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BOARD MINUTES FOR 05/21/92

MAY 21, 1992

THE BOARD OF COUNTY COMMISSIONERS, IN AND FOR WASHINGTON COUNTY, MET ON THE ABOVE DATE AT 9:00 A. M. AT THE WASHINGTON COUNTY ADMINISTRATIVE BUILDING, 201 WEST CYPRESS AVENUE, CHIPLEY, FLORIDA, WITH COMMISSIONERS CORBIN, COOK, TAYLOR, DAVIS AND TRACY PRESENT. ATTORNEY HOLLEY, CLERK EARNESTINE MILLER AND DEPUTY CLERK DIANNE CARTER WERE ALSO IN ATTENDANCE.

ADMINISTRATOR HAGAN PROCLAIMED THE MEETING WITH ATTORNEY HOLLEY OFFERING PRAYER. CHAIRMAN CORBIN LED IN THE PLEDGE OF ALLEGIANCE TO THE FLAG.

COMMISSIONER TRACY OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO ADOPT THE MINUTES OF THE APRIL 16, 1992 AND MAY 7, 1992 MEETINGS.

AUBREY DAVIS, REPRESENTING THE CITIZENS VOICE ASSOCIATION, ADDRESSED THE BOARD REQUESTING THE BOARD RESCIND THEIR ACTION OF APRIL 16, 1992 ON AMENDMENT #2 RESTRICTING THE USE OF PUBLIC FACILITIES. MR. DAVIS PROPOSED TO THE BOARD THEY ALLOW LEGITIMATE CIVIC USE OF THE NEW ADMINISTRATIVE BUILDING, HAVE PERSONS SIGN FOR THE USE OF THE BUILDING, AND FELT THERE WOULD BE NO OBJECTION IF THE BOARD WANTED TO CHARGE A REASONABLE FEE FOR UTILITIES, ETC. THE BOARD TOOK NO ACTION ON HIS REQUEST TO CHANGE AMENDMENT #2 ON THE USE OF THE BUILDING.

MR. C. E. YATES ADDRESSED THE BOARD PRESENTING EACH OF THEM A COPY OF A LETTER FROM TRI-COUNTY AIRPORT AUTHORITY ADDRESSED TO CHAIRMAN LENZY CORBIN COMMENDING ADMINISTRATOR HAGAN AND ATTORNEY HOLLEY ON THEIR ASSISTANCE CONCERNING LEGAL ACTION WHICH WAS THREATENED AGAINST TRI-COUNTY AIRPORT AUTHORITY. MR. YATES REQUESTED THE BOARD PLACE A COPY OF THE LETTER IN ADMINISTRATOR HAGAN AND ATTORNEY HOLLEY'S PERSONNEL FILE. MR. YATES THEN QUESTIONED THE COUNTY'S RIGHT TO REPAIR PRIVATE DRIVEWAYS WHERE SCHOOL BUSES ARE PARKED. ADMINISTRATOR HAGAN IS TO REVIEW THE MATTER TO DETERMINE IF THE PRESENT DRIVEWAY POLICY OF THE COUNTY NEEDS TO BE AMENDED TO INCLUDE SOMETHING PERTAINING TO SCHOOL BUS PARKING AND REPORT BACK TO THE BOARD. COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED TO PLACE THE LETTERS OF COMMENDATION FROM TRI-COUNTY AIRPORT AUTHORITY ON ADMINISTRATOR HAGAN AND ATTORNEY HOLLEY IN THEIR PERSONNEL FILE.

1 PAGE INSERT

LETTER FROM TRI-COUNTY

CHAIRMAN CORBIN REQUESTED A LETTER FROM MR. H. C. BLAND COMMENDING COUNTY EMPLOYEE, TIM ODOM, BE PLACED IN ODOM'S PERSONNEL FILE.

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LETTER ON TIM ODOM

COMMISSIONER COOK SPOKE TO THE BOARD ON THE FINANCING OF THE AG CENTER RENOVATIONS ADVISING THEM A LOCAL BANK IS WILLING TO TAKE OVER THE PROGRAM AND WE SHOULD HAVE COMPLETE APPROVAL BY JULY 1ST. ADMINISTRATOR HAGAN IS TO TALK WITH LARRY HAYES TO SEE IF HIS AGENCY IS WILLING TO WAIT UNTIL WE HAVE THE FINANCING IN HAND.

