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BOARD MINUTES FOR 03/27/97

MARCH 27, 1997

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

SHERIFF PEEL PROCLAIMED THE MEETING WITH REV. JAMES RAINWATER OFFERING PRAYER. CHAIRMAN CARTER LED IN THE PLEDGE OF ALLEGIANCE TO THE FLAG.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ADOPT THE MINUTES OF THE FEBRUARY 27, 1997 MEETING.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE ALL THE ITEMS ON THE CONSENT AGENDA FOR THE MARCH 27, 1997 MEETING:

1. APPROVAL FOR TRI-COUNTY COMMUNITY COUNCIL TO APPLY FOR A LONG DISTANCE MEDICAL TRANSPORTATION GRANT.
2. APPROVAL OF TWO GAS TAX RESOLUTIONS: (1) TO GIVE GREATER FLEXIBILITY OF USE OF LOCAL GAS TAX, AND (2) REMOVE THE STATE ADMINISTRATIVE FEE FROM LOCAL OPTON FUNDS.
3. APPROVAL OF ADVERTISING AND CONDITIONS OF SALE FOR SURPLUS PROPERTY; QUIT CLAIM NORTH 15.14 FEET OF LOTS 10, 15, & 20 OF REPLAT OF BIG PINES CAMPSITES UNIT TO BILLY JEAN LAWS; AUTHORIZE CONTINUED NEGOTIATIONS WITH NW FL WATER MANAGEMENT DISTRICT ON CARYVILLE PROPERTY.
4. APPROVAL OF REMOVAL OF LLOYD POWELL FROM PROBATION WITH HIM BECOMING A PERMANENT EMPLOYEE AND HIS SALARY BEING RAISED TO \$10.25 PER HOUR.
5. APPROVAL FOR THE BUILDING DEPARTMENT TO PERFORM FIRE SAFETY INSPECTIONS UPON REQUEST FOR A FEE OF \$100.00 OR .02% OF THE BUILDING EVALUATION, WHICHEVER IS GREATER; REQUIRE PERMIT.

DAVID SOLGER, AG AGENT, ADDRESSED THE BOARD TO INTRODUCE SOME OF THE NEWER MEMBERS OF THE AG EXTENSION STAFF: LINDA SEARIGHT- FAMILY NUTRITION AGENT (WAS NOT PRESENT), SENOLA JOHNSON-ASSISTANT FAMILY NUTRITION AGENT, JUDITH CORBUS-FAMILY & CONSUMER SERVICE AGENT AND NANCY MYERS-4-H AGENT. SOLGER REQUESTED TO BE ON THE AGENDA FOR THE MAY 22ND MEETING TO GO OVER THE EXTENSION PROGRAMS.

ROY LAKE, ATTORNEY REPRESENTING DALE YATES AND DAVY ODOM, ADDRESSED THE BOARD ON THE ISSUE OF PRIVATE LANDOWNERS RECEIVING DIRT FROM PITS OPERATED BY THE COUNTY AND HIS CLIENTS WERE REQUESTING THE BOARD VOLUNTARILY STOP THIS PRACTICE. HE SHOWED A VIDEO OF THIS DIRT BEING DELIVERED IN COMMISSIONER HALL AND COMMISSIONER BROCK'S DISTRICT. LAKE ADDRESSED IT BEING A VIOLATION OF THE CODE OF ETHICS FOR THE COUNTY COMMISSIONERS TO ALLOW THIS PRACTICE TO GO ON DUE TO THEM ACTUALLY SECURING VOTES AND OTHER FAVORS FOR PUTTING DIRT INTO PEOPLE'S YARDS. LAKE REFERENCED THE OPERATIONAL MANUAL ALLOWS ONE LOAD OF DIRT WITHIN THE FIRST 50' OF THE DRIVEWAY; HOWEVER, THE BIGGEST PROBLEM IS THERE ARE TWO OR THREE LOADS OF DIRT BEING DUMPED IN BACK YARDS AND PAST THE FIRST 50'. LAKE QUESTIONED IF IT WAS CONSTITUTIONAL FOR THE BOARD TO HAVE A BLANKET EASEMENT ON THE FIRST 50' OF DRIVEWAY. LAKE AGAIN REQUESTED THE BOARD VOLUNTARILY STOP THE DUMPING OF DIRT FROM THE COUNTY PITS ON PRIVATE PROPERTY AND ANY INACTION WILL BE TAKEN AS A DENIAL BY HIS CLIENTS AND THEY WILL HAVE TO MOVE FORWARD.

COMMISSIONER CORBIN ENCOURAGED LAKE AND THE HAULERS IF THEY CAUGHT ANY COMMISSIONER DUMPING COUNTY PIT DIRT ON PRIVATE PROPERTY TO PROSECUTE THE INDIVIDUAL COMMISSIONER AS IT WAS A VIOLATION OF THE COUNTY OPERATIONAL POLICY.

COMMISSIONER BROCK REQUESTED ROBERT HARCUS, ROAD AND BRIDGE SUPERVISOR FOR THE WEST SIDE, ADDRESS THE BOARD TO VERIFY WHAT ATTORNEY LAKE HAS SAID WAS NOT TRUE; HARCUS HAD NOT HAULED ANY PIT DIRT TO ANYONE. BROCK ALSO REFERENCED THE BOARD STRICTLY EXPRESSED TO THE SUPERVISORS AND EMPLOYEES TO STAY WITHIN THE GUIDELINES OF THE COUNTY POLICY.

BROCK ALSO REFERENCED THE COUNTY POLICY ALLOWING FOR PIT DIRT TO BE USED ON THE FIRST 50' OF A DRIVEWAY; HOWEVER, SPOILED OR WASTE DIRT CAN GO BEYOND 50' AND THIS

IS WHERE THE DISCRETION IS.

ATTORNEY LAKE ADDRESSED THE COUNTY OPERATION POLICY STATES SPOILED DIRT IS TO BE HAULED TO THE NEAREST LOCATION; HOWEVER, THE COUNTY HAS HAULED SPOILED DIRT AS FAR AWAY AS FIFTEEN MILES WHEN THEIR PIT WAS WITHIN A HALF A MILE. COMMISSIONER BROCK AGREED THIS HAPPENED DUE TO A MISUNDERSTANDING BUT WITH INSTRUCTIONS, THIS LOAD OF DIRT WAS SENT BACK.

COMMISSIONER DAVIS VOICED HIS POSITION THERE WAS NO SUCH THING AS GOING ON PRIVATE PROPERTY WITH ANY KIND OF DIRT. DAVIS'S POLICY FOR HIS DISTRICT WAS NO SPOILED DIRT WAS HAULED; ANYONE REQUESTING DIRT AND IT WAS LEGAL FOR THE COUNTY TO PROVIDE THEM WITH THE DIRT, THE DIRT WAS REMOVED FROM THE PIT. DAVIS STATED SOMETHING NEEDED TO BE DONE ABOUT RESTRICTING THE MISUSE AND ABUSE OF DIRT HAULING IN WASHINGTON COUNTY.

CHAIRMAN CARTER QUESTIONED WHAT CONSTITUTES SPOILED DIRT. ATTORNEY HOLLEY RECOMMENDED THE BOARD STOP DISPOSING OF SPOILED DIRT ON PRIVATE PROPERTY BASED ON A LETTER HE HAD RECEIVED FROM ADMINISTRA- TOR HAGAN WHICH SAID SINCE THE FEMA MONEY WAS USED TO CLEAN OUT THE DITCHES, CULVERTS, ETC, ALL DIRT ON THE COUNTY ROADWAYS WAS USABLE DIRT. HOLLEY FURTHER RECOMMENDED THE BOARD AUTHORIZE HIM TO REVIEW THE REMAINDER OF THE POLICY AND COME BACK IN WRITING BETWEEN NOW AND THE NEXT MEETING, IF THERE ARE ANY PROBLEMS WITH THE REMAINDER OF THE POLICY.

COMMISSIONER CORBIN ADDRESSED THERE WAS WASTE OR SPOILED DIRT THAT WAS NOT SUITABLE FOR USE IN ANY SITUATION WITH ATTORNEY HOLLEY RECOMMENDING THE BOARD LEASE OR OBTAIN PROPERTY TO DEPOSIT THIS DIRT ON; HOWEVER, ANY DIRT DUMPED IN SOMEONES DRIVEWAY OR YARD IS NOT UNUSABLE DIRT.

COMMISSIONER HALL QUESTIONED HARCUS IF HE HAD EVER ORDERED ANY PIT DIRT OR HAS HARCUS DELIVERED ANY PIT DIRT FOR HALL. HARCUS STATED NO TO BOTH QUESTIONS.

