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BOARD MINUTES FOR 08/28/97

AUGUST 28, 1997

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 BROCK, CARTER, CORBIN, AND HALL PRESENT. ATTORNEY GERALD HOLLEY, CLERK LINDA COOK AND DEPUTY CLERK CARTER WERE ALSO IN ATTENDANCE.

SHERIFF PEEL PROCLAIMED THE MEETING WITH ATTORNEY HOLLEY OFFERING PRAYER. CHAIRMAN CARTER LED IN THE PLEDGE OF ALLEGIANCE TO THE FLAG.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ADOPT THE MINUTES OF THE JULY 19, 24, 31, AND AUGUST 11, 1997 MEETINGS.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ACCEPT ALL ITEMS ON THE CONSENT AGENDA FOR AUGUST 28, 1997:

1. APPROVAL OF RESOLUTION FOR HICKS LAKE PROJECT-COUNTY IS BEING GIVEN PROPERTY AT HICKS LAKE FOR A PARK SITE.
2. APPROVAL OF EMS GRANT RESOLUTION FOR 1997-98.
3. APPROVAL OF CLAUDIA BURNS AS REPRESENTATIVE TO WAGES COALITION FROM HEALTH AND HUMAN SERVICES BOARD.
4. APPROVAL OF APPOINTMENT OF DOROTHY SASSER TO CHIPOLA REGIONAL WORKFORCE DEVELOPMENT PLANNING BOARD, INC., REPLACING LAURA STOKES WHO DID NOT WISH TO SERVE ANOTHER TERM.

STATE TROOPERS MIKE MYRICK AND WILLIAM BISHOP ADDRESSED THE BOARD REQUESTING AUTHORIZATION TO PURCHASE THREE COUNTY RADAR GUNS TRADING IN THREE OF THE OLDER RADAR GUNS. TROOPER MYRICK PROVIDED THE BOARD WITH A QUOTE HE HAD RECEIVED ON AN MPH K-BAND RADAR GUN FOR \$1,745.00 AND A KA-BAND RADAR GUN FOR \$2,030.00; HIS PREFERENCE WAS THE MPH K-BAND FOR \$1,745.00. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO AUTHORIZE THE PURCHASE OF THE THREE MPH K-BAND RADAR GUNS FOR \$1,745.00 EACH.

JERRY HAVILAND BRIEFED THE BOARD ON THE ACTIVITIES OF THE RETIRED SENIOR VOLUNTEERS PROGRAM FOR 1996 AND PRESENTED THEM WITH A COPY OF THE 1996 ANNUAL REPORT FOR ELDER CARE SERVICES.

BOY BOYNTON AND KAREN SALTER, REPRESENTING THE COUNCIL ON AGING VOLUNTEER PROGRAM, PRESENTED INFORMATION ON THE AREA AGENCY ON AGING FOR NORTH FLORIDA AND REQUESTED SUPPORT FOR EXPANDED VOLUNTEER PROGRAMS FOR THE COUNCIL ON AGING INCLUDING SERVICES FOR CHORES, RESPITE, EXCORT, TELEPHONE REASSURANCE, SHINE, TRANSPORTATION, RECEPTIONIST AND CASE AIDE. BOYNTON ADDRESSED A RESOLUTION SUPPORTING THE VOLUNTEER PROGRAM WOULD BE SENT TO THE BOARD FOR THEIR CONSIDERATION; HE ALSO REQUESTED THE BOARD CONTINUE TO PROVIDE THEIR FINANCIAL ASSISTANCE TO THESE VOLUNTEER PROGRAMS.

SHERIFF FRED PEEL BRIEFED THE BOARD ON THE LIABILITY INSURANCE FOR THE SHERIFF'S DEPARTMENT; THEY ARE PRESENTLY COVERED UNDER THE COUNTY'S LIABILITY INSURANCE CARRIER AND ARE WANTING TO CHANGE OVER TO THE HUNT INSURANCE GROUP. HE ADDRESSED THE COUNTY INSURANCE COVERS LIABILITY ONLY; THE HUNT INSURANCE COVERS LIABILITY AND ADMINISTRATIVE AND MISMANAGEMENT TYPE EVENTS. ALSO, FOR \$3,200.00, WHICH IS 10% OF THE COST FOR THE SHERIFF DEPARTMENT TO BE COVERED UNDER THE HUNT INSURANCE GROUP, IT WOULD COVER THE COUNTY AND THE COMMISSIONERS SHOULD A SUIT BE BROUGHT AGAINST THE SHERIFF AND THE COUNTY COMMISSIONERS. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE THE SHERIFF TO CHANGE OVER TO THE FLORIDA SHERIFFS SELF-INSURANCE FUND WITH THE HUNT INSURANCE GROUP.

ATTORNEY HOLLEY BRIEFED THE BOARD ON THE COSTS THAT HAVE BEEN INCURRED BY THE COUNTY ON TWO CASES BROUGHT AGAINST THE SHERIFF'S DEPARTMENT PRIOR TO DANNY HASTY LEAVING OFFICE, WHICH WERE NOT COVERED UNDER THE COUNTY LIABILITY INSURANCE.

SHERIFF PEEL BRIEFED THE BOARD ON THE COMMUNITY TRAFFIC SAFETY TEAM MEETING MONTHLY WHICH CONSISTS OF REPRESENTATIVES FROM LOCAL GOVERNMENT, LAW ENFORCEMENT AND OTHER EMERGENCY PERSONNEL. PEEL ENCOURAGED ONE OF THE COMMISSIONERS OR SOMEONE FROM THE ROAD AND BRIDGE DEPARTMENT TO ATTEND THESE MONTHLY MEETINGS WHICH ARE HELD THE FIRST THURSDAY OF EACH MONTH AT 7:30 A.M. AT THE ADMINISTRATIVE BUILDING. THE BOARD AGREED FOR MS. ESTES TO NOTIFY THE ROAD AND AND BRIDGE SUPERVISORS ONE OF THEM NEEDS TO ATTEND THESE MONTHLY MEETINGS.

DAVID SOLGER, AG EXTENSION AGENT, ADDRESSED THE BOARD ON HOLIDAY RENTALS OF THE

AG CENTER; THE POLICY HAS BEEN NO HOLIDAY RENTALS FOR THE AUDITORIUM AS NO ONE IS AVAILABLE TO OPEN AND CLOSE THE BUILDING DURING HOLIDAYS. DUE TO REQUESTS BEING RECEIVED TO RENT THE BUILDING ON HOLIDAYS, SOLGER RECOMMENDED THE BOARD MAKE A DETERMINATION ON WHETHER TO ALLOW THE RENTAL OF THE BUILDING FOR HOLIDAYS. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE THE HOLIDAY RENTAL OF THE AG CENTER AUDITORIUM AND AUTHORIZE AN ADDITIONAL \$25.00 CHARGE TO COVER THE COST TO HAVE SOME- ONE OPEN AND CLOSE THE BUILDING.

SOLGER ADDRESSED COMPLAINTS BEING RECEIVED ON THE APPEARANCE OF THE YARD AT THE AG CENTER AND REQUESTED THE BOARD ESTABLISH A TWO WEEK SCHEDULE TO GET THE AG CENTER LAWN CLEANED, MOWED AND WEEDED. CHAIRMAN CARTER ADVISED SOLGER THE BOARD WOULD WORK ON HIS REQUEST.

SOLGER ADDRESSED THERE BEING THIRTY TO THIRTY FIVE TABLES AT THE AG CENTER WHICH WERE IN NEED OF REPAIR. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO AUTHORIZE SOLGER TO HIRE SOMEONE TO REPAIR THE TABLES AT THE AG CENTER IF HE CAN FIND SOMEONE TO DO THE REPAIRS AT A REASONABLE PRICE.

NANCY MYERS, 4-H DIRECTOR, INVITED THE BOARD TO ATTEND THE 4-H AWARDS BANQUET TO BE HELD ON 08-28-97.

BERTRAM SMITH ADDRESSED THE BOARD REQUESTING THE SIGNS HE HAD BEEN PROMISED FOR THE EBRO AREA IN TRYING TO SUPPORT A LITTER FREE COMMUNITY AND PARTICIPATING IN THE ADOPT A ROAD PROGRAM. THE BOARD ADVISED SMITH HE WOULD NEED TO SUBMIT A LIST OF THE ORGANIZATION OR PERSONS WHO IS ADOPTING THE ROADS.

COMMISSIONER BROCK ADVISED SMITH HE HAD THE SIGNS ORDERED AND AS SOON AS THEY COME IN THEY WILL BE PUT UP.

KIM QUINN, WEST FLORIDA REGIONAL PLANNING COUNCIL, ADDRESSED THE BOARD ON THE FEMA ACQUISITION PROJECT ADVISING THEY WERE GOING TO CLOSE ON TWELVE HOMES AND REQUESTED THE BOARD APPROVE TO AUTHORIZE TO SIGN A STANDARD VOLUNTARY ACQUISITION PROGRAM CONTRACT FOR THESE TWELVE HOMES. ATTORNEY HOLLEY ADVISED THAT TEN OF THE CONTRACTS HAD BEEN SIGNED BY THE SELLERS AND TWO WERE STILL TRYING TO BE LOCATED TO GET THEM TO SIGN THEIR CONTRACTS; BOARD ACTION WAS NEEDED TO AUTHORIZE THE CHAIRMAN AND THE CLERK TO SIGN THE TEN CONTRACTS ALREADY RECEIVED AND THE OTHER TWO WHEN THE PEOPLE COME IN TO SIGN THEIR CONTRACTS IN ORDER TO START THE CLOSING ON THE HOMES. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO AUTHORIZE THE CHAIRMAN AND CLERK TO SIGN THE TEN CONTRACTS ALREADY SIGNED BY THE SELLERS AND THE OTHER TWO CONTRACTS WHEN THEY ARE RECEIVED.

ATTORNEY HOLLEY READ THE LIST OF THE VOLUNTARY ACQUISITION PROGRAM CONTRACTS THAT HAVE BEEN SIGNED BY THE SELLER:

1. WALTER ASHE
2. CHARLOTTE PADEN
3. JOE DAFFIN & DAUGHTERS
4. PERRY & MARY LANE
5. MAE PETERSON
6. LAVANNA COX
7. IRENE JOHNS PROPERTY
8. KAREN JACKSON
9. E. C. THOMAS
10. STACY CARNLEY

THE TWO CONTRACTS WHICH HAVE NOT BEEN SIGNED BY THE SELLER ARE MANN AND HANSON.

JULIAN WEBB, GRANTS MAN, REQUESTED THE BOARD TAKE ACTION TO UPDATE THE COUNTY'S 504 HANDICAPPED TRANSITION PLAN AND EXTEND THE TIME TABLES FOR ANY ITEMS NOT YET DONE TO JULY 1, 1998. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO EXTEND THE COUNTY'S 504 HANDICAPPED TRANSITION PLAN FOR ANY ITEMS THAT HAVE NOT YET BEEN DONE TO JULY 1, 1998.

WEBB PROVIDED THE BOARD WITH A MEMORANDUM ON INFORMATION REGARDING REQUIREMENTS FOR APPLYING FOR A CDBG ROAD PAVING GRANT AND RECOMMENDED THE BOARD REVIEW THE INFORMATION AND ADVISE HIM OF ANY QUESTIONS THEY MAY HAVE.

