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BOARD MINUTES FOR 11/19/96

NOVEMBER 19, 1996

THE BOARD OF COMMISSIONERS, IN AND FOR WASHINGTON COUNTY, MET ON THE ABOVE DATE AT 9:00 A.M. AT THE WASHINGTON COUNTY ADMINISTRATIVE BUILDING, 711 THIRD STREET, CHIPLEY, FLORIDA WITH COMMISSIONERS MORRIS, DAVIS, BROCK AND CARTER PRESENT. ATTORNEY HOLLEY, CLERK EARNESTINE MILLER, DEPUTY CLERK DIANNE CARTER AND ADMINISTRATOR ROGER HAGAN WERE IN ATTENDANCE.

ADMINISTRATOR HAGAN PROCLAIMED THE MEETING WITH REV. T. A. GREENE OFFERING PRAYER. CHAIRMAN CARTER LED IN THE PLEDGE OF ALLEGIANCE TO THE FLAG.

HONORABLE JUDGE ALLEN REGISTER ADMINISTERED THE OATH OF OFFICE TO CHARLES BROCK, HULAN CARTER AND JOHN HALL. COMMISSIONER MORRIS EXPRESSED HIS APPRECIATION FOR BEING ALLOWED TO SERVE ON THE BOARD OF COMMISSIONERS FOR THE LAST FOUR YEARS. MORRIS THEN STEPPED DOWN AND JOHN HALL TOOK HIS PLACE AS COMMISSIONER FOR DISTRICT 1.

REORGANIZATION OF THE BOARD OF COMMISSIONERS BEGAN WITH COMMISSIONER DAVIS OFFERING A MOTION TO LEAVE THE REORGANIZATION AS IT WAS WITH COMMISSIONER CARTER BEING THE CHAIRMAN OF THE BOARD AND COMMISSIONER DAVIS BEING VICE-CHAIRMAN. THE MOTION DIED FOR A LACK OF A SECOND.

COMMISSIONER BROCK NOMINATED HULAN CARTER TO BE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS. COMMISSIONER HALL SECONDED THE NOMINATION. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED FOR NOMINATIONS TO CEASE. THE NOMINATION FOR HULAN CARTER TO BE CHAIRMAN OF THE BOARD FOR THE NEXT YEAR CARRIED UNANIMOUSLY.

COMMISSIONER DAVIS NOMINATED CHARLES BROCK TO BE VICE-CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS. COMMISSIONER HALL SECONDED THE NOMINATION. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED FOR NOMINATIONS TO CEASE. THE NOMINATION FOR CHARLES BROCK TO BE VICE-CHAIRMAN OF THE BOARD OF COMMISSIONERS FOR THE NEXT YEAR CARRIED UNANIMOUSLY.

CHAIRMAN CARTER CALLED FOR A FIFTEEN MINUTE RECESS.

PURSUANT TO A RECESS, COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ADOPT THE MINUTES OF AUGUST 6, 13, 15, SEPTEMBER 6, AND 10 MEETINGS.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO ACCEPT THE CONSENT AGENDA FOR NOVEMBER 19, 1996 WITH THE EXCEPTION OF ITEM 6 REFERENCING THE TRANSFER OF GINA GAINNEY TO THE BUILDING DEPARTMENT. COMMISSIONER HALL OPPOSED. THE CONSENT AGENDA ITEMS APPROVED ARE:

1. APPROVAL OF RENEWING AGREEMENTS WITH PROPERTY APPRAISER, CLERK AND TAX COLLECTOR FOR COMPUTER SERVICES.
2. APPROVAL OF AN ORDINANCE ESTABLISHING A WEIGHT LIMIT ON PAVED ROADS.
3. APPROVAL OF SHERIFF'S BUDGET AMENDMENTS FOR FISCAL YEAR 1995-96 DUE TO GRANT MONIES THEY RECEIVED.
4. APPROVAL OF A HOSPICE RESOLUTION RECOGNIZING NOVEMBER AS HOSPICE MONTH.
5. APPROVAL OF ADVERTISING OF "SPECS" FOR REPLACEMENT VEHICLE FOR BUILDING DEPARTMENT WITH OLDEST BUILDING DEPARTMENT TRUCK BEING TRANSFERRED TO BUILDING MAINTENANCE. AWARDED OF VEHICLE WILL BE MADE AT DECEMBER MEETING.
7. APPROVAL OF ARCHITECTURAL CONTRACT FOR OLD HOSPITAL PROJECT WITH CRA AS CONSULTANT. ATTORNEY HOLLEY HAS REVIEWED THE CONTRACT.
8. APPROVAL OF TWO DAYS HOLIDAY TIME FOR CHRISTMAS
9. APPROVAL OF A CARDROOM RESOLUTION PERMITTING PENNY ANTE CARDROOM ACTIVITY AT THE EBRO DOG TRACK.

