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BOARD MINUTES FOR 03/22/93

MARCH 22, 1993

PURSUANT TO A RECESS FROM THE MARCH 18, 1993 MEETING, THE BOARD OF COUNTY COMMISSIONERS, IN AND FOR WASHINGTON COUNTY, MET ON THE ABOVE DATE AT 5:00 P. M. AT THE WASHINGTON COUNTY ADMINISTRATIVE BUILDING, 201 WEST CYPRESS AVENUE, CHIPLEY, FLORIDA WITH COMMISSIONERS CORBIN, CARTER, TAYLOR, BROCK AND MORRIS PRESENT. ATTORNEY HOWELL, CLERK EARNESTINE MILLER AND DEPUTY CLERK DIANNE CARTER WERE ALSO IN ATTENDANCE.

CHAIRMAN CORBIN CALLED THE RECESSED MEETING TO ORDER WITH ADMINIST-RATOR HAGAN OFFERING PRAYER.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO ACCEPT CHAIRMAN CORBIN'S APPOINTMENT OF JERRY JENKINS TO THE 911 ROAD NAMING COMMITTEE TO REPLACE C. E. YATES.

JULIAN WEBB ADDRESSED THE BOARD AND GAVE A BRIEF SUMMARY ON THE SHIP PROGRAM. WEBB ADVISED THE BOARD THE PROGRAM WAS DESIGNED TO HELP THE VERY LOW INCOME, LOW INCOME AND MODERATE INCOME PEOPLE. A DISCUSSION WAS HELD ON HOW THE BOARD WANTED TO USE THE MONIES FROM THE SHIP PROGRAM. AFTER DISCUSSION, COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO APPROVE OF SHIP MONIES FOR ITEMS FOUR AND SIX WHICH WAS FOR HOMEBUYER ASSISTANCE AND FOR THE VERY LOW INCOME PERSON. THE SHIP ADVISORY COMMITTEE AGREED TO MEET IN ANOTHER ROOM TO DETERMINE THE FORMULA FOR THE ALLOCATION OF FUNDING FOR THESE TWO PROGRAMS AND MAKE A RECOMMENDATION TO THE BOARD LATER ON IN THIS MEETING.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO APPROVE OF THE FOLLOWING APPOINTMENTS TO THE SHIP ADVISORY COMMITTEE:

- DIST. #3 - CLIFF MILLER, RESIDENTIAL HOME BUILDER
- DIST. #3 - ALMA VANN-AT LARGE MEMBER
- DIST. #2 - REDUS COGGIN, CHANGED FROM HOME BUILDER TO AFFORDABLE HOUSING

CHAIRMAN CORBIN CALLED FOR A TEN MINUTE RECESS.

PURSUANT TO A RECESS, COMMISSIONER MORRIS ADVISED THE BOARD JOE MIDDLEBROOKS WAS NOW WANTING TO BUY TWO ACRES OF LAND ADJOINING MIDDLEBROOKS' PROPERTY FOR \$1,000.00 PER ACRE. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER TAYLOR AND CARRIED TO SELL JOE MIDDLEBROOKS THE TWO ACRES OF LAND ADJOINING HIS PROPERTY FOR \$1,000.00 PER ACRE BASED ON THE ATTORNEYS OPINION THAT THE BOARD CAN SELL TO THE ADJACENT LANDOWNER.

COMMISSIONER TAYLOR OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO ACCEPT THE RESIGNATION OF RAYMOND HARRIS FROM THE PLANNING COMMISSION.

COMMISSIONER TAYLOR OFFERED A MOTION TO APPOINT RAYMOND HARRIS TO THE SOLID WASTE COMMITTEE. CHAIRMAN CORBIN RELINQUISHED HIS CHAIR AND SECONDED THE MOTION. COMMISSIONER BROCK, TAYLOR, CORBIN FOR WITH COMMISSIONER MORRIS OPPOSED.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER TAYLOR AND CARRIED TO APPOINT MAMIE NELSON AS DISTRICT THREE REPRESENTATIVE ON THE ROAD NAMING COMMITTEE.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO APPOINT HOWARD LOVETT TO THE HOSPITAL BOARD OF TRUSTEES TO REPLACE COMMISSIONER BROCK.

CHARLES DENNIS, REPRESENTING THE SHIP ADVISORY COMMITTEE, ADDRESSED THE BOARD AND ADVISED THEY WOULD BE MEETING NEXT TUESDAY AT 5:00 P. M. IN THE CONFERENCE ROOM OF THE FIRST UNION BANK BUILDING. THE COMMITTEE RECOMMENDED THE BOARD APPROVE OF THE CRITERIA FOR DOWNPAYMENTS TO BE UP TO 25% BUT NOT TO EXCEED \$15,000.00. COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO APPROVE OF THE SHIP ADVISORY COMMITTEE'S RECOMMENDATION.

