

BOARD MINUTES FOR 04/26/01

APRIL 26, 2001

THE BOARD OF COMMISSIONERS, IN AND FOR WASHINGTON COUNTY, MET ON THE ABOVE DATE AT 8:00 A. M. AT THE WASHINGTON COUNTY ANNEX, BOARD MEETING ROOM, 1331 SOUTH BOULEVARD, CHIPLEY, FLORIDA WITH COMMISSIONERS BROCK, COPE, ENFINGER, FINCH AND HALL PRESENT. ATTORNEY HOLLEY, ADMINISTRATIVE ASSISTANT PETER HERBERT, CLERK LINDA COOK AND DEPUTY CLERK DIANNE CARTER WERE ALSO IN ATTENDANCE.

SHERIFF PEEL PROCLAIMED THE MEETING WITH CHAIRMAN COPE CALLING THE MEETING TO ORDER, OFFERING PRAYER AND LEADING IN THE PLEDGE OF ALLEGIANCE TO THE FLAG.

COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH AND CARRIED TO ADOPT THE MINUTES OF THE FEBRUARY 8, 2001 BOARD OF COUNTY COMMISSIONER MEETING.

COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH AND CARRIED TO ADOPT CONSENT AGENDA FOR APRIL 26, 2001:

- A. JOINT PARTICIPATION AGREEMENTS FOR SMALL COUNTY OUTREACH PROGRAM COVERING CONSTRUCTION OF COUNTY ROAD 279 (MOSS HILL ROAD) AND COUNTY ROAD 276A (CLAYTON ROAD)
- B. MODIFICATION TO FLORIDA DEPARTMENT OF CORRECTIONS LEASE NO. 700:0690 CHANGING PREMISES DESCRIPTION AND DECREASING SQUARE FEET DUE TO PROBATION AND PAROLE HAVING TO MOVE TO LIBRARY AT OLD CHIPLEY HIGH SCHOOL.
- C. PBS&J-DESIGN AND CONSTRUCTION GRANT/MAINTENANCE AGREEMENT FOR BRICKYARD ROAD SIDEWALK PROJECT REQUIRED BEFORE PROCEEDING WITH DESIGN AND CONSTRUCTION OF PROJECT.
- D. ANCHOR HEALTH INSURANCE CLAIM FOR \$1,402.59 THAT WAS NOT FILED AND PAID BEFORE ANCHOR CLOSED OUT THEIR BOOKS ON WASHINGTON COUNTY.
- E. PROCLAMATION PROCLAIMING CODE ENFORCEMENT OFFICER'S APPRECIATION WEEK AS DECLARED BY THE FLORIDA ASSOCIATION OF CODE ENFORCEMENT.
- F. DRUG ERADICATION GRANT FOR WASHINGTON COUNTY SHERIFF'S OFFICE FOR \$2,618.00/TASER GUN, ETC.; PURPOSE TO REDUCE CRIME AND IMPROVE PUBLIC SAFETY.
- G. FINAL AUDIT BILLING INVOICE FROM PREFERRED GOVERNMENT INSURANCE TRUST FOR \$12,455.66.

PUBLIC HEARING-APPLICATION FOR SPECIAL EXCEPTION TYPE V AS DEFINED BY THE WASHINGTON COUNTY LAND DEVELOPMENT CODE AND APPLIED FOR BY WHITE CONSTRUCTION COMPANY, INC.; IF SPECIAL EXCEPTION GRANTED IT WILL ALLOW FOR MINING USE (i.e., A BARROW PIT), IN AN AREA DESIGNATED FOR AGRICULTURAL/SILVICULTURAL USE. PUBLIC HEARING ADVERTISED IN WASHINGTON COUNTY POST ON APRIL 11, 2001.

RANDY PARKER, COMPREHENSIVE PLANNING CONSULTANT, BRIEFED THE BOARD ON THE SPECIAL EXCEPTION:

1. PUBLIC HEARING PREVIOUSLY HELD BUT ISSUE WAS TABLED
2. PUBLIC HEARING READVERTISED AND SURROUNDING PROPERTY OWNERS NOTIFIED
3. NO CHANGE IN PREVIOUS PROPOSAL FOR SPECIAL EXCEPTION
4. PREVIOUS CONCERN IF PROPERTY WAS LOCATED IN FLOOD PLAINS
5. COMP PLAN ADDRESSES THE FACT BOARD MAY WANT TO PRECLUDE MINING USES IN ENVIRONMENTAL SENSITIVE AREAS; LAND DEVELOPMENT CODE ADDRESSES THE NEED TO LOOK AT ENVIRONMENTAL SENSITIVE AREAS BUT DOES NOT SPECIFICALLY STATE IT PROHIBITS MINING USES IN THE FLOOD PLAINS; THERE NEEDS TO BE CLARI-

FICATION IF MINING IS GOING TO BE TOTALLY EXCLUDED FROM FLOOD PLAINS.

6. SOME OF SURROUNDING PROPERTY OWNERS PREVIOUSLY VOICED CONCERNS WITH THE DANGER OF THE COMMUNITY OF PEOPLE FALLING INTO THE BARROW PIT WHICH WOULD EVENTUALLY BECOME A LAKE DUE TO THE PIT HOLDING WATER.
7. WHITE CONSTRUCTION PREVIOUSLY AGREED TO CHANGE THE SLOPE SO SOMEONE COULD CLIMB OUT OF THE PIT IF THEY FELL IN. PARKER THOUGHT WHITE HAD AGREED TO FENCE THE BARROW PIT.
8. WASHINGTON COUNTY PLANNING COMMISSION HAD RECOMMENDED APPROVAL OF THE SPECIAL EXCEPTION.

SOME CONCERNS EXPRESSED BY THE BOARD:

1. WHITE CONSTRUCTION MAY NOT FENCE THE PIT AFTER THEY WERE THROUGH USING IT
2. EXISTING PROBLEMS AT GRANGER PIT IN EBRO
3. PROPERTY LOCATED IN FLOOD PLAINS
4. THE BOARD REQUIRING WHITE CONSTRUCTION TO FENCE THE PIT WHEN THE COUNTY PITS ARE NOT FENCED.

DISCUSSION WAS HELD WITH COMMISSIONER FINCH OFFERING A MOTION, SECONDED BY COMMISSIONER ENFINGER TO GRANT THE SPECIAL EXCEPTION APPLIED FOR BY WHITE CONSTRUCTION FOR A BARROW PIT CONDITIONED ON THEM POSTING A BOND IN ACCORDANCE WITH THEIR DEVELOPMENT PLAN INCLUD- ING A FENCE AND THE FENCE BEING PUT UP AROUND THE PROPERTY PRIOR TO THEM BEGINNING EXCAVATION.

COMMISSIONER BROCK WANTED TO GO ON RECORD AS BEING OPPOSED TO THE COUNTY BUILDING A POND THAT IS GOING TO HOLD WATER FOR A BARROW PIT.

TAMMY HARRIS ADDRESSED THE BOARD ON THE REQUEST FOR THE SPECIAL EXCEPTION:

1. HER AND HER HUSBAND ARE OWNERS OF THE PROPERTY.
2. THEY ARE WANTING TO SELL THE DIRT OFF THE LAND; THEY ARE LEASING LAND TO WHITE CONSTRUCTION.
3. THEY ARE REQUIRING A FENCE BE PUT UP AND WHITE CONSTRUCTION SUBMITTED IN THEIR PAPERWORK THEY WOULD PUT UP FENCE.
4. HER FATHER-IN-LAW LIVES ACROSS STREET FROM PROPERTY AND WILL KEEP A CHECK IT.
5. HER AND HER HUSBAND WILL KEEP THE PROPERTY CLEAN.
6. THEY ARE GOING TO REQUIRE WHITE CONSTRUCTION DIG THE LAND AND TRANSPORT THE SAND TO THEIR OWN PROPERTY.

CHAIRMAN COPE QUESTIONED WHO WOULD BE LIABLE SHOULD ANYTHING HAPPEN ON THE PROPERTY IF THE COUNTY GRANTS THE SPECIAL EXCEPTION; ATTORNEY HOLLEY ADVISED THE PROPERTY OWNER WOULD BE LIABLE. HARRIS INFORMED THE BOARD THERE WOULD BE NO PROBLEM FOR HER TO OBTAIN THE NECESSARY INSURANCE. THE MOTION ON THE FLOOR CARRIED UNANIMOUSLY.

PUBLIC HEARING-PLAT VACATION/LAKEVIEW ACRES PETITIONED BY WILLARD MOSELY/PREVIOUSLY TABLED DUE TO LACK OF INFORMATION:

1. MOSELY PROVIDED BOARD MAP SHOWING PORTION OF LAKEVIEW ACRES PLAT HE IS REQUESTING BE VACATED.
2. MOSELY ADVISED THE PLAT VACATION WOULD NOT AFFECT ANYONES ACCESS.
3. MOSELY ADVISED THE WESTERN PART IS BEING PURCHASED BY NFWFMD; THERE WILL NEVER BE AN EASEMENT THROUGH THAT PART TO THE PROPERTY.
4. MOSELY SHOWED BOARD PROPERTY ST. JOE PAPER COMPANY WAS IN THE PROCESS OF SELLING OFF THE LAND TO THE REAR OF PROPERTY. IF THERE IS EVER AN ACCESS, IT WOULD BE TO THE REAR OF THE PROPERTY AND THIS WOULD NOT AFFECT THE PART HE IS REQUESTING A PLAT VACATION ON.
5. MOSELY ADVISED A LOT OF THE PROPERTY HE IS ASKING TO BE VACATED IS NOT DEVELOPABLE AND HE HAS NO PLANS TO

DEVELOP ANY OF THE PROPERTY; WATER MANAGEMENT WOULD NOT BE INTERESTED IN THE PROPERTY IF IT WASN'T PROPERTY THEY COULD TIE INTO THEIR ESTUARY SYSTEM AND PERSONALLY HE WOULD LIKE TO SEE THE PROPERTY PRESERVED.

6. MOSELY ADVISED THE WASHINGTON COUNTY PLANNING COMMISSION HAD VOTED UNANIMOUSLY TO APPROVE OF THE PLAT VACATION.

COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER ENFINGER TO APPROVE OF THE PLAT VACATION OF LAKEVIEW ACRES PETITIONED BY WILLARD MOSELY.

LEBER PITS ADDRESSED THE BOARD STATING HE HAD NO OBJECTIONS TO MOSELY SELLING HIS LOTS TO ANYONE HE WANTS TO BUT IS AGAINST TAKING THE PLAT OUT AND CLOSING ALL THE ROADS THAT ACCESS THE LAKE.

DISCUSSION WAS HELD ON PITS PRESENTLY NOT HAVING ACCESS TO THE LAKE ACCEPT BY MOSELY'S EASEMENT.

