

BOARD MINUTES FOR 10/27/05

OCTOBER 27, 2005

THE BOARD OF COUNTY 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 FINCH, STRICKLAND, COPE, CORBIN AND SAPP PRESENT. ATTORNEY HOLLEY, ADMINISTRATOR HERBERT, CLERK COOK AND DEPUTY CLERK CARTER WERE ALSO IN ATTENDANCE.

CHAIRMAN FINCH CALLED THE MEETING TO ORDER. ATTORNEY HOLLEY OFFERED PRAYER WITH CHAIRMAN FINCH LEADING IN THE PLEDGE OF ALLEGIANCE TO THE FLAG.

CHAIRMAN FINCH GAVE AN OPEN INVITATION TO THE RALPH C. CARTER PARKWAY DEDICATION AT 11:00 A.M.

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO ADOPT THE MINUTES OF THE AUGUST 25, AUGUST 26, SEPTEMBER 7 AND SEPTEMBER 13, 2005 MINUTES.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO PULL ITEMS G & H ON THE CONSENT AGENDA AND ACCEPT ALL REMAINING ITEMS:

- A. VULCAN MATERIALS INVOICE FOR MATERIALS PURCHASED THROUGH PUBLIC WORKS FOR FEMA PROJECT TALLING \$9,126.19.
- B. SANGAREE OIL INVOICES FOR FUEL PURCHASED THROUGH PUBLIC WORKS FOR DAILY AND FEMA PROJECTS TALLING \$45,705.84
- C. WIREGRASS SECURITY INVOICE FOR SECURITY SYSTEM PURCHASED FOR PUBLIC WORKS TALLING \$6,500.
- D. LIFE MANAGEMENT INVOICE FOR BAKER ACT SERVICES PROVIDED TO WASHINGTON COUNTY RESIDENTS FOR AUGUST 2005 TALLING \$14,367.56.
- E. CHIPLEY DRUGS INVOICE FOR INMATE MEDICAL EXPENSES FOR SEPTEMBER 2005 TALLING \$8,784.29.
- F. PANHANDLE ORTHOPEDICS, PA INVOICE FOR INMATE MEDICAL EXPENSE TALLING \$5,845.00
- I. GULF COAST TRUCK AND EQUIPMENT CO., INC. INVOICE FOR \$10,513.43 TO REPAIR PUBLIC WORKS WATER TRUCK
- J. CSX INVOICE FOR PRORATED PAST DUE SIGNAL CHARGES PER AGREEMENT WITH GERALD HOLLEY, COUNTY ATTORNEY; TO BE BILLED FOR A FIVE YEAR PERIOD AND COVERS UNPAID REIMBURSEMENT COSTS DUE CSX.
- K. BYRNE STATE AND LOCAL LAW ENFORCEMENT FORMULA GRANT TALLING \$42,833 FOR NARCOTICS ENFORCEMENT TASK FORCE FOR WASHINGTON COUNTY

COMMISSIONER CORBIN HAD REQUESTED CONSENT AGENDA ITEMS G & H, PREBLE RISH INVOICES, BE PULLED UNTIL THE BOARD COULD DISCUSS THEM WITH THE COUNTY ENGINEER, CLIFF KNAUER, DUE TO THE ENGINEERING FEES BEING HIGH.

DISCUSSION WAS HELD ON ALLOWING THE ADMINISTRATOR TO APPROVE OF INVOICES FOR MATERIALS RATHER THAN BRINGING THEM BEFORE THE BOARD; AT THE PRESENT TIME THE ADMINISTRATOR ONLY HAS THE AUTHORITY TO APPROVE OF \$5,000. CHAIRMAN FINCH RECOMMENDED DISCUSSING THIS LATER IN THE MEETING.

THE PUBLIC HEARING SEGMENT OF THE BOARD MEETING WAS HELD:

A. LAND USE CHANGE FOR GARNETT AND VAN WILLIAMS FROM AG/ SILVICULTURE TO GENERAL COMMERCIAL ON HIGHWAY 79; LINDA WALLER, PLANNING OFFICER, ADVISED THE APPLICANTS COULDN'T GET OUT OF MIAMI DUE TO THE HURRICANE AND MR. THOMASON, THEIR REPRESENTATIVE, CALLED AND CANCELLED THE HEARING.