CHUCK YATES ADDRESSED THE BOARD STATING HIS OPPOSITION TO THE ADOPTION OF THE CARDROOM RESOLUTION.

STUART CHRISTMAS ADDRESSED THE PROPOSAL FOR THE POSSIBILITY OF LOCATING A 185 BED JUVENILE JUSTICE CENTER IN WASHINGTON COUNTY AND WAS REQUESTING THE COUNTY

PROVIDE A 40 ACRE TRACT LOCATED IN THE AREA OF THE ECKERD FOUNDATION PROPERTY; IF THE COUNTY DOESN'T RECEIVE THE FUNDING FOR THE FACILITY, THE PROPERTY WOULD REVERT BACK TO THE COUNTY. CHRISTMAS HAD A WARRANTY DEED PREPARED ON THE PROPERTY BUT IT WAS NOTED THE GRANT HAD TO BE AWARDED BY JULY 1, 1997; THE DATE IN THE DEED WAS IN ERROR STATING JULY 1, 1996.

ADMINISTRATOR HAGAN ADVISED THE BOARD THEY WOULD NEED TO RESERVE 60' ACCESS TO THIS PROPERTY ON THE SECTION LINE ON THE SOUTH CORNER OF THE WEST 40. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO APPROVE FOR THE CHAIRMAN TO EXECUTE THE WARRANTY DEED PRESENTED BY CHRISTMAS WITH THE STIPULATION OF THE DATE CORRECTION AND A 60' ACCESS EASEMENT PROVIDED TO THE COUNTY.

THE PUBLIC HEARING ON MOBILE HOME BIDS WAS ADDRESSED WITH THE BOARD BEING ADVISED NO BIDS WERE RECEIVED ON THE REMOVAL AND DISPOSAL OF THE MOBILE HOME AT BIG PINES CAMPSITES. ADMINISTRATOR HAGAN RECOMMENDED DAVID CORBIN, PARKS & RECREATION DIRECTOR, BE AUTHORIZED TO NEGOTIATE THE REMOVAL AND DISPOSAL OF THE TRAILER. DISCUSSION WAS HELD WITH ATTORNEY HOLLEY ADVISING THE BOARD SINCE THEY HAVE GONE THROUGH THE BID PROCESS AND NO BIDS WERE RECEIVED, THEY CAN SELL THE TRAILER BY WHICHEVER METHOD WOULD BRING THE MOST MONEY IN TO THE COUNTY. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO PURSUE THE DISPOSAL AND REMOVAL OF THE MOBILE HOME AT BIG PINES WITH PERSONS INTERESTED IN SUBMITTING A SEALED BID TURNING THEM IN TO THE COUNTY ADMINISTRATOR BY THE NEXT BOARD MEETING.

MR. FARREL NELSON ADDRESSED THE BOARD REQUESTING THEY NOT MAKE ANY RECOMMENDATION FOR AN APPOINTMENT TO FILL LENZY CORBIN'S COMMISSION POST UNTIL AFTER CORBIN'S HEARING. IT WAS THE CONSENSUS OF THE BOARD THEY WERE NOT GOING TO MAKE ANY RECOMMENDATION FOR AN APPOINTMENT AT THIS TIME OR TAKE ANY ACTION SINCE CORBIN HAS ONLY BEEN TEMPORARILY SUSPENDED FROM OFFICE.

ALLEN DOWNS QUESTIONED A LETTER HE HAD RECEIVED FROM ATTORNEY HOLLEY ADVISING HE WAS IN VIOLATION OF THE COUNTY DRIVEWAY POLICY, PLACED PRIVATE ROAD SIGNS WITHIN A MAINTAINED RIGHT OF WAY AND PLACED DEBRIS WITHIN A COUNTY MAINTAINED RIGHT OF WAY.

DOWNS STATED THERE HAD NEVER BEEN ANY PRIVATE ROAD SIGNS ON HIS PROPERTY AND THE DEBRIS HAD BEEN GONE OVER A MONTH.

