 going to go to Anhinga Trail. You are going to go
6 to Pahokee Overlook and you are all psyched up
7 about it, the kids are psyched up about it. You've
8 read your books about the Everglades. You fly in,
9 get into the hotel. The next day, bright-eyed and
10 bushy-tailed, you eat breakfast and head out to the
11 park. Power lines. Every damn day, you are seeing
12 power lines.

13 So they are not just seeing them, but you can
14 hear them. You are waiting to hear that nature
15 sound you hear the buzz. Maybe they even see some
16 people coming out to repair them. They have a
17 miserable vacation. They go back to Europe and
18 they say to their friends in Europe, it's a zoo.
19 It's not a wilderness, it's not a park, it's a zoo.
20 Everything in the United States is for sale, money
21 rules there. These people are crazy. They sell an
22 engaged world heritage site. Everything is for
23 sale.

24 And by the way, solar power is cheaper than
25 nuclear power. It's cheaper. So why are we here?

1 We are here because the Florida legislature has a
2 law that says FPL gets reimbursed, they can spend
3 \$35 billion on this, the shareholders own it, even
4 though it doesn't make economic sense. That's why
5 we are here. The whole thing is crazy and it's an
6 embarrassment.

7 MR. WEST: Thank you, Mr. Stark.

8 Up next is Christine Hemphill followed by Matt
9 Schwartz and Stephanie McMillan.

10 Christine Hemphill?

11 CHRISTINE HEMPHILL: Thank you, I'm Christine
12 Hemphill. I'm a person.

13 MR. WEST: Yes, you are.

14 CHRISTINE HEMPHILL: What I would like to say
15 is I think everyone has an idea of where they want
16 to be, where they want to go, and how things are,
17 and everyone that has lived their life kindly,
18 nicely, and they hope that all the businesses they
19 do business with and all the places where they see
20 people and pay their bills feel kindly to them as
21 they feel back. And so everyone would hopefully
22 feel that FPL would feel as kindly to them as we
23 would to them as well, pay in kindly for our power
24 and for other things.

25 It's a park. It doesn't have power there.

1 And I recently just actually attended a Treasure
2 Coast Regional Planning commission meeting and
3 that's a new one for me to go up there and see
4 thing because I'm just a person. So I went there
5 and I heard this last week and FPL has all kinds of
6 ideas of expansion up there, outrageous numbers of
7 expansion, way more than the number of houses and
8 way more power even than the projected houses in
9 the next 20 years they are going to need. So you
10 always have to go like, okay, they are not
11 suffering, they are really not, they are not
12 suffering, we don't have to like bail out FPL.
13 They are okay.

14 So here we are with our park and I'm going to
15 bring it up again; FPL has a heart, they should.
16 They are here in Florida they are using our name.
17 Even though they developed the solar power, I
18 believe, mostly in Texas instead of here and even
19 though we are the Sunshine State, we weren't the
20 first one they used to do the solar in, no, no, no,
21 whatever. Still, they are our baby, so here you
22 go. We are here and you all park people, whoever
23 is in charge, all the government, all the people
24 should just go excuse me, it's proper for you to
25 donate something every now and then. We have given

1 plenty, our state, our people and everything. And
2 so you look at that land, FPL could just give it
3 back. They don't have to trade. They don't have
4 to do anything. They could just go, okay, let's be
5 good. Let's just -- it's a park. It's not a
6 powerline place. Ask for a donation. Ask.
7 Because they could do that. It's a possibility, a
8 true possibility. They've got freebies all over
9 the whole state. Go to all their other locations.
10 They are getting a vote yes, a vote yes, a vote yes
11 everywhere for things that should probably not be
12 voted on. So here is a good spot for them to do
13 something right. Stand up, FPL, give it back, your
14 little line on the paver there.

15 MR. WEST: Thank you, Ms. Hemphill, thank you
16 very much.

17 Up next is Matt Schwartz followed by Stephanie
18 McMillan and Mara Shlackman.

19 Matt?

20 MATTHEW SCHWARTZ: Good evening. And I don't
21 know what to say about really starting to talk
22 about this issue. We've been talking about this
23 for quite some time. I've been talking with Dan
24 Kimball for a couple of years about this and about
25 the entire management of this piece of land called

1 the East Everglades Expansion Area.