CHAIRMAN CARTER QUESTIONED WEBB IF HE HAD RESPONDED TO DCA'S AUDIT FINDINGS ON THE PRESENT CDBG ROAD GRANT. WEBB ADVISED HE HAD NOT BUT WOULD PREPARE A RESPONSE LETTER FOR THE CHAIRMAN TO SIGN ANSWERING THE AUDIT FINDINGS OF DCA.

ATTORNEY MATT FUQUA ADDRESSED THE BOARD PRESENTING A PETITION FOR THEIR REVIEW ON THE CLOSING OF REDMON ROAD. HE BRIEFED THE BOARD ON THE HISTORY OF REDMON ROAD AS HE UNDERSTOOD IT STATING HIS CLIENT'S (JAMES REDMON) FATHER DEEDED AN EASEMENT TO WASHINGTON COUNTY WITH A REVERTER CLAUSE IN THE EASEMENT IF THE ROAD WAS NOT OPENED OR USED FOR A YEAR, IT WOULD REVERT BACK TO THE LAND OWNER. TWO TIMES SUBSEQUENT TO

THIS, MRS. REDMON HAS REQUESTED THE BOARD ABANDON THE ROAD WHICH THE BOARD CONSENTED TO DO. SUBSEQUENT TO THIS, MR. HENRY DAY WANTED TO USE A PORTION OF THE ROAD AND BROUGHT SUIT BEFORE THE COURT IN WASHINGTON COUNTY WHICH WAS HEARD BY JUDGE OVERSTREET. OVERSTREET DETERMINED THE ROAD WAS NOT PROPERLY ABANDONED AS THE REVERTER CLAUSE IN THE EASEMENT DEEDED TO THE COUNTY WAS INEFFECTUAL. FUQUA WAS REQUESTING THE BOARD START THE PROCESS TO CLOSE THE ROAD AND ADVERTISE FOR A PUBLIC HEARING AND AT THAT TIME DETERMINE IF THEY WANT TO ABANDON AND CLOSE THE ROAD PURSUANT TO THE STATUTE AND COUNTY ORDINANCE 91-9.

WHEN ASKED FOR A COMMENT FROM ATTORNEY HOLLEY, HOLLEY ADVISED IT WAS NOT A LEGAL ISSUE BUT A DECISION OF WHETHER THE BOARD WANTS TO CLOSE REDMON ROAD OR NOT. HOLLEY STATED HE DISAGREED WITH THE COURTS RULING BUT IT WILL STAND UNTIL IT IS OVERTURNED OR UNTIL THE BOARD TAKES ACTION TO DO SOMETHING. HE ADVISED THE BOARD THERE WERE TWO FAMILIES INVOLVED, ONE ON ONE SIDE AND ONE ON THE OTHER SIDE, WHO WOULD WANT TO BE HEARD AT ANY PUBLIC HEARING THEY HAD.

MR. HENRY DAY ADDRESSED THE BOARD REQUESTING IF REDMON ROAD IS CLOSED HE WANTS HIS ROAD CLOSED AT THE SAME TIME. HE PRESENTED THE BOARD A COPY OF A COURT ORDER TO HAVE REDMON REMOVE THE FENCE HE HAD PUT UP WHICH DENIED DAY PUBLIC ACCESS TO THE ROAD. HE ADDRESSED HIM LOSING SOME OF HIS RENTERS DUE TO THE HARASSMENT AND IT HAD TO BE STOPPED. HE REQUESTED THE BOARD MAKE A DECISION ON WHAT THEY WANT TO DO.

COMMISSIONER CORBIN COMMENTED HE WAS SORRY THE BOARD HAD TO GET INVOLVED WITH A NEIGHBORHOOD DISPUTE. COMMISSIONER CORBIN OFFERED A MOTION TO ADVERTISE FOR A PUBLIC HEARING TO CLOSE BOTH REDMON ROAD AND DAY ROAD AT THE SAME TIME. CHAIRMAN CARTER RELINQUISHED HIS CHAIR AND SECONDED THE MOTION. ATTORNEY HOLLEY REQUESTED THE ATTORNEYS FOR THE TWO PARTIES FURNISH HIM A LEGAL DESCRIPTION OF THE ROADS THEY ARE WANTING TO CLOSE IN ORDER TO ADVERTISE IT.

COMMISSIONER HALL ADDRESSED THE ROAD CLOSING ISSUE STATING HE DIDN'T HAVE AN INTEREST ONE WAY OR THE OTHER; HOWEVER, HE FEELS THE COUNTY IS AT FAULT FOR NOT PROPERLY CLOSING THE ROAD BACK IN 1981.

ATTORNEY HOLLEY ADDRESSED THERE WAS AN EASEMENT GIVEN TO THE COUNTY IN 1981 THAT HAD A REVERTER CLAUSE IN IT WHICH SAID IF THE COUNTY CEASED TO MAINTAIN IT FOR ONE YEAR, IT WOULD REVERT BACK TO THE LAND OWNER. THE BOARD ACKNOWLEDGED THEY HAD CEASED TO MAINTAIN IT FOR A YEAR AND THEY HAD ACKNOWLEDGED THEY HAD NO FURTHER RIGHTS TO IT AND IT HAD REVERTED BACK TO THE LANDOWNER. HOWEVER, JUDGE OVERSTREET TOOK THE POSITION, EVEN THOUGH THE EASEMENT HAD A REVERTER CLAUSE IN IT, THE COUNTY STILL HAS TO GO THROUGH THE PROCEDURE TO CLOSE THE ROAD. HOLLEY AGAIN STATES HE DISAGREES WITH THIS; HOWEVER HE IS NOT THE JUDGE.

ATTORNEY HOLLEY REFERENCED THE JUDGE SAYS THE EASEMENT IS INEFFECTIVE BECAUSE OF THE REVERTER CLAUSE IN IT; IF THIS IS TRUE, THE COUNTY WOULD HAVE TO ESTABLISH THEY INITIALLY CONSTRUCTED THE ROAD AND THEREAFTER MAINTAINED IT CONTINUOUSLY FOR A PERIOD OF FOUR YEARS. HE REFERENCED HEARING MR. DAY STATING HE BUILT ONE OF THE ROADS; THEREFORE, WITHOUT AN EASEMENT THE COUNTY HAS NO RIGHT TO MAINTAIN IT.

MR. DAY REFERENCED DOGS BEING KILLED, CROSSES BEING PUT UP, ETC. AND SOMETHING HAD TO BE DONE.

COMMISSIONER CARTER AND CORBIN FOR WITH COMMISSIONER HALL AND BROCK OPPOSED.

ATTORNEY HOLLEY QUESTIONED IF THE COUNTY WAS STILL MAINTAINING THESE ROADS WITH THE BOARD ADVISING HIM THEY WERE NOT. HE ADDRESSED THE COURT RULED THE ROADS WERE PUBLIC ROADS AND THERE WAS NO WAY THE COUNTY HAD THE RIGHT TO MAINTAIN THEM AFTER ACKNOWLEDGING THEY HAVE ABANDONED THEM.

ATTORNEY FUQUA REFERENCED A CASE IN WALTON COUNTY WHERE IT WAS RULED THE COUNTY HAD TO EITHER OPEN THE ROAD AND MAINTAIN IT OR CLOSE IT. ATTORNEY HOLLEY ADVISED THERE WAS NO WAY THE COURT COULD MAKE THE COUNTY MAINTAIN A ROAD.

PURSUANT TO A NOTICE IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION IN THE COUNTY, A PUBLIC HEARING WAS HELD ON AN ORDINANCE IMPOSING A FEE FOR UTILITY COMPANIES TO USE THE RIGHTS OF WAY ON COUNTY PROPERTY. ATTORNEY HOLLEY READ THE HEADING OF THE ORDINANCE WHICH STATED THE INTENT OF THE ORDINANCE. HE ADVISED THE BOARD HE HAD PUT IN A 4% UTILITY FEE; HOWEVER, THE BOARD CAN ADOPT WHATEVER PERCENTAGE THEY SEE FIT. HE ADDRESSED HIM PATTERNING THE ORDINANCE AFTER AN ORDINANCE THAT HAS ALREADY BEEN PUT IN PLACE BY JACKSON COUNTY; JACKSON COUNTY INITIALLY IMPOSED A 6% OF THE GROSS REVENUE FEE BUT HAVE SINCE REDUCED IT DOWN TO 2%; THERE IS A MOVE BY JACKSON COUNTY TO INCREASE IT BACK TO 6% AT THIS TIME. ALSO, JACKSON COUNTY HAS AMENDED A PART OF THE ORDINANCE ELIMINATING THE WHOLESALE SALE OF ELECTRIC POWER WITH IT ONLY APPLYING TO RETAIL SALE OF ELECTRIC POWER.

ATTORNEY HOLLEY ADDRESSED HIM HAVING A MEETING WITH THREE OF THE POWER

COMPANIES ON THE ORDINANCE AND THEY HAD SOME CONCERNS WITH THE ORDINANCE AND WAS WANTING THE BOARD TO CHANGE PARTS OF IT.

CHAIRMAN CARTER REQUESTED EACH BOARD MEMBER STATE THEIR OPINION ON THE UTILITY ORDINANCE. COMMISSIONER HALL RECOMMENDED THE BOARD LOOK AT THE ISSUE AGAIN AND APPOINT A COMMITTEE TO ADDRESS THE FEASIBILITY OF THE ORDINANCE AS THE WORDING OF THE ORDINANCE MAY PUT SOME POWER COMPANIES TO A DISADVANTAGE.

COMMISSIONER BROCK ADDRESSED HE DIDN'T HAVE ENOUGH INFORMATION TO VOICE AN OPINION. HE UNDERSTOOD THE PURPOSE OF THE TAX WAS TO HELP RURAL FIRE DEPARTMENTS; HOWEVER, OTHER FIRE DEPARTMENTS IN THE INCORPORATED FIRE DEPARTMENTS WILL RECEIVE BENEFITS FROM THE TAX. ATTORNEY HOLLEY ADVISED BROCK THERE WAS A PROVISION IN THE ORDINANCE WHICH WOULD ALLOW THE CITIES TO COME UNDER THE ORDINANCE BUT THE COUNTY DOESN'T HAVE THE LEGAL AUTHORITY TO IMPOSE IT IN THE CITY LIMITS OF THE INCORPORATED TOWNS.

COMMISSIONER CORBIN ADDRESSED HE DIDN'T KNOW HOW THE COUNTY CAN IMPROVE FIRE DEPARTMENT FUNDING WITHOUT PASSING THE UTILITY ORDINANCE. HE REFERENCED THE FIRE DEPARTMENTS HAD INDICATED IF THEY COULD GET PROPERLY EQUIPPED AND BE CAPABLE OF DOING A BETTER JOB, THEY COULD POSSIBLY GET LOWER INSURANCE RATINGS FOR THE PEOPLE; IF THIS IS THE CASE, THE LOWER INSURANCE RATING MIGHT MAKE UP THE DIFFERENCE IN WHAT THEY WOULD BE PAYING ON THEIR UTILITIES. CORBIN RECOMMENDED THE BOARD DECIDE IF THEY WANT TO FUND THE FIRE DEPARTMENTS ANY BETTER THEY NEED TO DO SO; IF THEY DON'T CARE, FORGET IT.