CHAIRMAN CORBIN RECESSED THE MEETING UNTIL 7:00 P. M.

PURSUANT TO A RECESS, CHAIRMAN CORBIN CALLED THE MEETING BACK TO ORDER. CHAIRMAN CORBIN READ A NOTICE ON SOLID WASTE STATING THE SERVICES FORMERLY PROVIDED BY FARRIS STEWART AND JIMMY WORLEY WERE NO LONGER AVAILABLE AS THEY HAVE DISCONTINUED THEIR SERVICES EFFECTIVE MARCH 18, 1993. THE NOTICE ALSO STATED MR. STEWART AND MR. WORLEY ENCOURAGES ALL FORMER CUSTOMERS TO USE THE WASHINGTON COUNTY RECYCLING AND SOLID WASTE SYSTEM. THE NOTICE ADVISES THE BOARD OF COUNTY

COMMISSIONERS PROVIDES A HOUSEHOLD GARBAGE PICKUP SERVICE THROUGH AN EXCLUSIVE CONTRACT WITH WEST-TRACO INCORPORATED; THIS PICKUP IS MANDATORY AND IS THE RESPONSE TO STATE MANDATES FOR SOLID WASTE MANAGEMENT. COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO APPROVE OF THE ADVERTISING OF THE NOTICE READ BY CHAIRMAN CORBIN.

CHAIRMAN CORBIN STATED THE BOARD WAS GOING INTO A WORKSHOP MEETING WITH WEST TRACO AND HE WOULD NOT RECOGNIZE ANYONE DURING THE WORKSHOP.

ATTORNEY HOWELL AND COMMISSIONER CARTER HAD BEEN MEETING WITH WEST TRACO, TOMMY AND VICKI CARTER, AND THEIR ATTORNEY CHARLES DANIELS EARLIER. ATTORNEY HOWELL STATED THEY DIDN'T HAVE ANYTHING TO PRESENT AT THIS TIME. COMMISSIONER CARTER FELT TRACO WOULD AGREE TO WORK SOMETHING OUT WITH THOSE PERSONS WHO HAVE RECEIVED THEIR SERVICES BUT NOT PAID, GIVING THEM NINETY DAYS UP TO SIX MONTHS TO HANDLE THEIR BILLS ON THEIR OWN AT A MINIMUM OF \$20.00 PER MONTH, WITH THE BOARD AGREEING TO HANDLE ANYONE WHO HAS NOT RESPONDED AFTER THIS PERIOD OF TIME; AND ACCEPT 20% PROFIT ON THOSE WHO HAVE NOT RECEIVED TRACO'S SERVICES. VICKI CARTER OF WEST TRACO STATED THEY WOULD NEED TO SHOW THEIR BILL WHERE THEY HAULED THEIR GARBAGE AND SHOW PROOF THEY DUMPED IT.

TRACO ATTORNEY, CHUCK DANIELS, STATED THE BOARD HAD SAID IN THEIR PROPOSALS TO THEM THEY WOULD TELL PEOPLE IN THE COUNTY TO START USING TRACO'S SERVICES. HE ADVISED THE BOARD THIS DOES NOT WORK; PEOPLE ARE NOT GOING TO PAY UNLESS THEY ARE FORCED TO. HE ADVISED TRACO HAD TAKEN REPRESENTATIVE PEOPLE TO SMALL CLAIMS COURT AND JUDGE ELINOR RULED ORDINANCE 88-4 WAS CONSTITUTIONAL AND WEST TRACO WON JUDGEMENT. ATTORNEY DANIELS STATED THE BOARD WAS GIVEN A COURT ORDER TO TAKE AFFIRMATIVE ACTION TO ASSIST WEST TRACO IN ACCORDANCE WITH THE PROVISIONS OF THE ORDINANCE AND HE FELT THE APPROPRIATE ACTION FOR THEM TO TAKE WOULD BE TO PASS THE SPECIAL ASSESSMENT. DANIELS STATED THERE WAS NOTHING TRACO COULD AGREE TO THAT DIDN'T INVOLVE THE BOARD PASSING A SPECIAL ASSESSMENT.

COMMISSIONER MORRIS SAID HE WOULDN'T HAVE A PROBLEM WITH A SPECIAL ASSESSMENT ON THOSE PERSONS WHO HAVE RECEIVED TRACO'S SERVICES AND NOT PAID.