2 What I'm going to do is just read a few quotes
3 to fill in some of that background, the historical
4 record surrounding this land purchase, how that
5 purchase was supposed to be made, why it was made
6 and how this piece of land is supposed to be
7 managed. So to begin with, my friend Dawn talked
8 about the Organic Act of 1916. I'm going to start
9 with that because that does define the mission of
10 the National Park Service and defines the
11 principles that are supposed to guide the staff and
12 the employees of that service.

13 Those words are very eloquent, "to promote and
14 regulate the use of the national parks which
15 purpose is to conserve the scenery and the natural
16 and historic objects and the wildlife therein and
17 to provide for the enjoyment of the same in such
18 manner and by such means as will leave them
19 unimpaired for the enjoyment of future
20 generations."

21 We go right ahead to the Expansion Act, the
22 Everglades Protection and Expansion Act of 1989 and
23 it starts with a finding, unlike the omnibus act,
24 which has no findings, no purpose, just a bunch of
25 legislative language. The finding from Webster's

1 Dictionary, "the result of a judicial examination
2 or inquiry especially in the sum matter of fact,
3 the verdict, as the finding of a jury."

4 What did congress find when it passed that
5 protection act? That the incorporation of the
6 northeast Shark River Slew and the East Everglades
7 within the park will limit further losses suffered
8 by the park due to habitat direction outside the
9 present park boundaries and will preserve valuable
10 ecological resources for use and enjoyment by
11 future generations.

12 The purpose of that legislation is clear.
13 There's no doubt why that land was acquired. Skip
14 ahead.

15 George Bush, the first George Bush, signed
16 that act and he said 12 months ago, I promised my
17 support of this critically important ethic. Even
18 in times of serious fiscal constraints, we can
19 still meet our highest environmental priorities and
20 this is one of mine. Money was not the issue.

21 Let me go to the legislation of the park.
22 Expansion clearly states the intent of congress to
23 add these lands to Everglades National Park to be
24 managed as park, not power line corridor. We are
25 hearing a lot about the use of the flow way. It's

1 not just a flow way and the land protection act
2 written by the NPS says clearly, further, congress
3 intended that the focus of management of the area
4 to be conducted to the broadest extent possible to
5 maintain natural abundance, diversity, ecological
6 integrity of an entire ecosystem, not just water
7 flowing through a section of the Shark River Slew.

8 Here is so much legislation that says this
9 piece of land should be acquired. The Organic Act,
10 the Everglades Protection Act, the Wilderness
11 Act -- this land is wilderness, you can't put a
12 power line in wilderness -- the Endangered Species
13 Act. You've got all these acts on one side and
14 you've got this strange critic called the Omnibus
15 Act that says, well, you can change tract B and
16 tract A if you want to. Time's up. Thank you.

17 MR. WEST: Thank you very much.

18 Okay. Stephanie McMillan, you are next,
19 followed by Mara Shlackman and Savannah Howington.

20 Stephanie?

21 STEPHANIE MCMILLAN: Hi. My name is Stephanie
22 McMillan and I was born in Fort Lauderdale and my
23 father was born in Fort Lauderdale and my great
24 grandparents are in a graveyard within walking
25 distance of where I live. So I love this place and

1 I have called it home, my family has called it
2 home.

3 During the last few decades, it's been really
4 heartbreaking to see the Everglades disappear.
5 When my father was little, when they went out west
6 and they hit State Road 84, after State Road 84,
7 all there was was wilderness. And since then, it's
8 been eaten up by land speculation, real estate
9 speculation, development. It's been given over for
10 people to make money with. It really has not been
11 for the benefit of the people here, it's been for
12 people to make money.

13 When I was little, I used to see, even in
14 town, stick insects and praying mantises and
15 chameleons and turtles and blue crabs and those are
16 gone and I find that very heartbreaking. And the
17 Everglades is a unique ecosystem that people have
18 mentioned already. It exists nowhere else in the
19 world. There's biological diversity there that is
20 unsurpassed in this country. That when that's
21 gone, it's gone forever. Every species that
22 disappears from there is gone forever.

23 And this is being done for money. We don't
24 need that electricity. We don't want that
25 electricity. There's already too much crap here as

1 it is.

2 I think that instead, this land belongs to the
3 creatures who live on it, the animals, the insects,
4 the birds the grasses, the plants. It doesn't
5 belong to us and it certainly doesn't belong to
6 FPL. They might think that it's worth trading for
7 money, but I don't think so and I don't think
8 anybody who lives on that land thinks so, and they
9 are all species. My mother is from Germany and we
10 have a lot of relatives there and every year, a few
11 of them manage to come over here and visit and they
12 love the Everglades too. When I told my cousin
13 about what was happening there, she said how can
14 they do that to our Everglades? Our Everglades, it
15 belongs to the people of the world after it belongs
16 to those of us who love it after it belongs to
17 those who live in it. It does not belong to a
18 power company. Thank you.

