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BOARD MINUTES FOR 01/21/93

JANUARY 21, 1993

THE BOARD OF COUNTY COMMISSIONERS, IN AND FOR WASHINGTON COUNTY, MET ON THE ABOVE DATE AT 5:30 P. M. AT THE WASHINGTON COUNTY ADMINISTRATIVE BUILDING, 201 WEST CYPRESS AVENUE, CHIPLEY, FLORIDA, WITH COMMISSIONERS TAYLOR, CORBIN, CARTER, MORRIS AND BROCK PRESENT. ATTORNEY HOLLEY 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 CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO APPROVE THE MINUTES FOR THE DECEMBER 17, 21 AND 30, 1992 MEETINGS.

KEN TRAWICK, CHAIRMAN OF THE 9-1-1 STEERING COMMITTEE, ADDRESSED THE BOARD AND PRESENTED THEM WITH A REPORT ON THE 9-1-1 PROJECT. THE 9-1-1 COMMITTEE WAS REQUESTING THE BOARD APPROPRIATE \$25,185.00 OF THE 9-1-1 FUNDS TO PURCHASE ITEMS AND SERVICES NECESSARY FOR THE IMPLEMENTATION OF THE PROJECT. MR. TRAWICK GAVE A BREAKDOWN OF THESE COSTS WHICH INCLUDED:

1. \$20,750.00 FOR THE PURCHASE OF HARDWARE AND SOFTWARE FOR THE MAPPING SYSTEM
2. \$2,435.00 FOR INFORMATION (DIGITIZED MAP AND AERIAL PHOTOGRAPHS)
3. \$2,000.00 FOR SERVICES (RETAIN AUTOCAD DESIGNER AND AND HARDWARE/SOFTWARE CONSULTANT.)

COMMISSIONER TAYLOR OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO APPROVE OF THE EXPENDITURE OF \$25,185.00 FROM THE 9-1-1 FUNDS FOR THE PURCHASES OF EQUIPMENT AND SERVICES REQUESTED BY THE 9-1-1 STEERING COMMITTEE.

CHERYL BLANKENSHIP, REPRESENTING TRI-COUNTY COMMUNITY COUNCIL, ADDRESSED THE BOARD TO REQUEST THEY ADOPT A RESOLUTION GRANTING TRI-COUNTY COMMUNITY COUNCIL, INC., PERMISSION TO APPLY FOR A GRANT IN THE AMOUNT OF \$5,470.00 TO BE USED FOR A COMMUNITY CANNING CENTER FOR WASHINGTON COUNTY. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ADOPT THE RESOLUTION PRESENTED BY MS. BLANKENSHIP.

SHERIFF HASTY ADDRESSED THE BOARD REQUESTING OFFICE SPACE AT THE VERNON EMERGENCY CENTER. HE ALSO REQUESTED TO SHARE THE BACK OF THE BUILDING ON THE WEST END FOR STORAGE OF EQUIPMENT. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO APPROVE OF SHERIFF HASTY'S REQUEST FOR OFFICE SPACE AND EQUIPMENT STORAGE SPACE AT THE VERNON EMERGENCY CENTER.

SHERIFF HASTY REQUESTED THE BOARD PUT THE FUEL TANK REMOVED FROM THE PARKING LOT AT THE JAIL ON HOLD AS HE WOULD LIKE TO CENTRALLY LOCATE THE TANK IN THE FUTURE.

SHERIFF HASTY WAS ADVISED BY THE BOARD THE TANK WAS NO GOOD DUE TO ITS AGE BUT THE PUMP COULD BE USED.

SHERIFF HASTY ADVISED THE BOARD SHERIFF STEVE OELRICH OF ALACHUA COUNTY HAS LOANED THE WASHINGTON COUNTY SHERIFF'S DEPARTMENT TWO PATROL CARS TO BALANCE OUT THE REMAINING PART OF THIS YEAR. SHERIFF HASTY STATED IT WAS POSSIBLE HE MIGHT PURCHASE THESE VEHICLES LATER ON.

SHERIFF HASTY REQUESTED THE BOARD AUTHORIZE THE PURCHASE OF TWO WALKIE TALKIE'S AT A COST OF \$489.90 EACH FROM THE \$12.50 SURCHARGE MONIES. DEPUTY CLERK CARTER ADVISED THE BOARD THEY NEEDED TO ADOPT A RESOLUTION DESIGNATING SOUTHTRUST BANK AS DEPOSITORY BANK FOR THESE FUNDS. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO AUTHORIZE THE CHAIRMAN TO SIGN THE RESOLUTION AND AUTHORIZE THE PURCHASE OF THE TWO WALKIE TALKIE'S REQUESTED BY SHERIFF HASTY.

SHERIFF HASTY THEN REPORTED ON THE FINANCES OF THE SHERIFF'S DEPARTMENT STATING THERE WAS \$16,258.88 ADDITIONAL OUTSTANDING BILLS DUE BESIDES THE \$45,893.93 PREVIOUSLY REPORTED PRIOR TO HIS TAKING OFFICE FOR A TOTAL OF \$62,152.81. HE STATED HE HAD \$4,000.00 TO THE GOOD AFTER MAKING HIS DOUBLE DRAW IN JANUARY TO MAKE UP THE DEFICIT.