CHAIRMAN CARTER SAID INFORMATION WAS NEEDED BY THE POWER COMPANIES ON WHAT AMOUNT THE IMPACT WILL BE TO THEIR CUSTOMERS PER MONTH AND ALSO THE FIRE DEPARTMENTS NEED TO BE ABLE TO TELL THE BOARD HOW MUCH THEIR SERVICES WILL BE ENHANCED WITH THESE MONIES. CARTER ALSO ADVISED THE ACCOUNTING FOR EACH FIRE DEPARTMENT WOULD HAVE TO BE MORE DETAILED THAN IT HAS BEEN IN THE PAST SHOULD THEY RECEIVE THESE MONIES. INFORMATION ON THE AMOUNT OF TAX REVENUES THAT WOULD BE BROUGHT IN SHOULD THE BOARD PASS THE ORDINANCE WOULD BE NEEDED IN ORDER TO DETERMINE THE PERCENTAGE TO CHARGE.

COMMISSIONER HALL REFERENCED IN JACKSON COUNTY THEY WERE HAVING A PROBLEM IN PEOPLE PAYING THE UTILITY TAX; THE PEOPLE WOULD COME IN AND PAY THEIR UTILITY BILL BUT NOT THE UTILITY TAX AND QUESTIONED THE ENFORCEMENT.

MR. GARY CLARK, REPRESENTING WEST FLORIDA ELECTRIC, ADVISED THE BOARD THE POWER COMPANY CAN NOT DISCONNECT THE CONSUMER FOR ANYTHING OTHER THAN NON-PAYMENT OF THEIR ELECTRIC BILL; HOWEVER, THE COUNTY TOOK LEGAL ACTION AGAINST THOSE WHO REFUSED TO PAY THEIR BILL AND THE INDIVIDUALS HAD TO CLEAR THEIR DEBT.

CLARK ADDRESSED THE 4% UTILITY FEE WOULD BASICALLY IMPACT THE RESIDENTIAL CONSUMER APPROXIMATELY \$3.00 PER MONTH ON THEIR UTILITY BILL. CLARK QUESTIONED IF THE BOARD HAD ANY IDEA HOW MUCH MONEY WOULD BE GENERATED IF THEY IMPOSED THE 4% FEE; WEST FLORIDA ELECTRIC ESTIMATED THE FEE WOULD GENERATE \$120,000.00 PER YEAR AND GULF POWER COMPANY ESTIMATED THEY WOULD GENERATE APPROXIMATELY \$128,000.00 PER YEAR. CLARK ADVISED THIS DOES NOT INCLUDE ANY REVENUES THAT WOULD BE GENERATED FROM THE OTHER UTILITY COMPANIES.

CLARK ADVISED THE BOARD HE WAS SPEAKING ON BEHALF OF WEST FLORIDA ELECTRIC, GULF POWER COMPANY, FLORIDA WATER SERVICES AND GULF COAST ELECTRIC OUT OF WEWAHITCHICA AND WANTED TO MAKE IT CLEAR TO THE BOARD THAT NONE OF THE FOUR UTILITY COMPANIES HE IS REPRESENTING IS OPPOSED TO NOR DO THEY SUPPORT THE ORDINANCE IN ANY WAY; HOWEVER, THEY DO HAVE CONCERNS WITH THE LANGUAGE IN THE ORDINANCE AS IT PERTAINS TO THEIR COMPANIES.

CLARK PRESENTED THE BOARD WITH SOME CHANGES TO THE PROPOSED ORDINANCE:

1. SECTION 1-DEFINITION OF UTILITIES-PROPOSED TO ADD LINE ITEM TO COVER EVERY CLASSIFICATION OF UTILITIES
2. SECTION 3-LIMITS OF LICENSE-DELETE THE LAST SENTENCE IN THIS SECTION STATING MUNICIPALITIES WITHIN WASHINGTON COUNTY MAY ELECT TO COME UNDER THIS ORDINANCE THROUGH AN INTERLOCAL AGREEMENT
3. SECTION 6-LICENSE CONSIDERATION-CHANGE THE 60 DAY REQUEST PERIOD TO A 90 DAY REQUEST PERIOD IF THE BOARD IMPLEMENTS THE ORDINANCE.
4. CONDITIONS PLACED ON WHOLESALE POWER-PROPOSED TO ONLY APPLY TO RETAIL POWER PURCHASES
5. SECTION 6(B)-WHOLESALE POWER PURCHASES BE TAKEN OUT OF THIS LINE
6. SECTION 7-PAYMENT-CHANGED TO ALLOW PAYMENT OF AMOUNT OWED

TO BE PAID WITHIN 30 DAYS FOLLOWING THE END OF THE MONTH BASED ON THE ACTUAL RETAIL UTILITY SALES.

7. SECTION 7-THE FIRST SENTENCE OF THE SECOND PARAGRAPH STATING THE AMOUNT OF REVENUE TO BE COLLECTED BY GRANTEE AND PAID TO THE GRANTOR AS A LICENSE FEE MAY BE CHANGED BY THE GRANTOR FROM TIME TO TIME BY ORDINANCE AT INTERVALS OF NOT LESS THAN THREE (3) YEARS, PROVIDING THAT THE AMOUNT SHALL IN NO EVENT, EXCEED THAT PERMITTED BY LAW BE TAKEN OUT. IF SOMETHING MUST BE PUT IN THE ORDINANCE, AT LEAST MAKE IT TEN YEAR INTERVALS.
7. SECTION 8-TRANSFERABILITY-THIS SECTION BE DELETED COMPLETELY
8. SECTION 10-HOLD HARMLESS-RECIPROCAL BE WRITTEN IN CLAUSE TO HOLD THE UTILITY COMPANIES HARMLESS AS WELL SHOULD THE COUNTY BE WORKING ON THEIR RIGHT-OF-WAY AND AN ACCIDENT HAPPENS.
9. SECTION 12-PROPER OPERATION-THIS SECTION BE REMOVED COMPLETELY.
10. SECTION 14-INTERRUPTION OF SERVICE-LAST SENTENCE BE REMOVED STATING ANY SUBSTANTIAL FAILURE TO SUPPLY SERVICE CAUSED BY THE NEGLECT OR WILLFUL ACT OF GRANTEE SHALL BE A MATERIAL BREACH OF THIS LICENSE.
11. SECTION 15-WRITTEN ACCEPTANCE BY GRANTEE-BE REMOVED COMPLETELY.

CLARK RECOMMENDED THE BOARD CONSULT WITH ATTORNEY HOLLEY TO FIND OUT HIS LEGAL OPINION.

CLARK ALSO STATED AS A POINT OF INFORMATION THIS IS A FRANCHISE FEE FOR THE COUNTY; A TAX IMPOSED ON THE GROSS RECEIPTS OF THE ELECTRIC UTILITY FOR THE COUNTY AND IT WILL BE PASSED ON TO THE CONSUMER.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE ATTORNEY HOLLEY TO WORK WITH ALL THE UTILITIES THAT WOULD BE LEVYING THE TAX AND GET THE TOTAL AMOUNT OF REVENUE THAT WOULD BE COLLECTED USING THE 4% OF GROSS RECEIPTS IN ORDER TO DETERMINE IF THIS PERCENTAGE NEEDED TO BE ADJUSTED.

COMMISSIONER CORBIN RECOMMENDED THE BOARD HOLD A WORKSHOP ON THE PROPOSED CHANGES RECOMMENDED BY CLARK WITH ATTORNEY HOLLEY GIVING HIS OPINION ON THE CHANGES.

CHAIRMAN CARTER RECOMMENDED THE FIRE DEPARTMENTS PROVIDE A COST ESTIMATE ON WHAT THEIR NEEDS ARE IN ORDER TO COME UP WITH A PERCENTAGE THAT WOULD BE FAIR AND EQUITABLE.

JERRY FARLEY, REPRESENTING THE WASHINGTON COUNTY FIREMENS ASSOCIATION, ADDRESSED THE BOARD PRESENTING THEM WITH A PACKET AND REFERENCED THE DOCUMENTS IN THE PACKET HAD BEEN DELIVERED TO THE BOARD TWICE PRIOR TO THIS DATE AND IT INCLUDED THE ENTIRE SPENDING PLAN AS AGREED UPON BY THE MEMBERS OF THE FIREMENS ASSOCIATION ON THE FIRE DEPARTMENTS NEEDS.

FARLEY ADDRESSED THE CITY VERSUS COUNTY ISSUE ON FIRE PROTECTION SERVICES AND STATED THE COUNTY WAS GETTING SERVICES THAT ARE BEING SUBSIDIZED BY CITY TAX PAYERS AT VERY LITTLE COST. FARLEY REFERENCED TWO THIRDS OF THE BUDGET FOR THE VERNON FIRE DEPARTMENT COMES FROM THE CITY OF VERNON.

FARLEY ADDRESSED THE COUNTY PROVIDING \$9.70 PER YEAR PER 911 ADDRESS IN WASHINGTON COUNTY FOR FIRE PROTECTION SERVICES. HE BASED HIS INFORMATION ON WHAT THE COUNTY PROVIDED PER DISTRICT FOR FIRE PROTECTION.

FARLEY ADDRESSED THE VALUE OF VOLUNTEER SERVICES IN THE COUNTY. HE REFERENCED THERE BEING 163 VOLUNTEER FIREMEN WHICH AVERAGE ABOUT 200 MAN HOURS PER YEAR IN VOLUNTEER SERVICE; THIS COMES OUT TO 32,600 MAN HOURS PER YEAR WHICH IF THE COUNTY PAID THE MINIMUM WAGE FOR A FIREFIGHTER WOULD COME TO \$260,800.00. FARLEY ADDRESSED THIS FIGURE ONLY COVERS WAGES, NOT THE VALUE OF THE EQUIPMENT, LOST SLEEP, MISSED MEALS, PERSONAL EXPENSES, ETC.

FARLEY ADDRESSED THERE BEING A \$2,500.00 COST TO PUT A MAN IN THE PROPER GEAR REQUIRED AND MANDATED BY STATE LAW FOR FIRE FIGHTING PURPOSES. FARLEY ALSO REFERENCED THE FIRE DEPARTMENTS NOT BEING IMMUNE FROM STATE LAW AND LISTED THE REQUIREMENTS THE FIRE DEPARTMENTS HAVE TO MEET.

FARLEY THEN ADDRESSED THE SPENDING PLAN THEY HAD PRESENTED REQUESTED THE BOARD TRIPPLE THEIR MONEY FOR FIRE PROTECTION, PUT A THIRD OF THE MONEY IN A CENTRAL FUND

TO BE ADMINISTERED BY THE PUBLIC SAFETY ADVISORY COMMITTEE TO BUY BASELINE IMPROVEMENT EXPENDITURES TO PUT THE EQUIPMENT OUT INTO THE FIRE DEPARTMENTS; ANY EXCESS FEES BE PUT BACK INTO A SPECIAL REVENUE FUND TO HOLD FOR CONNECTING OF CITY WATER SYSTEMS; AND DIVIDE THE OTHER TWO THIRDS BETWEEN THE OTHER DEPARTMENTS BY A MORE APPROPRIATE DISTRIBUTION MODEL THAN PRESENTLY BEING USED.