DOWNS QUESTIONED WHAT POLICY WAS HE IN VIOLATION OF. ADMINISTRATOR HAGAN REFERENCED DOWNS HAVING GALVANIZED PIPE RATHER THAN THE REQUIRED ASPHALT COATED PIPE ACCORDING TO BOARD POLICY. HE ALSO REFERENCED DOWNS NOT HAVING THE PROPER PERMIT TO DO THIS. PICTURES WERE ALSO TAKEN AND GIVEN TO ATTORNEY HOLLEY REGARDING THE PRIVATE ROAD SIGNS AND DEBRIS WHEN HOLLEY WAS REQUESTED TO WRITE THE LETTER.

DOWNS ADDRESSED HIM PAYING PROPERTY TAXES ON THE ENTIRE ROAD AND DIDN'T FEEL THE COUNTY HAD ANY RIGHT TO TELL HIM HE HAD TO GET A PERMIT TO COME OFF HIS PROPERTY ONTO HIS PROPERTY.

ADMINISTRATOR HAGAN ADVISED THE BOARD THEY COULD CHANGE THEIR POLICY PERTAINING TO DRIVEWAYS BUT THE LAND DEVELOPMENT CODE WOULD HAVE TO BE AMENDED.

ATTORNEY HOLLEY ADVISED THE BOARD IF THEY HAVE A PRESCRIPTIVE EASEMENT ON THE ROAD RIGHT OF WAY BY VIRTUE OF CONSTRUCTING AND MAINTAINING THE ROAD IN EXCESS OF FOUR YEARS, THEY HAVE THE SAME RIGHT AS IF THEY OWN IT; IT MAKES NO DIFFERENCE WHO OWNS THE FEE SIMPLE TITLE TO IT AND THEY CAN CONTROL THE INSTALLATION OF CULVERTS IN THAT RIGHT-OF-WAY. HOLLEY STATED HE FELT DOWNS COULD GET THE TAXES ON THE ROAD RIGHT OF WAY DEDUCTED FROM HIS BILL IF IT IS A COUNTY ROAD.

DOWNS REQUEST WAS FOR THE BOARD TO LEAVE HIS PROPERTY ALONE AS HE PAID FOR THE CULVERT AND IT WAS ON HIS PROPERTY.

DISCUSSION CONTINUED WITH THE BOARD AGREEING FOR COMMISSIONER HALL TO WORK WITH DOWNS ON THIS ISSUE.

COMMISSIONER BROCK ADDRESSED A PROBLEM HE HAD WITH PEOPLE HAVING TO PAY A FEE AND GETTING A PERMIT FOR AN EXISTING DWELLING WHERE A DRIVEWAY ALREADY EXISTS. DISCUSSION WAS HELD WITH THE BOARD AGREEING TO HOLD A WORKSHOP ON DRIVEWAY PERMITTING AFTER JANUARY 1, 1997. THE BOARD AGREED FOR ADMINISTRATOR HAGAN TO BEGIN IMMEDIATELY GRANTING A WAIVER WITHOUT A FEE WHERE THE EXISTING DRIVEWAY IS SUFFICIENT.

ATTORNEY HOLLEY READ A RESOLUTION HE HAD DRAFTED FOR THE FIRE DEPARTMENT CONTINGENCY FUND. COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ADOPT THE FIRE DEPARTMENT CONTINGENCY FUND RESOLUTION.

ATTORNEY HOLLEY BRIEFED THE BOARD ON A USE AGREEMENT HE HAD PREPARED TO ALLOW GERARD AMBROSE AND A LOCAL GROUP OF PERSONS ASSOCIATED WITH HIM TO USE THE OLD CHIPLEY LANDFILL FOR FLYING MODEL RADIO CONTROLLED PLANES. COMMISSIONER DAVIS

OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ADOPT THE USE AGREEMENT.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO RETAIN ATTORNEY HOLLEY AS COUNTY ATTORNEY FOR THE NEXT YEAR.

ADMINISTRATOR HAGAN ADDRESSED THE ADMINISTRATIVE REPORT. HE ADVISED THE BOARD HE WAS GOING TO ASK THE COUNTY ENGINEER TO GET A CONSISTENT WEIGHT LIMIT IN ORDER FOR ATTORNEY HOLLEY TO DRAFT AN ORDINANCE ON THE WEIGHT LIMIT ON PAVED ROADS. DISCUSSION WAS HELD WITH THE BOARD AGREEING TO ADDRESS THIS AT A WORKSHOP BEFORE ANY DECISION IS MADE ON THE WEIGHT LIMIT ORDINANCE.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE THE BONDS FOR CAROL GRIFFIN, HELEN MCENTYRE AND HULAN CARTER AND AUTHORIZE THE EXECUTION OF THE OTHER ELECTED OFFICIAL'S BONDS CONTINGENT UPON THEM RECEIVING THEIR FORMS FROM THE SECRETARY OF STATE.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO ACCEPT THE PLANNING COMMISSION'S RECOMMENDATION AND APPROVE THE ADDITION TO THE LAKE GENESIS PLAT AND THE SCENIC VIEW PLAT CONTINGENT UPON THE COUNTY ENGINEERING SIGNING THEM.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO TRANSFER THE COMPUTER MAINTENANCE AGREEMENT FOR UPS FROM SIEMONS NIXDORF TO POWER PRECISE SERVICE, INC. WITH NIXDORF AGREEING TO CREDIT BACK \$1,000.00 OF THE CONTRACT THE COUNTY HAS WITH THEM DUE TO THEIR BEING UNABLE TO PROVIDE THIS SERVICE.