COMMISSIONER BROCK REFERENCED HIM HAVING BETTER THAN 50 MILES ONE WAY IN HIS DISTRICT WITH ONLY ONE PIT IN THE NORTH END AT MUDHILL AND ONE IN THE SOUTH END AT EBRO; THEREFORE, WHEN WORK IS BEING DONE HALFWAY HIS DISTRICT IT IS ALMOST SEVENTEEN MILES TO ONE OF THOSE PITS. ATTORNEY HOLLEY ADVISED BROCK THE COUNTY NEEDED TO PURCHASE MORE PITS IN HIS DISTRICT.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN TO AUTHORIZE ATTORNEY HOLLEY TO REWRITE THE COUNTY OPERATIONAL POLICY TO CONFORM TO STATE LAW. COMMISSIONER CORBIN ASKED ATTORNEY HOLLEY TO CLARIFY IF THERE IS TRULY WASTE DIRT IF AN EASEMENT CAN'T BE OBTAINED TO DUMP IT ON SOMEONE'S PROPERTY. ATTORNEY HOLLEY ADVISED IF THE BOARD COULD FIND SOMEONE WHO WOULD LEASE THEM PROPERTY AT NO CHARGE, THEY WOULD HAVE THE RIGHT TO DISPOSE OF THE DIRT ON THE PROPERTY; ONCE THEY DISPOSE OF IT, THE BOARD CAN'T ALLOW THE LANDOWNER TO SELL IT OR USE IT ON HIS OWN PROPERTY FOR COMMERCIAL OPERATIONS. COMMISSIONER DAVIS AND CORBIN AGREED TO ADDING THE LANGUAGE OF DESIST FROM DUMPING DIRT ON PRIVATE PROPERTY TO THE MOTION ON THE FLOOR. COMMISSIONER CARTER AND DAVIS FOR WITH COMMISSIONER CORBIN, HALL AND BROCK OPPOSED. THE MOTION FAILED.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO AUTHORIZE ATTORNEY HOLLEY TO MAKE A DRAFT OF HIS RECOMMENDED CHANGES TO THE OPERATIONAL POLICY AND BRING IT BACK BEFORE THE BOARD; HOWEVER, UNTIL THEN, THE BOARD CONTINUE TO FOLLOW THE POLICY ON WASTE DIRT WHICH IS UNSUITABLE FOR ANY CAUSE AND DISPOSE OF IT AT THE CLOSEST LOCATION; ALSO, THE SUPERVISORS AT ROAD AND BRIDGE ARE TO SIGN DOWN ON EACH LOAD OF DIRT AND AUTHORIZE IT THEMSELVES.

ATTORNEY HOLLEY ADDRESSED EVEN IF THE DIRT HAS ABSOLUTELY NO VALUE, THERE IS SOME COST INVOLVED TO HAULING THE DIRT TO THE PRIVATE PROPERTY; THAT IS AN EXPENDITURE OF FUNDS ON PRIVATE PROPERTY AND THERE IS AN ABSOLUTE PROHIBITION IN STATE LAW FOR SPENDING PUBLIC FUNDS ON PRIVATE PROPERTY.

COMMISSIONER CORBIN QUESTIONED ATTORNEY HOLLEY IF HE APPROVED OF THE OPERATIONAL POLICY THE BOARD IS CURRENTLY WORKING UNDER. ATTORNEY HOLLEY ADVISED HE DID NOT DRAW THE POLICY UP NOR HAS HE EVER APPROVED OF THE POLICY.

COMMISSIONER BROCK QUESTIONED DISPOSAL OF THE OUTFALL DIRT. ATTORNEY HOLLEY ADVISED THE OUTFALL DIRT IS ON PRIVATE PROPERTY AND THE COUNTY HAS AN EASEMENT ON THE PRIVATE PROPERTY FOR AN OUTFALL DITCH AND IT IS NOT COUNTY DIRT; THEREFORE, THE COUNTY CAN PUT IT ON THE LAND OWNERS PROPERTY THEY GOT THE EASEMENT FROM IF THE OWNER WANTS IT. HOLLEY RECOMMENDED IF THE PROPERTY OWNER THE EASEMENT IS ON WANTS THE OUTFALL DIRT, DISPOSE OF IT ON HIS PROPERTY; IF HE DOES NOT WANT IT, DISPOSE OF IT ON COUNTY PROPERTY. COMMISSIONER CORBIN, BROCK AND HALL FOR WITH COMMISSIONER CARTER AND DAVIS OPPOSED.

COMMISSIONER DAVIS MOVED FOR THE BOARD TO CONTINUE ON WITH THEIR AGENDA.

PURSUANT TO A NOTICE IN THE WASHINGTON COUNTY POST, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, A PUBLIC HEARING WAS HELD ON A SPECIAL EXCEPTION ON MINING FOR D. R. PHILLIPS CONTRACTING. THOMAS C. WALTON, REPRESENTING D. R. PHILLIPS CONTRACTING, WALTON CONSTRUCTION, ADDRESSED THE SPECIAL EXCEPTION STATING THEY HAD STARTED A SAND PIT ON PIKE POND ROAD AND WAS INFORMED THEY HAD TO HAVE A SPECIAL PERMIT TO USE IT.

COMMISSIONER DAVIS ADVISED IT WAS HIS UNDERSTANDING THE PLANNING COMMISSION DENIED THE REQUEST FOR THE SPECIAL EXCEPTION AS THE PEOPLE STARTED A MINING PROJECT WITHOUT PROPER PERMITTING AND WITHOUT COMING BEFORE THE PLANNING COMMISSION.

RANDY PARKER, PLANNING CONSULTANT, ADDRESSED THE BOARD ON THE PETITION FOR A SPECIAL EXCEPTION TO ALLOW A MINING USE, BARROW PIT, IN AN AG/SILVICULTURE AREA IN THE EAST PART OF THE COUNTY. PARKER ADVISED THE BOARD THE PLANNING COMMISSION HAD REVIEWED THE PETITION AND RECOMMENDED THE BOARD DENY THE SPECIAL EXCEPTION WITH THE MAJOR CONCERN BEING ACCESS TO THE PROPERTY ON THE ROADWAY AND THEM HAVING TO GO THROUGH QUITE A FEW RESIDENTIAL AREAS TO GET TO THE PROPERTY.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER HALL TO ACCEPT THE PLANNING COMMISSION'S RECOMMENDATION AND DENY THE SPECIAL EXCEPTION REQUEST PETITIONED BY D. R. PHILLIPS CONTRACTING.

CHUCK YATES ADDRESSED THE BOARD VOICING HIS OPPOSITION TO THE SPECIAL EXCEPTION STATING THE PROPERTY ABUTS HIS PROPERTY ON THE SOUTH AND WEST AND THERE WOULD BE AN ENVIRONMENTAL VIOLATION IF THE SPECIAL EXCEPTION WAS ALLOWED DUE TO THERE BEING A BEAVER POND ON THE WEST SIDE OF THE PROPERTY THEY ARE EXCAVATING. THE MOTION CARRIED UNANIMOUSLY NOT TO APPROVE THE SPECIAL EXCEPTION.

PURSUANT TO A NOTICE OF HEARING, AS ADVERTISED IN THE WASHINGTON COUNTY POST, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, SAID HEARING WAS HELD ON THE SPECIAL EXCEPTION APPLIED FOR BY THOMAS JENKINS/SPEARS WHICH WOULD ALLOW FOR A MINING USE (BARROW PIT) IN AN AG/SILVICULTURE AREA. PARKER BRIEFED THE BOARD ON THE SPECIAL EXCEPTION ADVISING THE PLANNING COMMISSION HAD RECOMMENDED THE BOARD APPROVE THE SPECIAL EXCEPTION. COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION AND APPROVE THE SPECIAL EXCEPTION TO ALLOW FOR A MINING USE IN AN AG/SILVICULTURE USE. AFTER DISCUSSION ON THE ISSUE ON THE IMPACT TO THE HAUL ROUTE, COMMISSIONER DAVIS AND CORBIN AGREED TO AMEND THEIR MOTION TO APPROVE OF THE SPECIAL EXCEPTION WITH THE STIPULATION THE BARROW PIT OPERATORS WOULD MAINTAIN THE HAUL ROUTE ROAD IN AS GOOD CONDITION AT ALL TIMES AS IT IS NOW AND ESTABLISH A 35MPH SPEED LIMIT. THE MOTION CARRIED UNANIMOUSLY.