COMMISSIONER HALL QUESTIONED IF SOMEONE WANTED TO CLOSE ONE OF THE ROADS IN THE PLAT AND LEAVE THE PLAT AS IS, WOULD THEY HAVE TO GO THROUGH THE ROAD CLOSING PROCEDURES. ATTORNEY HOLLEY ADVISED HE DIDN'T FEEL THE COUNTY HAD ANY RIGHTS TO THE ROADS DUE TO THEM NEVER OPENING THEM UP AND THE OWNERS ADVERSELY POSSESSED AND PAID TAXES ON THEM. DISCUSSION CONTINUED ON PITS NOT HAVING ANY ACCESS TO THE LAKE NOW AND IF THE BOARD DENIED MOSELY'S REQUEST, HE STILL WOULD NOT HAVE ACCESS.

MOSELY RE-ADDRESSED THE BOARD ADVISING WHEN HE FIRST PURCHASED HIS PROPERTY HE DID NOT HAVE ACCESS EITHER; HE HAD TO BECOME PART OF A HUNTING LEASE TO GET TO HIS LAND AND THEN ACTUALLY OBTAINED A LEASE LATER ON, WHICH HE IS LOSING THIS YEAR. HE REITERATED HIS PLAT VACATION WOULD NOT AFFECT ANYONES ACCESS; ST. JOE PAPER COMPANY IS CLEARING TIMBER AND SELLING LAND; MR. PITS MAY HAVE THE OPPORTUN- ITY TO OBTAIN AN EASEMENT THROUGH THE BACK PORTION OF THE LAND AT SOME POINT IN TIME; HE OWNS LOTS ON THE BACK PORTION OF THE LAND AND IS STILL PURCHASING MORE; HE HAS NO PLANS FOR DEVELOPMENT BUT WANTS THINGS TO STAY NATURAL.

THE MOTION ON THE FLOOR CARRIED WITH COMMISSIONER HALL OPPOSING.

GORDON WARREN, SR. REQUESTED WHEN THERE IS A PUBLIC HEARING LET IT BE FOR THE PUBLIC; HE WAS UNABLE TO HEAR WHAT WAS BEING SAID.

ANIMAL CONTROL ORDINANCE-SHERIFF FRED PEEL BRIEFED THE BOARD ON THE ANIMAL CONTROL ORDINANCE DRAFTED BY THE ANIMAL CONTROL COMMITTEE:

1. ENHANCED ORDINANCE THE BOARD HAD PREVIOUSLY ADOPTED
2. MUCH LESS RESTRICTIVE THAN ONE THE CITIES HAVE ALL PASSED
3. COMMITTEE RECOMMENDS ADOPTION OF ORDINANCE

PEEL ADDRESSED THIS BEING THE FIRST READING AND THERE WILL BE A SECOND READING OF THE ORDINANCE NEXT MONTH AND THEN IT WOULD GO INTO AFFECT. ATTORNEY HOLLEY ADVISED THERE IS ONLY ONE READING HELD ON A COUNTY ORDINANCE.

PEEL THEN PROVIDED THE BOARD WITH INFORMATION ON THE DIFFERENT OPTIONS THE COMMITTEE LOOKED AT TO PAY FOR THE PROGRAM:

PLAN A-THE COUNTY OPERATE THE FACILITY ON ITS OWN WHICH WOULD MEAN CONSTRUCTING THE FACILITY, HIRING, TRAINING AND PAYING AN EMPLOYEE, ARRANGING FOR A VEHICLE, SECURING ALL THE CHEMICALS, ETC. TO MAKE IT HAPPEN; CONSERVATIVE COST ESTIMATE WOULD BE \$150,000 FOR THE FIRST YEAR DUE TO THE COST OF CONSTRUCTION OF THE FACILITY USING INMATE LABOR; \$45,000 PER YEAR LEVEL AFTER FIRST YEAR.

B-COUNTY CONTRACT WITH CITY OF CHIPLEY TO HOUSE ALL THEIR ANIMALS AND OPERATE ON A PER RATA BASIS; COMMITTEE RECOMMENDS TRYING THIS OPTION ON A TEMPORARY BASIS FOR 120 DAYS BEGINNING JUNE 1, 2001 THROUGH SEPTEMBER 30, 2001 AND AT THAT TIME THERE WOULD BE HISTORY DATA AVAILABLE. THE COUNTY COST WOULD BE APPROXIMATELY \$ 2,475.00 PER MONTH.

PEEL THEN EXPLAINED THERE BEING A \$35 PER ANIMAL FEE FOR HOUSING THE FIVE DAYS REQUIRED BUT THIS WOULD NOT BE CHARGED TO THE COUNTY IF THEY GO WITH PLAN

B. HE TOLD THE BOARD THE COST TO THE COUNTY FOR PLAN B WOULD PROBABLY BE MORE LIKE \$3,000 TO \$3,300 PER MONTH FROM DAY ONE DUE TO PEOPLE BECOMING AWARE OF THE PROGRAM BEING AVAILABLE; HOWEVER, THIS COST WOULD PROBABLY DECREASE AFTER A WHILE. HE REITERATED NOT HAVING ANY ANIMAL CONTROL HISTORY FROM ANY OF THE CITIES IN THE COUNTY EXCEPT THE CITY OF CHIPLEY WHO HAD APPROXIMATELY 350 TO 365 ANIMALS LAST YEAR.

PEEL THEN ADDRESSED: PLAN B BEING CONTINGENT ON USING THE CITY OF CHIPLEY'S FACILITY; DR. TODD ANDERSON, VETENARIAN, OFFERING TO BE A PART OF THE ANIMAL CONTROL PROGRAM; THE ISSUES THAT WOULD HAVE TO BE RESOLVED WHICH WERE LISTED ON THE ANIMAL CONTROL COST PLAN; SOME FEES WILL BE RECOVERED FOR THE COUNTY UNDER THE PROGRAM BUT NOT ENOUGH TO OPERATE IT.

COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH AND CARRIED TO ADOPT THE FOLLOWING ORDINANCE:

AN ORDINANCE OF WASHINGTON COUNTY, FLORIDA; REGULATING THE CONTROL OF ABANDONED AND NUISANCE ANIMALS WITHIN THE UNINCORPORATED AREAS OF WASHINGTON COUNTY; PROVIDING OPPORTUNITY FOR MUNICIPALITIES TO PARTICIPATE WITH THE COUNTY IN ANIMAL CONTROL THROUGH INTERLOCAL AGREEMENTS; PROVIDING FOR IMPOUNDMENT OF ABANDONED OR NUISANCE ANIMALS IN CERTAIN CASES; PROVIDING FOR FEES TO BE CHARGED OWNERS OF PROVIDING FOR FEES TO BE CHARGED OWNERS OF IMPOUNDED ANIMALS; PROVIDING AN EFFECTIVE DATE.

COMMISSIONER FINCH OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO AUTHORIZE ATTORNEY COLBY PEEL AND ATTORNEY HOLLEY TO WORK OUT AN INTERLOCAL AGREEMENT FOR ALL THE CITIES WANTING TO PARTICIPATE IN THE ANIMAL CONTROL PROGRAM AND USE OPTION B ON A 90 DAY TRIAL BASIS BEGINNING JULY 1, 2001 TO OCTOBER 1, 2001.

COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH TO CHARGE A FEE OF \$35 PER ANIMAL FOR ALL MUNICIPALITIES PARTICIPATING EXCEPT THE CITY OF CHIPLEY. DISCUSSION WAS HELD ON WHO WOULD BE RESPONSIBLE FOR HANDLING THE CALLS FOR PICKING UP THE ANIMALS; THE BOARD'S CONCENSUS WAS FOR PERSONS TO CALL THE CHIPLEY POUND FOR PICK UP OF ANIMALS. THE MOTION CARRIED UNANIMOUSLY. SHERIFF PEEL REQUESTED THE ANIMAL CONTROL COMMITTEE BE DISBANDED.

SPECIAL EXCEPTION/WHITE CONSTRUCTION: CORITHA JACKSON, CLAYTON PHILLIPS AND BLANCH PHILLIPS WERE PRESENT TO ADDRESS THE BOARD ON THE SPECIAL EXCEPTION AND WAS ADVISED THE PUBLIC HEARING HAD ALREADY BEEN HELD AND THE SPECIAL EXCEPTION WAS GRANTED. CLAYTON PHILLIPS ADVISED HE HAD RECEIVED NOTIFI- CATION THE PUBLIC HEARING WOULD BE HELD AT 8:30 A.M. THEY WERE ALLOWED TO SPEAK AND ALL VOICED OPPOSITION TO THE SPECIAL EXCEPTION ALLOWING FOR A BARROW PIT DUE TO:

1. ALREADY SIX PITS IN CARYVILLE
2. PROBLEMS WITH LAW ENFORCEMENT NOT BEING ABLE TO KEEP PEOPLE OUT OF THE PITS
3. DROWNINGS THAT HAVE OCCURRED IN PITS

THEY WERE ADVISED WHITE CONSTRUCTION WAS GOING TO BE UNDER RESTRICTIONS; WILL ONLY BE LEASING THE LAND; THE OWNER OF THE PROPERTY WILL KEEP PROPERTY CLEAN; FATHER-IN-LAW LIVED ACROSS THE STREET FROM THE PROPERTY AND WOULD KEEP A CHECK ON IT.

CHAIRMAN COPE ADVISED THE PUBLIC HEARINGS PORTION OF THE MEETING WAS CONCLUDED.

PARK AND RECREATION ADVISORY COMMITTEE-DAVID CORBIN, PARK AND RECREATION DIRECTOR, AND GLENN ZANETIC, COMMITTEE MEMBER, BRIEFED THE BOARD ON THE COMMITTEE REQUESTING \$50,000 TO PURCHASE TEN ACRES OF PROPERTY IN THE RED HEAD COMMUNITY SO THEY COULD APPLY FOR A FRDAP GRANT FOR DISTRICT 3 TO PUT A PARK IN THIS PORTION OF THE COUNTY. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO TABLE THIS ISSUE.

WASHINGTON COUNTY FAIR HOUSING NOTICE AND WORKSHOP-PURSUANT TO A NOTICE IN THE CHIPLEY NEWSPAPER ON APRIL 11, 2001, STACY WEBB CONDUCTED THE FAIR HOUSING

WORKSHOP. SHE PROVIDED INFORMATION BROCHURES ON FAIR HOUSING FOR ANYONES REVIEW AT THE ENTRANCE OF THE BOARD MEETING ROOM. SHE ADDRESSED FAIR HOUSING PROHIBITING DISCRIMINATION BECAUSE OF RACE, COLOR, NATIONAL ORIGIN, ETC. SHE CONCLUDED THE FAIR HOUSING WORKSHOP AND ASKED IF ANYONE HAD ANY QUESTIONS; NO ONE RESPONDED.