MR. MILNER, REPRESENTING MILNER, MOORE AND MAYNE, ADDRESSED THE BOARD GIVING THEM PRICES ON DIFFERENT TYPES OF ROOFS AT THE AG CENTER. HE ADVISED A METAL GABLE ROOF FOR THE AUDITORIUM WOULD COST \$31,980 AND \$9,950 FOR A FLAT ROOF ON THE STORAGE

AREA, A METAL CURVED ROOF FOR THE AUDITORIUM WOULD COST \$43,400 AND A FIBER TYPE BARREL ROOF, LIKE THE ONE ON THE COURTHOUSE, FOR THE AUDITORIUM WOULD COST \$21,954 AND \$7,500 FOR THE FLAT ROOF ON THE STORAGE AREA. HE ADVISED THESE PRICES INCLUDED MATERIALS AND LABOR. MR. MILNER WAS QUESTIONED AS TO THE WARRANTY ON EACH OF THESE QUOTES. AS MR. MILNER COULD NOT GIVE A DEFINITE ANSWER, COMMISSIONER CARTER OFFERED A MOTION SECONDED BY COMMISSIONER MORRIS AND CARRIED TO TABLE ACTION UNTIL FURTHER INFORMATION IS OBTAINED. MR. MILNER IS TO GET THE BOARD A PACKAGE ON THE QUOTES AND WARRANTIES ON THE ROOFS.

PURSUANT TO A NOTICE OF HEARING ADVERTISED IN THE WASHINGTON COUNTY NEWS, WITH DEPUTY CLERK DIANNE CARTER READING THE NOTICE, A PUBLIC HEARING WAS HELD ON THE PROPOSED REVISIONS TO THE WASHINGTON COUNTY LAND DEVELOPMENT CODE. RANDY PARKER, COMPREHENSIVE PLANNING CONSULTANT, ADDRESSED THE PROPOSED CHANGES TO THE CODE WHICH WERE:

1. DIVIDING THE INDUSTRIAL LAND USE INTO LIGHT AND GENERAL INDUSTRIAL USE WITH THE GENERAL INDUSTRIAL USES BEING ALLOWED ONLY THROUGH THE "SPECIAL EXCEPTION" PROCESS.
2. ALLOW CEMETERIES IN THE PUBLIC AND SEMI-PUBLIC LAND USE THROUGH APPROVAL OF THE "SPECIAL EXCEPTION " PROCESS.
3. REMOVE LANDFILL DISTRICTS IN THE LAND DEVELOPMENT CODE.
4. NO LONGER REQUIRE HEALTH DEPARTMENT CERTIFICATION IN THE SUB-DIVISION PROCESS BUT PLACE A DISCLOSURE ON THE SUB-DIVISION PLAT SAYING THE INDIVIDUAL LOTS HAVE NOT BEEN CERTIFIED FOR SEPTIC TANK APPROVAL BY THE HEALTH DEPARTMENT.
5. CHANGING THE SPECIAL PROVISIONS ON MOBILE HOME PARKS WITH FIVE OPTIONS BEING LISTED. AFTER INDEPTH DISCUSSION ON CHANGING THE SPECIAL PROVISIONS ON MOBILE HOME PARKS AND IT BEING DECIDED THE WORDING ON THE CHANGE NEEDED TO BE MORE CLEAR, COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO TABLE THE CHANGE ON THE MOBILE HOME PARKS UNTIL THE NEXT PUBLIC HEARING.

DISCUSSION ON THE ISSUE OF NOT REQUIRING THE HEALTH DEPARTMENT CERTIFICATION IN THE SUB-DIVISION PROCESS, COMMISSIONER TAYLOR OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO LEAVE THE DISCLOSURE CERTIFICATION ON THE PLAT AND REQUIRE THE SUB-DIVIDER TO PUT A DISCLAIMER ON THE DEED SAYING THE INDIVIDUAL LOTS HAVE NOT BEEN CERTIFIED FOR SEPTIC TANK APPROVAL BY THE HEALTH DEPARTMENT.

MR. PARKER ADDRESSED A QUESTION ASKED BY MR. AUBREY DAVIS IF THE COMPREHENSIVE PLAN CONTROLLED PUTTING POLLUTANT INDUSTRY IN WASHINGTON COUNTY. MR. PARKER STATED THE INDUSTRIAL DISTRICT IN THE PLAN COVERED ALL TYPES OF INDUSTRIAL USES AND IF THE CODE IS AMENDED IT WOULD SPECIFY LIGHT INDUSTRY AND HEAVY INDUSTRY. THIS WOULD ALLOW FOR MORE CONTROL OF WHERE POLLUTANT INDUSTRIES COULD BE LOCATED. MR. DAVIS WAS ALSO ADVISED AT THE PRESENT TIME THE COUNTY DOES NOT HAVE AN ORDINANCE TO PROCLUDE ANY TYPE OF INDUSTRY. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO ACCEPT ALL PROPOSED LAND USE CHANGES EXCEPT THE CHANGE ON THE MOBILE HOME PARKS.

PURSUANT TO A NOTICE OF HEARING ON THE CLOSING AND RE-ROUTING OF A ROAD PETITIONED BY ROSEWOOD TIMBER COMPANY AND WASHINGTON COUNTY BOARD OF COMMISSIONERS, SAID HEARING WAS HELD. COMMISSIONER CARTER EXPLAINED THE LOCATION OF THE ROAD SAYING IT WAS AN EXISTING ROAD IN A LOW AREA LEADING INTO GAINER CEMETERY ROAD. ROSEWOOD WAS WANTING TO MOVE THIS ROAD UP SIX TO SEVEN HUNDRED FEET WEST TO MOVE IT OUT OF A WET AREA. THE PUBLIC WAS ADVISED THAT CEMETERY ROAD AND CREEK ROAD WERE STILL OPEN. AS THERE WAS NO ONE PRESENT WHO OPPOSED THE CLOSING AND RE-ROUTING OF THE ROAD, COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE THE CLOSING OF THE ROAD AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, ON JANUARY 7, 1993.