FARLEY RECOMMENDED THE COUNTY DO THIS FOR FIVE YEARS AS THIS WOULD ALMOST FULLY FUND THE SHORT AND LONG TERM NEEDS ASSESSMENT OF THE FIRE DEPARTMENTS PROVIDED TO THEM. AFTER FIVE YEARS, THE COUNTY COULD THEN REDUCE THE AMOUNT GOING INTO THE CENTRAL FUND VERSUS THE AMOUNT GOING TO THE FIRE DEPARTMENTS.

FARLEY THEN REFERENCED THE THE BASE LINE PURCHASES BY NEEDS ASSESSMENT AND BY THE PUBLIC SAFETY COMMITTEE. HE RECOMMENDED THE BOARD USE THE DOCUMENTS THEY WERE PROVIDED AS A BASIC GUIDELINE TO GO BY.

FARLEY ADDRESSED FIVE POINTS VOLUNTEER FIRE DEPARTMENT BEING SUCCESSFUL IN GETTING AN ISO RATING REDUCTION; THEY WENT FROM AN ISO RATING OF 10 TO 9.

HE ADDRESSED THE VOLUNTEER FIREFIGHTERS SPENDING MORE TIME IN FUND RAISING THAN IN TRAINING AND THIS WOULD GET SOMEONE KILLED.

ATTORNEY HOLLEY RECOMMENDED THE BOARD APPOINT ONE OF THE COMMISSIONERS TO WORK WITH HIM TO MAKE RECOMMENDATIONS AND PROVISIONS TO THE ORDINANCE PRIOR TO HOLDING A WORKSHOP SO THEY WOULD HAVE SOMETHING TO LOOK AT. THE BOARD'S CONCENSUS WAS FOR COMMISSIONER CORBIN TO WORK WITH ATTORNEY HOLLEY, COME BACK AT THEIR NEXT MEETING AND ADDRESS THEIR RECOMMENDATIONS ON THE UTILITY ORDINANCE.

CHAIRMAN CARTER RECOMMENDED REPRESENTATIVES OF THE FIRE DEPARTMENTS MEET WITH THE POWER AND OTHER UTILITY SUPPLIERS ON A COMMITTEE AND A SPOKESMAN REPORT BACK TO THE BOARD ON THE GENERAL CONCENSUS OF WHAT THIS IS GOING TO BE TOTAL AFFECTIVE ALL THE WAY THROUGH AND ALSO THE DOLLAR AMOUNT INFORMATION REQUESTED.

VINCENT ANDRY, REPRESENTATIVE OF GULF POWER COMPANY, WANTED TO CLARIFY THEY WERE ONLY CONCERNED WITH SOME OF THE LANGUAGE IN THE PROPOSED UTILITY ORDINANCE; THEY WERE WILLING TO WORK WITH THE COMMITTEE IN AN OFFICIAL OR UNOFFICIAL CAPACITY.

BURLY HILL ADDRESSSED THE BOARD REQUESTING THEY TELL THE CITIZENS IN THE COUNTY THIS UTILITY ORDINANCE IS IMPOSING A TAX; IT IS NOT A LICENSE.

CHAIRMAN CARTER CALLED FOR A FIFTEEN MINUTE RECESS.

PURSUANT TO A RECESS, A PUBLIC HEARING WAS HELD ON A SMALL SCALE LAND USE CHANGE APPLIED FOR BY DAVID AND KAREN MORRIS AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY. RANDY PARKER, COMPREHENSIVE PLANNING CONSULTANT, BRIEFED THE BOARD ON THE PROPOSED CHANGE FROM LOW DENSITY RESIDENTIAL TO A LOW/MEDIUM RESIDENTIAL USE WITH THE LOCATION BEING ON SLEEPY HOLLOW LANE OFF ON THE EAST SIDE OF HIGHWAY 277. PARKER ADVISED THE BOARD THE PLANNING COMMISSION HAD HELD THEIR PUBLIC HEARING ON THE PROPOSED CHANGE AND RECOMMENDED APPROVING THE LAND USE CHANGE. PARKER TOLD THE BOARD THEY WOULD NEED TO ADOPT THE CHANGE BY ORDINANCE; IT WOULD BE SUBMITTED TO THE STATE AND IT WOULD BE EFFECTIVE 30 DAYS AFTER THE BOARD ADOPTS IT. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION AND ADOPT THE ORDINANCE APPROVING THE SMALL SCALE LAND USE CHANGE APPLIED FOR BY DAVID AND KAREN MORRIS.

PURSUANT TO A NOTICE OF HEARING IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, SAID HEARING WAS HELD ON A SPECIAL EXCEPTION TO THE LAND DEVELOPMENT CODE APPLIED FOR BY WHITE CONSTRUCTION COMPANY, INC. FOR A BARROW PIT/ MINING OPERATIONS IN AN AG/SILVACULTURE AREA. PARKER BRIEFED THE BOARD ON THE SPECIAL EXCEPTION; THE PLANNING COMMISSION HAD HELD THEIR PUBLIC HEARING AND RECOMMENDED APPROVAL OF THE SPECIAL EXCEPTION. COMMISSIONER HALL OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION AND APPROVE THE SPECIAL EXCEPTION. COMMISSIONER HALL AND BROCK AGREED TO AN AMENDMENT TO THE MOTION ON THE FLOOR TO APPROVE OF THE SPECIAL EXCEPTION APPLIED FOR BY WHITE CONSTRUCTION CONTINGENT UPON THEM MAINTAINING THEIR HAUL ROUTE ON THE ROADS AND FOR IT TO BE EFFECTIVE ONLY UNTIL THE COMPLETION OF THEIR HIGHWAY 279 PROJECT WORK. THE MOTION CARRIED.

PURSUANT TO A NOTICE OF HEARING AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, SAID HEARING WAS HELD ON AN ORDINANCE RELATING TO ABANDONED HOUSES, ETC. ATTORNEY HOLLEY READ THE HEADING OF THE ORDINANCE. CHAIRMAN CARTER ASKED IF ANYONE IN THE AUDIENCE WOULD LIKE TO ADDRESS THE ORDINANCE. CHUCK YATES QUESTIONED THE DEFINITION OF ABANDONED HOUSES AS HE USED AN OLD BUILDING ON HIS PROPERTY FOR STORAGE.

COMMISSIONER HALL QUESTIONED IF THE ORDINANCE COULD BE RESTRICTED TO

SUB-DIVISIONS AND NOT THE WHOLE COUNTY. ATTORNEY HOLLEY ADVISED THE BOARD COULD DO THIS; HOWEVER, THE ORDINANCE WOULD HAVE TO BE READVERTISED.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL TO ADOPT THE ORDINANCE ON ABANDONED HOUSES WITH THE EXCEPTION TO CHANGE THE DEFINITION OF ABANDONED HOUSES TO MEAN A RESIDENCE OR MOBILE HOME.

BO CREEL, BUILDING OFFICIAL, ADDRESSED THE BOARD STATING THE DEFINITION OF ABANDONED HOUSES AS IT IS STATED IN THE ORDINANCE IS IS WELL WRITTEN AND RECOMMENDED THE BOARD LEAVE IT AS IS. COMMISSIONER CORBIN AND HALL WITHDREW THEIR MOTION AND SECOND.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ADOPT THE ORDINANCE PERTAINING TO ABANDONED HOUSES, ETC. AS ADVERTISED.

PURSUANT TO A NOTICE OF HEARING ADDRESSING JET SKIS ON HOLMES CREEK, AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, SAID HEARING WAS HELD. ATTORNEY HOLLEY READ THE ORDINANCE HEADING. COMMISSIONER HALL OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO ADOPT THE ORDINANCE PROHIBITING JET SKIS IN HOLMES CREEK. KAREN MORRIS SPOKE IN FAVOR OF THE BOARD ADOPTING THE ORDINANCE. THE MOTION CARRIED UNANIMOUSLY.

PURSUANT TO A NOTICE OF HEARING ON A PROPOSED ORDINANCE ON TEMPORARY ELECTRICAL PERMITS AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, SAID HEARING WAS HELD. ATTORNEY HOLLEY READ THE HEADING OF THE ORDINANCE AS ADVERTISED.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO ADOPT THE PROPOSED ORDINANCE ALLOWING TEMPORARY ELECTRICAL PERMITS TO BE ISSUED.

AL CLEVELAND, WASHINGTON COUNTY HEALTH DEPARTMENT, ADDRESSED THE BOARD ON HIS CONCERN THAT ORDINANCE 85-7 WOULD BE REPEALED BY ANYTHING THAT IS TO BE DONE ONCE THIS ORDINANCE IS ADOPTED. HE REFERENCED ORDINANCE 85-7 PROHIBITS ANY ISSUANCE OF ANY COUNTY BUILDING OR ELECTRICAL PERMIT PRIOR TO THE OBTAINING OF A SEPTIC TANK PERMIT. HIS CONCERN WAS ONCE A PERSON COMES IN AND IS ABLE TO GET A TEMPORARY PERMIT FOR THEIR PROPERTY AND DOES NOT TURN THEIR PERMIT IN AFTER THE 30 DAY PERIOD SPECIFIED IN THE ORDINANCE, THE HEALTH DEPARTMENT'S COMPLAINT PROBLEMS WOULD BE CONSIDERABLY HIGHER THAN THEY PRESENTLY ARE. CLEVELAND ADDRESSED THE NEED FOR A PERSON TO KNOW WHAT THEIR SEPTIC TANK NEEDS ARE PRIOR TO DOING ANY TYPE OF CONSTRUCTION ON HIS DWELLING. CLEVELANDS CONCERNS WERE ON THE ENFORCEMENT OF THE ORDINANCE AND BEING ABLE TO FOLLOW UP ON WHAT IS GOING TO HAPPEN IN THE OCCASIONS WHERE PERSONS ARE GIVEN ELECTRICAL SERVICE.

BO CREEL ADDRESSED THE BOARD AND ADVISED IF THEY ADOPT THE ORDINANCE, THEIR COMPUTER PERMITTING SYSTEM WILL AUTOMATICALLY KICK THE PERMITS OUT EVERY THIRTY DAYS IF THEY ARE DUE FOR DISCONTINUANCE OF ELECTRICAL SERVICE; HIS RECOMMENDATION WOULD BE FOR THE 30 DAYS TO BE AUTOMATIC. ALSO, HE REQUESTED A REQUIREMENT FOR A SEPTIC TANK PERMIT TO BE PURCHASED PRIOR TO GETTING TEMPORARY ELECTRICAL SERVICE EVEN THOUGH IT IS NOT INSTALLED; IF AT THE END OF THE ESTABLISHED PERIOD OF TIME, THE SERVICES SHOULD BE AUTOMATICALLY TERMINATED.

CREEL ADDRESSED IF THE BOARD DIRECTED HIM TO ISSUE TEMPORARY SERVICE, HE COULD ADJUST THE PERMITS UNDER THE PRESENT ORDINANCE AND CHARGE A FEE FOR AN ADDITIONAL INSPECTION WHICH WOULD BE REQUIRED.