COMMISSIONER SAPP COMMENTED THAT RANDY BROWN AND HIS WIFE HAD BEEN PRESENT AT THE LAST TWO MEETINGS TO SPEAK ON THIS PROPOSED LAND USE CHANGE AND IT HAS BEEN CANCELLED BOTH TIMES; HE RECOMMENDED THEY BE ALLOWED TO PRESENT THEIR CASE ON THE PETITION FOR THE LAND USE CHANGE.

RANDY BROWN, 4393 HIGHWAY 79, UPDATED THE BOARD ON HIS PROPERTY BEING DIRECTLY BEHIND THE PROPERTY THE BOARD IS BEING ASKED TO REZONE TO COMMERCIAL USE; THEY HAVE SPOKEN BEFORE THE WASHINGTON COUNTY PLANNING COMMISSION AND THEY DENIED THE LAND USE REQUEST.

BROWN POINTED OUT THERE WERE OTHER PEOPLE OPPOSED TO THE LAND USE CHANGE WHO WERE HERE AT THE LAST BOARD MEETING; R. D. EASTERLING AND FRANK EASTERLING HAVE AN INTEREST IN THE LAND USE CHANGE AS THEY HAVE PROPERTY ACROSS THE STREET FROM THE PROPERTY.

BROWN ADDRESSED ONE OF HIS CONCERNS WAS A SHARP AND DANGEROUS BLIND CURVE COMING AROUND TO THE PROPERTY WHERE THEY TURN OFF ON THEIR ROAD; THEY HAVE TO BE EXTREMELY CAREFUL TO ENTER AND EXIT THE HIGHWAY AT THAT POINT. HE EXPLAINED THERE WOULD HAVE TO BE A TREMENDOUS AMOUNT OF MODIFICATION TO BE DONE; IT IS THEIR UNDERSTANDING FROM FL-DOT, THEY HAVE NO INTENTION OF STRAIGHTENING THE CURVE OUT BECAUSE THEY ARE GOING ON THE OPPOSITE SIDE OF THE ROAD WHEN THE WIDENING PROJECT COMES ABOUT IN THE FUTURE.

BROWN SAID HE AND THE OTHER SURROUNDING PROPERTY OWNERS HAD PUT A LOT OF IMPROVEMENTS INTO THEIR PROPERTY; IT IS ZONED AGRICULTURE FOR A REASON BECAUSE EVERYONE LOVES THE COUNTRY ENVIRONMENT, THE ROAD THEY HAVE IS PRIVATE AND THEY HAVE MADE GREAT IMPROVEMENTS. TO ADD A BUSINESS THAT COULD POTENTIALLY SALE ALCOHOL OR BRING EXTRA TRAFFIC ON THE ROAD WOULD CAUSE THE RESIDENTS GREAT CONCERN. HE SPOKE FOR HIMSELF, STATING HE KNEW THE EASTERLINGS FELT THE SAME WAY, IN REQUESTING THE BOARD LEAVE THE PROPERTY ZONED AGRICULTURE AND DENY THE REQUEST FOR A LAND USE CHANGE. AS A MATTER OF RECORD, BROWN ADVISED HE OWNS AN EASEMENT ON BOTH SIDES OF THE PROPERTY IN QUESTION; IF THERE WERE ANY SIGNIFICANT CHANGES, IT WOULD ADVERSELY AFFECT THE STYLE OF LIVING THEY HAVE.

STEVE OLNEY, OWNER OF FIFTY ACRES DIRECTLY ACROSS FROM RANDY BROWN, ADDRESSED THE BOARD ADVISING HE ALSO HAD AN EASEMENT THAT RUNS THE FULL 2100' ON THE ROAD HE AND RANDY MAINTAINS. HE STATED HIS CONCERN IS WHEN THEY PURCHASED THEIR PROPERTY, THEY BUILT A NICE HOME, A BARN, MAINTAINED HORSES, LLAMAS AND GOATS ON THEIR PROPERTY; THEY USE THEIR PROPERTY AS THEIR SECOND HOME. IF THE LAND USE CHANGE IS GRANTED TO BE CHANGED TO COMMERCIAL, STEVE SAID THEY HAD NO IDEA OF WHAT WOULD BE PUT THERE AND IT WOULD OPEN THE DOOR FOR FUTURE COMMERCIAL USE. STEVE REITERATED HE AND BROWN MAINTAINED THE ROAD AND POINTED OUT, HE HAD NO IDEA ABOUT WHAT KIND OF TRAFFIC THERE WOULD BE IN THE FUTURE, WHAT WILL BE COMING DOWN THE ROAD NOR HOW IT WOULD IMPACT THE ANIMALS THEY MAINTAIN. STEVE SAID THEY WERE TOLD IT WOULD ALWAYS BE A RESIDENTIAL AREA AND THIS IS WHAT HE WOULD LIKE TO SEE HAPPEN; HE IS CONCERNED FOR THE WELFARE OF THE AREA IF THE DOOR WAS OPEN FOR A COMMERCIAL USE AND WAS ALSO CONCERNED ABOUT THE DANGER OF THE BLIND CURVE ADDRESSED BY BROWN.