SHERRI HARRIS ADDRESSED THE BOARD STATING ROSEWOOD HAS CLOSED ACCESS TO THEIR PROPERTY AND IS TRYING TO CLOSE OFF ALL PROPERTY AROUND THEM. MS. HARRIS WAS ADVISED THE ROAD WHICH THE BOARD AUTHORIZED THE CLOSING AND RE-ROUTING OF, IS NOT RELATED TO THE EAST-WEST ROAD PROBLEM.

STAN PORTER ADDRESSED THE BOARD ON THE PARTIAL VACATION OF THE CANYON SPRINGS RESORT PLAT. AS MR. PORTER COULD NOT PROVIDE PROOF OF PUBLICATION AND OTHER DOCUMENTATION REQUIRED BY THE FLORIDA STATUTES ON THE PARTIAL VACATION OF THE PLAT, MR. PORTER ASKED IF HE COULD COME BEFORE THE BOARD AT ITS NEXT MONTH'S MEETING. THE BOARD AGREED FOR MR. PORTER TO ADDRESS THIS ISSUE AT ITS FEBRUARY MEETING.

MR. C. E. YATES ADDRESSED THE BOARD AND PRESENTED A LETTER, WHICH HE READ TO

THE BOARD, TO THE CLERK TO BE RECORDED AS PART OF THE MINUTES. THE LETTER BEGAN BY COMPLIMENTING THE ROAD AND BRIDGE DEPARTMENT IN THEIR EXPEDITIOUS REPAIR OF UNPASSABLE ROADS IMMEDIATELY FOLLOWING A RAINFALL OF ABOUT 6 INCHES ON JANUARY 7, 1993. THE OTHER PART OF HIS LETTER REFERRED TO REPORTS MADE TO HIM THAT THE CHAIRMAN OF THE BOARD HAS BEEN TELLING PEOPLE THAT HE AND A FEW OTHERS ARE TRYING TO DICTATE TO THE COUNTY WHAT TO NAME THE COUNTY ROADS. MR. YATES STATED HE FELT STRONGLY THAT ALL ROAD NAMES SHOULD SATISFY THE ROAD NAMING CRITERIA ESTABLISHED BY THE COUNTY ROAD NAMING AND PROPERTY NUMBERING POLICY AND THAT EXCEPTIONS NOT BE MADE. HE STATED IN THE LETTER HE WAS AWARE OF SOME CITIZENS WHO OBJECT TO THEIR NAME BEING REMOVED FROM THE ROAD SIGNS, BUT HE BELIEVES THE WELFARE OF THE ENTIRE COUNTY SHOULD TAKE PRECEDENCE OVER THEIR PERSONAL PREFERENCE. THE LETTER STATES MR. YATES FEELS DEVIATION FROM THE POLICY MIGHT AT SOME TIME IN THE FUTURE ENDANGER CITIZENS DUE TO CONFUSION IN DISPATCHING AN EMERGENCY VEHICLE. THE LETTER ALSO STATES IF EXCEPTIONS ARE MADE NOW, IT WOULD CANCEL OUT THE EFFORTS OF THE ROAD NAMING AND PROPERTY NUMBERING COMMITTEE WHO WORKED LOYALLY TO COME UP WITH THE BEST POSSIBLE POLICY. CHAIRMAN CORBIN STATED SINCE THE LETTER REFERENCED HIM, HE WOULD ADDRESS IT. CHAIRMAN CORBIN STATED HE HAD BEEN ADVISING PERSONS CONTACTING HIM WANTING THEIR NAMES TO REMAIN ON THE ROAD SIGNS THAT HE WOULD REFER THEIR REQUESTS BACK TO THE ROAD NAMING AND ROAD NUMBERING COMMITTEE TO SEE IF THE ROAD SIGNS COULD BE LEFT AS THEY ARE. CHAIRMAN CORBIN DID STATE HE WAS NOT GOING TO CHANGE THE ROAD NAMES JUST TO PLEASE THE COMMITTEE. MR. YATES THEN OFFERED HIS RESIGNATION FROM THE 9-1-1 ROAD NAMING AND ROAD NUMBERING COMMITTEE. CHAIRMAN CORBIN TURNED THE CHAIR OVER TO VICE-CHAIRMAN TAYLOR AND OFFERED A MOTION TO ACCEPT MR. YATES RESIGNATION. THE MOTION WAS SECONDED BY COMMISSIONER MORRIS AND CARRIED UNANIMOUSLY.

MR. KEN YATES OF CLOUDS AUTO PARTS WAS PRESENT TO REQUEST IF THE BOARD WAS NOT BOUND BY THEIR FILTER BIDS OR DEVIATED FROM THEM, TO PLEASE CONSIDER CLOUDS AUTO PARTS. COMMISSIONER MORRIS HAD REVIEWED THE FILTER BIDS AND RECOMMENDED TO THE BOARD THEY REJECT ALL FILTER BIDS RECEIVED AND RE-ADVERTISE. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO REJECT ALL FILTER BIDS RECEIVED.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ADVERTISE FOR ONE YEAR FILTER BIDS.

CHAIRMAN CORBIN CALLED FOR A FIVE MINUTE RECESS.