PURSUANT TO A NOTICE OF HEARING IN THE WASHINGTON COUNTY POST, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, SAID HEARING WAS HELD ON A SMALL SCALE LAND USE CHANGE FROM AN AG/SILVICULTURE USE TO A COMMERCIAL USE PETITIONED BY JAMES WHITE. PARKER BRIEFED THE BOARD ON THE PROPOSED CHANGE WHICH WOULD ALLOW FOR THE DEVELOPMENT OF A RECREATIONAL VEHICLE PARK AND BOAT LAUNCH. PARKER ADVISED THE BOARD THE PLANNING COMMISSION HAD RECOMMENDED APPROVAL OF THE SMALL SCALE LAND USE CHANGE. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION AND ADOPT THE ORDINANCE APPROVING THE SMALL SCALE LAND USE CHANGE PETITIONED BY JAMES WHITE.

PURSUANT TO A NOTICE OF HEARING IN THE WASHINGTON COUNTY POST, A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE COUNTY, SAID HEARING WAS HELD ON A LAND DEVELOPMENT CODE AMENDMENT WHICH WOULD ALLOW FOR THE LOCATION OF A MINING OR MINERAL EXTRACTION USE IN AN INDUSTRIAL DESIGNATED FUTURE LAND USE AREA IN ACCORDANCE WITH THE SPECIAL EXCEPTION REVIEW AND APPROVAL PROCESS. PARKER BRIEFED THE BOARD ON THE PROPOSED CHANGE SAYING THIS AMENDMENT WOULD ALLOW A SPECIAL EXCEPTION TO ALLOW FOR A MINING USE IN AN INDUSTRIAL DISTRICT WITHOUT HAVING TO GO THROUGH A LAND USE CHANGE. PARKER ADVISED THE BOARD THE PLANNING COMMISSION HAD RECOMMENDED APPROVAL OF THE LAND DEVELOPMENT CODE. COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO ACCEPT THE RECOMMENDATION OF THE PLANNING COMMISSION AND ADOPT THE ORDINANCE APPROVING THE AMENDMENT TO THE LAND DEVELOPMENT CODE.

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 PROHIBITING ANY ADDITIONAL FUTURE GAMBLING IN WASHINGTON COUNTY AND REQUIRING A PUBLIC HEARING ON ANY ISSUE INVOLVING GAMBLING, WAGERING OR BETTING PRIOR TO THE BOARD TAKING ANY ACTION. ATTORNEY HOLLEY READ THE ORDINANCE IN ITS ENTIRETY AND STATED IT DOES NOT AFFECT WHAT IS ALREADY LICENSED BUT PROHIBITS ANY

ADDITIONAL GAMBLING WITHIN WASHINGTON COUNTY UNLESS THE BOARD APPROVES IT OR THE STATE PREEMPTS THE ORDINANCE BY AUTHORIZING SPECIFIC POINTS OF GAMBLING.

ATTORNEY HOLLEY BRIEFED THE BOARD ON THE OTHER PART OF THE ORDINANCE REGARDING PUBLIC INPUT PRIOR TO TAKING ACTION ON ANY GAMBLING ISSUE IN THE FUTURE.

COMMISSIONER DAVIS QUESTIONED HOW THIS ORDINANCE WOULD APPLY TO BINGO.

ATTORNEY HOLLEY STATED THIS ORDINANCE IS NOT INTENDED TO APPLY TO BINGO.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN TO APPROVE THE ORDINANCE PROHIBITING ANY ADDITIONAL GAMBLING IN WASHINGTON COUNTY AND REQUIRING A PUBLIC HEARING PRIOR TO ANY ACTION BEING TAKING ON ANY ISSUE REGARDING GAMBLING, WAGERING, BETTING, ETC. WITH A DISCLAIMER ON BINGO AND ORDINANCE IS NOT IN CONFLICT WITH STATE REGULATIONS REGARDING GAMBLING.

STEVE ECENIA, ATTORNEY FOR THE EBRO GREYHOUND TRACK, ADDRESSED THE BOARD ON THE TAX REVENUES THE COUNTY AND THE STATE OF FLORIDA WOULD REALIZE FROM THE CARD ROOM GAMES WITH WASHINGTON COUNTY GETTING 25% OF THE STATE MONIES BACK ON THE CARD ROOMS.

ECENIA ADDRESSED HIS CONCERN WITH THE PROPOSED ORDINANCE STATING WHEN THE BOARD TAKES ACTION TO LIMIT FURTHER PLACES OR METHODS FOR LICENSED GAMBLING THEY ARE TAKING ACTION TO PROHIBIT SOMETHING THAT IS WITHIN THE STATE LEGISLATURE'S DOMAIN. ECENIA SUGGESTED THE ORDINANCE BE AMENDED AT THE END OF SECTION 1 TO READ UNLESS AUTHORIZED BY STATE LAW. ECENIA STATED SINCE HE WAS NOT SURE OF WHAT METHODS MEANS IN THE ORDINANCE AND THE LIMITATIONS THIS WOULD PLACE ON THE EBRO DOG TRACK TO CONTINUE TO CONDUCT THEIR EXISTING CARDROOM ACTIVITIES, THEY WERE STILL OPPOSED TO THE PROPOSED ORDINANCE.

ECENIA URGED THE BOARD TO BE VERY CAUTIOUS IN DEALING WITH THIS AREA WHERE THE STATE HAS HAD TOTAL CONTROL OVER AUTHORIZATION OF GAMBLING AND HE BELIEVES ANY ADDITIONAL GAMBLING WOULD HAVE TO BE AUTHORIZED BY THE LEGISLATURE.

ATTORNEY HOLLEY ADDRESSED THE INTENT OF THE ORDINANCE, AS HE UNDERSTOOD IT FROM THE BOARD, WAS IF ANY ADDITIONAL CHANGES WERE MADE TO GAMBLING OPERATIONS BY THE STATE, IF THE BOARD HAS A RIGHT TO VETO THAT, THE BOARD IS OPPOSED TO IT AND IT IS PROHIBITED; IF THE BOARD HAS NO RIGHT, OBVIOUSLY IT WOULD HAVE NO AFFECT.

ECENIO ADDRESSED THE BOARD SHOULD RESTRICT ITSELF TO ADDRESS THE ISSUES OF HAVING PUBLIC HEARING AND GETTING PUBLIC INPUT ON ANY ADDITIONAL GAMBLING.

COMMISSIONER DAVIS AND CORBIN WITHDREW THEIR MOTION AND SECOND.

COMMISSIONER BROCK OFFERED A MOTION TO DELETE SECTION 1 OF THE ORDINANCE.

DENNIS SINGLETARY ADDRESSED THE BOARD AND SPOKE ON THERE BEING ACTION TAKEN ON THE PROPOSED ORDINANCE PRIOR TO HIM AND OTHERS PRESENT HAVING A CHANCE TO SPEAK. SINGLETARY REQUESTED THE BOARD MAKE A DECISION BASED ON MORALS AND INTEGRITY AND NOT ON ECONOMICS. HE VOICED OPPOSITION TO THE BOARD GUTTING THE ORDINANCE AND TAKING OUT SECTION ONE, ADDING THEY DID NOT WANT ANY MORE GAMBLING ON ANY LEVEL.

DR. JOHN SAVAGE SPOKE TO THE BOARD SUPPORTING ALL THE ETHICAL VALUES THAT HAD BEEN ADDRESSED; HOWEVER, HE DOESN'T FEEL THAT IS THE ISSUE BEING DEBATED. SAVAGE ADDRESSED THE LEGISLATION CREATED THE RACE TRACK AT EBRO DUE TO IT RECOGNIZING WASHINGTON COUNTY BEING ONE OF THE POORER COUNTIES IN THE STATE OF FLORIDA AND JOBS WAS NEEDED. HE ALSO ADDRESSED SOME OF THE PEOPLE WHO EARNED THEIR LIVING AT THE EBRO TRACK BEING HIGHLY ETHICAL, CHRISTIAN PEOPLE. HIS CONCEPT WAS WHERE JOBS WAS CONCERNED, EVERYONE HAS TO SUPPORT AND HELP EACH OTHER TO KEEP THEIR JOBS, ALL JOBS AND ANY ADDITIONAL JOBS THAT MAY COME TO WASHINGTON COUNTY. SAVAGE EMPHASIZED HE HAD NO FINANCIAL INTEREST IN THE EBRO DOG TRACK BUT DOES IN THE EMPLOYEES AT THE WASHINGTON COUNTY KENNEL CLUB.