ATTORNEY DANIELS SAID TRACO FORGIVING ALL BUT 20% OF THE PAST DUE ACCOUNTS APPLY ONLY TO THOSE PERSONS WHO HAVE PROPER RECEIPTS WHERE THEY DISPOSED OF THEIR GARBAGE. COMMISSIONER MORRIS SAID IF WE HOLD AN AMNESTY MONTH FOR ALL THESE PEOPLE GIVING THEM THIRTY DAYS TO PAY 20% AND TRACO FORGIVING THE REST OF THEIR DEBT, THE BOARD WOULD VIGOROUSLY ASSIST WITH A SPECIAL ASSESSMENT IF IT IS LEGAL. COMMISSIONER CARTER AGREED ON THE PASSING A SPECIAL ASSESSMENT ON THE ONES WHO HAVE NOT PAID BUT RECEIVED SERVICES. COMMISSIONER TAYLOR FELT THE BOARD SHOULD GO AFTER THOSE PERSONS WHO HAVE RECEIVED THE SERVICES BUT NEVER PAID. TAYLOR STATED THE BOARD WANTED TO HONESTLY TRY AND HELP BUT LOOKING AT THE LIST PROVIDED BY TRACO, THERE ARE PERSONS ON THE LIST WHO HAVE MOVED, DEAD, ETC. WHICH MAKES HIM QUESTION THE OTHER NAMES ON THE LIST.

COMMISSIONER CARTER SAID AS MUCH AS THE TRACO ISSUE HAS BEEN DISCUSSED, PEOPLE ARE AWARE WHAT FACES THE COUNTY AND FEELS LIKE IF THE PERSONS ARE GIVEN NINETY DAYS, MOST OF THEM ARE GOING TO MAKE ARRANGEMENTS TO PAY THEIR BILLS AND WANT HAVE TO BE ON A SPECIAL ASSESSMENT PROGRAM. AFTER THE NINETY DAYS, THOSE THAT DID NOT TAKE THE INITIATIVE AND WORK OUT SOME ARRANGEMENT TO PAY THEIR BILL, HE WOULD BE WILLING TO PASS A SPECIAL ASSESSMENT.

COMMISSIONER CORBIN FELT IF THE BOARD WOULD HAVE INFORMED THE PEOPLE AS THEY SHOULD HAVE, MORE PEOPLE WOULD HAVE PAID. HE FEELS MORE PEOPLE ARE GOING TO BEGIN USING TRACO NOW. HE SAID WE NEEDED TO COME UP WITH SOMETHING TO GET THE PEOPLE TO PAY AND START A NEW BEGINNING; ADDING THAT WHATEVER IS SETTLED NOW WILL MEAN A LOT IN GETTING THE CONTRACT RE-NEWED. CORBIN FELT IF THE BOARD AND TRACO CAN WORK THIS OUT, THE BOARD MAY BE ENCOURAGED TO RE-NEW THE CONTRACT.

COMMISSIONER BROCK SAID THERE ARE PERSONS WHO SAY TRACO IS NOT HAULING THEIR GARBAGE; THEY HAVE BEEN RECEIVING BILLS BUT NEVER RECEIVED SERVICES.

COMMISSIONER TAYLOR ASKED DANIELS IF THERE WAS ANY WAY THE BOARD COULD AID OR ASSIST TRACO WITH COLLECTIONS OTHER THAN PASSING A SPECIAL ASSESSMENT. DANIELS ADVISED THE SPECIAL ASSESSMENT WAS THE ONLY THING TRACO COULD COUNTER PROPOSE.

COMMISSIONER MORRIS OFFERED A MOTION TO OFFER A NINETY DAY AMNESTY PERIOD FOR EVERYONE ON THE BILLING LIST WHO HAVE NOT PAID AND LET THEM PAY 20% OF THEIR TOTAL BILL, INCLUDING THE YEAR TRACO DIDN'T PICK UP, WITH THE BOARD AGREEING TO PUT A SPECIAL ASSESSMENT ON THOSE PERSONS WHO DON'T PAY. THE MOTION DIED FOR A LACK OF A SECOND.