MS. LINDA NORTON, LIBRARY DIRECTOR, PRESENTED THE BOARD A LETTER REQUESTING THE COUNTY PROVIDE THE MANPOWER TO IMPLEMENT THE WORK OF INSTALLING MOST OF THE GENERAL CONSTRUCTION MATERIALS TO MAKE THE LIBRARY HANDICAPPED ACCESSIBLE AND TO MAKE OTHER NEEDED IMPROVEMENTS TO THE BUILDING. COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED FOR COMMISSIONER TAYLOR AND ADMINISTRATOR HAGAN TO WORK OUT THE DETAILS ON THE COUNTY FURNISHING THE MANPOWER TO DO THE LIBRARY RENOVATIONS.

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LETTER FROM LINDA NORTON

CHAIRMAN CORBIN CALLED FOR A TEN MINUTE RECESS.

PURSUANT TO A RECESS, LARRY HAYES MET WITH THE BOARD TO EXPLAIN THAT USDA DOES WANT ALL OF ITS DIFFERENT AGENCIES HOUSED IN ONE BUILDING FOR THE CONVENIENCE OF THE PUBLIC AND THEY WOULD WORK WITH THE COUNTY ANY WAY THEY COULD. THERE WAS A DISCUSSION CONCERNING THE COUNTY USING THE MONEY FROM THE 1990 LOAN FUND BUDGETED FOR THE PURCHASE OF PROPERTY FOR A PRISON SITE TO DO THE AG CENTER RENOVATION PROJECT IF THE LOAN MONIES DID NOT COME THROUGH. ADMINISTRATOR HAGAN ADVISED THE BOARD THEY WOULD STILL BE SHORT \$61,000 IF THEY USE THE PRISON MONIES. COMMISSIONER COOK ASKED ATTORNEY HOLLEY AND ADMINISTRATOR HAGAN TO CONTACT THE ARCHITECT TO SEE

IF THE CONTRACTOR WAS STILL WILLING TO ABIDE BY HIS BID PRICE.

PURSUANT TO A NOTICE OF HEARING AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, A PUBLIC HEARING WAS HELD ON ORDINANCE #92-3 PERTAINING TO AN AMENDMENT TO PRIOR COUNTY ORDINANCE #81-3, AMENDING THE PENALTY PROVISION OF SAID ORDINANCE. AS THERE WAS NO ONE PRESENT TO OPPOSE THE ADOPTION OF SAID ORDINANCE, COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED TO ADOPT ORDINANCE #92-3.

2 PAGE INSERT

ORDINANCE

PURSUANT TO A NOTICE OF HEARING AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, A PUBLIC HEARING WAS HELD ON ORDINANCE #92-4 PERTAINING TO GRANTING A FRANCHISE TO STORER CABLE COMMUNICATIONS, INC., FOR THE CONSTRUCTION AND OPERATION OF A TELEVISION CABLE SYSTEM. AS THERE WAS NO ONE PRESENT TO OPPOSE THE ADOPTION OF SAID ORDINANCE, COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER TAYLOR AND CARRIED TO ADOPT ORDINANCE #92-4 SETTING A FRANCHISE FEE EQUAL TO 5% OF GROSS REVENUES.

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PURSUANT TO A NOTICE OF HEARING AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, A PUBLIC HEARING WAS HELD ON ORDINANCE #92-5 GRANTING WEST POINT PEPPERELL, INC. AN AD VALOREM TAX EXEMPTION. AS THERE WAS NO ONE PRESENT TO OPPOSE THE ADOPTION OF SAID ORDINANCE, COMMISSIONER TRACY OFFERED A MOTION, SECONDED BY COMMISSIONER TAYLOR AND CARRIED TO ADOPT ORDINANCE #92-5 GRANTING WEST POINT PEPPERELL AN AD VALOREM TAX EXEMPTION FOR THE PERIOD OF TIME ESTABLISHED IN THE POLICY STATEMENT ON AD VALOREM TAX EXEMPTIONS.