SAVAGE REFERENCED THE KENNEL CLUB NEVER CAUSING ANY PROBLEMS WITH THEIR NEIGHBORS, CHURCHES OR PUBLIC SAFETY; THEY CONTRIBUTE TO DIFFERENT NON PROFIT ORGANIZATIONS AND CHURCHES. SAVAGE STATED THE PARI-MUTUEL INDUSTRY IS ONE OF THE ONLY TOTAL FAIR REVENUE SHARING INDUSTRIES AND REVENUE IS NEEDED IN WASHINGTON COUNTY. SAVAGE SPOKE IN OPPOSITION OF THE PROPOSED ORDINANCE.

MARK WELCH, REPRESENTING DOWNTOWN BUSINESSES IN CHIPLEY, ADDRESSED THE BOARD WITH A PETITION HAVING OVER 200 NAMES REQUESTING THE BOARD ADOPT THE PROPOSED ORDINANCE ON GAMBLING AS WRITTEN.

AUBREY DAVIS, REPRESENTING HIMSELF AND CITIZENS VOICE, ADDRESSED THE BOARD SUPPORTING THE ADOPTION OF THE PROPOSED ORDINANCE. HE RECOMMENDED THE BOARD RE-ENFORCE THE HOME RULE BY ADOPTING THE ORDINANCE AS WRITTEN; THIS WOULD SEND A MESSAGE TO TALLAHASSEE THAT PEOPLE IN WASHINGTON COUNTY ARE REJECTING ANY GROWTH IN GAMBLING IN WASHINGTON COUNTY.

CLINTON HOWELL, PRESIDENT OF THE CHIPLEY MINISTERIAL ASSOCIA- TION ADVISING THE

BOARD THE ASSOCIATION VOTED UNANIMOUSLY TO ENCOURAGE THEM TO PASS THE PROPOSED ORDINANCE ON GAMBLING AS WRITTEN.

SHELDON LEARNER, CASHIER AT THE EBRO DOG TRACK, ADDRESSED THE BOARD SPEAKING IN OPPOSITION OF PROPOSED ORDINANCE ON GAMBLING.

JACK GLASCOV ADDRESSED THE BOARD CONGRATULATING THEM FOR PASSING THE RESOLUTION APPROVING OF PENNY ANTE POKER; HOWEVER, THEY NEEDED TO LET THE PEOPLE IN THE COUNTY KNOW WHY THEY DID IT. GLASCOV REFERENCED TALLAHASSEE SAYING SOMETHING HAD TO BE DONE TO HELP THE PARI-MUTUEL FACILITIES DUE TO THEIR GRADUAL DETERIORATION IN 1988 WHEN THE LOTTERY WENT INTO OPERATION, WHEN BINGO PARLORS POPPED UP EVERY- WHERE AND WHEN CASINOS IN MISSISSIPPI OPENED UP; THIS IS WHEN THEY APPROVED PENNY ANTE POKER. GLASCOV WAS IN FAVOR OF THE PENNY ANTE POKER. HE REFERENCED THE MONIES THE COUNTY RECEIVED FROM THE PARI- MUTUEL FACILITIES. HE ADVISED THE BOARD HE DID NOT WANT THEM TO RAISE HIS TAXES WHEN THE EBRO TRACK GOES DOWN HILL AND CAN'T CONTRIBUTE TO THE PARI-MUTUEL FUND.

DANNY COEN, PASTOR IN BONIFAY, ADDRESSED THE BOARD SAYING THE EBRO TRACK DOES NOT AND HAS NOT MET THE FINANCIAL NEEDS OF THE COUNTY AND ENCOURAGED THE BOARD TO PASS THE PROPOSED ORDINANCE ON GAMBLING AS WRITTEN.

PASTOR JOHN BOGERS ADDRESSED THE BOARD STATING THE ISSUE IS TO PROHIBIT ANY FURTHER GAMBLING, NOT TO CLOSE THE EBRO TRACK. HE ENCOURAGED THE BOARD TO ADOPT THE PROPOSED ORDINANCE AS WRITTEN.

LAMAR PAIGE, EMPLOYEE AT THE EBRO GREYHOUND PARK, ADDRESSED THE BOARD STATING IF THEY DON'T ALLOW THEIR BUSINESS TO INCREASE, THEIR DOORS WOULD HAVE TO BE SHUT AND HIS JOB WOULD BE DOWN THE TUBES. HE REFERENCED IF HIS JOB WAS TAKEN AWAY FROM HIM IN THE FUTURE BECAUSE THEY ARE NOT ALLOWED TO OPERATE, HE WOULD LOSE EVERYTHING HE HAD WORKED FOR OVER THE LAST 25 YEARS. HE ADDRESSED HE AND HIS FAMILY ATTENDING CHURCH, PAYING THEIR TITHES AND BEING A HARD WORKING FAMILY AND IT WAS TIME FOR MAN TO STOP BEING THE JUDGE AND LET GOD BE THE JUDGE AND MAKE THE ULTIMATE DECISION IN EVERYONES LIVES.

COMMISSIONER DAVIS ADVISED THOSE PRESENT IT WAS HIS UNDERSTANDING THERE WAS NO ACTION BEFORE THE BOARD TO PROHIBIT, CLOSE OR STOP ANY- THING THAT IS TAKING PLACE AT EBRO. DAVIS SAID THE BOARD HAS TO LOOK AT WHAT IS BEST FOR ALL THE CITIZENS OF WASHINGTON COUNTY; THEY HAVE TO TAKE BOTH SIDES OF THE ISSUE AND REACH A REASONABLE CONCLU- SION. DAVIS DIDN'T FEEL THE NEED FOR ANY ORDINANCE PROHIBITING ANYTHING IF THE BOARD WOULD HOLD A PUBLIC HEARING TO ALLOW FOR PUBLIC INPUT WHEN AN ISSUE HAVING CONTROVERSY COMES BEFORE THEM. DAVIS REFERENCED HIM MAKING A MOTION PREVIOUSLY TO MAKE CHANGES TO THE ORDINANCE AND WITHDREW THE MOTION IN ERROR WITHOUT FOLLOWING PARLIAMENTARY PROCEDURES WITHOUT HEARING THE OTHER SIDES VIEWPOINT.

DAVIS SAID IF THE BOARD WISHES TO GIVE THE ATTORNEY DIRECTION TO REWRITE THE ORDINANCE, TAKE ACTION TO DO SO; IF NOT, TAKE ACTION TO ADOPT IT AS IS AND MOVE ON.

COMMISSIONER BROCK OFFERED A MOTION TO DELETE SECTION ONE OF THE PROPOSED ORDINANCE ON GAMBLING AND ACCEPT THE REMAINDER OF THE ORDINANCE FOR WASHINGTON COUNTY. COMMISSIONER CORBIN SECONDED THE MOTION. COMMISSIONER BROCK, CORBIN AND CARTER FOR WITH COMMISSIONERS HALL AND DAVIS OPPOSED.

CHAIRMAN CARTER CALLED FOR A TEN MINUTE RECESS.

PURSUANT TO A RECESS, MILTON STRICKLAND, REPRESENTING THE SHIP COMMITTEE, ADDRESSED THE BOARD ON AN INQUIRY CONCERNING A SHIP APPLICATION THAT WAS ON FILE AND SUBSEQUENTLY RECEIVED A VISIT FROM THE STATE; THE STATE CAME AS A RESULT FROM AN INQUIRY FROM ANOTHER AGENCY BASED ON A REQUEST FROM AN ATTORNEY AND THE IMPLICATIONS WERE PRETTY SERIOUS IN THEY WERE IMPLICATING THE LOCAL SHIP COMMITTEE OF WRONG DOING IN ALLOWING \$15,000.00 OF SHIP MONEY TO BE SPENT ERRONEOUSLY. TALLAHASSEE STATED IT WAS A LOCAL ISSUE; THEREFORE, THE SHIP COMMITTEE IS REQUESTING THE BOARD TAKE ACTION TO GET THE FILE INTO ATTORNEY HOLLEY'S HANDS FOR HIM TO REVIEW TO SEE IF THE SHIP COMMITTEE DID ANYTHING WRONG. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO AUTHORIZE ATTORNEY HOLLEY TO REVIEW THE SHIP APPLICATION FILE TO SEE IF THE COMMITTEE HAS DONE ANYTHING WRONG.

PURSUANT TO A NOTICE OF HEARING, AS ADVERTISED IN THE WASHINGTON COUNTY NEWS, SAID HEARING WAS HELD ON A BUILDING ORDINANCE AMENDING ORDINANCE 95-7. DEPUTY CLERK CARTER READ THE PROOF OF PUBLICATION ON THE PROPOSED ORDINANCE.