COMMISSIONER CORBIN ADDRESSED HIS COMPLAINTS HAD PRIMARILY BEEN PERSONS COULDN'T PUMP THEIR WELL TO SEE IF THEY HAD SUFFICIENT WATER BEFORE THEY STARTED ANYTHING ELSE. COMMISSIONER CORBIN REFERENCED HIM NOT HAVING A PROBLEM AMENDING THE ORDINANCE IF A PERSON IS GOING TO PUT A MOBILE HOME OR HOUSE, THEY WOULD HAVE TO GET A SEPTIC TANK PERMIT.

ATTORNEY HOLLEY RECOMMENDED THE BOARD DIRECT THE BUILDING OFFICIAL TO ISSUE TEMPORARY PERMITS UNDER THE EXISTING ORDINANCE AND SEE IF THIS WORKS. MR. CLEVELAND AGREED HE WOULD LIKE TO SEE THE WORK UNDER THEIR EXISTING ORDINANCE.

THE BOARD TOOK ACTION ON THE MOTION ON THE FLOOR TO ADOPT THE PROPOSED ORDINANCE ON TEMPORARY ELECTRICAL PERMITS WITH ALL OF THE BOARD OPPOSING.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE THE BUILDING INSPECTOR TO ISSUE THE TEMPORARY ELECTRICAL PERMIT AT HIS DISCRETION AND ADD AN ADDITIONAL \$25 FEE FOR ADDITIONAL INSPECTIONS.

THE BID OPENING ON THE USED CHIPPER FOR ROAD AND BRIDGE WAS HELD. DEPUTY CLERK CARTER OPENED THE ONLY SEALED BID RECEIVED WHICH WAS FROM HERSCHEL BERK FOR \$3,500.00. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO ACCEPT THE SEALED BID FROM HERSCHEL BECK FOR THE USED CHIPPER.

BURLY HILL, RESIDENT AT GAP POND, ADDRESSED THE BOARD ON THE COUNTY RECREATION

PROGRAM AND THE EXCELLENT JOB DAVID CORBIN, THE PARKS AND RECREATION DIRECTOR, HAS DONE. HE RECOMMENDED THE BOARD CONTINUE THEIR RECREATION PROGRAMS IN THE COUNTY. HE ADDRESSED THE TYPE II PROPERTY BEING RENOVATED BY THE NORTHWEST FLORIDA WATER MANAGEMENT

HILL ALSO ADVISED THE BOARD THE GAME AND WILDLIFE COMMISSION HAVING TAX MONIES THEY CONTRIBUTE FOR RECREATIONAL PURPOSES AND RECOMMENDED THE COUNTY ATTORNEY CHECK TO MAKE SURE WASHINGTON COUNTY IS GETTING THEIR SHARE OF MONIES FOR RECREATION.

CHAIRMAN CARTER ADVISED MR. HILL THE COUNTY HAD AGREED TO PURSUE A WATER USE PERMIT FOR ECONFINA CREEK TO BE HELD BY THE COUNTY FOR USE. ALSO, THE BOARD WOULD BE DISCUSSING THE NORTHWEST FLORIDA WATER MANAGEMENT PROPOSAL ON THE TYPE II PROPERTY.

CHAIRMAN CARTER RECESSED THE MEETING UNTIL 1:00 P.M. FOR LUNCH.

PURSUANT TO A RECESS, VIC BELECKAS, BOAT LAKE PROPERTY OWNER, ADDRESSED THE BOARD ON DELTONA SUBDIVIDING BOAT LAKE PROPERTY AND OFFERING IT TO THE PROPERTY OWNERS TO BUY. BELECKAS STATED HE WAS NOT OPPOSING THE SUBDIVIDING OF THE PROPERTY BUT OPPOSING THE WAY DELTONA PRESENTED THE SALE OF THE PROPERTY. BELECKAS WAS CONCERNED ON WHO WOULD CARRY THE LIABILITY IF THEY PURCHASED THE PROPERTY AND WHAT TAXES WERE GOING TO BE IMPOSED BY THE COUNTY. HE REQUESTED THE BOARD POSTPONE FOR ONE MONTH THE APPROVAL OF DELTONA'S REQUEST FOR SUBDIVIDING AND PROVIDE IN WRITING WHAT THE COUNTY WILL ASSESS IN TAXES ON THE PROPERTY. ALSO, BY THIS TIME HE WILL HAVE EVERYTHING IN WRITING FROM THE FLORIDA DIVISION OF LAND SALES ON WHAT THE BUYERS WOULD BE BUYING AND TAKING RESPONSIBILITY FOR.

THE BOARD WAS ADVISED THE PLANNING COMMISSION HAD APPROVED THE REPLATTING OF THE PROPERTY AT BOAT LAKE BASED ON THE LAND DEVELOPMENT CODE REGULATIONS.

CHAIRMAN CARTER TURNED THE CHAIR OVER TO VICE-CHAIRMAN BROCK. HE ADVISED BELECKAS DELTONA COULDN'T SELL ANYTHING WITHOUT THE APPROVAL OF THE DIVISION OF THE LAND SALES. DELTONA OPTED TO GIVE THE PROPERTY OWNERS AT BOAT LAKE 30 DAYS TO REPLY WHETHER THEY WANTED TO PURCHASE THE PROPERTY FROM THEIR LOT TO THE LAKE RATHER THAN SELLING IT TO ONE OWNER; THIS WAS AN EXPENSE TO DELTONA BUT THEY WANTED TO GIVE THOSE LOT OWNERS AT THE BOAT LAKE AN OPPORTUNITY TO HAVE A PIECE OF THE PROPERTY. TAXES ARE PAID UNDER ACRES; NO WATERS IN WASHINGTON COUNTY IS DEDUCTED FROM THE TAX ROLLS OF THE COUNTY.

BELECKAS ADDRESSED THE FLORIDA DIVISION OF LAND SALES STATING DELTONA HAS BEEN NOTIFIED NO ONE ELSE CAN PURCHASE THIS PROPERTY OTHER THAN THE LOT OWNERS WITH THE RESTRICTIONS THAT ARE PRESENTLY ON IT.

CHAIRMAN CARTER REFERENCED THE LAND DEVELOPMENT CODE HAVING AN ARTICLE IN IT WHICH SAYS AS LONG AS IT IS NOT CREATING NEW PROPERTIES AND THE EXISTING PROPERTY OWNERS GETS THE PROPERTY, NO PLATTING IS REQUIRED; THEREFORE, DELTONA DIDN'T HAVE TO GO THROUGH THE PLATTING PROCESS.

BELECKAS REFERENCED THE FLORIDA DIVISION OF LAND SALES FEELS THE COUNTY HAS COLLECTED MONIES FROM DELTONA CORPORATION ILLEGALLY BECAUSE THE PROPERTY WAS PUT ON AS A FUTURE DEVELOPMENT RATHER THAN A NATURAL PRESERVE AREA.

THE BOARD RECOMMENDED BELECKAS CONTACT THE PROPERTY APPRAISER TO FIND OUT HOW MUCH THE PROPERTY WOULD BE ASSESSED AT AND THE TAXES THAT WOULD BE IMPOSED.

COMMISSIONER CORBIN FELT IT WAS A COURTEOUSY THAT DELTONA GAVE THE PROPERTY OWNERS AN OPTION TO PURCHASE A PIECE OF PROPERTY ADJOINING THEM.

ATTORNEY HOLLEY ADDRESSED THE PLANNING COMMISSION WOULD NOT ADDRESS THE THINGS BELECKAS WAS CONCERNED WITH WHEN APPROVING A PLAT. THE DIVISION OF LAND SALES WOULD BE THE ONE TO ADDRESS HOW IT IS GOING TO BE SOLD AFTER IT IS PLATTED; NOT THE PLANNING COMMISSION NOR THE COUNTY.

COMMISSIONER CARTER READ THE ARTICLE IN THE LAND DEVELOPMENT CODE: TRANSFER PROPERTY TO AN ADJOINING LAND OWNER WHICH DOES NOT CREATE AN ADDITIONAL HOME SITE OR A COMMERCIAL INDUSTRIAL LOT SHALL BE EXEMPT FROM THE ARTICLES OF THE CODE. DELTONA DIDN'T HAVE TO PLAT UNDER THE LAND DEVELOPMENT CODE; HOWEVER, THEY CHOSE TO DO SO.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ACCEPT THE PLANNING COMMISSION RECOMMENDATION AND APPROVE THE REPLATTING OF PROPERTY AT BOAT LAKE APPLIED FOR BY DELTONA CORPORATION. COMMISSIONER CARTER ABSTAINED FROM VOTING DUE TO HIS EMPLOYMENT WITH DELTONA.

ATTORNEY HOLLEY BEGAN WITH HIS REPORT ADDRESSING THE LETTER HE HAD PROVIDED TO THE BOARD ON THE PROCEDURES TO HANDLE DELINQUENT TAX CERTIFICATES HELD BY THE COUNTY. HE ADVISED THE BOARD HE THOUGHT THE TAX COLLECTOR WAS SENDING OUT THEIR OWN LETTERS ADVISING THE LAND OWNERS IF THEY DON'T DO SOMETHING, THEY ARE GOING TO HAVE A TAX DEED SALE; THIS IS NOT A REQUIREMENT OF THE LAW. COMMISSIONER CORBIN OFFERED



A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE THE CHAIRMAN TO CONTACT THE TAX COLLECTOR, GO OVER THE LETTER ATTORNEY HOLLEY HAD PREPARED ON THE PROPER PROCEDURE IN HANDLING DELINQUENT TAX CERTIFICATES AND REQUEST SHE BEGIN EXPEDITING THE PROCEDURES.

ATTORNEY HOLLEY ADDRESSED A SETTLEMENT HAD BEEN NEGOTIATED ON THE FEDERAL LAWSUIT AGAINST THE SHERIFF'S DEPARTMENT FILED BY HARRY TOMLIN FOR \$25,000.00 AND NEEDED APPROVAL FROM THE BOARD TO SETTLE THE SUIT; THE BASIS FOR THE SETTLEMENT IS THE ATTORNEY FEES TO GO THROUGH WITH A TRIAL WOULD COST MORE THAN THE SETTLEMENT. COM- MISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO AUTHORIZE THE SETTLEMENT OF THE HARRY TOMLIN LAWSUIT FOR \$25,000.00.