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AD AND ORDINANCE

PURSUANT TO A NOTICE OF HEARING AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, A PUBLIC HEARING WAS HELD ON PROPOSED LAND USE CHANGES. RANDY PARKER, CONSULTANT ON THE COMPREHENSIVE PLAN, PRESENTED A COPY OF THE PROPOSED LAND USE CHANGES TO THE BOARD AS WELL AS PROPOSED CHANGES TO THE COMPREHENSIVE PLAN. C. E. YATES VOICED HIS OPPOSITION OF PARCEL 7 LAND USE CHANGE FROM LOW DENSITY RESIDENTIAL TO PUBLIC/SEMI-PUBLIC LAND USE UNLESS THERE ARE RESTRICTIONS PLACED ON ITS USE. COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED TO ACCEPT THE RECOMMENDATIONS OF THE PLANNING COMMISSION WHICH WAS TO ACCEPT THE PROPOSED LAND USE CHANGES AND LANGUAGE CHANGES ON THE INFRASTRUCTURE ELEMENT. COMMISSIONER TAYLOR OPPOSED.

12 PAGE INSERT

COMP PLAN AMENDMENTS

COMMISSIONER TRACY OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO ACCEPT THE CONTRACT BETWEEN SIDNEY J. ROCHE, SR. AND WASHINGTON COUNTY, FLORIDA, WHEREBY THE COUNTY AGREES TO PURCHASE PROPERTY FROM MR. ROCHE FOR \$25,000, AND TO AUTHORIZE THE CHAIRMAN AND CLERK TO SIGN THE CONTRACT.

3 PAGE INSERT

CONTRACT-SIDNEY ROCHE

ATTORNEY HOLLEY ADVISED THE BOARD HE FELT THEY SHOULD PAY AN UNPAID BILL ON WORKERS COMPENSATION TO FIREMENS FUND BASED ON DETAILED LOSS RUN INFORMATION SUBMITTED BY THEM. COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED TO AUTHORIZE ATTORNEY HOLLEY TO WORK OUT A REPAYMENT PLAN ON THE \$34,431.00 BILL FROM FIREMENS FUND USING THE REFUND CHECK FOR \$7,949.00 FROM OUR PRESENT INSURANCE CARRIER AS A DOWN PAYMENT.

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LETTER FROM FIREMENS FUND

ATTORNEY HOLLEY BRIEFED THE BOARD ON THE HOSPITAL LAWSUIT AS THE BOARD HAD AGREED TO SETTLE FOR \$150,000 TO BE PAID IN FIVE ANNUAL PAYMENTS OF \$30,000 BEGINNING WITH FISCAL YEAR 1992-93. HE ADVISED THE BOARD THERE HAD BEEN A COUNTER OFFER OF \$175,000 TO BE PAID IN FIVE EQUAL ANNUAL INSTALLMENTS USING A CASH FLOW NOTE. UPON THE RECOMMENDATION OF ATTORNEY HOLLEY NOT TO ACCEPT THE COUNTER OFFER OF \$175,000, COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER TAYLOR AND CARRIED TO AUTHORIZE ATTORNEY HOLLEY TO DENY THE \$175,000 OFFER.

ATTORNEY HOLLEY ADVISED THE BOARD THE FINAL HEARING ON COUNT 2 OF THE WEST TRACO LAWSUIT WHICH PERTAINS TO SPECIFIC PERFORMANCE WOULD BE HELD ON JULY 14TH AT 1:30 P. M.

CHAIRMAN CORBIN APPOINTED ADMINISTRATOR ROGER HAGAN, CLERK EARNESTINE MILLER AND ATTORNEY GERALD HOLLEY TO AN AUDIT LIASON COMMITTEE.

ATTORNEY HOLLEY ADVISED THE BOARD ON THE DANA-RON BOTTLE CLUB SITUATION, STATING SHERIFF PEEL HAD MET WITH HIM AND ADVISED HIM IF THERE IS A CONVICTION FOR ANY CRIMINAL CHARGES NOW PENDING AGAINST THE DANA-RON BOTTLE CLUB, THEIR LICENSE COULD BE REVOKED.

ATTORNEY HOLLEY ADVISED THE BOARD THE PROPERTY APPRAISER'S CONTRACT FOR COMPUTER SERVICE WAS PREPARED WITH THE BOARD AGREEING TO TAKE ACTION ON THE CONTRACT DURING THEIR AFTERNOON SESSION.

ATTORNEY HOLLEY ADVISED A HEARING WAS SET ON THE WINDHAM ROAD LAWSUIT FOR A MOTION TO DISMISS ON JUNE 26TH AT 10:30 A. M.

COMMISSIONER TRACY OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO OFFER TO ASSIST JACKSON COUNTY WITH THEIR SUIT AGAINST DER ON STORMWATER RUN OFF.