ATTORNEY HOLLEY BRIEFED THE BOARD ON THE DIFFERENCE IN THE PROPOSED ORDINANCE AND THE JACKSON COUNTY ORDINANCE; JACKSON COUNTY ORDINANCE EXCLUDED TEMPORARY BUILDINGS OR SHEDS ON FARM PROPERTIES WITH THE PROPOSED ORDINANCE EXCLUDING THEM ON RESIDENTIAL PROPERTIES AS WELL. HOLLEY THEN BRIEFED THE BOARD ON THE ORDINANCE IN ITS ENTIRETY.

COMMISSIONER BROCK REQUESTED THE SQUARE FOOTAGE ON ITEM D BE CHANGED TO 500'. THIS SECTION STATED: AS TO SINGLE FAMILY RESIDENCES, ANY ADDITIONS, ALTERATIONS, OR REPAIRS PERFORMED BY THE PROPERTY OWNER UPON HIS OWN PROPERTY, PROVIDED AN ADDITION OR ALTERATION SHALL NOT EXCEED 1,000 SQUARE FEET OR THE SQUARE FOOTAGE OF THE PRIMARY STRUCTURE, WHICHEVER IS LESS.

AUBREY DAVIS, REPRESENTING HIMSELF AND THE CITIZENS VOICE ASSOCIATION, ADDRESSED THE BOARD IN SUPPORT OF ADOPTION OF THE PROPOSED ORDINANCE ON THE BUILDING CODE EXEMPTIONS BASED ON THE JACKSON COUNTY MODEL. DAVIS AND CITIZENS VOICE FELT ADOPTION OF THE EXEMPTIONS WOULD BE AN IMPORTANT STEP IN PRESERVING AND RECOVERING SOME OF THE PROPERTY OWNERS RIGHTS TO USE THEIR PROPERTY. DAVIS DISAGREED WITH COMMISSIONER BROCK'S REQUEST TO CHANGE THE SQUARE FOOTAGE IN ITEM D.

TOM CROW, REPRESENTING THE WASHINGTON HOME BUILDERS ASSOCIATION, ADDRESSED THE BOARD OBJECTING TO THE PROPOSED ORDINANCE ON BUILDING CODE EXEMPTIONS BECAUSE IF SOMEONE IS ALLOWED TO DO THIS KIND OF WORK TO THEIR HOME AND THEY MAKE SOME TYPE OF ERROR THAT MAY BE LIFE THREATENING, SOMEONE COULD BE SERIOUSLY HURT OR COULD DIE. CROW REFERENCED THE NEED FOR LICENSED PROFESSIONALS TO DO THE WORK FOR SAFETY REASONS. HE ALSO REFERENCED THE PROBLEMS THE HOWEOWNERS COULD HAVE BECAUSE THEY WON'T HAVE THE BENEFIT OF THE QUALITY CONTROL SERVICES PROVIDED BY THE COUNTY BY REQUIRING PERMITTING IF THEY ADOPT THE ORDINANCE.

CROW REFERENCED AN AGREEMENT BETWEEN THE CITY OF CHIPLEY AND THE BOARD OF COMMISSIONERS AND QUESTIONED IF THE COUNTY MAKES A CHANGE TO ANY OF THE SOUTHERN STANDARD BUILDING CODES BY ADOPTING THE ORDINANCE, HOW WOULD THIS AFFECT THE CITY OF CHIPLEY.

MILTON STRICKLAND ADDRESSED THE BOARD ON THE PROPOSED BUILDING ORDINANCE REFERENCING THE BUILDING PERMIT PROCESS KEEPS THE VALUE OF THE PROPERTY OF THE PROPERTY OWNERS UP WITH THE STATE LEVEL. STRICK- LAND STATED THE PROPERTY OWNERS MAY BE OVER-REGULATED AND NEED RELIEF; HOWEVER, THE BOARD DON'T NEED TO TAKE THE BRAKES OFF THE BUILDING REGULATIONS AS IT WOULD ROB THE BUILDERS DEGREE OF PROFESSIONALISM AND IN THE LONG HAUL, THE PROPERTY VALUES WILL BE AFFECTED. HE ALSO REFERENCED THE BOARD DIDN'T NEED TO DO EMBRACE ON WHAT ANOTHER COUNTY OR SOMEONE ELSE HAS DONE JUST BECAUSE RELIEF IS NEEDED.

COMMISSIONER DAVIS ADDRESSED HIM BEING QUESTIONED MORE ON MOBILE HOME SETUPS THAN ANYTHING ELSE AND ASKED THE DIFFERENCE IN MOBILE HOME SETUPS NOW VERSUS TWO YEARS AGO. BO CREEL, BUILDING INSPECTOR, ADVISED DAVIS THE DEPARTMENT OF MOTOR VEHICLES REGULATES MOBILE HOMES AND THE BUILDING DEPARTMENT FOLLOWS THEIR INSTRUCTIONS TO INSPECT THE SETUPS PER THEIR REQUIREMENTS.

COMMISSIONER DAVIS REFERENCED PERSONS TELLING HIM THEY WERE REQUIRED BY LOCAL ORDINANCE TO REMOVE THE TIRES AND AXLES FROM THEIR MOBILE HOMES. THE BOARD WAS ADVISED THE POWER COMPANY WAS THE ONE REQUIRING THE REMOVAL OF THE TIRES AND AXLES.

FRANK CORSO QUESTIONED IF THE ORDINANCE WAS REQUIRING A TEMPORARY CONSTRUCTION TRAILER TO BE HANDICAPPED ACCESSIBLE. ATTORNEY HOLLEY ADVISED CORSO THE ORDINANCE STATES IF THERE ARE PRESENTLY REQUIRE- MENTS FOR THESE TEMPORARY OFFICES TO BE HANDICAPPED ACCESSIBLE, THEY ARE NOT AFFECTED BY THE ORDINANCE; IT DOES NOT DELETE ANYTHING THAT MAY BE IN AFFECT NOW.

CORSO QUESTIONED IF THE TIRES WERE GOING TO HAVE TO BE TAKEN OFF OF THE TEMPORARY CONSTRUCTION TRAILER OR DOES A LICENSED PERSON HAVE TO SET UP THE CONSTRUCTION TRAILER. ATTORNEY HOLLEY ADVISED CORSO THIS ORDINANCE DID NOT RELATE TO THIS AND HE DIDN'T KNOW THE ANSWER.

CORSO QUESTIONED IF THE BOARD DON'T GO AHEAD AND RESTRICT CERTAIN THINGS IN BUILDING, WILL THIS AFFECT THE INSURANCE RATES IN THE COUNTY. CORSO RECOMMENDED THE BOARD CONSIDER THESE QUESTIONS PRIOR TO TAKING ACTION ON THE PROPOSED ORDINANCE.

AUBREY DAVIS ADDRESSED THE BOARD AGAIN STATING THE FOCUS HERE IS ON PEOPLES RIGHTS AND NOT ON THEIR ABILITIES; THE PROPOSED AMEND- MENT WOULD NOT BE RECKLESS DEVELOPMENT AND CITIZENS VOICE IS NOT ENCOURAGING RECKLESS DEVELOPMENT. DAVIS ALSO STATED IF CONTRACTORS WERE REQUIRED TO PUT UP EVERY STRUCTURE IN THE COUNTY, THAT IS NOT GOING TO BE ANY ASSURANCE SOMETHING IS NOT GOING TO BE FAULTY ABOUT THOSE STRUCTURES; TO HIRE A CONSTRUCTION EXPERT OR BUILDER IS NOT THE SOLUTION TO THE PROBLEM. DAVIS REFERENCED THE PROPERTY OWNER STILL WOULD HAVE THE OPTION OF HIRING A LICENSED CONTRACTOR IF THEY CHOSE TO.

CHAIRMAN CARTER REQUESTED ATTORNEY HOLLEY ADDRESS SECTION 1 OF THE PROPOSED ORDINANCE REFERENCING EXEMPTIONS, FROM ALL APPLICATION OF THE STATE MINIMUM BUILDING CODE, AND QUESTIONED IF THIS MEANT IF A PERSON GOES ON PART (d) ON THE 1,000 SQUARE FEET, NONE OF THE CODES WOULD APPLY. ATTORNEY HOLLEY AGREED THIS IS WHAT IT MEANT.

A PERSON IN THE AUDIENCE ADDRESSED THE BOARD STATING A DEED SHOULD BE THE ONLY PERMIT A PROPERTY OWNER NEEDS TO DO THE WORK; WHAT HE WANTS TO DO AND HOW HE SPENDS HIS MONEY IS HIS BUSINESS.

FRANK CORSO ADDRESSED THE BOARD QUESTIONING IF PASSING THE ORDINANCE DECREASES THE INCOME GENERATED, WERE THEY GOING TO SUBSIDIZE THE BUILDING DEPARTMENT IN ORDER FOR THE COUNTY TO OPERATE. COM- MISSIONER DAVIS ADVISED CORSO THIS WAS IRRELEVANT AS THE COUNTY HAD ALWAYS PROVIDED FOR THE BUILDING DEPARTMENT.