19 MR. WEST: Thank you very much. All right.

20 Mara Shlackman followed by Savannah Howington
21 and Eileen Smith-Cavros.

22 MARA SHLACKMAN: Hi. My name is Mara
23 Shlackman. I'm a lifelong South Floridian and
24 resident of Fort Lauderdale and an attorney. I
25 come here to speak in favor of alternative three

1 and that's NPS acquisition of the FPL property.

2 Getting back to the background of this
3 project, documents obtained via coy request show
4 that after that proposal in October of '96 where
5 the park service to acquire this for fair market
6 value of a little over 100,000, soon after that in
7 '97, there was already beginning of discussion of a
8 land exchange instead of outright acquisition and
9 e-mails back and forth and correspondence back and
10 forth with FPL -- between FPL and park service
11 officials about a land exchange. And basically, I
12 would like the park service to get back on track
13 with the original objective of acquiring this. If
14 it has to be through condemnation, so be it.

15 Alternative three is the alternative that goes
16 along with the objectives of the Expansion Act of
17 1989 and the 1991 Land Protection Plan. The Land
18 Protection Plan said that construction of utility
19 lines would be an incompatible use at odds with the
20 purpose of the expansion.

21 The ecological issues raised in NPS' own
22 scoping newsletter all supply valid reasons for
23 acquisition of the property rather than exchange
24 for the NPS property. Both properties are needed
25 for restoring flows into Shark River Slew, both

1 properties are in close proximity to nesting
2 colonies of the endangered wood stork. I was over
3 there on Sunday and I observed a large colony of
4 wood storks right along the south side of Tamiami
5 Trail within the expansion area.

6 The land exchange would take away 260 acres of
7 high-quality wetlands from NPS management
8 protection and the 70 transmission tower pads along
9 with access roads would result in long-term
10 wetlands disturbance exceeding 100 acres. And as
11 others have said, the power lines would adversely
12 affect the aesthetic experience of visitors to the
13 most accessible area of the park, even though that
14 area of the park hasn't been well highlighted for
15 potential visitors. You drive west on Tamiami
16 Trail west of Krome now, there's just a post, a
17 small post that if you approach, you see it says
18 it's the park boundary. No entranceway to lure
19 people that you are entering the Everglades
20 National Park.

21 And as mentioned before, wilderness
22 designation, portions of the expansion area are
23 being considered for wilderness designation and it
24 would be a travesty to put transmission lines that
25 would mar that wilderness experience. Thank you.

1 MR. WEST: Thank you, Ms. Shlackman. Thank
2 you very much.

3 Up next is Savannah Howington followed by
4 Eileen Smith-Cavros and Diane Jacobs.

5 SAVANNAH HOWINGTON: Hello, I'm Savannah May
6 Howington. I do work for the Everglades National
7 Park and I'm not here incognito. I have light
8 sensitivity that decided to bother me today.

9 My statement is as a positive citizen. Please
10 keep that in mind.

11 FPL can develop alternatives to achieve
12 approval for their new nuclear reactors that can
13 help the National Park Service achieve their goal
14 of restoring the natural environment and increasing
15 public interest in the aesthetic values of
16 Everglades National Park. I do not know any other
17 alternatives in the NRC, EIS or FPL's new reactors.
18 I am reasonably confident that FPL might get
19 approval without constructing any towers on any
20 piece of park land by working with the State of
21 Florida to acquire land for the tower powerlines on
22 the east side of Krome Avenue. This alternative
23 will still likely be of interest to the Everglades
24 National Park, but in my opinion, the chances of
25 restoring northeast Shark Slew will be greater.

1 I'm recommending alternative three through donation
2 of the land or non-contested condemnation.

3 MR. WEST: Thank you.

4 Up next we have Eileen Smith-Cavros, Diane
5 Jacobs and Christina Norton.

6 Eileen?

7 EILEEN SMITH-CAVROS: Hi. My name is Eileen
8 Smith Cavros and this is my son, Steven. And
9 Steven can't speak for himself tonight yet, but if
10 he could, I think I know what he would like to say
11 and I think what he would like to remind us is the
12 Everglades really belongs to everyone. It belongs
13 to the world and it doesn't belong just to a
14 corporation.