JO ANN AULT, REPRESENTING THE CRYSTAL LAKE HOMEOWNERS ASSOCIATION, WAS PRESENT TO ADVISE THE BOARD THEY WERE STILL WILLING TO GIVE THE COUNTY THE MONEY TO REPAY THE GRANT MONEY USED TO BUILD THE PUBLIC BOAT RAMP AT CRYSTAL LAKE, AS THEY WOULD STILL LIKE TO PURCHASE IT. THE BOARD ADVISED THEY WERE NOT INTERESTED BUT DID AGREE TO POST THE STATE OPEN CONTAINER LAW AT CRYSTAL LAKE.

MS. SYLVIA FOREHAND ADDRESSED THE BOARD TO REQUEST THEY ABANDON AN EASEMENT TO HER PROPERTY WHICH WAS GIVEN TO THE COUNTY BY THE STATE LOCATED ON HIGHWAY 77 PAST I-10. COMMISSIONER TAYLOR OFFERED A MOTION, SECONDED BY COMMISSIONER COOK AND CARRIED TO ADVERTISE FOR A PUBLIC HEARING TO ABANDON THE EASEMENT WITH THE EXCEPTION OF 30 FEET AS PETITIONED BY SYLVIA FOREHAND.

5 PAGE INSERT

FOREHAND PETITION

MR. MILNER, ARCHITECT WITH MILNER, MOORE & MAYNE, WAS PRESENT WITH THE DRAWINGS ON THE COURTHOUSE RENOVATION PROJECT. COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED TO AUTHORIZE MR. MILNER TO SUBMIT THE PLANS TO THE STATE. THE BOARD ALSO REQUESTED THAT MR. MILNER CALL THE CONTRACTOR WHO WAS THE LOW BIDDER ON THE AG CENTER RENOVATION PROJECT TO SEE IF HIS CONTRACT WAS STILL GOOD AND HOW LONG WOULD IT BE BEFORE HE WOULD WANT A DRAW DOWN ON MONIES.

COMMISSIONER TRACY OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO ACCEPT THE MINUTES AND APPROVE THE RECOMMENDATIONS OF THE WASHINGTON COUNTY PLANNING COMMISSION FOR THEIR APRIL 14TH MEETING.

1 PAGE INSERT

PLANNING COMMISSION MINUTES

THE COMMITTEE ESTABLISHED TO STUDY HEAVY LOAD REGULATIONS ON COUNTY ROADS SUBMITTED THEIR REPORT TO THE BOARD WITH THEIR RECOM- MENDATION BEING THE BOARD LOOK AT SOLUTIONS OTHER THAN REGULATIONS ON ROADS WITH SOME SOLUTIONS BEING BETTER PREPARATIONS OF ROADS BEFORE HEAVY LOADS ARE HAULED.

1 PAGE INSERT

REPORT ON HEAVY LOADS

COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED TO APPOINT W. D. EVERITT TO THE WASHINGTON COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY.

COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED TO ADOPT A RESOLUTION PROCLAIMING THE WEEK BEGINNING JUNE 7, 1992 AS NATIONAL SAFE BOATING WEEK.

1 PAGE INSERT

RESOLUTION

MR. MILNER REPORTED TO THE BOARD HE HAD CONTACTED THE CONTRACTOR ON THE AG CENTER RENOVATION PROJECT AND THE CONTRACTOR ADVISED HIM HE WOULD STILL HONOR HIS BID AND CAN BEGIN WORK WITHIN A COUPLE OF WEEKS AND HIS FIRST DRAW DOWN OF MONIES CAN BE HELD UNTIL AFTER THE BOARD GETS THE MONEY. COMMISSIONER COOK IS TO REPORT TO THE BOARD ON A FIRM COMMITMENT ON FUNDS FOR THE AG CENTER.

CAROL ROBERTS ADDRESSED THE BOARD TO SEE WHAT NEW RESTRICTIONS HAD BEEN PLACED ON THE RATTLESNAKE POND AREA. MS. ROBERTS WAS AD- VISED A PUBLIC HEARING ON THE PROHIBITING POSSESSION OR USE OF ALCOHOLIC BEVERAGES IN THE AREA WOULD BE HELD ON JUNE 18, 1992.

CHAIRMAN CORBIN RECESSED THE MEETING UNTIL 1:00 P. M.