2001 CDBG ROAD GRANT APPLICATION- WEBB PROVIDED THE BOARD WITH AN UPDATE ON THE GRANT APPLICATION WHICH WAS DUE APRIL 30TH. SHE PRESENTED THEM WITH INFORMATION ON THE CURRENT POINT SCORE ON THE APPLICATION AND ADDRESSED THERE BEING A 15 POINT PENALTY; THE APPLICATION WILL BE SUBMITTED WITH A 704.40 POINT SCORE.

CDBG-2001 ROAD GRANT RESOLUTION-STACY WEBB HAD PROVIDED THE BOARD WITH A CDBG APPLICATION RESOLUTION FOR THEIR SIGNATURE WHICH WOULD ALLOW JULIAN WEBB TO SUBMIT THE GRANT APPLICATION TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS. COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE AND AUTHORIZE THE CHAIRMAN TO SIGN THE RESOLUTION.

DRY WELL GRANT-STACY WEBB UPDATED THE BOARD ON THE DRY WELL GRANT ADVISING A BID OPENING HAD BEEN SCHEDULED BUT NO CONTRACTOR OR WELL DRILLER SUBMITTED ANY BIDS. SHE RE-ADVERTISED WITH BIDS TO BE OPENED ON MAY 7, 2001; IF NO ONE RESPONDS, SHE WILL TRY AND GET THREE QUOTES.

ATTORNEY HOLLEY ADVISED IF NO ONE RESPONDED, THE BOARD COULD CONTACT A WELL DRILLER TO DO THE GRANT WORK.

VERONICA JONES INFORMED WEBB THE NATIONAL GROUND WATER ASSOCIATION SHOULD BE ABLE TO GIVE HER ASSISTANCE ON LOCATING WELL DRILLERS.

COMMISSIONER BROCK QUESTIONED IF THE WELL DRILLER WOULD HAVE TO WAIT FOR ALL WELLS TO BE COMPLETED BEFORE GETTING FUNDED WITH WEBB ADVISING SHE WOULD BE WILLING TO GO THROUGH A DRAW ASSISTANCE WITH THE WELL DRILLER.

CHAIRMAN COPE CALLED FOR A RECESS. PURSUANT TO THE RECESS, THE MEETING WAS CALLED BACK TO ORDER.

INTERLOCAL AGREEMENT BETWEEN WASHINGTON COUNTY AND CITY OF VERNON-JOHN MIDDLETON ADDRESSED THE BOARD REQUESTING THEY ENTER INTO THE INTERLOCAL AGREEMENT WHICH WOULD ALLOW THE CITY TO ENHANCE THEIR SOLID WASTE SYSTEM; THE FACILITY WOULD BE IN THE UNINCORPORATED AREA AND PIPES WOULD BE RUN FROM THE VERNON CITY LIMITS TO THE UNINCORPORATED AREA. (A MAP IS ATTACHED SHOWING THE DESIGNATED AREA) DISCUSSION WAS HELD ON WHERE THE LINES WOULD BE RUN. THE AGREEMENT IS NECESSARY FOR THE CITY TO FULFILL THE REQUIREMENTS OF THEIR CDBG BLOCK GRANT APPLICATION FOR THE PROJECT.

ATTORNEY HOLLEY ADVISED AS LONG AS THE CITY OF VERNON DIDN'T GET OFF THE COUNTY MAINTAINED RIGHT OF WAY, IT WOULD BE OKAY FOR THE BOARD TO APPROVE THE AGREEMENT.

COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH AND CARRIED TO APPROVE OF THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF VERNON CONTINGENT ON THEM COMING BACK WITH THE ENGINEERING PLANS FOR THE BOARD'S REVIEW AND APPROVAL.

CLIFF KNAUER, COUNTY ENGINEER, UPDATED THE BOARD ON THE CURRENT COUNTY PROJECTS:

1. BLUE POND PARK CONSTRUCTION-KNAUER ADVISED THE BOARD THERE WAS STILL NO PERMIT FROM THE DEPARTMENT OF ENVIRONMENTAL PROTECTION IN HAND AND REQUESTED THEY CONTACT LISA FOWLER WITH DEP.
2. HIGHWAY 284/SCRAP PROJECT-KNAUER HAD MARKED WHERE CLEARING NEEDED TO BE DONE ON PROJECT BEFORE A CONTRACT CAN BE LET TO DO THE CONSTRUCTION. HE REQUESTED THE BOARD'S SUPPORT TO HAVE CLEARING DONE USING INMATE LABOR BEFORE CONTRACTING OUT THE PROJECT.
3. NORTHWEST FLORIDA COMMUNITY HOSPITAL-KNAUER BID OUT SITE WORK FOR MEDICAL OFFICE COMPLEX USING FRONT PARKING LOT; REBID PROJECT CHANGING SITE WORK TO

REAR PARKING LOT; CONTRACTED WITH GULF ASPHALT NEGOTIATING SAME UNIT PRICES BUT CHANGED QUANTITIES; REQUESTED BOARD APPROVAL FOR A CHANGE ORDER INCREASING ORIGINAL CONTRACT PRICE BY \$4,677.29 WITH NEW CONTRACT TOTALLING \$147,705.59. COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO APPROVE OF KNAUER'S RECOMMENDATION.

4. BLUE POND PARK DOCK-KNAUER ADVISED CARR CONSTRUCTION HAD BEEN GIVEN THE NOTICE OF AWARD BUT NOT THE AGREEMENT ON THE PROJECT DUE TO NOT HAVING THE DEP PERMIT IN HAND.
5. PROPOSED RESOLUTION/GRADED COUNTY ROADS-KNAUER READ RESOLUTION HE HAD PREPARED FOR THE BOARD TO REVIEW WHICH WOULD PUT POLICY IN PLACE ON COUNTY GRADED ROADS THAT ARE DAMAGED DURING DISASTERS FROM FLOODING AND INUNDATION; WHEN FEMA DOES DISASTER REPAIRS, THEY LOOK AT COUNTY POLICIES FOR GUIDANCE. DISCUSSION WAS HELD WITH THE BOARD REQUESTING KNAUER PREPARE A RESOLUTION WHICH WOULD INCLUDE POLICY ON COUNTY PAVED ROADWAYS ALSO.
6. HIGHWAY 280/SCRAP PROJECT-KNAUER ADVISED GRANGER ASPHALT HAS COMPLETED PROJECT WITH EXCEPTION OF THE SAND CEMENT HEADWALL COMMISSIONER HALL WAS REQUESTING; OWNER OF PROPERTY CLAIMS GRANGER ASPHALT DAMAGED HEADWALL AND GRANGER ASPHALT DENIES THE CLAIM. COMMISSIONER HALL AGREED TO ALLOW \$1,000 FOR THE COUNTY TO REPAIR THE HEADWALL AND SEND GRANGER ASPHALT THE BALANCE OF THE MONIES DUE; THIS WAS IN AGREEMENT WITH THE BOARD.

PROPERTY ACQUISITION ADJACENT TO COUNTY ANNEX-MILTON STRICKLAND ADDRESSED THE BOARD TO SEE IF THEY WOULD BE INTERESTED IN A 150' BY 300' LOT HE OWNED ADJACENT TO THE COUNTY ANNEX WHICH WAS SERVED BY A PLATTED BUT UNOPENED CITY STREET WITH UTILITIES, ETC. AVAILABLE FROM CITY OF CHIPLEY. HE REFERENCED THE GROWTH THE COUNTY WAS GOING TO EXPERIENCE AND NOT HAVING ANY ROOM FOR GROWTH. HE AGREED TO GET AN APPRAISAL IF THE BOARD WAS INTERESTED IN THE PROPERTY. COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH AND CARRIED FOR THE BOARD TO GIVE STRICKLAND THE AUTHORITY TO GET AN APPRAISAL DONE AND THEN COME BACK BEFORE THE BOARD. IT WAS UNDERSTOOD BY ALL THAT STRICKLAND WOULD PAY FOR THE APPRAISAL.

BID AWARD/DEMOLITION OF FEMA BUYOUTS-ADMINISTRATIVE ASSISTANT PETER HERBERT UPDATED THE BOARD ON WEST FLORIDA REGIONAL PLANNING COUNCIL ACCEPTING BIDS ON DEMOLITION OF PROPERTIES THE COUNTY GOT ON FEMA BUYOUTS:

HAYES LAND CLEARING	\$10,500
LEON WARD	\$18,635
HAYES-SITE CLEANING ONLY	\$ 2,610
WARD-SITE CLEANING ONLY	\$ 6,150

WEST FLORIDA REGIONAL PLANNING COMMISSION WAS RECOMMENDING THE BOARD AWARD THE DEMOLITION BID TO HAYES LAND CLEARING FOR \$10,500. COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO APPROVE OF WEST FLORIDA REGIONAL PLANNING COMMISSION'S RECOMMENDATION. COMMISSIONER COPE STRESSED THE IMPORTANCE OF MAKING SURE NO SEPTIC TANKS ARE DESTROYED THAT SHOULDN'T BE. THE BOARD WAS ALSO MADE AWARE THREE OF THE PROPERTIES PURCHASED UNDER THE FEMA BUYOUTS WOULD BE AUCTIONED BY MASON AUCTION COMPANY ON MAY 11, 2001. THE MOTION ON THE FLOOR CARRIED UNANIMOUSLY.

R. F. SHOULS/TWIN POND ROAD-PRESENTED THREE QUIT CLAIM DEEDS: FIRST DEED FROM BILL HUTTO TO JERRY HIGDON ON FEBRUARY 25, 1989 WITH TWIN POND ROAD SPECIFICALLY LAID OUT. SECOND DEED WHERE HIGDEN HAD SIGNED A QUIT CLAIM DEED TITLED TO TWIN POND ROAD TO SURVIVING SPOUSE OF JERRY HIGDEN WHO IS NOW DECEASED. THIRD

DEED IS QUIT CLAIM DEED TO WASHINGTON COUNTY.

SHOULS STATED HUTTO HAVING TOLD HIM IN FEBRUARY HE DID NOT OWN THE ROAD AND COULDN'T DEED IT TO THE COUNTY. HE THEN PROVIDED PICTURES OF TWIN POND ROAD AND HOLMES VALLEY ROAD AND ADVISED GRADER WAS ON TWIN POND ROAD ON APRIL 25, 2001.

ATTORNEY HOLLEY ADVISED HE WAS AWARE OF THE DEEDS BUT THEY ONLY GAVE THE PROPERTY OWNERS A NON EXCLUSIVE RIGHT TO GET TO THEIR PROPERTY; A QUIT CLAIM DEED GIVES A NON EXCLUSIVE RIGHT FOR ACCESS AND EGRESS. HUTTO HAD TOLD HIM HIS CORPORATION DID OWN THE 60' RIGHT OF WAY AS IT NEVER DEEDED THE RIGHT OF WAY.