PURSUANT TO A RECESS, WAYNE CARTER, REPRESENTING CUMBAA ENTERPRISES, ADDRESSED THE BOARD AND GAVE A BRIEF HISTORY ON THE CHIPLEY AND MUDHILL LANDFILL CLOSURES. HE ADVISED THE BASIC CONTRACT JOB WAS CLOSED OUT ON TIME. HE STATED ALL CUMBAA LIKED TO FULFILL THE CONTRACT WAS TO BUILD TWO RETENTION BERMS AND GET A STAND OF GRASS AT THE MUDHILL LANDFILL. HE STATED DUE TO BAD WEATHER AND RAIN, IT HAD BEEN IMPOSSIBLE TO GET GRASS TO GROW AT THE MUDHILL LANDFILL DUE TO CONTINUOUS EROSION PROBLEMS. ADMINISTRATOR HAGAN ADVISED THE CONTRACT TIME HAD RAN OUT ON JANUARY 15, 1992, AND THE CONTRACTOR HAS HAD PLENTY OF TIME TO CORRECT THE PROBLEM AT THE MUDHILL LANDFILL. HE STATED THERE WERE WASTE DEEP GULLIES AT THE SITE, AS WELL AS PROTROSIONS THROUGH THE LINER.

MR. GENE LITTLE OF BCM STATED HE AGREED WITH ROGER HAGAN'S STATEMENT THERE HAS BEEN SEVERAL TIMES WHEN WORK COULD HAVE BEEN DONE BY THE CONTRACTOR TO CORRECT THE EROSION PROBLEM AT THE MUDHILL LANDFILL BUT WAS NOT. IT WAS NOTED THERE NEVER HAS BEEN GRASS GROWTH ON THE WESTERN SLOPE AT THE MUDHILL LANDFILL SITE, THERE HAS BEEN A LACK OF MAINTENANCE AT THE SITE AND IT IS TIME TO DO SOMETHING.

IN REFERENCE TO JUDGE COLE'S ORDER FOR THE BOARD TO ASSIST WEST TRACO WITH COLLECTION OF DELINQUENT ACCOUNTS, COMMISSIONER MORRIS READ HIS PROPOSED SOLUTION TO THE ISSUE OF TRACO'S SUIT AND PENDING ATTORNEY FEES. THE PROPOSAL STATES:

1. UPON TRACO PROVIDING TO THE COUNTY A LIST OF CUSTOMERS RECEIVING SERVICES, BUT NOT PAYING FOR, WE WILL VIGOROUSLY ASSIST IN ANY MEANS POSSIBLE TO COLLECT. EMPHASIS IS PLACED ON THE WORD ASSIST.
2. BY OUR ASSISTING IN THE COLLECTION OF #1 ABOVE, TRACO WILL "FORGIVE" THOSE ACCOUNTS THAT ARE ABLE TO PROVE THEY HAVE PAID SOMEONE ELSE FOR GARBAGE SERVICE. EMPHASIS IS PLACED ON THE WORD PROVE.
3. THE BOARD WILL MAKE EVERY EFFORT TO PERSUADE THE PUBLIC AND ESPECIALLY THOSE FORGIVEN ACCOUNTS IN #2 ABOVE TO BEGIN USING TRACO SERVICES IMMEDIATELY.
4. SINCE EVEN THE SUPREME COURT HAS HAD PROBLEMS DETERMIN-

ING THE QUESTION OF "PREVAILING PARTY", WASHINGTON COUNTY WILL AGREE TO PAY ONE-HALF THE ATTORNEY'S FEE FOR TRACO, UP TO POINT OF FIRST BILLING. MORRIS STATED HIS PROPOSAL

WAS BASED ON INFORMATION RECEIVED FROM VICKI CARTER OF WEST TRACO WHO STATED THAT APPROXIMATELY 60% OF PERSONS BILLED WERE ACTUALLY GETTING THEIR GARBAGE PICKED UP. THIS LEAVES 40% THAT IS BEING BILLED BUT ARE NOT RECEIVING TRACO'S SERVICES. COMMISSIONER CARTER ASKED WHAT METHOD CAN THE BOARD ADDRESS TO USE TO HELP ASSIST WEST TRACO WITH COLLECTIONS. IT WAS NOTED THERE IS A QUESTION WHETHER THE BOARD CAN TAKE TAX DOLLARS TO ASSESS SPECIAL LIENS. COMMISSIONER MORRIS STATED THE BOARD COULD SEND LETTERS TO TRY AND HELP COLLECT ON THE DELINQUENT ACCOUNTS. MR. LEO HARRELL ADDRESSED THE BOARD TO ASK IF THEY WANTED TO PUT PRESSURE OR PUT A HARDSHIP ON THE PEOPLE WHO HAVE NEVER RECEIVED BENEFITS FROM TRACO. COMMISSIONER MORRIS STATED THOSE PEOPLE WHO HAVE NEVER RECEIVED SERVICE FROM WEST TRACO WOULD BE INCLUDED IN THE 40% HE IS ASKING WEST TRACO TO FORGIVE THEIR ACCOUNTS. COMMISSIONER CARTER ASKED MR. HARRELL IF HIS PAST DEBT WITH TRACO IS FORGIVEN, WOULD HE START USING WEST TRACO SERVICE. HE STATED HE HAD RATHER CONTINUE TAKING CARE OF HIS GARBAGE HIMSELF.