CHAIRMAN CORBIN APPOINTED COMMISSIONER TRACY TO THE FLORIDA ASSOCIATION OF COUNTIES RURAL AFFAIRS COMMITTEE.

CHAIRMAN CORBIN APPOINTED COMMISSIONER TRACY TO WORK WITH RECYCLING.

minutes052192

COMMISSIONER TRACY OFFERED A MOTION, SECONDED BY COMMISSIONER COOK AND CARRIED TO ACCEPT FOR THE MINUTES THE REPORT OF THE COM- MITTEE APPOINTED TO WORK ON RECOMMENDATIONS CONCERNING HEAVY LOAD LIMITS.

KATHY MARSH, COMPUTER OPERATOR, WAS PRESENT TO ANSWER ANY QUESTIONS THE BOARD MAY HAVE. SHE ADVISED THE BOARD THERE WAS NO REASON SHE COULD NOT PROVIDE THE COMPUTER SERVICES NEEDED BY THE PROPERTY APPRAISER. COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO ACCEPT THE PROPERTY APPRAISER'S CONTRACT FOR COMPUTER SERVICES CHARGING HIM \$.50 PER PARCEL.

17 PAGE INSERT

COMPUTER CONTRACT

A BUDGET CONFERENCE WITH THE CONSTITUTIONAL OFFICERS WAS HELD AT THIS TIME. SHERIFF FRED PEEL ADVISED THE BOARD HIS MAIN PRIORITY THIS NEXT BUDGET YEAR WAS HIS EMPLOYEES GETTING A RAISE. THE OTHER CONSTITUTIONAL OFFICERS AND THE BOARD ALL AGREED THEY WERE ALSO INTERESTED IN THE COUNTY EMPLOYEES GETTING A RAISE. THEY ALSO AGREED A COMPARABLE PAY SCALE FOR COMPARABLE WORK SHOULD BE ESTABLISHED FOR ALL COUNTY EMPLOYEES. AFTER DISCUSSION, COMMISSIONER COOK OFFERED A MOTION, SECONDED BY COMMISSIONER TRACY AND CARRIED TO AUTHORIZE ADMINISTRATOR HAGAN TO WRITE A LETTER OF DIRECTION TO THE CONSTITU- TIONAL OFFICERS AND DEPARTMENT HEADS STATING IT APPEARS THERE WILL BE A NO GROWTH BUDGET BUT PERSONNEL RAISES OF 5% WILL BE THE FIRST PRIORITY SHOULD MONIES BE AVAILABLE.

1 PAGE INSERT

LETTER FROM ADMINISTRATOR

ADMINISTRATOR HAGAN BRIEFED THE BOARD ON THE PROGRESS OF THE COMPUTER CONVERSION ADVISING THE CONVERSION FROM THE 600 TO THE TARGON HAS BEEN COMPLETED; HOWEVER, SOME OF THE PROGRAMS HAVE NOT BEEN RELEASED OR COMPLETED. HE ADVISED THE BOARD A SECOND PERSON WOULD NEED TO BE EMPLOYED USING THIS PERSON PART TIME IN COMPUTER OPERATIONS. HE ALSO ADVISED TWO TERMINALS AND A PRINTER WHICH WERE NEEDED WERE NOT INCLUDED AS PART OF OUR CONTRACT WITH NIXDORF. THE PROPERTY APPRAISER IS ALSO GOING TO NEED A BURSTER, WHICH SEPARATES SINGLE PLY COMPUTER FORMS INTO SEPARATE PIECES, AND A DECOLLATOR, WHICH SEPARATES UP TO FOUR PARTS OF COMPUTER FORMS INTO TWO SEPARATE STACKS.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER COOK AND CARRIED TO AUTHORIZE THE CHAIRMAN TO SIGN THE STATE REVENUE SHARING APPLICATION FOR FISCAL YEAR 1992-93.

3 PAGE INSERT

APPLICATION FOR STATE REVENUE SHARING

COMMISSIONER TRACY OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO APPROVE OF VOUCHERS SIGNED AND WARRANTS ISSUED TOTALLING \$696,908.85.

COMMISSIONER TRACY OFFERED A MOTION, SECONDED BY COMMISSIONER COOK AND CARRIED TO ADJOURN. ATTEST: _____

CLERK

CHAIRMAN

ATTEST: _____

DEPUTY CLERK

END OF MINUTES FOR 05/21/92