FRED MCEVOY, REPRESENTING THE SUNNY HILLS CRIME WATCH, ADDRESSED THE BOARD REQUESTING THEY BE ALLOWED A COUNTY TAG AND HAVE THEIR VEHICLE COVERED UNDER THE COUNTY AUTOMOBILE POLICY BY ENTERING INTO A LEASE AGREEMENT WITH THE COUNTY LIKE THE VOLUNTEER FIRE DEPARTMENTS DO. COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO HAVE THE ADMINISTRATOR AND THE ATTORNEY WORK WITH THE SUNNY HILLS CRIME WATCH AND ASSIST THEM WITH WHATEVER THEY ARE TRYING TO DO.

DISCUSSION WAS HELD ON HAVING PORTS IN THE MAINFRAME TO PROVIDE COMPUTER SERVICES AWAY FROM THE COURTHOUSE. STEVE ROARK, COMPUTER PROGRAMMER, TOLD THE BOARD THEY WOULD NEED TO DETERMINE HOW MANY LINES THEY WANT IN, HOW THEY WERE GOING TO REGULATE ACCESS TO IT, AND HOW THEY WERE GOING TO CHARGE FOR THE SERVICE. THE BOARD AGREED THESE ITEMS NEEDED ADDRESSING BEFORE THEY COULD PROVIDE THESE SERVICES.

COMMISSIONER BROCK QUESTIONED IF THE BOARD ACCEPTED THE ROADS IN THE SPRING POND PLAT AS IS OR WERE THEY SUPPOSE TO BE BROUGHT UP TO COUNTY SPECIFICATIONS. ADMINISTRATOR HAGAN STATED THE BOARD'S ACTION WAS FOR THE ROADS TO BE BROUGHT UP TO COUNTY SPECIFICATIONS. BROCK QUESTIONED IF THE COUNTY HAS RECEIVED THE DEED FOR THE 1.4 ACRES THURMAN OFFERED FOR ACCESS PURPOSES. ADMINISTRATOR HAGAN ADVISED THE BOARD THE COUNTY HAD NOT RECEIVED THE DEED. COMMISSIONER BROCK REQUESTED ADMINISTRATOR HAGAN KEEP ABREAST OF THE DEED ON THE 1.4 ACRES.

COMMISSIONER BROCK QUESTIONED WHEN THE STATE WAS GOING TO BEGIN WORK ON HIGHWAY 279. ADMINISTRATOR HAGAN ADVISED THE BOARD HE HAD RECEIVED A SET OF COMPLETED PLANS BUT WAS NOT AWARE OF THE BID OR CONSTRUCTION DATES ON THE PROJECT.

COMMISSIONER DAVIS ADDRESSED THE JAIL COMMITTEE RECOMMENDING FRED PEEL BE APPOINTED TO THE COMMITTEE TO FILL THE VACANCY OF HENRY ALFORD'S POSITION. COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ACCEPT THE JAIL COMMITTEE'S RECOMMENDATION AND APPOINT FRED PEEL TO THE JAIL COMMITTEE.

COMMISSIONER DAVIS ADVISED THE BOARD HOPEFULLY BY JANUARY THE JAIL COMMITTEE WOULD BE READY TO MAKE A COMPLETE REPORT ON THEIR RECOMMENDATIONS ON THEIR SELECTION ON THE RFQ'S FOR THE DESIGN/CRITERIA PROFESSIONAL FOR A JAIL. DISCUSSION WAS HELD ON WHERE THE FUNDING WAS GOING TO COME FROM TO PROVIDE THESE SERVICES.