DISCUSSION WAS HELD WITH ATTORNEY HOLLEY REQUESTING SHOULS HAVE HIS ATTORNEY CONTACT HIM ON THE ISSUE AND THEY WOULD DISCUSS IT.

FRANK CORSO QUESTIONED IF THE ROAD WAS BROUGHT UP TO COUNTY STANDARDS PRIOR TO THE BOARD ACCEPTING THE ROAD AND ADVISED HE THOUGHT IT SHOULD HAVE BEEN DUE TO THE COUNTY REQUIRING DEVELOPERS TO BRING ROADS UP TO COUNTY STANDARDS.

SHOULS QUESTIONED IF THE BOARD WASN'T SETTING A PRECEDENCE BY ACCEPTING THIS TRAIL AS A COUNTY ROAD AND ASKED WHAT WAS GOING TO HAPPEN IN THE FUTURE. COMMISSIONER ENFINGER ADDRESSED THE DIFFERENCE BEING COMMISSIONER BROCK HAVING SAID IT WAS ALREADY A COUNTY ROAD AND SHOULS AND SOME OTHERS LIVING ON THE ROAD SAYING IT WASN'T; THERE WAS A LOT OF DIFFERENCE IN A SUBDIVISION PRIVATE ROAD THAN WHAT COMMISSIONER BROCK HAS SAID WAS ALREADY A COUNTY ROAD AND ALREADY HAS BEEN GRADED BY THE COUNTY.

SUNSET PINES DEVELOPMENT-RICHARD CONWAY ADDRESSED THE BOARD ON THE DEVELOPERS WHO SOLD HIM HIS LAND, JOHN WILSON, JOHN WORTHING- TON AND RICHARD GILMORE, ASSURING HIM THE COUNTY WOULD TAKE OVER THE ROAD IN 1997; HOWEVER, THEY HAVE NO ROAD MAINTENANCE AND CLAY NEEDS TO BE PUT IN WHERE THE ROAD COMES OFF AROUND HIGHWAY 77.

CONWAY ADDRESSED THE DEVELOPERS ALSO TELLING HIM THEY HAVE GIVEN THE COUNTY A DEED TO THE ROAD; HOWEVER, THEY CAN'T FIND THE PAPERWORK. THEY ALSO CLAIM THE ENGINEER WAS PRESENT WHEN THE ROADS WERE DEVELOPED. CONWAY WAS REQUESTING THE COUNTY GRADE THE ROAD AT LEAST FOUR TIMES A YEAR.

DISCUSSION WAS HELD WITH THE COUNTY ENGINEER POINTING OUT HE HAD LOOKED AT ALL THE ROADS IN THE SUBDIVISION:

1. THERE WAS NO WAY EMERGENCY VEHICLES CAN TURN AROUND IN THE CULDESACS; THEY NEED TO HAVE 50' RAISES
2. THE DRAINAGE IS A NIGHTMARE
3. HE WROTE A REPORT TO THE BOARD ON THIS ROAD AND THE COUNTY'S PREVIOUS ENGINEER HAD WRITTEN THE SAME FINDINGS

CONWAY QUESTIONED WHAT THE RESIDENTS ON THE ROADS OPTIONS WERE.

ATTORNEY HOLLEY ADVISED THE BOARD:

1. THEY WOULD HAVE TO DECIDE IF THEY WOULD ACCEPT THE ROADS FOR MAINTENANCE OR NOT; BUT, THEY HAVE NOT AT THIS TIME.
2. EVEN IF THE DEVELOPERS HAD DEEDED THE ROADS TO THE COUNTY, THEY WOULD STILL HAVE TO BRING THEM UP TO COUNTY STANDARDS BEFORE THE COUNTY WOULD ACCEPT THEM FOR MAINTENANCE.
3. THIS IS A PRIVATE SUBDIVISION AND THE COUNTY DOES NOT HAVE A DEED OR EASEMENT TO THE RIGHT OF WAY.

CORSO QUESTIONED THE DIFFERENCE IN SUNSET PINES ROAD AND TWIN POND ROAD:

1. THE COUNTY HAS A DEED TO RIGHT OF WAY ON TWIN POND ROAD AND NOT ON SUNSET PINES ROAD.
2. TWIN POND ROAD WAS A COUNTY ROAD TO START WITH AND SUNSET PINES IS NOT.
3. NO MAINTENANCE HAS EVER BEEN DONE BY COUNTY ON SUNSET PINES AND IT HAS ON TWIN POND ROAD.

ATTORNEY HOLLEY ADVISED CONWAY THE DEVELOPERS NEEDS TO BRING THE ROADS UP TO COUNTY STANDARDS AND GIVE THE COUNTY THE RIGHT OF WAY.

LITERACY VOLUNTEERS OF WASHINGTON COUNTY--VERONICA JONES, ON BEHALF OF VOLUNTEERS OF SERVICE TO AMERICA, REQUESTED THE INDIVIDUAL NETWORKING ABILITY OF EACH COUNTY COMMISSIONER TO LOCATE PEOPLE WHO WOULD BE WILLING TO DONATE AN HOUR PER WEEK TOWARD THE PROGRAM. JONES ADVISED SHE, MARY ANN PELLETIER AND GINGER BROOKS HAD JUST RETURNED FROM PRE-SERVICE ORIENTATION IN ATLANTA.

JONES INFORMED THE BOARD THE LITERACY VOLUNTEERS OF WASHINGTON COUNTY WOULD HAVE A BOOTH AT THE WASHINGTON HOLMES VO-TECH OPEN HOUSE ON APRIL 27TH.

TOURIST DEVELOPMENT COUNCIL--TED EVERITT BRIEFED THE BOARD ON THE COUNCIL BEING IN THE PROCESS OF PUTTING ON A HOT AIR BALLOON FESTIVAL. HE EXPRESSED HIS CONCERN WITH A COUNTY ORDINANCE PERTAINING TO MUSIC/ENTERTAINMENT FESTIVALS AS THERE WAS GOING TO BE MUSIC AT THE HOT AIR BALLOON FESTIVAL. ATTORNEY HOLLEY ADVISED HE DIDN'T FEEL LIKE ANY CHANGES WERE NEEDED TO THE COUNTY ORDINANCE AS NONE OF THE ORDINANCE WOULD APPLY TO A HOT AIR BALLON FESTIVAL.

ATTORNEY HOLLEY ADVISED EVERITT HE HAD REVIEWED THE PROPOSED AGREEMENT BETWEEN THE TOURIST DEVELOPMENT COUNCIL OF WASHINGTON COUNTY CHAMBER OF COMMERCE AND MR. WILLIAM WHIDDON, THE BALLOON MASTER FOR THE FESTIVAL, AND DIDN'T HAVE A PROBLEM WITH IT; THIS ISSUE DID NOT PERTAIN TO THE BOARD OF COUNTY COMMISSIONERS.

EVERITT THEN REQUESTED ASSISTANCE FROM THE BOARD IN TRYING TO FILL POSITIONS ON THE TDC WHICH ARE VACANT; THE MEETINGS ARE HELD EACH SECOND AND FOURTH TUESDAY AT THE CHAMBER OF COMMERCE OFFICE AT 9:00 A. M.

COUNTRY OAKS VOLUNTEER FIRE DEPARTMENT--ED PELLETIER PROVIDED THE CHAIRMAN WITH A COPY OF A GRANT APPLICATION THEY HAD SUBMITTED FOR \$185,000; \$150,000 FOR A TRUCK AND \$35,000 FOR EQUIPMENT. THE DEPARTMENT WILL HAVE TO COME UP WITH 10% MATCHING FUNDS.

HERO ROAD IN QUAIL HOLLOW/COUNTRY OAKS AREA--SHELLY HALL ADDRESSED THE BOARD ON THE ROAD BEING IN BAD CONDITION; SHE HAS CONTACTED GEORGE ROGERS OF PUBLIC WORKS NUMEROUS TIMES AND HAS RECEIVED NO RESPONSE. SHE STATED THE GRADERS HAD MADE THE TWO LANE ROAD A ONE LANE ROAD, THERE ARE NO DITCHES AS THE GRADERS HAVE LEVELED THE ROAD AND THE GRADERS HAVE MADE THE ROAD STRAIGHT INTO THE WOODS.

ED PELLETIER AGREED WITH MS. HALL AND ADVISED THE ROAD HAD BEEN ACCEPTED BY THE COUNTY; THE SAND IS RUNNING DOWN THE ROAD AND THE ROAD GOES STRAIGHT INTO THE WOODS. HE ALSO ADDRESSED QUAIL HOLLOW BOULEVARD CONDITIONS BEING BAD.

DISCUSSION WAS HELD WITH COMMISSIONER FINCH AGREEING TO TRY AND CORRECT THE PROBLEMS.

GULF POWER LINES--ALLEN ENGLISH ADDRESSED THE BOARD ON GULF POWER LINES BEING PLACED TO THE FLORIDA GAS TRANSMISSION PLANT WHICH WOULD RUN THROUGH HIS AND OTHER RESIDENTS PROPERTY. SEVERAL PROPERTY OWNERS HAD NOT BEEN CONTACTED ABOUT THE PROPOSED PROJECT, WHICH WOULD AFFECT THEM GREATLY; THE HIGH TRANSMISSION LINE WILL BE ON THE COUNTY RIGHT OF WAY DIRECTLY ON TOP OF SOME OF THEIR HOMES. ENGLISH REQUESTED THE BOARD ASK GULF POWER TO CONSIDER RE-ROUTING THE POWER LINE. HE REFERENCED GULF POWER ALREADY HAS AN EASEMENT WHICH RUNS RIGHT TO THE GAS PUMPING STATION; THE SAME TRANSMISSION LINE THEY ARE GOING TO BUILD THE SUB-STATION LINE ON TO PULL THE POWER TO THE GAS TRANSMISSION PLANT INTERSECTS THE PUMPING STATION CLEAR TO THE RIGHT OF WAY IN HOLMES COUNTY. HE DOES NOT FEEL THERE ARE ANY HOMES ANY CLOSE TO THIS LOCATION. HE REFERENCED GULF POWER NOT DOING ANY RESEARCH TO SEE WHAT KIND OF AFFECT IT WOULD HAVE ON PEOPLE AND IS CONCERNED WITH HEALTH ISSUES.

COMMISSIONER HALL OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO SEND GULF POWER A LETTER REQUESTING THEY RUN THEIR LINES ON THE PATH THAT WOULD LEAST EFFECT THE PEOPLE IN THAT AREA, POSSIBLY DOWN THE GAS TRANSMISSION LINE RIGHT OF WAY.

WASHINGTON COUNTY SCHOOL BOARD--ROGER HAGAN, EMERGENCY MANAGEMENT DIRECTOR, INFORMED THE BOARD THE BUS DONATED BY THE SCHOOL BOARD FOR A MOBILE COMMAND POST WOULD BE DELIVERED THIS MORNING.