LINDA WALLER QUESTIONED IF THE BOARD WANTED TO CONTINUE THE HEARING OR READVERTISE IT. DUE TO THE PLANNING COMMISSION HAVING HEARD THE REQUEST FOR A LAND USE CHANGE AND DENIED THE REQUEST, COMMISSIONER COPE ADVISED HE DIDN'T HAVE A PROBLEM GOING AHEAD AND DENYING IT.

RANDY PARKER ADVISED THE BOARD THEY COULD CONTINUE THE HEARING OR READVERTISE IT; BY READVERTISING THE HEARING, IT WOULD AT LEAST ALLOW THE PETITIONERS TO BRING THE ISSUE BACK BEFORE THE BOARD AND SET A DATE THEY COULD BE PRESENT.

COMMISSIONER CORBIN AGREED WITH COMMISSIONER COPE, DUE TO THE FACT THE BOARD DOESN'T PROHIBIT THE PETITIONERS FROM RE-APPLYING, THE PETITIONERS ARE NOT HERE, THIS IS NOT THE BOARD'S FAULT THEY AREN'T HERE AND THEM HAVING HEARD OBJECTIONS TO THE LAND USE CHANGE, OFFERED A MOTION TO DENY THE REQUEST FOR THE LAND USE CHANGE.

ATTORNEY HOLLEY ADVISED THE BOARD THEY WOULD BE OPENING THEMSELVES UP FOR A LEGAL CHALLENGE IF THE PETITIONERS ARE NOT ALLOWED TO BE HEARD. HE RECOMMENDED LETTING THE PETITIONERS READVISE THE HEARING AND RESCHEDULE IT. COMMISSIONER CORBIN, BASED ON THE ADVICE OF ATTORNEY HOLLEY, WITHDREW HIS MOTION.

B. LAND USE CHANGE FOR LLOYD POWELL FROM AGRICULTURE/SILVICULTURE TO GENERAL COMMERCIAL ON HIGHWAY 77; RANDY PARKER UPDATED THE BOARD ON INFORMATION PERTAINING TO THE PROPOSED LAND USE CHANGE:

1. PROPERTY IS ON HIGHWAY 77/AIRPARK PROPERTY
2. HEARING WAS CONTINUED FROM LAST MEETING DUE TO THE BOARD WANTING TO GET ADDITIONAL INFORMATION FROM FL-DOT
3. POWELL IS WANTING TO GET LAND USE CHANGED TO GENERAL COMMERCIAL BECAUSE HE IS WANTING TO HAVE RENTAL HANGARS FOR AIRCRAFT THERE
4. THE ISSUES THAT CAME UP PREVIOUSLY; DID THIS CHANGE THE CHARACTER OF THE AIRPORT OR AIRFIELD ITSELF TO A COMMERCIAL OPERATION AND WOULD IT BE ALLOWED OR NOT AS PART OF THEIR PERMIT OR LICENSE TO OPERATE THE AIRPORT.

ADMINISTRATOR HERBERT ADVISED HE HAD TALKED WITH THE LOCAL FL-DOT; THEY ADVISED THEY DIDN'T HANDLE SMALL PRIVATE AIRPORTS. HE AND ATTORNEY HOLLEY HAD SPOKEN ON THE PHONE WITH MISS LATRELLE OF TALLAHASSEE. LATRELLE ADVISED THE DEFINITION OF A SMALL PRIVATE AIRPORT ALLOWS FOR THE OWNERS TO HAVE GUESTS; IF THE COUNTY ALLOWS THE PROPERTY TO BE COMMERCIAL AND HANGARS ARE PUT UP, ANYONE WHO PARKS THEIR PLANES THERE WOULD BE MR. POWELL'S GUEST AND FL-DOT WOULD HAVE NO PROBLEM WITH THAT. SHE ITERATED THE LAND USE CHANGE WOULD BE A LOCAL DECISION AND FL-DOT HAD NO JURISDICTION OVER THAT.