COMMISSIONER CARTER OFFERED A MOTION FOR THOSE PERSONS WHO USED STEWART AND

WORLEY PREVIOUSLY TO HAUL THEIR GARBAGE, PAY 20% OF THEIR TOTAL BILL AND THOSE PERSONS WHO HAVE NOT PAID ANYONE, PAY 100% OF THEIR TOTAL BILL, GIVING THEM NINETY DAYS TO WORK OUT THE FINANCIAL ARRANGEMENTS WITH TRACO; ANY DISCREPANCIES WILL BE SETTLED WITH A COMMITTEE TO QUALIFY ANYONE WHO USED WORLEY OR STEWART; AT THE END OF NINETY DAYS, ANYONE WHO HAS NOT PAID THEIR BILL THE BOARD WILL PASS A SPECIAL ASSESSMENT AGAINST THEM. COMMISSIONER MORRIS SECONDED THE MOTION. COMMISSIONER CARTER AND MORRIS FOR WITH COMMISSIONERS TAYLOR, CORBIN AND BROCK OPPOSED. MOTION FAILED.

CHAIRMAN CORBIN CALLED FOR A FIVE MINUTE RECESS.

PURSUANT TO A RECESS, CHAIRMAN CORBIN CALLED THE MEETING BACK TO ORDER. COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COM- MISSIONER MORRIS FOR PERSONS WHO USED STEWART AND WORLEY, OR DISPOSED OF THEIR GARBAGE IN A PROPER MANNER, HAVE NINETY (90) DAYS TO WORK OUT AN ARRANGEMENT WITH WEST TRACO TO PAY 20% OF THEIR TOTAL BILL; THOSE PERSONS WHO HAVE NOT PAID ANYONE WILL HAVE NINETY (90) DAYS TO WORK OUT AN ARRANGEMENT WITH WEST TRACO TO PAY 100% OF THEIR TOTAL BILL; ANY DISCREPANCIES WILL BE SETTLED WITH A COMMITTEE TO QUALIFY ANYONE WHO USED WORLEY OR STEWART OR THOSE WHO HANDLED DISPOSING OF THEIR OWN GARBAGE; THIS ACTION TO BE EFFECTIVE APRIL 1, 1993; THIS IS WITH THE UNDERSTANDING WEST TRACO FORGIVES ELEVEN (11) MONTHS BILL- ING IN 1992; AMEND THE MOTION TO STATE IF PERSONS DO NOT RESPOND WITHIN THE NINETY (90) DAY PERIOD, THE BOARD WILL PASS A SPECIAL ASSESSMENT AGAINST THEM; WEST TRACO WILL WORK THROUGH THE COMMITTEE TO IDENTIFY PEOPLE WHO DO NOT HAVE A FULL AMOUNT OF GARBAGE AND THOSE CONSIDERED INDIGENT, TO GIVE THEM A LESSER DOLLAR AMOUNT FOR GARBAGE SERVICE. COMMISSIONER CORBIN, CARTER AND MORRIS FOR WITH TAYLOR AND BROCK OPPOSED. MOTION CARRIED.

COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED FOR VONCILE ESTES, ADMINISTRATIVE SECRETARY, TO BE ON A COMMITTEE TO WORK WITH TRACO. IT WAS SUGGESTED THAT MAYBE WORLEY AND STEWART WORK WITH TRACO AND PROVIDE THEM WITH A LIST OF THEIR CUSTOMERS WITH THE BOARD PAYING THEM FOR THEIR TIME. STEWART STATED HE WOULD NOT BE WILLING TO SHARE HIS LIST OF CUSTOMERS AND WORLEY WAS NOT PRESENT.

COMMISSIONER CARTER OFFERED A MOTION, SECONDED BY COMMISSIONER MORRIS AND CARRIED TO AUTHORIZE THE PAYMENT OF WEST TRACO'S ATTORNEY FEES AS STATED IN THE COURT ORDER; WITH MONIES TO COME FROM AMOUNT BUDGETED FOR TRAVEL AND PER DIEM.

COMMISSIONER MORRIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO EXTEND GERALD LADD'S WORK TIME AT THE COURTHOUSE FOR TWO MORE WEEKS.

COMMISSIONER MORRIS UPDATED THE BOARD ON THE AG CENTER ADVISING THE PROJECT SHOULD BE COMPLETED WITHIN TWO WEEKS. HE ALSO TOLD THE BOARD THERE HAD BEEN WIND DAMAGE TO THE FLAT ROOF ON THE BACK SIDE OF THE AG CENTER AND TOBE RUSS, BUILDING MAINTENANCE SUPERVISOR, NEEDED TO KEEP WATCH ON THE ROOF.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER CARTER AND CARRIED TO RECESS UNTIL 10:00 A. M. ON FRIDAY, MARCH 26, 1993.

ATTEST: _____ CHAIRMAN

ATTEST: _____ CLERK

DEPUTY CLERK

END OF MINUTES FOR 03/22/93