SUNNY HILLS--ATTORNEY HOLLEY ADDRESSED AN ONGOING DISPUTE IN SUNNY HILLS PERTAINING TO A BUILDING PERMIT THAT WAS ISSUED; THERE ARE RESRICTIONS ON THE



PROPERTY THAT REQUIRE ANY HOUSE BE APPROVED BY AN ARCHITECTURAL COMMITTEE BEFORE IT CAN BE PLACED IN THIS PARTICULAR SUBDIVISION AND THIS HAD NOT BEEN DONE PRIOR TO THE BUILDING PERMIT BEING ISSUED. ATTORNEY HOLLEY ALSO ADDRESSED ON THE BOTTOM OF THE LAND USE APPLICATION AND CERTIFICATE FORM IT STATES THE SUNNY HILLS ARCHITECTURAL REVIEW COMMITTEE MUST APPROVE IT. THE ARCHITECTURAL COMMITTEE IS REQUESTING THE BOARD RESCIND THE BUILDING PERMIT AND ATTORNEY HOLLEY RECOMMENDED THE BOARD DO SO.

DISCUSSION WAS HELD WITH LLOYD POWELL SAYING THE BUILDING PERMIT WAS ISSUED IN ERROR.

COMMISSIONER HALL OFFERED A MOTION, SECONDED BY COMMISSIONER ENFINGER FOR THE BUILDING INSPECTOR TO ISSUE A STOP ORDER ON THE PERMIT UNTIL THEY COME INTO COMPLIANCE WITH THE SUNNY HILLS RESTRICTIONS.

FRANK CORSO SUGGESTED THE BOARD MAY WANT TO HELP THESE PEOPLE; THERE ARE OTHER MODULAR HOMES IN THE SUBDIVISION, THE PEOPLE IN CONFLICT ARE 75 YEARS OLD, LOST THEIR HOME DUE TO FIRE LAST YEAR, INCURRED COST WITH DEMOLITION OF HOME, AND LOST THEIR SON.

DISCUSSION WAS HELD WITH POWELL ADDRESSING THERE BEING PROBLEMS WITH A CONFLICT BETWEEN A MOBILE HOME AND A MODULAR HOME; FRANK CORSO ADDRESSED THE PEOPLE BEING TOLD BY DELTONA THEY COULD NOT BUILD ON THEIR EXISTING FOUNDATION IN THE SAME CONFIGURATION AS THE MODULAR HOME EVEN THOUGH IT WAS BUILT BY A CONTRACTOR; ATTORNEY HOLLEY SUGGESTED THE CHAIRMAN HAVE ONE OF THE COMMISSIONERS TALK WITH HULAN CARTER OF DELTONA DUE TO HIM BEING FAMILIAR WITH THIS ISSUE.

COMMISSIONER ENFINGER QUESTIONED IF THE PEOPLE LIVED IN SUNNY HILLS ORIGINALLY AND IF SO, THEY WERE FAMILIAR WITH THE RESTRICTIONS SUNNY HILLS REQUIRED ON MODULAR HOMES.

ATTORNEY HOLLEY ADVISED, TECHNICALLY, THE COUNTY SHOULD NOT BE ISSUING ANY PERMITS UNTIL THEY HAVE COMPLIED WITH THE RESTRICTIVE COVENANTS WHICH REQUIRED ARCHITECTURAL COMMITTEE APPROVAL.

THE MOTION ON THE FLOOR CARRIED UNANIMOUSLY.

HIGH VIEW ACRES-ATTORNEY HOLLEY ADDRESSED A LETTER WRITTEN BY PETER HERBERT TO FRANK PIERCE STATING THE COUNTY WOULD NOT APPROVE ANY MORE BUILDING PERMITS UNTIL THE ROADS WERE BROUGHT UP TO COUNTY STANDARDS.

PIERCE'S ATTORNEY, BILL HOWELL, WROTE A LETTER, DATED APRIL 16, 2000, WHICH NEEDED A REPLY. RANDY PARKER, COMPREHENSIVE PLANNING CONSULTANT, ADDRESSED HIM HAVING SENT WALLER A LETTER ON WHAT KIND OF RECORDS THE COUNTY HAD ON THE SUBDIVISION; THE ROADS THAT WERE BEING APPLIED FOR; THE COUNTY HAVING NEVER LOOKED AT THE ROADS AT ANY TIME UP TO THIS POINT. BASICALLY, WALLER RESPONDED ADVISING THE COUNTY HAD NO TYPE OF APPLICATION FOR A DEVELOPMENT ORDER FOR THE ROADS IN THE SUBDIVISION EVER FILED WITH THE COUNTY; OFFICIALLY, THE COUNTY HAS NO RECORD OF ANYTHING EVER BEING DONE. PARKER THEN REFERENCED A DRAWING DONE BY THE DEVELOPER THAT WAS SUBMITTED TO THE PROPERTY APPRAISER'S OFFICE AT SOME POINT LIKE AN UNRECORDED SUBDIVISION PLAT; IT HAD SOME DATES ON IT. HOWEVER, BEFORE ANYTHING WAS DONE:

1. THE DEVELOPER SHOULD HAVE FILED FOR A DEVELOPMENT APPLICATION PRIOR TO ROADS BEING PUT IN; THIS HAS BEEN IN EFFECT SINCE 1992.
2. ALL ROADS SHOULD BE BUILT TO COUNTY STANDARDS WAS ADOPTED IN 1993; THIS WOULD HAVE BEEN UNPAVED STANDARDS AT THIS TIME.
3. IN 1994, THE LAND DEVELOPMENT CODE WAS AMENDED TO REQUIRE THAT AS A REQUIREMENT, AFTER PUBLIC HEARINGS, ALL COUNTY ROADS, PRIVATE, PUBLIC, ETC. IF UNPAVED THEY HAVE TO BUILD THEM TO COUNTY STANDARDS.

DUE TO THERE BEING NO RECORDS ON THE SUBDIVISION BY THE COUNTY, PIERCE STARTED SELLING LOTS IN THE SUBDIVISION IN JANUARY 1999; SURVEY FINISHED IN AUGUST OF 1999; IN JUNE OF 1999, THE COUNTY AMENDED THE LAND DEVELOPMENT CODE TO REQUIRE PAVING OF ALL ROADS BUILT IN COUNTY. PARKER FELT THE ROADS IN THE

SUBDIVISION SHOULD HAVE BEEN BUILT TO AT LEAST THE COUNTY STANDARDS FOR UNPAVED ROADS DUE TO THIS HAVING BEEN IN EFFECT SINCE 1993. THE QUESTION IS IF PAVING IS REQUIRED SINCE THERE IS NO DATE ESTABLISHED WHEN HE IS SUPPOSE TO START DOING ANYTHING ANYWAY. IN ESSENCE, PIERCE WAS ILLEGALLY DEVELOPING THE ROADS SINCE HE DID NOT APPLY FOR THE PERMIT.

PARKER ADDRESSED ANOTHER ISSUE INVOLVED DEPENDING ON WHETHER IT SHOULD HAVE BEEN PLATTED OR NOT; THERE ARE LOTS THAT ARE LESS THAN TEN ACRES IN SIZE; IN JUNE OF 1999, THE COUNTY REQUIRED IF THE ROADS WERE PUT IN AND ANY OF THE LOTS WERE LESS THAN TEN ACRES THEY HAVE TO PLAT THE SUBDIVISION.

IN THE ATTORNEYS LETTERS AND IN THE DRAWING, IT SHOWED PIERCE HAD SOLD ABOUT 50 LOTS; IN ACCORDANCE WITH STATUTES CHAPTER 4984, PIERCE SHOULD HAVE REGISTERED WITH THE FLORIDA BUREAU OF LAND SALES IF THEY HAVE 49 OR MORE LOTS. PARKER ADDRESSED IN HIS OPINION, THE COUNTY HAS SOME KIND OF RIGHTS TO STOP THE DEVELOPMENT OR FURTHER DEVELOPMENT OR ISSUING DEVELOPMENT PERMITS SINCE THE ROAD WAS ILLEGALLY DONE.

ATTORNEY HOLLEY ADDRESSED HIM NEEDING GUIDANCE ON HOW TO RESPOND TO THE LETTER SENT BY THE ATTORNEY FOR FRANK PIERCE REGARDING HIGH VEIW ACRES.

DISCUSSION CONTINUED WITH HOLLEY REFERENCING ATTORNEY HOWELL'S LETTER STATING THE LANGUAGE IN THE COUNTY ROAD POLICY SENT TO HIM BY FRANK PIERCE CLEARLY STATES IN THE PREAMBLE, THE CONDITIONS CON- TAINED THEREIN ARE INTENDED TO COVER STANDARDS FOR PRIVATE ROADS BUILT BY DEVELOPERS WHO INTEND TO REQUEST ACCEPTANCE BY THE COUNTY.

DISCUSSION WAS HELD WITH COMMISSIONER HALL OFFERING A MOTION, SECONDED BY COMMISSIONER ENFINGER TO REQUIRE FRANK PIERCE TO COMPLY WITH THE LAND DEVELOPMENT CODES PRIOR TO ANY FURTHER DEVELOPMENT BEING ALLOWED IN THE SUBDIVISION. DISCUSSION WAS HELD ON THE STANDARDS PIERCE WOULD HAVE TO FOLLOW; THE BOARD'S CONCENSUS WAS FOR ALL CURRENT ROADS TO BE BROUGHT UP TO DIRT ROAD STANDARDS; ANY NEW ROADS WOULD HAVE TO BE BROUGHT UP TO CURRENT COUNTY STANDARDS.

PARKER RECOMMENDED ATTORNEY HOLLEY ADDRESS IN THE RESPONSE TO PIERCE'S ATTORNEY, THE ISSUE OF REGISTRATION WITH THE FLORIDA BUREAU OF LAND SALES AND IF THEY REQUIRE HIM TO REGISTER WITH THEM, THE FLORIDA BUREAU OF LAND SALES REQUIRE HIM TO BUILD THE ROADS UP TO THE LOCAL COUNTY STANDARDS.

THE MOTION ON THE FLOOR CARRIED.

WASTE TIRE CONTRACT-ATTORNEY HOLLEY HAD REVIEWED A PROPOSED CONTRACT BETWEEN THE COUNTY AND FL-DEP RELATING TO WASTE TIRES AND HAS NO PROBLEMS WITH IT. COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH AND CARRIED TO AUTHORIZE THE CHAIRMAN TO SIGN THE CONTRACT.

CHAIRMAN COPE CALLED FOR A RECESS UNTIL 1:00 P. M.