ATTORNEY HOLLEY TOLD THE BOARD THE JAIL COMMITTEE GOT TO LOOKING AT WHETHER THEY WANTED TO GO WITH THE PROCESS OF HIRING A DESIGN/CRITERIA PROFESSIONAL AND THEN BID IT OR WHETHER THEY WANTED TO ADVERTISE FOR AN ARCHITECT TO DESIGN THE JAIL AS THE COUNTY WANTED IT DESIGNED AND THEN ADVERTISE FOR A CONTRACTOR TO BUILD THE JAIL; HOWEVER, A FUNDING SOURCE WAS STILL NEEDED.

THE BOARD REQUESTED THE JAIL COMMITTEE COME BACK WITH A RECOMMENDATION FOR AN ALTERNATIVE METHOD OF HOUSING THE INMATES UNTIL THE FUNDING ISSUE CAN BE RESOLVED.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED FOR DAVID CORBIN, PARKS & RECREATION DIRECTOR, TO WORK WITH THE UNIVERSITY OF FLORIDA LAKE WATCH GROUP ON THE WATER MONITORING PROGRAM OF THE LAKES AND ANY OF THE OTHER MONITORING AS FAR AS WATER QUALITY.

THE BOARD INSTRUCTED ADMINISTRATOR HAGAN TO CONTACT LEONARD CARSON, LABOR

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ATTORNEY, TO SET UP A WORKSHOP SOMETIME IN JANUARY.

THE BOARD AGREED FOR CHAIRMAN CARTER TO REALIGN THE LIASON POSITIONS FOR THE NEXT YEAR AND PRESENT THE LIST TO ADMINISTRATOR HAGAN.

DAN COLLETTI ADDRESSED THE BOARD ON THE CARDROOM RESOLUTION THEY APPROVED STATING HE FELT THIS SHOULD HAVE BEEN A SEPARATE ISSUE FROM THE CONSENT AGENDA. COLLETTI ALSO STATED HIS OPPOSITION TO THE RESOLUTION.

FRANK CORSO RECOMMENDED THE BOARD, PRIOR TO GOING AHEAD WITH THE CARDROOM RESOLUTION, CHECK TO SEE IF THEIR ACTION HAD TO BE DONE BY AN ORDINANCE RATHER THAN BY A RESOLUTION. ADMINISTRATOR HAGAN ADVISED CORSO THE BOARD'S ACTION COULD BE DONE BY RESOLUTION.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO APPROVE OF VOUCHERS SIGNED AND WARRANTS ISSUED FOR THE MONTH OF OCTOBER 1996 TOTTALLING \$836,689.03.

CLERK MILLER PRESENTED THE BOARD WITH A CHECK FOR \$2,781.48 FOR EXCESS FEES FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1996.

COMMISSIONER DAVIS OFFERED A MOTION TO CHANGE THE REGULAR MONTHLY MEETING OF THE BOARD OF COMMISSIONERS TO THE 4TH THURSDAY OF EACH MONTH AT 8:00 A. M. THE MOTION DIED FOR A LACK OF A SECOND.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO HOLD THE REGULAR MONTHLY MEETINGS OF THE BOARD OF COMMISSIONERS ON THE 4TH THURSDAY OF EACH MONTH AT 9:00 A.M. WITH THESE MEETINGS BEING OPEN TO THE PUBLIC.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO GIVE THE COUNTY EMPLOYEES A GIFT CERTIFICATE FOR THEIR CHOICE OF A HAM OR TURKEY FOR CHRISTMAS APPLYING THE AMOUNT OF WHAT A TURKEY WOULD COST TOWARD A HAM.

BERTRAM SMITH ADDRESSED THE BOARD REQUESTING THEY BEGIN GETTING THE SIGNS IMPLEMENTED ON THE ROAD PROGRAM THAT WAS ESTABLISHED BACK IN NOVEMBER OF 1993 FOR PROMOTING LITTER CLEAN UP. ADMINISTRATOR HAGAN AGREED TO WORK WITH MR. SMITH ON THIS ISSUE.

THE BOARD REQUESTED MR. SMITH CONCENTRATE ON CLEANING UP THE RIGHT OF WAYS ON THE ROADWORK ON HAPPY HILL.

JAN MORRIS QUESTIONED THE SETTLEMENT THE BOARD MADE WITH MARK WELCH WHO WAS INJURED AT THE PRECINCT WHERE HE VOTED. ADMINI- STRATOR HAGAN ADVISED MORRIS THE INSURANCE COMPANIES ELECTED TO SETTLE WITH WELCH WITHOUT A SUIT BEING FILED FOR \$20,000.00.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ADJOURN. ATTEST: _____

CLERK

CHAIRMAN

ATTEST: _____

DEPUTY CLERK

END OF MINUTES FOR 11/19/96