15 I really support and I think Steven would
16 support option three where the land belonging to
17 the Everglades stays in the Everglades. If we put
18 these transmission lines up, there are sound
19 issues, there are wildlife issues, and certainly
20 there are aesthetic issues.

21 Steven hasn't been camping yet, but when he
22 does go camping in the fall, the Everglades is
23 going to be the first place that he goes. It will
24 be his first national park and I want to show it to
25 him as beautiful as it looks today and I want to

1 show it to all future generations that way.

2 I don't have to remind you, I know that people
3 in the National Park Service love the national
4 parks and you already know that your mission is to
5 save national parks and keep them unimpaired for
6 future generations. And, you know, even a baby, I
7 think, would look at these power lines and say
8 there's no way that they fit the definition of
9 unimpaired. So I really hope that you will keep
10 that in mind, support option three, and hopefully
11 when Steven grows up, he is going to see a park
12 just as beautiful as it is today. Thanks.

13 MR. WEST: Thank you very much. I've got
14 Diane Jacobs followed by Christina Novaton.

15 DIANE JACOBS: Hello, my name is Diane Jacobs,
16 and as Jonathan Ullman stated earlier, I remember
17 fighting to try to protect the Everglades from loud
18 noises and planes flying over because whenever I go
19 into the park -- I hope they don't have that park
20 land development -- but just coming through the
21 road, I start to just calm down when I see I'm
22 approaching the entrance to the park because, to
23 me, it just means tranquility and nature and a real
24 renewal from the city life and I couldn't bear the
25 thought of having planes fly over when I camp and

1 go biking and hiking in the park. And I can't bear
2 the thought of approaching these huge power lines
3 that are going to make this just -- you know, to
4 me, it's just a no-go situation. I just can't even
5 imagine it and I can't believe that anybody is even
6 considering it. And I strongly would recommend
7 option three and I think that Florida Power & Light
8 should donate the land or we should condemn it. We
9 don't need to spend the money. I hope that you are
10 really listening to what everybody has to say
11 tonight because we are just a small amount of
12 representation of many, many people that feel as we
13 do. And I'm also a Sierra Club member and I've
14 done a lot of camping in the park and I really
15 would hate to see this visually and sound wise and
16 just for the wildlife and for the nesting to see
17 this happen. Thank you.

18 MR. WEST: Thank you, Ms. Jacobs. Up next is
19 Christina Novaton and that is the last card I have,
20 so we'll talk about what is next after Christina.

21 CHRISTINA NOVATON: Hello. My name is
22 Christina Novaton. I'm a representative here from
23 FIU. I am the president of Students for
24 Environmental Action. I also represent Florida
25 Yes, which is Florida Environmental Sustainable

1 Youth Coalition, which is a group of students from
2 all over Florida who represent the environment.
3 This is my green hat and this hat represents clean
4 energy and I completely disagree with what you are
5 doing. Sorry if I start to tear up.

6 MR. WEST: Take your time.

7 CHRISTINA NOVATON: I agree with everybody
8 else here. I think that these power lines should
9 not be built. I've always grown up here and I've
10 always wondered why I'm surrounded by a concrete
11 jungle and it bothers me to see the Everglades
12 being affected every year. I have two children and
13 I can't take them camping because they are worried
14 that it's not going to be there when they get older
15 and they told me don't waste my time to take me
16 camping if it's not going to be here in the next
17 ten years.

18 So I personally think that this shouldn't be
19 done. I'm personally tired of FPL and their
20 nuclear reactors and all their other crap, excuse
21 my language, and I'm here to tell you that I'm here
22 to fight against you and I'm going to let the
23 Everglades win.

24 I feel like FPL does not look at the bigger
25 picture. You have to understand that one is

1 enough. You can't continue to try to do things to
2 the Everglades because the Everglades is supposed
3 to be there, it's not supposed to be for child's
4 play for you to go in there and do whatever you
5 would like to do.

6 I think that's all I wrote, but that's I
7 wanted to say, so thank you.

8 MR. WEST: Thank you very much. So it's
9 8:20ish on my watch. We are committed to having
10 the public session up until 8:30. I tried to be
11 fair to everybody and give you some time. If I cut
12 you short and you want to come back up and augment,
13 or if there's anyone else who would like to say a
14 couple of words, anyone other than this lady who is
15 approaching -- I've forgotten your name and I
16 apologize --

17 CATHARINA BERNABEI: Katja.

18 MR. WEST: Anybody else, you are more than
19 welcome. If there's anybody who hasn't made a
20 statement, I'd love for them to come forward. If
21 not, I'll let Ms. Bernabei go next.