PURSUANT TO A RECESS, KEN MONOGAN WITH THE FLORIDA ASSOCIATION OF COUNTIES TRUST, ADDRESSED THE BOARD ADVISING THEY HAD BEEN MAKING PRESENTATIONS ON INFORMATION REGARDING EMPLOYER PRACTICES. HE INTRODUCED JOHN DICKENSON, ATTORNEY WITH COSTANGI, BROOKS AND SMITH, WHO WOULD MAKE THE PRESENTATION.

DICKENSON ADVISED HE WAS GOING TO ADDRESS THE EMPLOYMENT ISSUES COUNTY GOVERNMENTS ARE FACING AND THEN GIVE THE BOARD AN OPPORTUNITY TO ASK ANY QUESTIONS THEY MAY HAVE. POINTS DICKENSON MADE ON HOW THE BOARD COULD POSSIBLY AVOID LITIGATION, WHAT TO LOOK OUT FOR, ETC.:

1. RECOMMENDED THE BOARD'S POLICIES AND PROCEDURES BE REVIEWED OFTEN; THE EMPLOYEE HANDBOOK BE REVIEWED ANNUALLY TO SEE IF THE LANGUAGE PER CAUSE AND OTHER LANGUAGE IS THERE WHICH COULD BE A TRAP FOR THE UNAWARE.
2. FAMILY MEDICAL LEAVE ACT-DEALS WITH EXTENDED UNPAID LEAVE WHERE THE COUNTY HAS TO GUARANTEE PEOPLE JOBS WHILE THEY ARE OUT FOR A PERIOD UP TO TWELVE WEEKS EVERY YEAR; THE EMPLOYEE HANDBOOK NEEDS TO HAVE LANGUAGE IN IT; THE LAW REQUIRES IF YOU HAVE A POLICY BOOK, THE POLICY BOOK CONTAINS CERTAIN ELEMENTS.

3. COMMISSIONERS NEED TO STRONGLY AVOID ACTING INDIVIDUALLY TO TRY TO ASSIST SOMEONE AND ALWAYS REFER THE MATTER TO THE PROPER CHAIN OF COMMAND; IN THE COUNTY'S CASE, THE ADMINISTRATIVE ASSISTANT.
4. CIVIL RIGHTS ACT OF 1871-IT STATES IF GOVERNMENT ACTS UNDER COLOR OF STATE LAW AND DEVELOPS POLICY UNDER COLOR OF STATE LAW AND THAT POLICY VIOLATES THE CIVIL RIGHT, THE COUNTY COULD BE ON THE HOOK FOR THAT LIABILITY BUT WHEN THE COUNTY ADMINISTRATOR ACTS, IT IS NOT IN THE SAME WAY AS HE IS NOT ACTING IN A POLICY MAKING POSITION.
5. LAWSUITS BEING FILED AGAINST OTHER COUNTIES:
  - A. WHEN AN EMPLOYEE SPEAKS OUT ABOUT A MATTER THAT HAS ANY IMPLICATIONS OF THE PUBLIC SUCH AS THE EXPENDITURE OF PUBLIC FUNDS, THEY HAVE A RIGHT TO SPEAK OUT WITHOUT BEING PUNISHED FOR IT; THE EMPLOYEE IS PROTECTED UNDER THE FIRST AMENDMENT AS HE IS A CITIZEN AS WELL AS AN EMPLOYEE.

IF AN EMPLOYEE WAS UPSET ABOUT SOMETHING THAT WAS DONE TO HIM IN HIS PAY, IT JUST AFFECTED HIM AND NOT THE GENERAL POPULUS, IT IS NOT PROTECTED BY THE FIRST AMENDMENT; HOWEVER IF HE IS CRITICAL OF SOMETHING THAT IMPACTS THE PUBLIC GENERALLY, HE CAN DO SO EVEN IF HE IS ON THE PAYROLL AND BE PROTECTED UNDER THE FIRST AMENDMENT.
  - B. UNIONS-UNIONS CAN CAUSE PROBLEMS FOR LOCAL GOVERNMENT; THEY ARE CREATED BY MANAGEMENT MISTAKES; AN EMPLOYEE DOESN'T FEEL AN EMPLOYER IS TREATING THEM CORRECTLY; MAJOR EXPENSES ARE INCURRED BY THE COUNTY BECAUSE THEY HAVE TO SPEND TIME AT THE TABLE TRYING TO NEGOTIATE A CONTRACT AND THEN THE COST OF GREIVANCES AND ARBITRATION. FRONT LINE MANAGERS AND SUPERVISORS WHO DEAL ON A DAY TO DAY BASIS WITH EMPLOYEES NEED TO BE PROPERLY TRAINED IN RELATIONSHIPS WITH EMPLOYEES ON HOW TO BUILD TRUST.
  - C. DISCRIMINATION LAWSUITS-CIVIL RIGHTS LITIGATION IS #1 CIVIL FORM OF LAWSUIT BEING FILED IN CIVIL COURT TODAY.
  - D. SEX DISCRIMINATION-IF A PROCEDURE IS IN PLACE FOR THE EMPLOYEE, THE EMPLOYEE HAS TO FOLLOW THE PROCEDURE; THE BOARD NEEDS TO HAVE SEXUAL DISCRIMINATION POLICY. THE POLICY NEEDS TO DESIGNATE SPECIFIC INDIVIDUALS BY JOB TITLE TO RECEIVE A COMPLAINT, AND THEY ARE SPECIFIC IN THEIR POLICY, AND IF THE INDIVIDUAL DOESN'T GO TO THOSE PARTICULAR INDIVIDUALS, THE EMPLOYEE HASN'T FOLLOWED THE POLICY AND THE COUNTY HAS A DEFENSE.

DISCUSSION WAS HELD ON CASES BEING FILED AGAINST INDIVIDUAL COUNTY COMMISSIONERS OR DEPARTMENT HEADS. DICKENSON ADDRESSED A COMPLAINT WHERE AN EMPLOYEE HAD FILED SUIT AGAINST A COMMISSIONER AND THE COUNTY ADMINISTRATOR; THE COMMISSIONER DID RECEIVE A CALL FROM THE EMPLOYEE IMPLICATING SHE FELT SHE HAD BEEN A VICTIM OF HARASSMENT BUT INDICATED SHE THOUGHT IT WAS GOING TO GET BETTER BUT WANTED TO LET HIM KNOW ABOUT IT; THE COMMISSIONER DID NOTHING WITH THE INFORMATION AND DID NOT GO TO THE COUNTY ADMINISTRATOR WITH IT. THE PROPER PROCEDURE WOULD HAVE BEEN TO IMMEDIATELY, THE FOLLOWING DAY, GONE TO THE COUNTY ADMINISTRATOR AND REPORTED IT; THE COUNTY ADMINISTRATOR, UNDER COUNTY POLICY, WOULD HAVE TAKEN PROCEDURES TO INVESTIGATE IT. IF THE INDIVIDUAL CLAIMS SHE DOES NOT

WANT TO PURSUE THE CLAIM, THE COUNTY NEEDS TO DOCUMENT THIS.

6. HIRING PROCESS HAS TO DO WITH DISCRIMINATION—A LOT OF COUNTY GOVERNMENTS ARE ALLOWING PEOPLE INTERVIEW APPLICANTS WHO ARE NOT TRAINED; PEOPLE DOING INTERVIEWS NEED TO BE TRAINED, NEED TO HAVE GUIDANCE, NEED TO HAVE A LIST OF QUESTIONS TO FOLLOW AND THEN THEY WILL HAVE A DOCUMENT. COUNTY COMMISSIONER CALLING COUNTY ADMINISTRATOR OR DEPARTMENT HEAD AND ASK THEM TO HIRE A PARTICULAR PERSON; WHEN CITIZEN OR FRIEND ASKS COMMISSIONER FOR A FAVOR FOR EMPLOYMENT, THE COMMISSIONER NEEDS TO TELL THE INDIVIDUAL, THE COUNTY'S COUNSEL HAS ADVISED THEM TO FOLLOW THE PROCEDURE IN PLACE TO BE IN COMPLIANCE WITH THE EMPLOYMENT LAW IN THE COUNTRY AND TO CONTACT THE COUNTY ADMINISTRATOR ON HOW THE HIRING PROCESS IS DONE.
7. PUBLIC RECORDS AND SUNSHINE LAW—BE CAREFUL ON SPEAKING ONE TO ANOTHER ABOUT EMPLOYMENT MATTERS OR OFFICIAL BUSINESS.
8. POLLING OF COMMISSIONERS IS VIOLATION OF SUNSHINE LAW.
9. DON'T SPEAK TO ONE ANOTHER DURING THE COURSE OF A PUBLIC MEETING; THIS IS A VIOLATION OF SUNSHINE LAW.
10. PUBLIC RECORDS

LAW—PRACTICALLY EVERY PERSONNEL DOCUMENT

CREATED IS A PUBLIC RECORD; SOCIAL SECURITY NUMBER IS NOT DISCLOSABLE. RECOMMEND THE EMPLOYEE WHO IS THE SUBJECT OF THE REQUEST BE NOTIFIED WHEN SOMEONE IS WANTING TO LOOK AT THEIR PERSONNEL FILE BUT IT IS NOT REQUIRED BY LAW. DON'T EVER RELEASE A FILE WITHOUT HAVING SOMEONE THERE TO WATCH TO MAKE SURE NOTHING IS TAKEN OUT OF THE FILE. THEY RECOMMENDED COUNTY HAVE A PROTOCOL TO FOLLOW AS TO WHO WILL HANDLE REQUEST AND HOW THEY ARE GOING TO HANDLE IT.

11. E-MAIL AND USE OF ELECTRONIC COMMUNICATION—

RECOMMENDED

POLICY BE IN PLACE TO GUIDE EMPLOYEES ON PROPER USE ON E-MAIL AND INTERNET; INTERNET IS BEING USED FOR THINGS OTHER THAN WORK RELATED ISSUES. THE POLICY NEEDS TO HAVE A CLEAR MESSAGE TO EMPLOYEE: THE SYSTEM IS ONLY TO BE USED FOR OFFICIAL COUNTY BUSINESS; IT IS SUBJECT TO BE MONITORED; AND IF EMPLOYEE VIOLATES POLICY, THEY ARE SUBJECT TO DISCIPLINE AND POSSIBLE TERMINATION.

THE BOARD HAD QUESTIONS PERTAINING TO CERTAIN RECORDS BEING PUBLIC RECORDS. DICKENSON RESPONDED ACCORDING TO THE ATTORNEY GENERAL IF A COMMISSIONER TAKES NOTES JUST FOR THEMSELVES AND IT IS NOT CIRCULATED TO ANYONE ELSE TO REVIEW, THIS IS NOT A PUBLIC RECORD; WHEN A DOCUMENT IS DRAFTED AND IT IS NOT CIRCULATED TO ANYONE ELSE TO REVIEW, THIS IS NOT A PUBLIC RECORD; IF A COMMISSIONER TAPES THE COUNTY COMMISSION MEETING, THE TAPE BECOMES A PUBLIC RECORD; ALL E-MAILS ARE PUBLIC RECORD AND SHOULD BE MAINTAINED; POCKET CALENDARS ARE PUBLIC RECORD; ELECTRONICALLY STORED DATA HAS THE SAME CHARACTERISTIC AS A WRITTEN DOCUMENT FOR PURPOSES OF THE PUBLIC RECORDS LAW. HE ADDRESSED THERE BEING A RETENTION SCHEDULE FOR LOCAL GOVERNMENTS USE WHICH COULD BE OBTAINED FROM THE DIVISION OF ARCHIVES AND RECORDS.