ATTORNEY HOLLEY ADVISED WHAT POWELL IS PROPOSING TO DO IS NOT IN VIOLATION OF ANYTHING ACCORDING TO LATRELLE; THEY ALSO LOOKED AT DEEDS AND DEED RESTRICTIONS AND THEY DO PERMIT THE KIND OF ACTIVITY POWELL IS PROPOSING.

SAM LOFT, 9057 SE 72ND AVENUE, OCALA, FLORIDA, OWNS PROPERTY NEAR POWELL'S SITE; WHEN HE PURCHASED HIS PROPERTY, HE WAS UNDER THE ASSUMPTION THAT IT WAS A FLY IN COMMUNITY WITH RESIDENTIAL HOMES LIKE HE PRESENTLY LIVES IN AT OCALA. HE FELT THERE WAS A PLAY WITH WORDS WITH "GUEST"; A GUEST WHO VISITS A PERSON OR COMES TO THEIR HOME DOESN'T RENT A HANGAR OR BEDROOM FROM A PERSON. ALSO, A GUEST STAYS FOR A SHORT PERIOD OF TIME AND THE HANGAR RENTAL APPEARS TO BE A COMMERCIAL ENDEAVOR FOR THE PERSONAL, FINANCIAL GAIN OF MR. POWELL; THIS ELIMINATES THE ISSUE OF "GUEST". IF A PERSON PAYS FOR USAGE, THIS DOESN'T QUALIFY AS A "GUEST."

LOFT ADDRESSED ANOTHER CONCERN WAS THE LIABILITY ISSUE; THE HOMEOWNERS AT THE AIRPARK HAVE PART OWNERSHIP IN THE AIRPARK RUNWAY. ANY PRUDENT PERSON WOULD BE CONCERNED WITH THE LIABILITY, ESPECIALLY IN A FLIGHT ENVIRONMENT; IF A PERSON COMES IN, LANDS, HAS THEIR FAMILY IN THE AIRPLANE WITH THEM, THEY CRASH AND THEY SAY THE REASON THEY CRASH IS BECAUSE THE RUNWAY WAS NOT MAINTAINED, THE LIGHTS WERE NOT WORKING, WHO IS GOING TO BE SUED. LOFT SAID THE PROPERTY OWNERS ASSOCIATION WOULD BE SUED WHICH IS THE TWENTY THREE OWNERS OF THE AIRSTRIP ITSELF; IF THIS WERE TO HAPPEN IN A SETTLEMENT, HYPOTHETICALLY, IF THEY GOT A \$23,000,000 LEVY, A \$1,000,000 LEVY WOULD BE PUT ON EACH OF THE PROPERTIES. HE SAID HE WAS UNCOMFORTABLE WITH THIS IF HE HAS A DARK CLOUD OVER HIS HEAD; IF THERE ARE PEOPLE FLYING IN THAT HE DOESN'T KNOW THEIR ABILITY AS A PILOT, THE QUALITY OF THEIR AIRPLANE, THE MAINTENANCE OF THEIR AIRPLANE, IF IT IS LICENSED PROPERLY OR WHETHER THEY EVEN CARRY LIABILITY INSURANCE. HE VOICED HIS OPPOSITION TO THE LAND USE CHANGE AND IT WOULD BE HIS MISSION IN THE BYLAWS OF THE ASSOCIATION AND THE LAND COVENANTS, THE PROPERTY OWNERS HAVE THE ABILITY TO CHANGE THE USAGE OF THE RUNWAY. THEY AS INDIVIDUALS DO NOT OWN THE RUNWAY; HOWEVER, THE ORGANIZATION CAN SAY "THERE WILL BE NOBODY FLYING INTO THE AIRPORT EXCEPT GUEST AND GUESTS IS DEFINED AS "A PERSON THAT STAYS FOR A PERIOD LESS THAN TWO WEEKS, DOES NOT PAY ANY REMUNERATION TO THE PERSON THEY ARE STAYING WITH," BE SPECIFIC AND ELIMINATE THESE TYPE OF COMMERCIAL OPERATIONS.