ATTORNEY HOLLEY ADDRESSED THE BOARD REQUESTING HE DRAFT AN ORDINANCE TO REQUIRE A PERMIT FOR THOSE EXEMPTIONS REFERENCED IN ORDINANCE 97-4 WITH THE PERMIT TO BE STAMPED EXEMPT ACROSS THE FACE OF IT AND BE EXEMPTED FROM A FEE AND AN INSPECTION. HE HAD PREPARED THE ORDINANCE AND ADVISED THE BOARD IT NEEDED TO BE ADVERTISED IF IT IS THE BOARD'S DESIRE. DISCUSSION WAS HELD ON THE DRAFTED VERSION OF THE ORDINANCE WITH THE BUILDING OFFICIAL ADDRESSING THE CONCERNS OF THE BOARD ON THE ORDINANCE. THE BOARD AND CREEL AGREED THE PERMITS SHOULD BE FOR ALL STRUCTURAL REPAIRS, NOT MINOR COSMETIC REPAIRS; PERSONS WOULD NEED TO GET AN EXEMPT PERMIT FOR A ROOF REPLACEMENT; AND AS A SOLUTION TO THE FLOOD PLAIN MANAGEMENT, IF A PERMIT IS ISSUED TO EACH JOB A PERSON MAY BE EXEMPT BUT THE BUILDING DEPARTMENT WOULD STILL REQUIRE THEM TO SUBMIT A FLOOD ELEVATION CERTIFICATE IN ORDER TO ISSUE THE PERMIT WHICH WOULD TAKE CARE OF THE FEMA REQUIREMENTS; ON BARNS ETC., FOR ROOFING, FIVE SQUARES OR LESS WOULD NOT BE REQUIRED TO GET AN EXEMPT PERMIT. CHAIRMAN CARTER APPOINTED COMMISSIONER HALL AND ATTORNEY HOLLEY TO REVISE THE ORDINANCE AND BRING IT BACK BEFORE THE BOARD PRIOR TO ADVERTISING.

ATTORNEY HOLLEY ADVISED THE BOARD THEY NEEDED TO AUTHORIZE THE CHAIRMAN TO SIGN THE EDA GRANT APPLICATION FOR BRICKYARD ROAD WHICH WOULD BE \$100,000.00 GRANT MONEY AND \$100,000.00 COUNTY MATCH. COM- MISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE THE CHAIRMAN TO SIGN THE GRANT APPLICATION.

OLE ELLIS, CHAMBER OF COMMERCE, ADDRESSSED THE EDA GRANT WOULD BE FOR WIDENING A PORTION OF BRICKYARD ROAD, IMPROVE THE ORANGE HILL BRICKYARD ROAD INTERSECTION AND A SMALL PORTION OF COMMERCE AVENUE IN THE INDUSTRIAL PARK AND RESURFACE ALL THE WAY FROM HIGHWAY 77 TO ORANGE HILL HIGHWAY.

ELLIS ALSO ADVISED AN EDA PROJECT ENGINEER WOULD BE APPOINTED TO GUIDE THE COUNTY THROUGH THE GRANT PROCESS.

COMMISSIONER HALL ADDRESSSED REPLACEMENT ROCKS ON DRIVEWAYS FOR CLARIFICATION; HE HAD SPOKEN WITH ATTORNEY HOLLEY AND WAS ADVISED AS LONG AS THE COUNTY SPENDS MONEY ON RIGHTS OF WAY IT WOULD BE PERFECTLY LEGAL. ATTORNEY HOLLEY ADDRESSSED THE PRESENT POLICY ALLOWS THE COUNTY TO GO 25' BEYOND THE COUNTY RIGHT OF WAY TO MAINTAIN THE AREA WHERE A DRIVEWAY INTERSECTS A COUNTY ROAD WITH THE LANDOWNER PROVIDING AN EASEMENT; HOWEVER, THE OLD POLICY ALLOWED A BLANKET EASEMENT ON THE FIRST 50' BEYOND THE COUNTY RIGHT OF WAY TO MAINTAIN THE AREA WHERE THE DRIVEWAY INTERSECTS A COUNTY ROAD. HE RECOMMENDED THE BOARD MAKE A UNIFORM POLICY TO ALLOW THE COUNTY TO GO 25' BEYOND THE EDGE OF THE COUNTY MAINTAINED ROAD TO MAINTAIN THE AREA WHERE A DRIVEWAY INTERSECTS A COUNTY ROAD WITH THE LANDOWNER PROVIDING A WRITTEN EASEMENT TO THE COUNTY. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ACCEPT ATTORNEY HOLLEY'S RECOMMENDATION.

ATTORNEY HOLLEY ALSO ADVISED THE BOARD NEEDED TO APPROVE OF TAKING THE REVERTER CLAUSE OUT OF THE EASEMENTS DUE TO JUDGE OVER- STREET'S RULING ON THE REDMON CASE. THE BOARD'S CONCENSUS WAS TO APPROVE OF TAKING THE REVERTER CLAUSE OUT OF THE EASEMENTS.

COMMISSIONER HALL ADDRESSSED THE TOWN OF CARYVILLE HAVING A PROJECT ON HIGHWAY 179 REPLACING CULVERTS AND THEY USED STATE GUIDELINE PIPE RATHER THAN THE ASPHALT COATED PIPE AS SPECIFIED IN THE COUNTY POLICY. AS THE COUNTY ENGINEER HAD ALSO BID OUT ROADS IN THE CDBG ROAD GRANT CALLING FOR STATE GUIDELINES ON PIPE, ATTORNEY HOLLEY ADVISED THE BOARD THEY COULD NOT LEGALLY REQUIRE CARYVILLE TO REPLACE THEIR PIPING WITHOUT REPLACING THEIR OWN.

DISCUSSION WAS HELD ON CHANGING THE COUNTY POLICY TO COVER PIPING FOR DRIVEWAYS AND ROADWAYS AS IT PRESENTLY ONLY ADDRESSES ASPHALT COATED PIPE FOR DRIVEWAYS.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO EXEMPT HIGHWAY 179 TO THE CITY LIMITS OF CARYVILLE, BRICKYARD, SUGAR DOLL AND HAPPY HILL ROADS FROM THE COUNTY POLICY ON ASPHALT COATED PIPE. COMMISSIONER

HALL OPPOSED.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED FOR THE COUNTY POLICY TO BE CHANGED FOR ASPHALT COATED METAL PIPE TO BE USED FOR COUNTY DRIVEWAYS AND ROADWAYS.

COMMISSIONER HALL ADDRESSED A QUOTE HE HAD RECEIVED FROM WHITE CONSTRUCTION COMPANY ON RESURFACING HIGHWAY 279 FROM GUM CREEK BRIDGE TO CARYVILLE WITH THE COST BEING \$90,000.00 FOR APPROXIMATELY THREE MILES.

COMMISSIONER HALL ALSO HAD A QUOTE FROM F & W CONSTRUCTION ON PUTTING TWO 34' PRECAST SPANS ON HIGHWAY 280 AT POND CREEK WITH THE COST BEING \$96,000.00 WITH THE COUNTY BEING RESPONSIBLE FOR DOING SOME OF THE WORK.

CHAIRMAN CARTER RECOMMENDED THESE BE BROUGHT UP WHEN THE BOARD GETS INTO THEIR BUDGET WORKSHOP FOLLOWING THE BOARD MEETING.

COMMISSIONER HALL QUESTIONED HOW TO PROCEED WITH GETTING THE PEOPLE TO TAKE THEIR BELONGINGS OFF OF THE PROPERTY GIVEN TO THE COUNTY BY MR. FRANK PERICOLA AT HOLMES CREEK IN ORDER FOR THE PROPERTY TO BE CLEARED FOR ACCESS. ATTORNEY HOLLEY RECOMMENDED THE BOARD SEND ONE OF THE ROAD AND BRIDGE SUPERINTENDENTS TO NOTIFY THE PEOPLE.

COMMISSIONER BROCK ADDRESSED ROAD & BRIDGE REQUESTING THE KING CAB FLAT BED TRUCK AT ROAD AND BRIDGE BE JUNKED AND USED FOR PARTS. DISCUSSION WAS HELD WITH THE BOARD AGREEING TO SELL THE TRUCK RATHER THAN JUNK IT AND USE IT FOR PARTS.

COMMISSIONER BROCK ADDRESSED ROAD AND BRIDGE REQUESTING AUTHORITY TO HIRE SOMEONE TEMPORARILY TO FILL IN WHILE JAMES SHEFFIELD IS OUT FOR MEDICAL REASONS. THE BOARD'S CONCENSUS WAS TO DO WITHOUT THE TEMPORARY POSITION UNTIL THE NEW DUMP TRUCKS COME IN.

COMMISSIONER BROCK ADDRESSED THE COUNTY NEEDED TO MAKE A DECISION ON PURCHASING ROCHE PIT AS MR. SIDNEY ROCHE HAS ANOTHER BUYER FOR THE PROPERTY; MR. ROCHE HAD ALREADY SUBMITTED A DEED TO THE COUNTY BUT HAS NOT RECEIVED A CHECK. CHAIRMAN CARTER ADDRESSED HE LOOKED AT THE CORING REPORT DONE BY TRI-STATE TESTING ON THE PROPERTY AND IT SHOWED 0-17' TAN SAND AND FROM 17' TO 20' IT WAS CLAY SAND; HE ADVISED DEPUTY CLERK CARTER NOT TO CUT A CHECK UNTIL THE BOARD MADE A DECISION IF THEY WANTED TO PURCHASE A SAND PIT. DEPUTY CLERK CARTER PROVIDED THE BOARD THE REPORT ON THE CORING FROM TRI-STATES.

FRANK CORSO QUESTIONED WHAT HAPPENED TO THE IDEA OF THE COUNTY TRYING TO FIND LIMEROCK MATERIAL. CHAIRMAN CARTER ADVISED CORSO THERE WERE SOME LOCATIONS WITH LIMEROCK MATERIAL ON IT BUT NONE AVAILABLE FOR SALE.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO TABLE THE PURCHASE OF THE ROCHE PIT UNTIL THE NEXT BOARD MEETING WHILE COMMISSIONER BROCK CHECKS ON THE CORING RESULTS.

COMMISSIONER CORBIN ADDRESSED SONNY LEAVINS HAD PURCHASED GODFREY AUTO SUPPLY AND WOULD BE UNABLE TO HONOR THE FILTER BID PRICES GODFREY HAD BEEN PROVIDING THE COUNTY; LEAVINS WAS REQUESTING THE BOARD CONSIDER GIVING HIM AN INCREASE IN PRICE FOR THE OIL FILTERS. LEAVINS ALSO REQUESTED HE BE GIVEN THE PARTS BUSINESS FOR THE COUNTY WITH HIM PUTTING IN A COMPUTER AT THE ROAD & BRIDGE DEPARTMENT TAKING ORDERS THROUGH THE COMPUTER OR BY PHONE AND DELIVERING PARTS TO THE COUNTY.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE ADVERTISING FOR FILTER BIDS FOR THE ROAD AND BRIDGE DEPARTMENT.

THE BOARD AGREED FOR COMMISSIONER BROCK TO GET WITH ROAD AND BRIDGE ON ADVERTISING FOR BIDS ON PARTS AND MAKE A RECOMMENDATION TO THE BOARD AT ITS NEXT MEETING.

FOR INFORMATION PURPOSES, COMMISSIONER CORBIN ADDRESSED AN EMPLOYEE AT ROAD & BRIDGE, JAMES SHEFFIELD, BEING OUT ON MEDICAL LEAVE AND LIKES TWO TO THREE MONTHS HAVING TEN YEARS IN TO BE VESTED IN THE FLORIDA RETIREMENT SYSTEM. CORBIN QUESTIONED ATTORNEY HOLLEY IF THERE WAS SOME WAY THE COUNTY COULD ASSIST SHEFFIELD IN GETTING HIS RETIREMENT AND IF SO WHAT PROCEDURE WOULD THEY USE. ATTORNEY HOLLEY ADVISED CORBIN THAT SHEFFIELD WOULD HAVE TO COME BACK TO WORK IN ORDER TO BE ABLE TO RECEIVE HIS RETIREMENT BENEFITS.