WHEN QUESTIONED IF THE MOST QUALIFIED PERSON HAS TO BE HIRED FOR A POSITION, DICKENSON ADVISED THE LAW DID NOT PROHIBIT THE BOARD FROM CHOOSING WHOMEVER THEY FEEL IS MOST QUALIFIED FOR THE POSITION; HOWEVER, IF ON PAPER, A PERSON IS LESS QUALIFIED BUT DID WELL ON AN INTERVIEW AND FROM A PERSONALITY POINT OF VIEW WOULD BE BETTER FOR THE JOB, THEY HAD BETTER BE ABLE TO EXPLAIN WHAT WENT ON IN THE INTERVIEW THAT MADE THEM FEEL THAT WAY.

DICKENSON WAS THEN ASKED TO ADDRESS THE ISSUE OF SOMEONE BEING OVER QUALIFIED FOR A JOB.

REDISTRICTING--ATTORNEY HOLLEY ADDRESSED THE NEED FOR THE BOARD TO LOOK AT REDISTRICTING WITH ONE SOURCE OF DATA BEING THE INFORMATION FROM THE VOTING RIGHTS EXPERT WHO IS PRESENTLY INCORPORATING THE 2000 CENSUS DATA INTO HIS REPORT.

FRANK CORSO ADVISED HE HAD PROVIDED JERRY BROCK, 911 DIRECTOR, WITH CENSUS INFORMATION HE HAD RECEIVED FROM THE NATIONAL CENSUS IN ATLANTA. DISCUSSION CONTINUED WITH ATTORNEY HOLLEY ADVISING THE POPULATION IN EACH DISTRICT NEEDS TO BE AS EQUAL AS POSSIBLE; THE BOARD NEEDS TO COMPLY WITH CERTAIN RULES ABOUT THE BOUNDARY LINES HAVING TO FOLLOW THE PRECINCT LINES..

THE BOARD'S CONSENSUS WAS FOR THE 911 DIRECTOR TO PRINT OUT INFORMATION HE HAS AVAILABLE ON CENSUS DATA FOR THEIR REVIEW SHOWING HOW MANY PEOPLE ARE PRESENTLY IN EACH DISTRICT PRIOR TO SCHEDULING A WORKSHOP ON REDISTRICTING.

DISTRICT WIDE VOTING--ATTORNEY HOLLEY ADVISED THE BOARD, AFTER THEY GET THE UPDATED 2000 CENSUS DATA IN THE REPORT FROM DR. RON WEBER, EXPERT WITNESS, THE DECISION ON WHETHER TO PURSUE COUNTY WIDE VOTING WOULD BE UP TO THE BOARD. ATTORNEY HOLLEY ADDRESSED HIM GETTING WEBER TO COME TO A WORKSHOP IF THE BOARD WANTED HIM TO; THEY WOULD HAVE TO PAY WEBER. THE BOARD'S CONSENSUS WAS TO GET WEBER'S INFORMATION AND THE 9-1-1 DIRECTORS INFORMATION AND THEN INVITE WEBER DOWN IF THEY DECIDE TO.

ADMINISTRATIVE ASSISTANT, PETER HERBERT, BEGAN WITH HIS REPORT:

1. RENEWAL OF BUILDING OFFICIAL CONTRACT--NEED GUIDANCE FROM BOARD ON HOW TO HANDLE THIS ISSUE; CURRENT CONTRACT EXPIRES THE LAST DAY OF MAY. DISCUSSION WAS HELD ON APPOINTING A COMMITTEE TO DO RESEARCH AND MAKE A RECOMMENDATION ON WHAT WOULD BE MORE FEASIBLE; TO CONTRACT OUT THE SERVICES OR PUT THEM BACK UNDER THE COUNTY. COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY COMMISSIONER ENFINGER TO EXTEND THE BUILDING CONTRACT THROUGH SEPTEMBER 30, 2001. LLOYD POWELL OFFERED TO GIVE THE BOARD A PROPOSAL IF THEY WANTED TO PUT THE BUILDING SERVICES BACK UNDER THE COUNTY. THE BOARD ADVISED THEY NEEDED MORE INFORMATION BEFORE MAKING A DECISION.

DISCUSSION CONTINUED WITH THE QUESTION ON THE FLOOR BEING CALLED FOR. COMMISSIONER COPE, ENFINGER AND BROCK FOR WITH COMMISSIONER HALL AND FINCH OPPOSED.

CHAIRMAN COPE APPOINTED ATTORNEY HOLLEY, ADMINISTRATIVE ASSISTANT PETER HERBERT, COMMISSIONER JOHN HALL, LINDA WALLER AND EMERGENCY MANAGEMENT DIRECTOR ROGER HAGAN TO THE COMMITTEE. TOMMY MCDONALD REQUESTED THE BOARD APPOINT SOMEONE FROM THE CITY OF CHIPLEY ON THE COMMITTEE.

DISCUSSION CONTINUED. CHAIRMAN COPE REPLACED WALLER WITH DAVID RIDLEY. CHAIRMAN COPE APPOINTED PETER HERBERT TO SERVE AS CHAIRMAN OF THE COMMITTEE AND REQUESTED AN UPDATE BE PROVIDED AT THE MAY BOARD MEETING AND A RECOMMENDATION WITHIN TWO MONTHS. HERBERT IS TO CONTACT RIDLEY TO SEE IF HE WOULD BE WILLING TO SERVE.

2. CODE ENFORCEMENT BOARD--HERBERT ADVISED THERE WERE TWO VACANCIES ON THE CODE ENFORCEMENT BOARD. JOHN LEMASTER HAS RESIGNED AS AN ALTERNATE DUE TO POOR HEALTH AND EVELYN CREWS, REAL ESTATE REPRESENTATIVE, HAS RESIGNED DUE TO OTHER OBLIGATIONS. CHAIRMAN COPE ADDRESSED THERE BEING A POSSIBILITY MILTON STRICKLAND WILL BE RESIGNING ALSO AS HE ONLY ACCEPTED THE POSITION FOR ONE YEAR. THE BOARD'S CONSENSUS WAS FOR EACH COMMISSIONER TO BRING BACK A NAME TO THE ADMINISTRATIVE ASSISTANT AND LET HIM CONTACT

THEM TO SEE IF THEY WOULD BE WILLING TO SERVE.

3. CONSTRUCTION MANAGER FOR COURTHOUSE RESTORATION-HERBERT UPDATED THE BOARD ON THE COMMITTEE APPOINTED TO HIRE A CONSTRUCTION MANAGER FOR THE COURTHOUSE RESTORATION PROJECT IS RECOMMENDING THE BOARD HIRE PETER BROWN CONSTRUCTION. THEY HAD ACCEPTED PROPOSALS AND RANKED THEM; SEVEN PROPOSALS WERE RECEIVED; COMMITTEE GAVE SEVEN POINTS FOR FIRST PLACE RANKING, SIX POINTS FOR SECOND PLACE RANKING, ETC. THE SEVEN PROPOSALS RECEIVED WERE FROM:
  1. PETER BROWN CONSTRUCTION
  2. WATKINS ENGINEERING
  3. COOK BROTHERS
  4. CARR ENGINEERING
  5. AJAX BUILDING CORPORATION
  6. TECO SOLUTIONS
  7. EISENMANN CONSTRUCTION

PETER BROWN CONSTRUCTION SCORED 42 POINTS AND THE COMMITTEE IS RECOMMENDING THEY BE AWARDED THE PROJECT. COMMISSIONER HALL OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH AND CARRIED TO APPROVE OF THE COMMITTEE'S RECOMMENDATION.

4. PANHANDLE PUBLIC LIBRARY BOARD-LINDA NORTON HAS FOUND SOMEONE WILLING TO SERVE ON PANHANDLE AREA PUBLIC LIBRARY BOARD AND HE RECOMMENDED THE BOARD APPROVE THE APPOINTMENT OF SUSAN NELSON TO THE PLIC BOARD. COMMISSIONER FINCH OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO APPROVE THE APPOINTMENT OF SUSAN NELSON.
5. CDBG ROAD GRANT-THE \$200,000 LOAN FOR MATCHING FUNDS FOR THE CDBG ROAD GRANT WILL BE READY TO SIGN TOMORROW. THE BOARD NEEDED TO TAKE ACTION TO APPROVE OF ENTERING INTO THE LOAN AGREEMENT WITH SOUTHTRUST BANK. COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER FINCH TO APPROVE OF ENTERING INTO THE LOAN AGREEMENT WITH SOUTHTRUST BANK FOR THE \$200,000 MATCHING FUNDS FOR THE CDBG ROAD GRANT. CHAIRMAN COPE ADDRESSED THE MONIES WILL GO INTO A CERTIFICATE OF DEPOSIT UNTIL OCTOBER AND WILL THEN BE BUDGETED AND REPAID IN NEXT YEAR'S BUDGET. ATTORNEY HOLLEY ADVISED TECHNICALLY WHEN THE COUNTY BORROWS MONEY THEY ARE REQUIRED TO PAY IT BACK WITHIN THE SAME BUDGET YEAR UNLESS IT IS DONE BY BOND ISSUE OR LEASE PURCHASE. IF THE BANK REQUEST AN OPINION LETTER FROM HIM, HE WILL HAVE TO DISCLOSE THIS INFORMATION. THE QUESTION WAS CALLED FOR AND CARRIED UNANIMOUSLY.
7. PROCLAMATION-HERBERT READ PROCLAMATION PROCLAIMING THE MONTH OF MAY AS CIVILITY MONTH AND CALLS UPON ALL CITIZENS TO EXERCISE CIVILITY TOWARD EACH OTHER. COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER HALL AND CARRIED TO ADOPT THE PROCLAMATION.

COMMISSIONER ENFINGER REQUESTED THE MICROPHONE AT THE PODIUM BE FIXED SO PEOPLE CAN BE HEARD. THE BOARD AGREED FOR THE ADMINISTRATIVE ASSISTANT TO TAKE CARE OF THIS ISSUE.

BUILDING PERMIT FEES-COMMISSIONER FINCH UPDATED THE BOARD ON THE COMMITTEE APPOINTED TO REVIEW AND MAKE A RECOMMENDATION ON BUILDING PERMIT FEES; MORE REVIEW IS NEEDED BUT HOPEFULLY BY THE NEXT MEETING THEY WILL HAVE A RECOMMENDATION FOR THE BOARD.