AUBREY DAVIS QUESTIONED THE BOARD IF THE PURPOSE OF THE PERMIT WAS TO INSURE PROPER CONSTRUCTION AND SAFETY OR TO OBTAIN REVENUES.

CHAIRMAN CARTER ADVISED DAVIS IN HIS OPINION, THE BUILDING DEPARTMENT EXISTS IN ORDER TO PROTECT THE HOMEOWNERS WHO DO NOT HAVE THE TIME TO SPEND TO MAKE SURE THE CONTRACTOR IS DOING WORK PROPERLY.

SOMEONE IN THE AUDIENCE QUESTIONED HOW SOMEONE HAS TO PAY \$20 TO GET A PERMIT TO PUT HIS OWN SHINGLES HE BOUGHT HIMSELF ON HIS OWN HOUSE AND THEN AN INSPECTOR FROM THE COUNTY NEVER GOES THERE. HE ADVISED HE WASN'T GOING TO ASK ANYONE WHAT HE COULD OR COULDN'T DO ON HIS OWN PROPERTY.

ADMINISTRATOR HAGAN REMINDED THE BOARD THEY WERE UNDER THE ISO RATING FOR INSURANCE PURPOSES AND WASN'T SURE HOW THEY WOULD QUALIFY FOR RELIEF MONIES IF THEY WEAKEN THEIR BUILDING INSPECTIONS.

ATTORNEY HOLLEY ADVISED THE BOARD THEY ARE NOT LESSENING WHAT THE STATE REQUIRES THEM TO DO; THESE ARE PERMISSIBLE EXCEPTIONS UNDER THE STATE LAW. ACCORDING TO HOLLEY, THE BOARD WOULD STILL BE COMPLYING WITH THE MINIMUM STATE BUILDING CODE REQUIREMENTS.

COMMISSIONER BROCK QUESTIONED IF THE STATE ADOPTS ONE UNIFORM BUILDING CODE, WHAT WOULD THIS DO TO THE COUNTY ORDINANCE. ATTORNEY HOLLEY ADVISED BROCK THE STATES WOULD OVERRIDE THE COUNTY ORDINANCE.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO REDUCE THE SQUARE FOOTAGE IN SECTION 1 (d) TO 500 FEET AND PASS THE PROPOSED BUILDING ORDINANCE.

COMMISSIONER CORBIN ADVISED THAT EVERYONE STILL HAS THE RIGHT TO GO AND BUY A PERMIT AND GET FULL INSPECTIONS IF THEY WANT TO; THE BOARD IS JUST SAYING THEY ARE NOT GOING TO BE REQUIRED TO IF THEY JUST WANT TO DO A LITTLE RENOVATIONS TO THEIR HOME.

COMMISSIONER BROCK QUESTIONED THE BUILDING INSPECTOR IF NO INSPECTIONS ARE DONE ON ADDITIONS OR RENOVATIONS, THE HOMEOWNER WOULDN'T RECEIVE AN ISO RATING. CREEL ADVISED BROCK ISO LOOKS AT UTILITY CODE ENFORCEMENTS COUNTY WIDE; THEY RATE THE DEPARTMENT AND THE COUNTY, NOT INDIVIDUAL HOMES. CREEL ALSO ADVISED BROCK AN INSURANCE AGENT WOULD HAVE TO TELL HIM HOW THEY WOULD DEAL WITH AN INDIVIDUAL WHO BUILT SOMETHING WITHOUT PERMITS OR INSPECTIONS.

COMMISSIONER DAVIS ABSTAINED FROM VOTING DUE TO HIM BEING A LICENSED BUILDER, ELECTRICIAN AND ROOFER IN WASHINGTON COUNTY. THE MOTION CARRIED WITH COMMISSIONERS CORBIN, BROCK, CARTER AND HALL FOR AND COMMISSIONER DAVIS ABSTAINED.

DAVID MELVIN, COUNTY ENGINEER, ADDRESSED THE BOARD ON TWO CHANGE ORDERS TO THE CURRENT COUNTY ROAD PAVING PROJECT. ONE CHANGE ORDER WAS AUTHORIZING WORK TO BE DONE ON THE EXTENSION OF BRICKYARD ROAD SO THE CONTRACTOR, ANDERSON COLUMBIA, WILL BE BOUND BY THE CONDITIONS IN THE ORIGINAL CONTRACT AT A COST OF \$30,383.50. THE SECOND CHANGE ORDER WOULD BE ADDITIONAL WORK ON SUGAR DOLL ROAD, PRIMARILY RUNNING DOWN IT AND PAVING THE INTERSECTION AT SPRING RUN ROAD AT A COST OF \$22,670.00 . ALSO, ANDERSON COLUMBIA WAS REQUESTING A TIME EXTENSION OF 90 DAYS ON THE ROAD PAVING PROJECT DUE TO THEM BEING HELD UP WAITING FOR THE RIGHT OF WAY ACQUISITIONS TO BE RESOLVED ON SUGAR DOLL AND HAPPY HILL ROADS. CHAIRMAN CARTER ADVISED THE BOARD ANDERSON COLUMBIA DID MOVE IN AND HAD TO MOVE OUT ON SUGAR DOLL AND HAPPY HILL ROAD DUE TO A LONG DRAWN OUT PROCESS IN THE RIGHT OF WAY ACQUISITIONS. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO GIVE ANDERSON COLUMBIA A 60 DAY EXTENSION TO THEIR CONTRACT AND APPROVE THE OTHER NOTED CHANGES OF DOLLAR AMOUNTS. COMMISSIONER CORBIN ABSTAINED DUE TO A CONFLICT OF INTEREST AS HE OWNS PROPERTY ON PART OF THE EXTENSION OF BRICKYARD ROAD.

DAVID MELVIN ADDRESSED THE AUTHORIZATION OF THE PAVING OF THE ADMINISTRATIVE PARKING LOT. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO AUTHORIZE THE ADVERTISING OF BIDS OF THE ADMINISTRATIVE PARKING LOT SPECS PREPARED BY DAVID MELVIN WITH THE WORDING THE BOARD CAN REJECT ANY AND ALL BIDS BEING INCLUDED IN THE AD.

PURSUANT TO A REQUEST FOR PROPOSALS, AS ADVERTISED IN THE WASHINGTON COUNTY

POST, DEPUTY CLERK CARTER OPENED THE ONLY PROPOSAL RECEIVED ON FUEL TANKS FOR ROAD AND BRIDGE WHICH WAS FROM WIREGRASS PETROLEUM SERVICE EQUIPMENT COMPANY, INC. FOR \$86,129.12. COM- MISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO REJECT THE PROPOSAL DUE TO THE COST EXCEEDING WHAT HAD BEEN BUDGETED.

ATTORNEY HOLLEY ADDRESSED THE NEWSPAPER LEGAL ADS BIDS ADVISING THE WASHINGTON COUNTY POST WAS THE APPARENT LOW BID. HOLLEY STATED HE HAD SPOKE EXTENSIVELY WITH BOTH PAPERS; MO PUJOL WITH THE WASHINGTON COUNTY NEWS HAD REQUESTED THE BOARD CONSIDER THE CIRCULATION IN MAKING THEIR DETERMINATION IN AWARDING THE BID AS HE FEELS THIS WOULD MAKE THEIR BID THE BEST BID.

ATTORNEY HOLLEY ADDRESSED THE COUNTY WIDE VOTING ISSUE ADVISING THE BOARD HE HAD SPOKEN WITH LLOYD MONROE AND HE IS PREPARING A WRITTEN REPORT FOR HOLLEY TO SHARE WITH THE BOARD; AS SOON AS HOLLEY RECEIVES THE REPORT HE WILL PROVIDE IT TO THE BOARD.

COMMISSIONER DAVIS DISCUSSED THE NEWSPAPER ADVERTISING STATING THE WASHINGTON COUNTY POST DOES NOT OFFER THE SERVICES THE WASHINGTON COUNTY NEWS OFFERS. DAVIS FELT IT WOULD BE THE BOARD'S BEST INTEREST TO ADVERTISE IN THE PAPER THAT REACHES THE MOST PEOPLE. DAVIS REFERENCED THE POST HAVING 200 SUBSCRIPTIONS WITH THE WASHINGTON COUNTY NEWS HAVING 1200 SUBSCRIPTIONS.