DISCUSSION WAS HELD ON ESTABLISHING A SICK LEAVE POOL. NO ACTION WAS TAKEN ON THIS ISSUE.

COMMISSIONER CORBIN ADDRESSED A REQUEST HE HAD FOR THE COUNTY IN THE FUTURE IF THEY ARE INVOLVED IN DRILLING A WELL, SPECIFICATIONS BE DRAWN UP ON THE WELL AND IT BE PUT OUT FOR BID ACCORDING TO THE SPECIFICATIONS. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO HAVE SPECIFICATIONS DRAWN UP

AND ADVERTISE FOR BIDS ACCORDING TO THE SPECIFICATIONS ON ANY FUTURE WELL DRILLING THE COUNTY MAY BE INVOLVED IN.

FRANK CORSO QUESTIONED IF THIS WOULD INCLUDE TEST WELLS ALSO AT THE DUMP SITES. THE BOARD AGREED FROM THIS POINT ON, ANY WELLS WOULD BE ADVERTISED FOR BIDS WHICH THEY ARE INVOLVED IN.

CORSO ALSO ADVISED THE BOARD OF CONTAMINANTS IN THE TEST WELLS AT THE MUDHILL LANDFILL SITE AND AGREED TO PROVIDE THE BOARD WITH A COPY OF THIS REPORT.

CHAIRMAN CARTER ADDRESSED DALE MACUMBER, THE VETERANS SERVICE OFFICER, RECOMMENDED THE ADA ACCESSIBILITY REQUIREMENTS FOR THE VOTING PRECINCTS GO UNDER THE BUILDING DEPARTMENT. COMMISSIONER CORBIN ADDRESSED WHEN THE BOARD PUT DALE MACUMBER ON FOR TWO EXTRA DAYS, IT WAS HIS UNDERSTANDING BEING RESPONSIBLE FOR ADA REQUIREMENTS WAS PART OF HIS DUTIES.

THE BUILDING OFFICIAL, BO CREEL, ADDRESSED THE BOARD ADVISING THAT THE BUILDING DEPARTMENT HAD TO MAKE AN ANNUAL FIRE SAFETY INSPECTION OF THESE FACILITIES WHICH INCLUDES ACCESSIBILITY, EGRESS, ETC. AND THEY COULD GO AHEAD AND TAKE CARE OF THIS. THE BOARD AGREED FOR THE BUILDING DEPARTMENT TO TAKE CARE OF THE ADA ACCESS-IBILITY REQUIREMENTS FOR THE VOTING PRECINCTS.

CHAIRMAN CARTER UPDATED THE BOARD ON THE BONNET POND GRANT; THE GRANT IS GETTING READY TO BE CLOSED AND SHOULD BE COMPLETED BY THE END OF SEPTEMBER.

CHAIRMAN CARTER UPDATED THE BOARD ON NORTHWEST FLORIDA WATER MANAGEMENT BEING IN THE PROCESS OF PURCHASING THE TYPE II ROSEWOOD PROPERTY AND WOULD CLOSE ON IT IN DECEMBER; THE COUNTY PERMITS WOULD BE HONORED BY WATER MANAGEMENT THROUGH THE CURRENT LEASE PERIOD WITH ROSEWOOD. CARTER ADDRESSED THE PROPOSAL NORTHWEST FLORIDA WATER MANAGEMENT WAS OFFERING TO THE COUNTY:

NORTHWEST FLORIDA WATER MANAGEMENT WOULD MAKE IMPROVEMENTS ON STRICKLAND ROAD, PORTER POND ROAD AND GREENHEAD ROAD ACCORDING TO AN ENGINEERING DESIGN AND PAY FOR IT; THEY WILL HIRE A PRIVATE DUMPTRUCK TO HAUL MATERIALS OR PAY THE COUNTY IF THEY USE THEIR OWN EQUIPMENT AT STANDARD CONSTRUCTION RATES FOR AN EMPLOYEE,

EQUIPMENT, ETC. CHAIRMAN CARTER REQUESTED THE BOARD AUTHORIZE HIM TO CONTINUE NEGOTIATIONS WITH NORTHWEST FLORIDA WATER MANAGEMENT TO PAY STANDARD CONSTRUCTION RATES FOR USE OF COUNTY EMPLOYEE, EQUIPMENT, ETC. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE CHAIRMAN CARTER TO NEGOTIATE WITH NORTHWEST FLORIDA WATER MANAGEMENT ON TYPE TWO PROPERTY WITH THEM AGREEING TO MAKE IMPROVEMENTS ON STRICKLAND, PORTER POND AND GREENHEAD ROADS ACCORDING TO AN ENGINEERING DESIGN, PAY FOR IT, AND PAY THE COUNTY STANDARD CONSTRUCTION RATES FOR AN EMPLOYEE, EQUIPMENT, ETC.

CHAIRMAN CARTER ADDRESSED WASHINGTON COUNTY CORRECTIONS INSTITUTION'S REQUEST FOR INMATE CREWS TO LEAVE THEIR FACILITY AND GO DIRECTLY TO A JOB SITE. DISCUSSION WAS HELD ON DAVID CORBIN, PARKS AND RECREATION DIRECTOR, BEING OVER THE SUPERVISION AND SCHEDULING OF ALL THE INMATE WORK CREWS IN THE COUNTY; ALL THE BILLING AND RECORD KEEPING BE DONE BY DAVID CORBIN AND GINA GAINNEY ON THE WORK DONE BY THE COUNTY FOR NORTHWEST FLORIDA WATER MANAGEMENT. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO PUT DAVID CORBIN IN CHARGE OF THE SUPERVISING AND SCHEDULING OF ALL THE INMATE WORK CREWS IN THE COUNTY AND HE AND GINA GAINNEY BE RESPONSIBLE FOR ALL THE BILLING AND RECORD KEEPING ON THE WORK BY THE COUNTY FOR NORTHWEST FLORIDA WATER MANAGEMENT WITH IT BEING EFFECTIVE WITH THE NEW BUDGET TIME BEGINNING OCTOBER 1, 1997.

CHAIRMAN CARTER REQUESTED THE BOARD AUTHORIZE HE AND DEPUTY CLERK CARTER TO MEET WITH DAVID MELVIN, COUNTY ENGINEER, TO GET INSPECTION MONIES CORRECT ON THE CDBG ROAD PROJECT.

CHAIRMAN CARTER ADDRESSED A COUPLE OF ITEMS COMMISSIONER DAVIS WANTED DISCUSSED. DAVIS WAS RECOMMENDING A FOUR WAY STOP OR TRAFFIC CAUTION LIGHT BE INSTALLED AT THE INTERSECTION OF SOUTH BOULEVARD AND 3RD STREET. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL TO REQUEST THE FLORIDA DEPARTMENT OF TRANSPORTATION DO A TRAFFIC STUDY AND MAKE A RECOMMENDATION TO THE BOARD ON WHAT NEEDED TO BE DONE.

CHUCK YATES ADDRESSED THE BOARD ON THE INTERSECTION AT 2ND STREET AND SOUTH BOULEVARD BEING MORE DANGEROUS THAN THE ONE AT 3RD STREET AND SOUTH BOULEVARD.

COMMISSIONER CORBIN AND HALL AGREED TO AMEND THEIR PREVIOUS MOTION TO COVER THE FLORIDA DEPARTMENT OF TRANSPORTATION DO A TRAFFIC STUDY ON BOTH THE INTERSECTION AT SOUTH BOULEVARD AND 3RD STREET AND SOUTH BOULEVARD AND 2ND STREET. THE MOTION CARRIED UNANIMOUSLY.

COMMISSIONER DAVIS ALSO RECOMMENDED THE BOARD PAY THE OVERRUN ON THE WASHINGTON COUNTY COUNCIL ON AGING SPECIAL NEEDS SHELTER AS HE HAD MET WITH MS. ENFINGER ON THE OVERRUN. COMMISSIONER CORBIN ALSO HAD MET WITH MS. ENFINGER AND WAS ADVISED MATERIALS HAD BEEN DONATED TO THEM FOR THE COUNCIL ON AGING BUILDING AND THE OVERRUN WAS DUE TO WORK BEING DONE ON THE BUILDING WITH THE DONATED MATERIALS AND HAD NOTHING TO DO WITH THE GRANT CONTRACT. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO PAY THE WASHINGTON COUNTY COUNCIL ON AGING THE OVERRUN ON THE SPECIAL NEEDS SHELTER.

DISCUSSION WAS HELD WITH COMMISSIONER BROCK OFFERING A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO MAKE IT A POLICY IN THE FUTURE, NO ONE CAN HAVE ANY OVERRUNS, CHANGE ORDERS, ETC. ON ANY GRANT OR OTHER PROJECT WITHOUT PRIOR APPROVAL FROM THE BOARD.

VONCILE ESTES, OFFICE MANAGER, UPDATED THE BOARD ON THE LOAN POOL MONIES MR. PHIL BENNETT IS WORKING ON FOR THE BOARD TO PAY FOR THE ROAD AND BRIDGE EQUIPMENT, OLD HOSPITAL RENOVATIONS AND NEW JAIL. MR. BENNETT IS WORKING WITH FIRST UNION BANK FOR THE COUNTY TO PREPAY A LOAN THEY ALREADY HAVE OR FREE UP THE CONSTITUTIONAL GAS TAX MONIES THAT ARE COMMITTED TO THEIR LOAN IN ORDER FOR THE COUNTY TO BE ABLE TO BORROW THE MONIES FROM THE LOAN POOL.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE TO PAY THE \$5,412.05 TO BAXTERS ASPHALT FOR THE PAVING OF THE UNITED METHODIST CHURCH PARKING AREA AND ADDITIONAL WORK DONE TO TAKE CARE OF THE DRAINAGE PROBLEM.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE OF VOUCHERS SIGNED AND WARRANTS ISSUED FOR THE MONTH OF JULY 1997 TOTALLING \$800,699.21.

AN AMENDMENT TO THE JANITORIAL CONTRACT FOR AN ADDITIONAL \$75.00 PER MONTH TO CLEAN THE EOC OFFICES WAS ADDRESSED. A MOTION TO DENY APPROVAL OF THE AMENDMENT TO THE JANITORIAL CONTRACT AND ADVERTISE FOR BIDS FOR ALL JANITORIAL SERVICES TO BE OPENED AT THE NEXT MEETING WAS MADE BY COMMISSIONER CORBIN, SECONDED BY COMMISSIONER HALL AND CARRIED.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE OF THE BUDGET AMENDMENTS PRESENTED BY DEPUTY CLERK CARTER:

1. INTERDEPARTMENTAL BUDGET AMENDMENT FOR \$300.00 FOR PARKS AND RECREATION
2. BUDGET AMENDMENT FOR \$2,325.00 FOR COMPUTER FOR PARKS AND RECREATION TAKEN OUT OF BOARD OF COMMISSIONERS CONTINGENCY LINE ITEM.
3. INTERDEPARTMENTAL LINE ITEM BUDGET AMENDMENTS FOR ROAD AND BRIDGE TOTALLING \$22,050.00.
4. BUDGET AMENDMENT FOR LEGAL SERVICES TO BE TAKEN OUT OF BOARD OF COMMISSIONERS CONTINGENCY LINE ITEM TOTALLING \$52,000.00.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE OF THE BUDGET AMENDMENTS AS PRESENTED.