URSERY ROAD-COMMISSIONER FINCH ADDRESSED HIM HAVING REQUESTS TO CHANGE THE SPEED LIMIT ON BRICKYARD ROAD FROM URSERY ROAD TO NEARING HILLS, WHICH WOULD INCLUDE THE NEW SCHOOL, FROM 45MPH TO 35MPH.

CHAIRMAN COPE HAD SPOKEN WITH GORDON WARREN, SR. ON THIS ISSUE AND WARREN FELT THE SPEED LIMIT SHOULD REMAIN AT 45MPH EVEN THOUGH THERE IS AN INCREASE IN TRAFFIC, THE FLOW OF THE TRAFFIC AND THE SPEED OF THE TRAFFIC HAS NOT CHANGED.

COMMISSIONER FINCH EXPRESSED PERSONS WERE CONCERNED FOR CHILDREN SAFETY ON THE ROAD. DISCUSSION WAS HELD WITH COMMISSIONER FINCH OFFERING A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO CHANGE THE SPEED LIMIT ON BRICKYARD ROAD FROM URSERY ROAD TO NEARING HILLS ROAD FROM 45MPH TO 35MPH WITH THE EXCEPTION OF THE SCHOOL ZONE WHEN THE SPEED LIMIT IS FLASHING.

RECREATIONAL PARK-COMMISSIONER FINCH INFORMED THE BOARD HE HAD LOCATED LAND INSIDE OF SUNNY HILLS THE COUNTY OWNS, APPROXIMATELY 42 ACRES OFF OF THE NORTH SIDE OF SUNNY HILLS BOULEVARD, WHICH HE IS LOOKING AT POSSIBLY RELOCATING THE PROPOSED PARK AT DANIELS LAKE TO THIS AREA. COMMISSIONER FINCH OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO APPROVE OF HAVING THE COUNTY SURVEYOR RE-ESTABLISH THE POINTS FOR THE PROPERTY THE COUNTY OWNS AT SUNNY HILLS TO PURSUE THE IDEA OF MOVING THE PARK.

WHEN QUESTIONED ON THE REASON FOR RELOCATING THE PARK SITE FROM DANIELS LAKE TO THE SUNNY HILLS LOCATION, COMMISSIONER FINCH POINTED OUT THE RECREATIONAL COMMITTEE HAD AGREED THE SUNNY HILLS LOCATION WOULD BE A MUCH MORE SUITABLE SITE, THERE WOULD BE MORE UTILIZATION, THERE WOULD BE A LIGHTED STREET GOING TO THE PARK AND IT WOULD BE A BETTER LOCATION FOR SAFETY PURPOSES ALSO. THE MOTION CARRIED UNANIMOUSLY.

NEW SCHOOL LOCATION-COMMISSIONER FINCH INFORMED THE BOARD HE HAD BEEN WORKING WITH THE WASHINGTON COUNTY SCHOOL BOARD ON TRYING TO LOCATE SOME PROPERTY BETWEEN SUNNY HILLS AND GREENHEAD FOR A NEW SCHOOL SITE; THERE HAVE BEEN 70 NEW RESIDENTS ESTABLISHED SINCE THE FIRST OF THE YEAR IN DISTRICT FIVE WITH 40 OF THEM BEING LOCATED IN THE AREA FROM SUNNY HILLS TO THE SOUTHERN PART OF THE COUNTY. HE POINTED OUT THE NEED TO ADDRESS THIS ISSUE FOR FUTURE LONG RANGE PLANNING PURPOSES.

WETLAND MITIGATION GRANTS-COMMISSIONER FINCH ADDRESSED THE COUNTY GETTING A \$73,000 GRANT FOR MITIGATION IN THE FLOOD ZONE AREA WHICH COULD BE USED TO PURCHASE WETLANDS AND THE BOARD NEEDED TO BE THINKING OF A PROJECT AS THE APPLICATION IS DUE IN JUNE. CHAIRMAN COPE REQUESTED THE ADMINISTRATIVE ASSISTANT GET WITH RANDY PARKER AND ADDRESS THIS ISSUE.

LIABILITY DURING DAILY WORK-COMMISSIONER BROCK QUESTIONED ATTORNEY HOLLEY ON THE LIABILITY DURING THE DAILY WORK FORCE WHEN OTHER AGENCIES COME AND USE COUNTY EQUIPMENT. ATTORNEY HOLLEY ADVISED THE OWNER WOULD BE LIABLE AND THE COUNTY'S INSURANCE WOULD COVER THE LIABILITY IF THE BOARD AUTHORIZED THE PERSON TO USE THE EQUIPMENT.

DANIELS LAKE-CHAIRMAN COPE ADDRESSED THE BOARD ON THE DANIELS LAKE PROJECT EXPENSES HAVING WENT OVER THE \$3,700 APPROVED BY THE BOARD; THE BOARD NEEDED TO TAKE ACTION TO INCREASE THIS AMOUNT BY \$646.28. THE EXPENSES WERE DUE TO ADA PARKING REQUIREMENTS AND A PICNIC TABLE. COMMISSIONER ENFINGER OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK AND CARRIED TO APPROVE OF INCREASING THE AMOUNT FOR THE DANIELS LAKE PROJECT.

RADIO AND TELEPHONE COMMUNICATIONS-CHAIRMAN COPE INFORMED THE BOARD OF REQUESTS FROM EMPLOYEES WHO HAVE RADIOES NOW WANTING TELEPHONE SERVICE TOO AND ADDRESSED THE REQUEST FROM DALE MACUMBER, VETERANS SERVICE OFFICER.

DISCUSSION WAS HELD ON THE NEED FOR MACUMBER TO HAVE TELEPHONE SERVICE. COMMISSIONER HALL ADVISED HE HAD REVIEWED MACUMBERS PREVIOUS TELEPHONE BILLS; HE DIDN'T ABUSE THE SERVICE AND THERE ARE TIMES HE NEEDS THE TELEPHONE SERVICE.

WHEN QUESTIONED ON THE COMMUNICATIONS COMMITTEE REASON FOR NOT ISSUING MACUMBER TELEPHONE SERVICE, THE ADMINISTRATIVE ASSISTANT ADVISED THE COMMITTEE HAD AGREED TO KEEP THE ONES TO GET BOTH RADIO AND TELEPHONE SERVICE AT A BARE MINIMUM; SOUTHERN LINC ADVISED TO JUST CALL THEM WHEN ADDITIONAL SERVICE WAS NEEDED. COMMISSIONER HALL OFFERED A MOTION TO ALLOW DALE MACUMBER CELL PHONE PRIVILEGES FOR THE PRESENT TIME. COMMISSIONER FINCH SECONDED THE MOTION AND IT CARRIED.

EMPLOYEES DRIVING COUNTY VEHICLES HOME-CHAIRMAN COPE ADDRESSED THE ISSUE AND QUESTIONED IF THERE WAS JUSTIFICATION FOR ALL OF THEM TO DRIVE THEIR VEHICLE HOME.

THE ADMINISTRATIVE ASSISTANT ADVISED THE ONLY RECORDS PUBLIC WORKS HAD WAS GEORGE ROGERS HAD BEEN CALLED OUT ABOUT 40 TIMES OVER THE LAST TWO YEARS AND ROBERT HARCUS HAD BEEN CALLED OUT ABOUT 20 TIMES; THERE WERE NO OTHER RECORDS FOR ANY OF THE OTHER EMPLOYEES WHO DROVE THEIR VEHICLES HOME. HE THEN ADDRESSED THE EMERGENCY MANAGEMENT DIRECTOR WAS DOING RESEARCH ON THE NUMBER OF DISASTERS AND WHO THEY HAD ON RECORD OF BEING CALLED OUT.

COMMISSIONER HALL OFFERED A MOTION, SECONDED BY COMMISSIONER BROCK TO LEAVE THE EMPLOYEES DRIVING COUNTY VEHICLES HOME THE SAME AS IS. DISCUSSION WAS HELD ON WHO ACTUALLY NEEDS TO DRIVE A VEHICLE HOME AND THE NEED FOR A COMMITTEE TO BE APPOINTED.

CHAIRMAN COPE APPOINTED COMMISSIONER ENFINGER AND COMMISSIONER ENFINGER APPOINTED PETER HERBERT AND GEORGE ROGERS TO SERVE ON A COMMITTEE TO ESTABLISH CRITERIA AND A POLICY FOR COUNTY EMPLOYEES DRIVING VEHICLES HOME AND BRING IT BACK BEFORE THE BOARD. THE MOTION ON THE FLOOR CARRIED UNANIMOUSLY.

LYNDA WALLER-COMMISSIONER HALL ADDRESSED WALLER NEEDING HELP IN HER DEPARTMENT AND HAS REQUESTED JACQUELINE MARTIN TO ASSIST HER. THE ADMINISTRATIVE ASSISTANT ADVISED HE WAS LOOKING INTO GETTING WALLER SOME ASSISTANCE.

VOUCHERS-COMMISSIONER HALL OFFERED A MOTION, SECONDED BY COMMISSIONER ENFINGER AND CARRIED TO APPROVE OF VOUCHERS SIGNED AND WARRANTS ISSUED FOR THE MONTH OF MARCH 2001 TOTALLING \$1,432,247.31.

ED PELLETIER-QUESTIONED HOW THE CODE ENFORCEMENT BOARD WAS ADDRESSING THE PROPERTY ACROSS FROM TOWNSENDS BUILDING SUPPLY AS IT IMPOSED A DANGER. CHAIRMAN COPE ADVISED THE PROPERTY BEING FENCED AND LOCKED. HE ALSO ADDRESSED A PROBLEM WITH A SAFETY ISSUE ON PIKE POND ROAD.

LLOYD POWELL-POWELL ADDRESSED THE LAST TWO QUARTERS HE HAS NOT RECEIVED 65% OF ALL PERMIT FEES COLLECTED AND WAS REQUESTING HE BE GIVEN THAT PORTION OF MONIES THAT HE HAD NOT RECEIVED. DISCUSSION WAS HELD WITH THE BOARD'S CONSENSUS FOR ATTORNEY HOLLEY TO REVIEW POWELL'S CONTRACT IN ORDER TO MAKE A DETERMINATION AS TO WHAT IS CONSIDERED PERMIT FEES.

COUNTY VEHICLES-COMMISSIONER ENFINGER REQUESTED THE ADMINISTRATIVE ASSISTANT CHECK WITH SEVERAL OTHER COUNTIES TO SEE WHAT THEIR POLICY IS ON EMPLOYEES DRIVING VEHICLES HOME.

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

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

CHAIRMAN

DEPUTY CLERK  
\*END OF MINUTES\* FOR 04/26/01