DONNA CARTER ADDRESSED THE BOARD STATING TRACO NEVER PICKED UP HER GARBAGE BUT SHE WAS IN THE FIRST GROUP OF PERSONS TRACO TOOK TO SMALL CLAIMS COURT.

ELEANOR CARTER ASKED IF THE PEOPLE WERE GOING TO BE FORCED TO LET TRACO PICK UP THEIR GARBAGE OR CAN THE PEOPLE HAVE A CHOICE.

WADE BROWN ADDRESSED THE BOARD STATING HE RECEIVED A BILL FROM WEST TRACO AND THEY HAVE NEVER PICKED UP HIS GARBAGE. HE ASKED WHY SHOULD HE BE MADE TO PAY FOR SOMETHING HE HAS NO PART OF. COM- MISSIONER MORRIS RESPONDED HE WOULD BE IN THE 40% HE IS ASKING TRACO TO FORGIVE THIER DEBT.

J. C. BROWN ADDRESSED THE BOARD SAYING HE RECEIVED A BILL FOR \$538.09 FROM TRACO AND THEIR TRUCK HAS NEVER PICKED UP HIS GARBAGE. COMMISSIONER CARTER QUESTIONED MR. BROWN ON HOW HE DISPOSED OF HIS GARBAGE WITH BROWN RESPONDING HE HAULED IT OFF HIMSELF. COMMISSIONER MORRIS STATED EVERYONE SHOULD DISPOSE OF GARBAGE PROPERLY.

MICKEY WRIGHT QUESTIONED THE BOARD ON HOW THEY ARE GOING TO DETERMINE WHO WILL BE IN THE 40% WHO RECEIVED A BILL BUT DID NOT RECEIVE SERVICES FROM TRACO. HE WAS ADVISED TRACO HAD FURNISHED THEM A LIST AND PERSONS WILL HAVE AN OPPORTUNITY TO PROVE THEY HAVE PAID SOMEONE ELSE FOR GARBAGE SERVICES.

JANELL ANDREWS ADDRESSED THE BOARD STATING TRACO PICKED HER GARBAGE UP FOR ABOUT A YEAR AND SHE PAID FOR THE SERVICE. SHE STATED TRACO NEVER CAME BACK TO PICK UP HER GARBAGE BUT SHE CONTINUED TO RECEIVE A BILL.

MARJORIE GALANT ADDRESSED THE BOARD STATING SHE HAD NO COMPLAINTS WITH WEST TRACO BUT ASKED IF THERE WERE ANY PROVISIONS FOR THE INDIGENT. COMMISSIONER MORRIS ADVISED MS. GALANT INDIGENT GUIDELINES HAVE BEEN ADOPTED BY THE BOARD.

JORGE JIMENEZ ADDRESSED THE BOARD ON THE BILLING SYSTEM TRACO USES AS IT IS NOT ACCURATE. HE STATED HE HAD NEVER RECEIVED A BILL UNTIL A WEEK AGO AND HAS NEVER RECEIVED THEIR SERVICES. HE STATED ALLOT OF PEOPLE ARE BEING BILLED AND ARE NOT RECEIVING OR USING THEIR SERVICES. COMMISSIONER MORRIS ONCE AGAIN EXPLAINED HE WOULD BE INCLUDED IN THE 40% HE HAS ASKED WEST TRACO TO FORGIVE THEIR DEBT. MORRIS ALSO TOLD MR. JIMENEZ THE BOARD WOULD TRY AND PERSUADE HIM TO USE WEST TRACO SERVICES. COMMISSIONER CARTER STATED FOUR YEARS AGO THE BOARD OF COMMISSIONERS ENTERED INTO A CONTRACT WITH WEST TRACO GIVING THEM AN EXCLUSIVE RIGHT TO PICK UP GARBAGE IN WASHINGTON COUNTY. THE BOARD HAS TO FULFILL THIS CONTRACT NOW UNDER JUDGE COLE'S ORDER UNTIL THE DURATION OF THE CONTRACT.

AUBREY DAVIS, REPRESENTING HIMSELF AND CITIZENS VOICE ASSOCIATION, ADDRESSED THE BOARD. MR. DAVIS COMMENDED THE BOARD ON THEIR TREMENDOUS BREAKTHROUGH ASSUMING WEST TRACO ACCEPTS THEIR PROPOSAL. MR. DAVIS STATED NONE OF THIS CASE HAS BEEN TESTED IN COURT. HE FELT THE LEGAL ADVICE AND INFORMATION THE BOARD HAS BEEN GIVEN HAS BEEN BIASED FROM THE COUNTY ATTORNEY AND TRACO'S ATTORNEY. HE REQUESTED THE BOARD CONSIDER RETAINING LEGAL COUNSEL OUTSIDE THE 14TH JUDICIAL DISTRICT IN ORDER TO GET AN UNBIASED AND UNINFLUENCED OPINION ON THE LEGALITY OF ORDINANCE 88-4 AND THE CONTRACT WITH WEST TRACO.

FARRIS STEWART ADDRESSED THE BOARD STATING THERE ARE PERSONS NOT USING ANY GARBAGE VENDOR AND NOT PAYING. HE SUGGESTED THE BOARD MAY WANT TO HIRE SOMEONE TO CHECK THESE SITUATIONS.

MARCO TILLER ADDRESSED THE BOARD SAYING HE HAD PAID RECEIPTS WHERE HE HAS PAID SOMEONE OTHER THAN TRACO FOR GARBAGE SERVICE AND A COPY OF A CERTIFIED LETTER SENT

TO TRACO TELLING THEM NOT TO PICK UP HIS GARBAGE, YET TRACO CONTINUES TO BILL HIM.