CHAIRMAN CARTER ASKED IF EITHER OF THE PAPERS HAD ANYTHING THEY WOULD LIKE TO SAY TO THE BOARD. JAN MORRIS, REPRESENTING THE WASHINGTON COUNTY NEWS, ADVISED THE BOARD ON MONDAYS THEY PRINT 4000 COPIES OF THE NEWS AND ON THURSDAYS THEY PRINT 4200 COPIES; NEARLY 2,000 OF THESE ARE PAID SUBSCRIPTIONS.

KATHY FOSTER, REPRESENTING THE WASHINGTON COUNTY POST, ADVISED THERE WAS A DIFFERENCE IN CIRCULATION AND PAID SUBSCRIBERS; HOWEVER, SHE DIDN'T HAVE THE POST'S INFORMATION ON HAND.

ATTORNEY HOLLEY REFERENCED A LETTER FROM MO PUJOL STATING BEYOND A LEGAL POINT, THE TWO PAPERS CIRCULATION STATEMENT ON FILE AT THE POST OFFICE, COPIES OF WHICH ARE AVAILABLE, SHOWS THE WASHINGTON COUNTY NEWS IN HOME MAIL DELIVERY CIRCULATION IS FOUR TIMES THAT OF THE OTHER PAPER. THIS DOES NOT COUNT THE CARRIER DELIVERY IN THE CHIPLEY AREA AND THEIR NEWSTAND SALES. ATTORNEY HOLLEY PROVIDED THE BOARD WITH THE INFORMATION ON CIRCULATION PUJOL PROVIDED ON BOTH THE WASHINGTON COUNTY POST AND THE WASHINGTON COUNTY NEWS:

NET PRESS:	1500-POST
	4000-NEWS
MAIL SUBSCRIPTION:	316-POST
	1275-NEWS
PAID AND/OR	1460-POST
REQUESTED	3725-NEWS

CIRCULATION ATTORNEY HOLLEY REFERENCED THESE FIGURES CAME FROM THE POST OFFICE. HE ALSO STATED THE BIGGEST MONEY MAKER AS FAR AS THE PAPERS ARE CONCERNED WAS THE DELINQUENT TAX ADVERTISING WHICH THE BOARD HAD ALREADY AWARDED TO THE POST. DISCUSSION WAS HELD AS TO THE PREVIOUS ACTION OF THE BOARD ON AWARDING THE DELINQUENT TAX ADVERTISING AS COMMISSIONER DAVIS UNDERSTOOD IT WAS TEMPORARILY AWARDED TO THE POST.

JAN MORRIS ADVISED THE BOARD THE CHIPLEY NEWSPAPER WAS WILLING TO HONOR THE POST'S \$.69 PER LINE BID FOR DELINQUENT TAX ADVERTISING.

CHAIRMAN CARTER REQUESTED CLARIFICATION ON THE ACTION OF THE BOARD ON FEBRUARY 27, 1997 REGARDING THE AWARDING OF THE DELINQUENT TAX ADVERTISING TO THE POST. DEPUTY CLERK CARTER READ THAT PORTION OF THE MINUTES PERTAINING TO THAT SPECIFIC ISSUE WHICH STATED THE BOARD TOOK ACTION TO USE THE POST BID AS AN INTERIM FOR ADVERTISING OF DELINQUENT TAXES FOR HELEN MCENTYRE, TAX COLLECTOR WITH ATTORNEY HOLLEY TO SELECT THE BEST LOW BID TO DETERMINE WHO WOULD BE AWARDED THE BID FOR ALL THE COUNTY'S ADVERTISING. ATTORNEY HOLLEY ADVISED THE BOARD HE WOULD GIVE THEM THE LOW BID IN EACH OF THE SIX CATEGORIES OF ADVERTISING.

ATTORNEY HOLLEY ADVISED THE BOARD IF THAT WAS THE LANGUAGE OF THE BOARD'S ACTION, THEY COULD CHOOSE EITHER PAPER THEY WANTED FOR ALL OF THE ADVERTISING; THIS WOULD BE CONDITIONED IF THE BOARD WENT WITH THE NEWS ON THE DELINQUENT TAX ADVERTISING, THEY WOULD HAVE TO HONOR THE PRICES SUBMITTED IN THE NOTICES.

THE BOARD REQUESTED ADMINISTRATOR HAGAN CONTACT THE TAX COLLECTOR TO SEE IF THE NOTICES SHE SUBMITTED HAD THE POST NAMED ON THEM OR IF SHE ONLY USED THE \$.69 PER LINE PRICE.

BILL PEACOCK, REPRESENTING 61 SIGNERS OF THE PETITION HE HAD TO PRESENT TO THE



BOARD, READ THE PETITION WHICH RECOMMENDED THE UNPAVED PORTION OF FALLING WATERS ROAD ("THE ROAD") BE TOPPED, WIDENED AND GRAVELED AS SOON AS POSSIBLE AND ALSO PAVED WHEN FUNDS BECOME AVAILABLE AND PROVIDED THE REASONS FOR THEIR REQUEST.

COMMISSIONER CORBIN PROPOSED THAT HE AND CHAIRMAN CARTER GET WITH ADMINISTRATOR HAGAN AND HAVE HIM GET WITH THE FOREMEN AT ROAD AND BRIDGE AND JOINTLY USE THEIR ROAD EQUIPMENT WHEN IT IS IN THEIR DISTRICT AND IMPROVE THE ROAD. CORBIN REFERENCED THE REAL PROBLEM WAS THE FIRE TOWER HILL. CHAIRMAN CARTER AGREED TO COMMISSIONER CORBIN'S PROPOSAL.

KATHY FOSTER QUESTIONED THE BOARD IF THEY HAD NEGOTIATED WITH THE NEWS TO LOWER THEIR PRICE, WILL THEY NEGOTIATE WITH THE POST TO LOWER THEIRS.

CHAIRMAN CARTER ASKED ADMINISTRATOR HAGAN TO REPORT TO THE BOARD ON THE INFORMATION HE HAD RECEIVED FROM THE TAX COLLECTOR. ADMINISTRATOR HAGAN REPORTED THE TAX COLLECTOR ADVISED NOTHING SHE HAD SENT OUT HAS IDENTIFIED THE POST AS SHE ONLY HAD TO HAVE THE ADVERTISING RATES BY THE LAST MEETING IN ORDER TO SEND OUT NOTICES.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN TO ENTER INTO AN AGREEMENT WITH THE WASHINGTON COUNTY NEWS FOR THE BOARD'S ADVERTISEMENT FOR THE NEXT TWO YEARS PERIOD OF TIME. BASED ON THE INCREASED CIRCULATION WITH THE NEWS. COMMISSIONER HALL, CORBIN AND DAVIS FOR WITH COMMISSIONER BROCK AND CARTER OPPOSED.

THE BOARD RECESSED FOR A 30 MINUTE LUNCH BREAK.

PURSUANT TO A RECESS, COMMISSIONER DAVIS RECOMMENDED TO THE BOARD THEY DO A SMALL ADDITION TO THE PRESENT 9-1-1 OFFICE TO GIVE THEM SOME RELIEF AND BRIEFED THE BOARD ON A PLAN FOR EXPANSION. CHAIRMAN CARTER AGREED FOR COMMISSIONER DAVIS TO BRING BACK A SKETCH OF THE PROPOSED EXPANSION TO THE 9-1-1 OFFICE AND AN ESTIMATED COST TO THE APRIL BOARD MEETING.

COMMISSIONER CORBIN ADDRESSED THE EMERGENCY MANAGEMENT PORTION OF THE OLD HOSPITAL WAS ALMOST FINISHED AND HE KNEW LEON SEXTON WAS GOING THERE BUT QUESTIONED WHO ELSE WOULD BE MOVING. COMMISSIONER CORBIN WAS ADVISED DAVID CORBIN, PARKS AND RECREATION DIRECTOR, WOULD ALSO BE MOVING AND THERE WAS ROOM FOR THE 9-1-1 ADMINISTRATIVE OFFICE.

ADMINISTRATOR HAGAN ADVISED THE BOARD TOM CROW WAS REQUESTING THE BOARD CONSIDER ADOPTING A PROCLAMATION PROCLAIMING INTERNATIONAL BUILDING SAFETY WEEK DURING THE WEEK OF APRIL 6-12. ADMINISTRATOR HAGAN READ THE PROCLAMATION WITH COMMISSIONER DAVIS OFFERING A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO ADOPT THE PROCLAMATION.

ADMINISTRATOR HAGAN ADVISED THE BOARD MR. FRED LAVENDAR WAS REQUESTING THE BOARD ADOPT A RESOLUTION DECLARING APRIL 13-19 AS WASHINGTON COUNTY LIBRARY WEEK TO COINCIDE WITH NATIONAL LIBRARY WEEK. COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO ADOPT THE RESOLUTION.