HE UPDATED THE BOARD ON HIS RESEARCH NOT SHOWING ANY OF THE FLY IN COMMUNITIES THROUGHOUT THE STATE OF FLORIDA ALLOWING FOR A NON RESIDENT TO BASE AIRCRAFT AT A FLY IN COMMUNITY FOR LIABILITY AND SECURITY REASONS. HE RESPECTFULLY ASKED THE BOARD TO DENY THE PROPOSED LAND USE CHANGE PETITIONED BY POWELL; IF NOT, HE WILL PROCEED FORWARD AS HE DOESN'T THINK IT IS FAIR TO THE OTHER TWENTY TWO PROPERTY OWNERS TO ASSUME LIABILITY FOR THE FINANCIAL GAIN OF ONE PERSON IN A COMMERCIAL ENTERPRISE.

CHAIRMAN FINCH QUESTIONED COULDN'T THE GUESTS OF THE HOMEOWNERS WHO FLY IN SUE THE PROPERTY OWNERS TOO; LOFT ADVISED ANYONE COULD SUE ANYBODY FOR ANYTHING. HOWEVER, THE DIFFERENCE IS IT IS ONE THING COMING IN AS A GUEST AND ANOTHER IF YOU ARE ACTUALLY PAYING MONEY TO SOMEONE FOR A SERVICE WHICH THESE PEOPLE WOULD BE PAYING POWELL. LOFT SAID THEY WOULD NOT ONLY BE PAYING POWELL TO PUT THEIR AIRCRAFT IN A T-HANGAR, WHICH HE DOESN'T HAVE A PROBLEM WITH THEM PUTTING AS MANY AIRCRAFT IN T-HANGARS AS THEY WANT, AS LONG AS THEY DON'T FLY THEM IN AND OUT OF THE AIRSTRIP. HE SAID THERE IS AN IMPLIED THING WHEN THEY RENT A T-HANGAR, THEY WOULD BE GRANTED ACCESS TO THE RUNWAY; THERE IS A DIFFERENCE IN HAVING SOMEONE OVER TO YOUR HOUSE AND IN HAVING SOMEONE RENT A HOUSE AS A TENANT, THEN THEY COME UNDER THE LANDLORD TENANT LAWS.

CHAIRMAN FINCH QUESTIONED IF POWELL OWNED ANY OF THE AIRSTRIP; LOFT ADVISED THE WAY IT IS SET UP, EACH PROPERTY OWNER OWNS A SHARE OF THE RUNWAY AND POWELL OWNS 1/23 OF THE RUNWAY.

TERRY THOMAS ADDRESSED THE BOARD ON HIM HAVING PREVIOUSLY VOICED HIS OPPOSITION TO THE PROPOSED LAND USE CHANGE BEING REQUESTED BY POWELL. HE REFERRED TO DISCUSSION AT THE LAST MEETING ABOUT THE SIZE OF THE AIRPORT AND WHAT INCREASED ACTIVITY WOULD DO FROM A COMMERCIAL OPERATION BEING TEN TO FIFTY OR MORE AIRPLANES; THEY HAD PROVIDED THE CHAIRMAN WITH THE SECURITY GUIDELINES FOR A GENERAL AVIATION AIRPORTS. HE READ UNDER AIRPORT CHARACTERISTICS IN DETERMINING THE SECURITY OF AN AIRPORT;

AIRPORT LOCATION-FOR THE PURPOSE OF THIS GUIDANCE, WE ARE CONSIDERING A MASS POPULATION AREA BEING AN AREA OF TOTAL POPULATION OF AT LEAST 100,000. A SENSITIVE SITE IS DEFINED AS AN AREA WHICH WOULD BE CONSIDERED A KEY ASSET OF CRITICAL INFRASTRUCTURE OF THE UNITED STATES. SENSITIVE SITES INCLUDE MILITARY INSTALLATIONS, TYNDAL AIRFORCE BASE WITHIN 30 MILES, NUCLEAR CHEMICAL PLANT CENTER OF GOVERNMENT, TALLAHASSEE, FLORIDA INTERNATIONAL PORTS, PANAMA CITY, TAMPA, NEW ORLEANS AND HOUSTON ARE CRITICAL TO THE UNITED STATES.

THOMAS ADDRESSED INCREASING A PRIVATE AIRSTRIP WITH MORE AIRPLANES WOULD PERHAPS BE A SECURITY ISSUE; THE DOCUMENT HE READ FROM ADDRESSED THE SECURITY ISSUES. IF POWELL OR ANY OF HIS SUCCESSORS WERE TO DO THIS, THEY PROBABLY WOULD BE EXPECTED TO FENCE THE AREA OFF, HAVE TO HAVE ID CARDS, ETC.