BILL ACUFF ADDRESSED THE BOARD STATING THEY MAY WANT TO PASS AN ORDINANCE SAYING IT IS AGAINST THE LAW TO PUT GARBAGE ON ANYONES PROPERTY BUT THEIR OWN AND PUT A PENALTY IN THE ORDINANCE.

JOHN WRIGHT ADDRESSED THE BOARD STATING THE BOARD NEEDS TO LET OUT A CONTRACT TO INCLUDE THINGS OTHER THAN HOUSEHOLD GARBAGE.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER TAYLOR AND CARRIED TO OFFER THE FIRST THREE ITEMS ON THE PROPOSAL TO TRACO, GIVE A WRITTEN COPY TO TRACO AND SEND A COPY TO JUDGE COLE.

ON ITEM #4 OF THE PROPOSAL REFERENCING ATTORNEY FEES, COM- MISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AGREE TO PAY ONE-HALF THE ATTORNEY'S FEE FOR TRACO, UP TO THE POINT OF THE FIRST BILLING.

COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO GO AHEAD AND AUTHORIZE THE PAYMENT OF ONE-HALF OF THE ATTORNEY FEE FOR WEST TRACO AT THIS TIME.

VICKI CARTER AND TRACO ATTORNEY, CHARLES DANIELS, WERE PRESENT BUT STATED THEY WERE ONLY THERE TO SEE WHAT ACTION THE BOARD WAS GOING TO TAKE.

ADMINISTRATOR HAGAN ADVISED THE BOARD MR. JOHN OSTROWSKI HAS AGREED TO RELEASE THE COUNTY FROM ITS LEASE ON THE OLD RECYCLING CENTER AND THE BOARD NEEDED TO AUTHORIZE THE CHAIRMAN TO SIGN THE LEASE TERMINATION AGREEMENT. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO AUTHORIZE CHAIRMAN CORBIN TO SIGN THE LEASE TERMINATION AGREEMENT.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO AUTHORIZE THE CHAIRMAN AND CLERK TO SIGN THE PROMISSARY NOTE AND ANY OTHER DOCUMENTS PERTAINING TO THE CLOSING OF THE LOAN FOR THE AG CENTER PROJECT.

COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ACCEPT THE RECOMMENDATIONS OF THE PLANNING COMMISSION DATED JANUARY 7, 1993.

COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO TABLE ACTION ON THE AGREEMENT FOR WHITE GOODS UNTIL PROPER LICENSES ARE ACQUIRED FOR THE FREON EXTRACTION.

ADMINISTRATOR HAGAN HAD PROVIDED THE QUOTES ON THE BUILDING INSPECTOR'S TRUCK WITH COOK-WHITEHEAD FORD'S QUOTE BEING \$1.00 LESS THAN STATE BID. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO ACCEPT THE LOW BID FROM COOK-WHITEHEAD FORD OF \$9,205.00.

ADMINISTRATOR HAGAN BRIEFED THE BOARD ON A RESOLUTION APPOINT- ING A COMMITTEE TO CONSIST OF A REPRESENTATIVE FROM THE BOARD OF COMMISSIONERS, SHERIFF'S OFFICE AND WASHINGTON COUNTY AMBULANCE SERVICE TO MAKE RECOMMENDATIONS FOR THE EXPENDITURES OF THE FUNDS DERIVED FROM THE RADIO COMMUNICATION PROGRAM TO THE BOARD. CHAIRMAN CORBIN APPOINTED COMMISSIONER CARTER TO BE THE REPRESENTATIVE FROM THE BOARD TO BE ON THE COMMITTEE.

ADMINISTRATOR HAGAN BRIEFED THE BOARD ON THE SHIP PROGRAM SAYING AN ADVISORY COMMITTEE NEEDS TO BE APPOINTED TO CONSIST OF NINE PEOPLE. HE ADVISED SIX APPOINTMENTS WERE IDENTIFIED BY THE STATUTE. HE STATED THE BOARD NEEDS TO HAVE A PLAN IN PLACE BY MARCH 31, 1993 BUT CAN GO AHEAD AND APPOINT A COMMITTEE PRIOR TO THE ORDINANCE BEING IN PLACE. RECOMMENDATIONS FOR THESE APPOINTMENTS WILL BE MADE AT NEXT MONTH'S MEETING.

ADMINISTRATOR HAGAN ADVISED THE BOARD THEIR TWENTY YEARS MAINTENANCE ON THE LANDFILL CLOSURES DOES NOT BEGIN UNTIL THE CONTRACT IS COMPLETE. AFTER DISCUSSION ON THE LANDFILL CLOSURES, COMMISSIONER TAYLOR OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO DECLARE CUMBAA ENTERPRISES IN DEFAULT ON THE LANDFILL CLOSURES AND AUTHORIZE THE ATTORNEY TO TAKE THE APPROPRIATE LEGAL MEANS TO GET THE CONTRACT COMPLETED.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO TAKE THE JET SKI ORDINANCE OFF THE TABLE.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO DECLINE ADVERTISING A JET SKI ORDINANCE AT THIS TIME.

DISCUSSION ON THE COUNTY'S NEED TO ESTABLISH A LANDFILL SITE WAS TABLED AGAIN.