COMMISSIONER BROCK ADDRESSED THE BOARD HAD BUDGETED FOR A TRACTOR IN THE PARKS AND RECREATION DEPARTMENT. ADMINISTRATOR HAGAN ADVISED THE BOARD HE HAD SPECS PREPARED HE HAD PLANNED TO PUT IN THE NEXT MONTH'S MONTHLY REPORT AND AGENDA. DISCUSSION WAS HELD WITH COMMISSIONER CORBIN OFFERING A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO ADVERTISE FOR BIDS FOR A NEW TRACTOR, ROTARY MOWER AND BLADE FOR THE PARKS & RECREATION DEPARTMENT.

PAM STONE, RICK HART AND ALBERT MILTON WAS PRESENT TO BRIEF THE BOARD ON THEIR WORKERS COMPENSATION PROGRAM. THEY PRESENTED INFORMATION TO THE BOARD ON THE DISCOUNTS RECEIVED DUE TO THEIR ADOPTING THE DRUG FREE WORKPLACE POLICY AND THE SAFETY POLICY.

RICK HART, THE LOSS PREVENTION REPRESENTATIVE, ADDRESSED THE BOARD ON THE TREND ANALYSIS FOR WASHINGTON COUNTY WHICH SHOWED AN INCREASE IN THE LOSS RATIO WITH THE LARGEST MAJORITY OF ACCIDENTS BEING LACERATIONS AND BACK INJURIES. HE INFORMED THE BOARD HE WOULD BE GOING TO ROAD AND BRIDGE TO DO A BACK TRAINING SEMINAR FOR THE EMPLOYEES THERE.

HART ADVISED THE BOARD THE TREND ANALYSIS SHOWED THE LOSS RATIO WAS GETTING GREATER AND GREATER WITH THIS AFFECTING THEM IN THE YEARS TO COME BECAUSE THERE IS AN EXPERIENCE MODIFIER ATTACHED TO THE PREMIUM WORKSHEET WHICH DICTATES WHETHER YOU WILL RECEIVE A CREDIT OR HAVE AN EXCESS AMOUNT OF PREMIUM TO PAY. THE OVERALL THREE YEAR LOSS RATIO WAS 51% WHICH IS HIGH.

HART REFERENCED TWO LETTERS ATTACHED TO THE TREND ANALYSIS WHICH PROVIDED INFORMATION TO LET THE BOARD KNOW THE RECOMMENDATIONS THAT RISCORP HAS MADE AND THE PROGRESS THAT HAS BEEN MADE WITH IMPLEMENTING THEM TO IMPROVE THE TREND ANALYSIS.

HART REFERENCED INFORMATION HE SUBMITTED TO THE BOARD ON THE WORKERS COMPENSATION 101 SEMINAR HE HAD DONE WITH THE COUNTY SUPERVISORS AND THE MANAGEMENT STAFF. THE INFORMATION SHOWED WHAT THE SUPERVISORS ROLE WAS IN SAFETY AND RESPONSIBILITY. HART EMPHASIZED THEY WANTED TO CONTINUE TO EDUCATE THE STAFF, EMPLOYEES AND FURTHER IMPROVE THE BOARD'S SAFETY POLICY.

CHAIRMAN CARTER RECOMMENDED EMPLOYEES BE MADE AWARE RISCORP WAS GOING TO ROAD AND BRIDGE TO ADDRESS THE SAFETY ISSUES WITH THEM.

CHAIRMAN CARTER QUESTIONED IF THE BACK SUPPORTS HAD BEEN IMPLEMENTED. ADMINISTRATOR HAGAN ADVISED THE BACK SUPPORTS WOULD BE PROVIDED TO EVERY EMPLOYEE AT ROAD AND BRIDGE AT THE SAFETY MEETING WITH HART THIS AFTERNOON.

THE BOARD AGREED IT WAS IMPERATIVE THE SUPERVISORS BE PRESENT AT ALL SAFETY TRAINING SEMINARS. DISCUSSION WAS ALSO HELD ON THE POSSIBILITY OF GIVING THE EMPLOYEES AN INCENTIVE FOR NOT HAVING A LOSS TIME ACCIDENT FOR A CERTAIN PERIOD OF TIME.

HART ADVISED HE WOULD BE DOING THE INITIAL SAFETY TRAINING PROGRAM TODAY BUT DALE MACUMBER WOULD BE DOING THE MEETINGS IN THE FUTURE.

PAM STONE ADDRESSED THE POLICY DATED 10-1-96 THROUGH 10-1-97 PROVIDED TO THE BOARD ADVISING OF THE SAVINGS IN THEIR WORKERS COMP PREMIUM DUE TO THEM ADOPTING THE DRUG FREE WORKPLACE POLICY AND THE SAFETY POLICY TOTALLING \$4,032.00.

STONE ADVISED THE BOARD THEIR EXPERIENCE MODIFIER WOULD BE GOING UP DUE TO THE AMOUNT OF CLAIMS THEY HAVE HAD. SHE REFERENCED THE CLAIMS NEED MANAGING PROPERLY; CLAIMANTS NEED TO FEEL SECURE AND KNOW HOW THINGS ARE GOING; ALL CLAIMANTS NEED TO UNDERSTAND RISCORP, AS THE INSURANCE CARRIER, HAS AN OBLIGATION TO LET THEM KNOW ALL THE INFORMATION THEY NEED TO KNOW ABOUT WORKERS COMPENSATION AT THE TIME OF THE CLAIM; ONCE AN ATTORNEY HAS BEEN OBTAINED BY A CLAIMANT, THE EMPLOYER NO LONGER TALKS ABOUT THE CLAIM WITH THE CLAIMANT NOR WITH THE CLAIMANT'S ATTORNEY AND MAKE SURE EMPLOYEE HISTORY CHECKS ARE DONE WHEN HIRING.

STONE ADDRESSED THERE IS CURRENTLY NO ACCOUNTABILITY FOR ACCIDENTS, TIME OFF, ETC. FOR EMPLOYEES ON WORKERS COMPENSATION. SHE PROVIDED DIFFERENT PRICING PLANS FOR THE BOARD TO REVIEW. SHE ADVISED THE BOARD TO READ ALL THE LITERATURE PROVIDED TO THEM TODAY.

CHAIRMAN CARTER RECOMMENDED THE BOARD TAKE ACTION FOR THERE TO BE A REQUIREMENT FOR ANYBODY AT WORK AT ROAD AND BRIDGE HAS TO BE PRESENT AT THE SAFETY MEETINGS AND ALSO THE SECRETARIES AT ROAD AND BRIDGE COULD TAKE NOTES AND COMPILE THEM TO GIVE TO THE EMPLOYEES WHO WERE NOT THERE.

ADMINISTRATOR HAGAN REFERENCED THE BOARD PRESENTLY HAS LEONARD CARSON PREPARING A DRAFT OF THEIR PERSONNEL CHANGES AND QUESTIONED IF THE BOARD WAS NOW LOOKING AT DISCONTINUING THE SICK LEAVE USE IN CONJUNCTION WITH WORKERS COMPENSATION AND ALSO DISCONTINUING THE ACCRUAL OF SICK LEAVE AND ANNUAL LEAVE WHILE OUT ON WORKERS COMP. THE BOARD AGREED THEY WANTED THESE CHANGES IMPLEMENTED IN THE PERSONNEL POLICY.

PAM STONE ADVISED THE BOARD IF THEY SO DESIRED, THEY COULD SEND THEIR UPDATED DRAFT OF THEIR PERSONNEL POLICY TO RISCORP AND THEY WOULD BE GLAD TO HAVE THEIR LEGAL STAFF REVIEW IT FREE OF CHARGE.

THE BOARD REQUESTED RISCORP COME BACK AND ADDRESS THE PROGRESS OF THE WORKERS COMPENSATION PROGRAM EVERY THREE MONTHS.

COMMISSIONER DAVIS OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE OF THE VOUCHERS SIGNED AND WARRANTS ISSUED FOR THE MONTH OF FEBRUARY 1997 TOTALLING \$738,856.33.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER DAVIS AND CARRIED TO READVERTISE THE ROAD CLOSING PETITIONED BY L. M. CRUTCHFIELD UPON A REQUEST BY CRUTCHFIELD AS THE PREVIOUS LEGAL DESCRIPTION HE SUBMITTED WAS IN ERROR.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ADJOURN. ATTEST: \_\_\_\_\_

CLERK

CHAIRMAN

ATTEST: \_\_\_\_\_

DEPUTY CLERK

\*END OF MINUTES\* FOR 03/27/97