RANDY PARKER ADVISED THE BOARD THE PLANNING COMMISSION HAD RECOMMENDED APPROVAL OF THE PROPOSED LAND USE CHANGE. PARKER UPDATED THE BOARD ON THE RESTRICTIVE COVENANTS ON THE AIRPORT DID SAY POWELL'S SITE COULD BE USED FOR THE PURPOSE POWELL IS PROPOSING; THE AIRPARK ASSOCIATION COULD CHANGE THE COVENANTS AND THAT WOULD OVERRIDE ANY- THING THE BOARD WOULD DO ANYWAY.

CHAIRMAN FINCH WANTED CLARIFICATION FROM PARKER IF THE BOARD TOOK ACTION TO APPROVE OF POWELL'S REQUEST, THE AIRPARK ASSOCIATION COULD TAKE ACTION TOMORROW TO CHANGE THEIR BYLAWS AND THE ACTION THE BOARD TOOK WOULD NO LONGER BE EFFECTIVE.

PARKER ADVISED THE BOARD WOULD BE TAKING ACTION TO DESIGNATE THE LAND USE AS COMMERCIAL WHICH OPENS UP A LOT OF USES OUTSIDE THE HANGAR RENTALS; IF THE ASSOCIATION WANTED TO CHANGE THEIR COVENANTS TO SAY THERE WOULD NO NO T-HANGARS OR RENTAL HANGARS ALLOWED ON ANY OF THE LOTS IN THERE, THIS WOULD TAKE THAT AWAY AS AN OPTION. THEY COULD ALSO SAY THERE COULD BE NO COMMERCIAL BUSINESSES IN THERE AT ALL EVEN THOUGH THE BOARD HAD TAKEN ACTION TO DO SO. HOWEVER, IF SOMETHING WERE TO TAKE PLACE BEFORE THE COVENANTS ARE CHANGED, UNTIL THE

COVENANTS ARE CHANGED, ANYONE OWNING PROPERTY COULD DO WHAT THEY WANTED TO; THEY WOULD BE GRANDFATHERED IN.

CHAIRMAN FINCH SAID HE UNDERSTANDS HOW THE PEOPLE WOULD BE UPSET AND FELT PERSONALLY THE PROPERTY SHOULD BE LEFT ALONE AS THERE ARE PLENTY OF PLACES SOMEONE COULD HAVE COMMERCIAL DEVELOPMENT; ADJACENT TO A PRIVATE AIRPORT WHERE PEOPLE HAVE BUILT THEIR HOMES DOESN'T SEEM APPROPRIATE TO HIM.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE FOR DISCUSSION TO APPROVE OF POWELL'S LAND USE CHANGE. COMMISSIONER CORBIN ADDRESSED HIS MOTION WAS BASED ON THE FACT PEOPLE ARE BEING RESTRICTED MORE AND MORE FROM DOING THINGS WITH THEIR OWN PERSONAL PROPERTY. HE REFERRED TO A LAND USE CHANGE HE HAD APPLIED FOR BEING DENIED UNTIL HE PROVIDED MORE INFORMATION; IT MAY BE DENIED EVEN WHEN HE DOES THESE THINGS. HE POINTED OUT IT WAS GETTING WHERE A PERSON CAN'T DO ANYTHING WITH WHAT THEY OWN; HE IS NOT FOR THIS AND IS FOR PERSONAL RIGHTS.

CHAIRMAN FINCH AGREED HE WAS FOR PERSONAL RIGHTS AND THE PEOPLE VOICING THEIR OPPOSITION HAS PERSONAL RIGHTS ALSO. COMMISSIONER CORBIN REFERRED TO PARKER HAVING SAID THE AIRPARK ASSOCIATION CAN CHANGE THEIR COVENANTS TO RESTRICT COMMERCIAL USAGE.

CHAIRMAN FINCH QUESTIONED IF THE BOARD APPROVED POWELL'S REQUEST, POWELL SOLD THE PROPERTY AND THE AIRPARK ASSOCIATION PURSUES CHANGING THEIR COVENANTS TO RESTRICT THE T-HANGARS, WHAT WOULD HAPPEN TO THE PROPERTY. PARKER ADVISED THE PROPERTY WOULD BE GRANDFATHERED IN.