ON THE PROPOSALS FOR ATTORNEY SERVICES, CHAIRMAN CORBIN STATED ATTORNEY HOLLEY'S PROPOSAL WAS THE LOW BID. CHAIRMAN CORBIN ALSO STATED IF THE BOARD IS DISSATISFIED WITH ATTORNEY HOLLEY'S SERVICES, WE SHOULD FIRE HIM AND SEND HIM HOME AND IF WE ARE SATISFIED, WE SHOULD KEEP HIM. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER TO ACCEPT THE NEXT TO LOW BID FOR ATTORNEY SER-

VICES WHICH WAS THE BID FROM WILLIAM S. HOWELL, JR. MR. BILL LEE ADDRESSED THE BOARD SAYING THEY ARE NOT BOUND BY THE BIDS BUT GIVE REASONS WHY YOU ARE THROWING OUT THE LOW BID.

MR. BILL ACUFF STATED YOU NEED TO CONSIDER PERFORMANCE NOT JUST MONEY.

MR. ULYSSE HARRISON ADDRESSED THE BOARD STATING ATTORNEY HOLLEY HAD BEEN COUNTY ATTORNEY FOR TWENTY TWO YEARS. HE ADDED THAT HE HAD A LOT OF CONFIDENCE IN ATTORNEY HOLLEY'S HONESTY AND ABILITY AND FELT THE BOARD SHOULD HONOR THIS.

AUBREY DAVIS ADDRESSED THE BOARD STATING ROTATION IS A GOOD AND HEALTHY THING AND AS FAR AS HOLLEY'S PROFESSIONAL PERFORMANCE, IT WAS REFLECTED IN ORDINANCE 88-4.

IT WAS SUGGESTED IF THE COUNTY HIRES ATTORNEY HOWELL, THERE MAY BE A CONFLICT AS HE IS THE CITY OF CHIPLEY'S ATTORNEY ALSO.

MR. BILL LEE STATED THE COURTS HAVE UPHELD ORDINANCE 88-4 AND THE CONTRACT WITH WEST TRACO.

AUBREY DAVIS ADDRESSED THE BOARD AGAIN STATING MR. HOLLEY HAS COST THIS COUNTY MONEY AND CITIZENS VOICE WAS STANDING UP FOR THEIR RIGHTS, NOT TO GET OUT OF PAYING A BILL. DAVIS ADDED HOLLEY HAD NOT DONE ONE THING IN WORKING THE GARBAGE ISSUE OUT PROPERLY AND THIS CASE HAS NOT BEEN HELD UP IN COURT.

FRANK DAVIS ADDRESSED THE BOARD ADVISING THEM TO TAKE A PAST LOOK AT HISTORY ON ALL CONTRACTS TO SEE IF THEY HAVE COST THEM MONEY.

COMMISSIONER TAYLOR STATED ATTORNEY HOLLEY HAS SERVED FOR TWENTY ONE YEARS AS COUNTY ATTORNEY. HE IS ATTORNEY FOR THE WASHINGTON COUNTY SCHOOL BOARD, HOLMES COUNTY ATTORNEY, WASHINGTON COUNTY HOSPITAL BOARD OF TRUSTEES ATTORNEY, AND ATTORNEY FOR THE BOARD OF TRUSTEES AT CHIPOLA JUNIOR COLLEGE. TAYLOR SAID HE WOULD BLAME HIMSELF AND THE COUNTY COMMISSIONERS FOR THE SITUATION THE BOARD IS IN, NOT ATTORNEY HOLLEY.

CHAIRMAN CORBIN SAID HE DID NOT BLAME ATTORNEY HOLLEY FOR ORDINANCE 88-4.

BILL ACUFF ADDRESSED THE BOARD STATING HOLLEY'S BID WAS FOR \$350 RETAINER FEE AND QUESTIONED IF HIS SERVICES WERE WORTH LESS NOW THAN WHAT THEY WERE.

ACTION WAS TAKEN ON THE VOTE TO ACCEPT THE NEXT TO THE LOW BID FOR ATTORNEY SERVICES, WHICH WAS WILLIAM S. HOWELL, JR. WITH COMMISSIONERS BROCK, CARTER, MORRIS FOR AND TAYLOR AND CORBIN OPPOSED. ATTORNEY HOLLEY STATED HE RESENTED THE WAY THIS WAS DONE SAYING THEY KNEW HOW THEY WERE GOING TO VOTE BEFORE THEY CAME TO THE MEETING. HOLLEY ALSO STATED THE BOARD HAD BEEN BREAKING THE SUNSHINE LAW AND MEETING AMONG THEMSELVES; THE SAME THING THEY CRITICIZED THE OTHER BOARD FOR. HE ADVISED THEM TO ADHERE TO THE SUNSHINE LAW IN THE FUTURE. MIKE GURSPAN QUESTIONED THE BOARD ON HOLLEY'S ACCUSATIONS. CHAIRMAN CORBIN RESPONDED BY SAYING HE HADN'T VIOLATED THE SUNSHINE LAW AND IF OTHER COMMISSIONERS HAVE , HE DOESN'T KNOW ABOUT IT.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER TAYLOR AND CARRIED TO AUTHORIZE ROAD AND BRIDGE TO CORRECT A DRAINAGE PROBLEM AT THE AG CENTER AND TO REMOVE THE TREES THAT WERE DETERMINED NEEDED TO BE REMOVED. CHAIRMAN CORBIN APPOINTED COMMISSIONER CARTER TO WORK WITH ROAD AND BRIDGE AND GET WITH THE CITY OF CHIPLEY ON THEIR ORDINANCE ON TREE REMOVAL TO MAKE SURE THE WORK IS DONE IN COMPLIANCE WITH CITY ORDINANCES.