22 Okay. Go ahead.

23 CATHARINA BERNABEI: I want to also mention
24 that if this -- we are visitors to the park. To
25 just consider if the inhabitants of the park had a

1 voice, how would they feel? We know the answer.

2 And we are all stewards, stewards of our
3 beautiful Everglades. Everyone in this room is a
4 guardian of the park. And the park is on a
5 lifeline, it's endangered. So the water has to
6 flow. It took more than 30 years. I've been with
7 the Sierra Club for many years fighting, gone to
8 public hearings, besides all the trips I take with
9 people.

10 Now, there's an alternative energy. We don't
11 need more power plants either. In Belgium, my twin
12 brother, my younger brother, my three sisters, they
13 all have solar panels. It's paid for after one
14 year and now they sell the energy back and they
15 actually make money with the solar. And how much
16 sun does Belgium have compared to Florida? We also
17 have for people that travel in Europe, you will see
18 how many windmills they have, how much energy there
19 is, and I think that Florida also has a lot of
20 wind. Thank you.

21 MR. WEST: Thank you very much.

22 Mr. Denham, do you want to add something?

23 DAVID DENHAM: As I was looking at the stuff
24 that was provided us, I noticed right in the middle
25 of the FPL corridor, there's a piece of property

1 that's the existing FPL right of way by easement
2 and that's owned by the National Park Service, I
3 suppose after some land swap or something, but
4 right now, the National Park actually owns a key
5 piece of this easement. I don't see where FPL
6 could use it without the park acquiescing to give
7 them this property. I just thought it was
8 interesting. I noticed that little detail, wanted
9 to point that out.

10 MR. WEST: Thank you. Go ahead.

11 MATTHEW SCHWARTZ: Matt Schwartz again, South
12 Florida Wildlands. I did leave out two things from
13 the comments I wanted to make.

14 First of all, I want to be on the record that
15 South Florida Wildlands does support alternative
16 three, I didn't say that, buy out the corridor and
17 do not build power lines in this piece of land.

18 The other one is I didn't give you comments on
19 the EIS of what I think you should be covering in
20 the EIS. I think that the National Park Service,
21 since it's going to spend \$1 million of the Park
22 Service's money, the people's money, instead of
23 buying out the land, if you are going to do this
24 EIS, do the most rigorous, scientific, objective
25 analysis you can possibly do affecting soils,

1 wetlands. There's an implication that these power
2 lines are going to create a spread of invasive
3 plant species through the area. Look at all the
4 impacts on birds.

5 You've already done an aviary study. The
6 aviary study says that this project is going to
7 impact the bird life at Everglades National Park,
8 already diminished by 90 percent.

9 And do this study scientifically. Bring in
10 the best objective minds to do it and when you are
11 finished, choose the environmentally preferred
12 alternative and I'm sure that the environmentally
13 preferred alternative will be alternative three and
14 we'll have a peaceful resolution to a situation we
15 don't want to be in. It's really powerful to see
16 all these folks show up today. It is a powerful
17 moment. These are local people. These are the
18 owners of the park. These are the folks that pay
19 your salaries and these are the people who own this
20 piece of land and who spoke through their
21 representatives in 1989 when they said acquire it.
22 So it has been acquired, now manage it as a park.
23 If not, we will be adversaries. And I'm saying
24 that right now, Sierra Club Member Jonathan Ullman
25 said that. We will go to court on this and it will

1 not end until it gets as far as it can go. You've
2 got a strange piece of legal mumbo jumbo here with
3 this Omnibus Act that throws out all previous
4 legislation and I'm stating on the record that
5 South Florida Wildlands will join with other
6 coalition members to go to court on this, however,
7 we want to work harmoniously with the park service,
8 manage this as a park, and let's all enjoy our
9 park. Thank you.

10 MR. WEST: Thank you very much. All right.
11 We've got one more.

12 And I want to say before people leave, thank
13 you so much for coming out. You stayed through the
14 end and it is very powerful, as Matt just said, so
15 I do want to echo and provide my thanks. I know
16 Dan will probably say some words just to say good
17 night.