STATE PARK ROAD WAS ADDRESSED WITH COMMISSIONER CORBIN OFFERING A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO DECLARE STATE PARK ROAD AN EMERGENCY AND AUTHORIZE THE CHAIRMAN TO GET THREE QUOTES FOR REPAIRING STATE PARK ROAD AND BRING THEM BACK BEFORE THE BOARD.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE OF INTERDEPARTMENTAL BUDGET AMENDMENTS FOR THE BUILDING DEPARTMENT TOTALLING \$2,850.00.

COMMISSIONER CORBIN ADDRESSED THE NEED TO FUND A POSITION IN ROAD AND BRIDGE FOR SOMEONE TO DO SHOULDER WORK AND PATCHWORK.

CHAIRMAN CARTER CALLED FOR A TEN MINUTE RECESS PRIOR TO BEGINNING THE BUDGET WORKSHOP.

PURSUANT TO A RECESS, COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO AUTHORIZE THE CHAIRMAN TO SIGN THE FIVE YEAR PANHANDLE PUBLIC LIBRARY COOPERATIVE SYSTEM INTERLOCAL AGREEMENT.

THE BUDGET WORKSHOP SESSION BEGAN. DEPUTY CLERK ODOM ATTENDED THE MEETING AT THIS TIME. BUDGET WORKSHOP INFORMATION WAS SUBMITTED TO THE BOARD MEMBERS SHOWING THE CHANGES MADE SINCE THE AUGUST 11TH MEETING. DEPUTY CLERK CARTER ADDRESSED THE CHANGES WITH THE BOARD.

THE E-911 BUDGET WAS ADDRESSED. ALL OF GLENNA BROCK'S SALARY WAS TAKEN FROM THE CIVIL DEFENSE BUDGET RATHER THAN SPLITTING IT BETWEEN 9-1-1 AND CIVIL DEFENSE.

COMMISSIONER CORBIN ADVISED THE BOARD THE EMERGENCY MANAGEMENT DIRECTOR, ROGER HAGAN, HAD REQUESTED JERRY BROCK, THE 9-1-1 DIRECTOR, BE ASSIGNED AS AN ASSISTANT TO EMERGENCY MANAGEMENT AND ALSO ASSIST WITH THE COMPUTER DEPARTMENT WHEN NECESSARY. COMMISSIONER CORBIN RECOMMENDED THE BOARD APPROVE OF THIS REQUEST AND GIVE JERRY BROCK AN ADDITIONAL \$1,000.00 PER YEAR INCREASE ABOVE HIS 3% SALARY INCREASE.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO APPROVE OF THE \$1,000.00 PER YEAR INCREASE IN BROCK'S SALARY ABOVE THE 3% WITH HIM BEING ASSIGNED THE ADDITIONAL DUTIES OF ASSISTANT TO EMERGENCY MANAGEMENT AND ASSISTING THE COMPUTER DEPARTMENT.

THE CIVIL DEFENSE BUDGET WAS ADDRESSED WITH COMMISSIONER CORBIN OFFERING A MOTION, SECONDED BY COMMISSIONER BROCK TO TENTATIVELY APPROVE OF THE \$33,736.00 CIVIL DEFENSE BUDGET PRESENTED.

DAVID CORBIN, PARKS AND RECREATION DIRECTOR, ADDRESSED THE BOARD REQUESTING THEY CONSIDER LETTING HIM TAKE THE RADIO HE HAD PURCHASED OUT OF PARKS AND RECREATION WHEN HE WAS LOCATED AT THE EOC BUILDING AND LET THE EOC PURCHASE ANOTHER ONE. THE BOARD'S CONCENSUS WAS NOT TO REMOVE THE RADIO FROM EOC.

THE MOTION TO TENTATIVELY APPROVE OF THE \$33,736.00 CIVIL DEFENSE BUDGET CARRIED UNANIMOUSLY.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO TENTATIVELY APPROVE THE E-911 BUDGET TOTALLING \$75,731.00, ADD THE \$1,000.00 TO THE SALARY LINE ITEM AND MAKE ADJUSTMENTS TO BENEFITS LINE ITEM TO COVER THE ADDITIONAL \$1,000.00 SALARY.

LINDA NORTON, THE LIBRARY DIRECTOR, ADDRESSED THE BOARD ON HER BUDGET REQUEST FOR A NEW LIBRARY FUND WITH \$20,000.00 BEING PLACED INTO THE FUND EACH YEAR FOR THREE YEARS. MS. NORTON INDICATED AT THE END OF THE THREE YEARS, THE FUND WOULD HAVE \$60,000.00 AND THE COUNTY COULD TRY TO GET A STATE AID MATCH OF \$60,000.00 TO BUILD A NEW LIBRARY. MS. NORTON ADVISED THE BOARD THE ADDITIONAL SPACE WAS NEEDED.

COMMISSIONER CORBIN RECOMMENDED THE BOARD LOOK INTO INCORPORATING THE LIBRARY MOVING TO THE OLD HOSPITAL AND ELIMINATE THE \$20,000.00 FROM THE BUDGET.

MS. NORTON HAD ALSO REQUESTED MONIES FOR ANOTHER EMPLOYEE WHO HAD BEEN WORKING UNDER A GRANT FOR THE LAST FOUR YEARS BUT THE LIBRARY HAS LOST THAT GRANT.

MS. NORTON ADDRESSED HER REQUEST FOR A CONTINGENCY LINE ITEM OF \$10,000.00 WHICH WOULD ONLY BE AVAILABLE IF THE CONTRIBUTIONS CAME IN AS SHE HAD PROPOSED.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO TENTATIVELY APPROVE OF THE LIBRARY BUDGET, DELETING THE \$20,000.00 FOR THE NEW BUILDING FUND, FUNDING THE NEW POSITION AND IF THE \$10,000.00 IN CONTRIBUTIONS DID NOT COME IN, THE CONTINGENCY WOULD NOT BE SPENT.

DEPUTY CLERK CARTER ADDRESSED THE SUPERVISOR OF ELECTIONS BUDGET REQUEST HAD INCREASED DUE TO THE ADDING OF THE EXTERNAL BATTERIES AND SHIPPING FEES FOR THE NEW VOTING EQUIPMENT. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO TENTATIVELY APPROVE OF THE SUPERVISOR OF ELECTIONS BUDGET TOTALLING \$185,868.00.

DEPUTY CLERK CARTER ADDRESSED THE ROAD AND BRIDGE PROPOSED BUDGET REFERENCING THE INFORMATION NOTES SHE HAD PROVIDED TO THE BOARD. SHE ALSO ADDRESSED EMPLOYEES WHO WOULD FALL INTO A STEP PAY INCREASE AFTER OCTOBER 1, 1997 AND ADVISED IF THE BOARD CONSENTED, THEIR INCREASE WOULD BE EFFECTIVE ON THEIR ANNIVERSARY DATE WHEN THEY WERE ELIGIBLE TO RECEIVE THE STEP PAY INCREASE. COMMISSIONER CORBIN OFFERED A MOTION TO AUTHORIZE THE CLERK TO PREPARE THE PROPOSED BUDGET AS OUTLINED AND ADVERTISE. DEPUTY CLERK CARTER ADVISED THE BUDGET WOULD NOT BE ADVERTISED UNTIL AFTER THE FIRST PUBLIC HEARING AS THE FIRST BUDGET HEARING WOULD BE ADVERTISED VIA THE TRIM NOTICES.

COMMISSIONER BROCK RECOMMENDED THE BOARD AUTHORIZE THE CLERKS OFFICE TO FIGURE AN INCREASE OF \$.20, \$.30 AND \$.40 PER HOUR FOR EMPLOYEES WITH 5-9 YEARS, 10-14 YEARS AND 15/OVER YEARS. DISCUSSION WAS HELD ON THE ISSUE WITH COMMISSIONER CORBIN OFFERING A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO TENTATIVELY APPROVE OF THE TRANSPORTATION BUDGET WITH \$.20, \$.30 AND \$.40 PER HOUR INCREASES FOR EMPLOYEES WITH 5-9, 10-14 AND 15/OVER YEARS TO BE INCLUDED IF IT DOES NOT EXCEED \$30,000.00.

THE BOARD WAS PROVIDED FIGURES ON THE COST OF THE CELLULAR PHONES USED BY THE COUNTY OFFICES AND WAS ADVISED THE CELLULAR PHONES FOR THE BUILDING DEPARTMENT WAS UNDER CONTRACT FOR A YEAR BEGINNING IN APRIL AND THE PUBLIC WORKS WAS UNDER CONTRACT FOR A YEAR BEGINNING IN DECEMBER. THE BOARD AGREED TO ADDRESS THIS ISSUE AT A LATER DATE.

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COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE THE FINANCE DEPARTMENT TO FINALIZE THE TENTATIVE BUDGET FOR FISCAL YEAR 1997-98 TO INCLUDE ALL THE CHANGES DIRECTED BY THE BOARD.

CHAIRMAN CARTER ADDRESSED A LETTER FROM LOIS C. JONES REQUESTING TO WORK OUT AN AGREEMENT TO BE A CONSULTANT GRANT PERSON FOR THE COUNTY; SHE WOULD APPLY, WRITE AND PURSUE ANY GRANTS THAT MAY BE AVAILABLE FOR THE COUNTY ON A CONSULTANT TYPE BASIS. CHAIRMAN CARTER ASKED THE BOARD TO CONSIDER MS. JONES'S REQUEST.

JOHN BROWN, BROWN WELL COMPANY, ADDRESSED THE BOARD QUESTIONING IF A DRILLING CONTRACTOR IS EXEMPT AND GETS HURT ON THE JOB, WHAT LIABILITY IS THE COUNTY GOING TO HAVE. BROWN ADVISED IF THE COUNTY IS GOING TO BE HELD LIABLE, THEY SHOULD NOT HIRE CONTRACTORS THAT EXEMPT THEMSELVES FROM WORKERS COMPENSATION. THE BOARD AGREED TO ADDRESS THIS ISSUE AT THE NEXT BOARD MEETING WHEN ATTORNEY HOLLEY IS PRESENT TO PROVIDE THEM LEGAL ADVICE.

COMMISSIONER HALL QUESTIONED WHERE THE FUNDING WAS GOING TO COME FROM FOR THE RRESURFACING OF COUNTY ROAD 279 FROM GUM CREEK TO US-90 WHICH WAS GOING TO COST APPROXIMATELY \$90,000.00. THE BOARD AGREED FOR THE CHAIRMAN AND MS. CARTER TO CHECK TO SEE IF FUNDING IS PRESENTLY AVAILABLE OR IF IT WOULD NEED TO BE FUNDED DURING THE NEXT BUDGET YEAR.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ADJOURN. \_\_\_\_\_

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CLERK

CHAIRMAN

DEPUTY CLERK

\*END OF MINUTES\* FOR 08/28/97