COMMISSIONER MORRIS ADVISED THE BOARD HE HAD RECEIVED SEVERAL COMPLAINTS ABOUT THE MARKERS ON HIGHWAY 280 AND 279 BEING WORN OUT. CHAIRMAN CORBIN RECOMMENDED MORRIS WORK WITH GEORGE ROGERS SAM KENT AND ROBERT HARCUS OF ROAD AND BRIDGE AND GET A LIST OF THE ROADS NEEDING NEW MARKERS. MORRIS IS ALSO TO CHECK THE BUDGET TO SEE IF MONIES ARE AVAILABLE TO DO THE WORK.

COMMISSIONER MORRIS STATED HE FELT THE COMMISSIONERS NEEDED TO APPOINT SOMEONE FROM EACH OF THEIR DISTRICTS TO FORM A COMMITTEE TO WORK ON THE GARBAGE ISSUE. HE STATED THE BOARD WAS GOING TO HAVE TO PURSUE WHAT THEY ARE GOING TO BE DOING A YEAR FROM NOW WITH GARBAGE; WHETHER TO RE-NEGOTIATE THE CONTRACT WITH WEST TRACO OR, IF NOT, SOMEONE WILL HAVE TO BE IN THE GARBAGE BUSINESS. MORRIS RECOMMENDED THE BOARD FORM A COMMITTEE TO WORK ON THE GARBAGE ISSUE.

COMMISSIONER CARTER ADVISED THE BOARD OF PROPOSED PRISON SITES WITH ROSEWOOD INDUSTRIES HAVING TWO SITES IN THE SOUTHERN PART OF THE COUNTY. ANOTHER POSSIBLE SITE IS LOCATED NEXT TO HINSONS CROSS ROADS. COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO CONTACT THE DEPARTMENT OF CORRECTIONS TO COME AND SURVEY THE SITES THAT HAVE BEEN SELECTED FOR A PRISON. CLYDE BLAND ASKED WHOSE IDEA IT WAS THAT THE PEOPLE WANTED A PRISON IN WASHINGTON COUNTY. CHAIRMAN CORBIN STATED THE BOARD WAS PURSUING THE LOCATING OF A STATE PRISON IN WASHINGTON COUNTY TO ENHANCE EMPLOYMENT. COMMISSIONER TAYLOR STATED HE SUPPORTED THE PRISON BUT THE

COUNTY HAS A JAIL THAT IS INADEQUATE. COMMISSIONER TAYLOR ASKED THAT A ONE CENT SALES TAX AND A LOCAL OPTION GAS TAX BE PLACED ON THE AGENDA FOR NEXT MONTH'S MEETING WHEN HE WAS ADDRESSING THE NEED OF A JAIL FOR WASHINGTON COUNTY. CLYDE BLAND STATED HE WAS NOT OPPOSED TO A COUNTY JAIL BUT WAS OPPOSED TO A STATE PRISON BEING LOCATED IN WASHINGTON COUNTY. AUBREY DAVIS STATED HE FELT THERE WAS VERY LITTLE SUPPORT OF A PRISON IN WASHINGTON COUNTY AND THE BOARD SHOULD DRAW UP A LIST OF PRIORITIES ON THE NEEDS OF THE COUNTY. MS. BILL LEE SUGGESTED THE BOARD CONTACT OTHER COUNTIES ON THEIR PRISONS. CHAIRMAN CORBIN ADVISED HE HAD ALREADY DONE THIS. FRANK CORSO ADVISED THE BOARD HOLMES COUNTY WAS HAVING WATER AND SEWER PROBLEMS DUE TO THE PRISON LOCATED IN THEIR COUNTY. COMMISSIONER BROCK STATED THE LOCATION OF A PRISON IN WASHINGTON COUNTY WAS TO HELP WITH THE ECONOMY. THE MOTION TO CONTACT THE DEPARTMENT OF CORRECTIONS TO SURVEY THE SITES THAT HAVE BEEN SELECTED FOR PRISON SITES CARRIED UNANIMOUSLY.

THERE WAS A DISCUSSION ON THE HRS PARKING LOT WHICH WAS RE-PAVED A FEW MONTHS AGO. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO NOTIFY BAXTERS ASPHALT, THE CONTRACTOR WHO DID THE PROJECT, THAT THE JOB IS UNSATISFACTORY.

COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO APPROVE OF VOUCHERS SIGNED AND WARRANTS ISSUED FOR THE MONTH OF DECEMBER TOTALLING \$544,452.32.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ADOPT THE RESOLUTION CREATING THE INTERGOVERNMENT RADIO COMMUNICATIONS PROGRAM ADVISORY COMMITTEE.

MR. BILL LEE QUESTIONED THE BOARD ON THE ISSUE OF THE COUNTY WIDE VOTING. HE WAS ADVISED JUDGE VINCENT HAD BEEN NOTIFIED OF THE REFERENDUM ON THE COUNTY WIDE VOTING AND HAD STATED HE WOULD CONSIDER ANY PROPOSAL BROUGHT BEFORE THE COURT. THE BOARD AGREED TO PUT THIS ISSUE ON THE AGENDA FOR THE NEXT REGULAR MEETING.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO RECESS UNTIL TUESDAY, JANUARY 26TH AT 3:00 P.M.

ATTEST: _____
CLERK

CHAIRMAN

ATTEST: _____
DEPUTY CLERK

END OF MINUTES FOR 01/21/93