18 Please state your name.

19 JOE DIMERAND: My name is Joe Dimerand and I
20 just want to say I've lived in Blumberg, Germany
21 for eight years where they are implementing right
22 now with the help of the government solar panels on
23 all the houses. Now, they don't have that much
24 sunlight relative to South Florida, and one of the
25 reasons I suspect that what FPL is trying to do is

1 get control over the production of electricity,
2 because in 20 years, which would be about the time
3 that it would take to get the plant, the two
4 nuclear power plants up, they could have solar
5 panels on all the houses in South Florida and that
6 would mean that the people would have control over
7 the electric production rather than FPL. So it's
8 just simply a power grab. That's all.

9 MR. WEST: Thank you very much. Okay.

10 Dan, would you like to say any words?

11 MR. KIMBALL: I just have a couple of comments
12 to wrap up. I really want to thank all of you for
13 coming tonight. We truly value your input. I've
14 been here, as I always do, when there's a GMP or
15 meeting like this, I try to really listen to what
16 people say and I really heard a number of things
17 tonight. One is everybody in this room really
18 cares about this place and there are a lot of
19 people who aren't here tonight around the world who
20 care about this place.

21 I really appreciate the comments that we
22 received tonight about the NEPA pathway that we are
23 on. We were doing an environmental assessment and
24 we diligently looked at the reasonably foreseeable
25 action of transmission lines and saw that we did

1 see, particularly with respect to the aviary
2 impacts, what we consider to be potential,
3 significant impacts with rather long and detailed
4 analysis and came to the conclusion that we were
5 not on the right NEPA pathway and I believe now
6 that we are.

7 Really something to emphasize here, we are in
8 a decision making process. We are at the beginning
9 of a decision making process. The 2009 Omnibus Act
10 was, as I said at the beginning, it authorized an
11 exchange. It did not mandate an exchange. And one
12 thing importantly it told us to do, name the
13 National Environmental Policy Act process and
14 that's exactly what we are doing tonight by this
15 scoping process.

16 It also said to do appraisals and that's been
17 discussed -- current appraisals, and we have those
18 underway and we have good appraisers that are
19 looking at -- that are very familiar with
20 appraising corridors and they are looking at
21 permissibility issues. That's something that will
22 be factored in.

23 But I think it's really important to recognize
24 as well, we are trying to do everything we can to
25 bring water into the park. And I think we are

1 trying to resolve this lands issue so that we can
2 bring water in under the bridge that's being
3 constructed right now and bring water in and
4 rehydrate the park.

5 As I say a lot, the park is dying of thirst
6 and we need to bring that water in and we need to
7 resolve this lands issue. The scoping process that
8 we've talked about tonight, I think this is a
9 really valuable part of the NEPA process where
10 everybody has a chance right at the beginning to
11 talk about the purpose and need and the
12 alternatives, and also the issues -- and I heard
13 things tonight that I really hadn't thought about.
14 Ecotourism is something that is a big thing at the
15 park and I think we really need to think about that
16 as part of our impact analysis. I really want to
17 thank you tonight for all the thoughtful comments.

18 I really want to commit to all of you that the
19 process that we are doing -- and this goes to the
20 tradition of the park service, and when we do NEPA,
21 it's a very transparent process. And I commit to
22 you that this process will be transparent. We are
23 going to have a high-quality decision making
24 process.

25 And Mathew Schwartz kind of stole my thunder

1 here we pride ourselves on having very much of a
2 science-based approach and I think that the studies
3 we've already done, for example, on avian resources
4 really speaks to how we are going to be really
5 looking at the impacts of those reasonably
6 foreseeable actions that relate to the land
7 exchange.

8 So I just really wanted to encourage you all
9 to stay involved, keep following this process, and
10 please in addition to tonight, whatever you write
11 on the boards, and we've captured what you've said
12 tonight, is stay involved, give us your comments by
13 July 10th, and I think if you all stay involved,
14 we'll end up with a better environmental impact
15 statement and we'll arrive at the best decision.

16 So thank you so much for coming tonight.

17 (The proceedings concluded at 8:32 p.m.)
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HEARING CERTIFICATE

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I, CHRISTINE SAVOUREUX-MARINER, Court Reporter, certify that I was authorized and did stenographically report the foregoing proceedings and that this transcript is a true record of the proceedings before the Court.

I further certify that I am not a relative, employee, attorney, or counsel for any of the parties, nor am I a relative or employee of any of the parties' attorney or counsel connected with the action, nor am I financially interested in the action.

Dated this 10th day of July, 2011.

CHRISTINE SAVOUREUX-MARINER
Court Reporter

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