PARKER POINTED OUT THERE WERE SEVERAL OTHER LOTS THAT ARE ALLOWED FOR COMMERCIAL USES; ATTORNEY HOLLEY AGREED AND SAID THIS INFORMATION WAS AVAILABLE IN PUBLIC RECORDS AND HE ASSUMED THE LANDOWNERS KNEW THIS WHEN THEY PURCHASED THEIR LAND.

PARKER ADDRESSED THE T-HANGARS WAS NOT THE MOST INTENSE COMMERCIAL USE ALLOWED IN THE SUBDIVISION ACCORDING TO THE SUBDIVISION RESTRICTIONS NOW.

WALLER UPDATED THE BOARD ON THERE BEING A 30 DAY NOTICE REQUIRED TO CHANGE THE SUBDIVISION COVENANTS.

LOFT READDRESSSED THE BOARD STATING WHEN THE PROPERTY WAS SOLD, THERE HAS BEEN A LOT OF THINGS GOING ON AS TO WHEN THEY LEGALLY HAD TITLE TO THE PROPERTY, ETC. AS A PROPERTY OWNER, THEY ARE A BIT HAMSTRUNG; IF THE BOARD PASSES THE LAND USE CHANGE AND THIRTY DAYS FROM NOW THEY HAVE A PROPERTY OWNERS MEETING AND DECIDED THEY DIDN'T WANT FIFTY HANGARS THERE WITH THE TRAFFIC THAT WAS COMING IN AND OUT, THAT WOULD BE A REAL LEGAL ISSUE WHETHER OR NOT BY THE ACTION OF THE BOARD, WHETHER THEY WOULD BE SUPERCEDING THE PREROGATIVE OF THE PROPERTY OWNERS. AT THIS TIME THE MAJORITY OF ALL THIS PROPERTY IS OWNED BY WACHOVIA BANK; WACHOVIA DOESN'T CARE WHAT IS GOING ON BUT THE MAJORITY OF THE PROPERTY OWNERS HAS NOT RECEIVED TITLE TO THEIR PROPERTY; THEREFORE, THEY HAVE NO INPUT INTO WHAT IS HAPPENING WITH THIS PROPERTY AND CAN'T CHANGE THE COVENANTS TO PREVENT A COMMERCIAL OPERATION. LOFT ADVISED IF THE COMMISSIONERS APPROVED THE LAND USE CHANGE REQUESTED BY POWELL AND HE IS GRANDFATHERED IN AND THERE IS 80% TO 90% OF THE PROPERTY OWNERS WHO SAY THEY DON'T WANT THE 50 HANGARS NEXT TO THEIR \$250,000 HOME; NOW REGARDLESS OF WHAT THEY SAY, THEY CAN'T STOP IT BECAUSE POWELL WOULD BE GRANDFATHERED IN. HE SUGGESTED, AT THE VERY LEAST, THE BOARD WAIT UNTIL THE CLOSURE TAKES PLACE ON THE LOTS, GIVE THE PROPERTY OWNERS AN OPPORTUNITY TO VOICE THEIR OPINION; POWELL WILL BE AFFECTING TWENTY TWO PEOPLE, WHO HAVE SIGNED CONTRACTS, THAT ARE WAITING TO CLOSE ON THEIR PROPERTY IF THE BOARD ACTS TODAY. IN THREE TO FOUR WEEKS, LOFT SAID THE PROPERTY OWNERS COULD HAVE A PROPERTY OWNERS MEETING, CHANGE THE BYLAWS, PREVENT A COMMERCIAL OPERATION; THEN IT IS TOO LATE IF THE BOARD ACTS TODAY. HE FEELS THIS WOULD BE INFRINGING ON THE PROPERTY OWNERS RIGHTS. HE SAID AT THE VERY LEAST THE BOARD SHOULD WAIT UNTIL THE PROPERTY IS CLOSED ON, TURNED OVER TO THE INDIVIDUAL OWNERS AND GIVE THE PROPERTY OWNERS ASSOCIATION AN OPPORTUNITY TO ACT ON IT.

COMMISSIONER CORBIN SAID WHEN HE WAS REFERRING TO INFRINGING ON PEOPLES RIGHTS ON WHAT THEY COULD DO ON THEIR PROPERTY, HE WAS ONLY GOING BY LOFT SAYING

THERE WAS 23 PROPERTY OWNERS; HE WAS NOT AWARE OF CLOSING OR NOT CLOSING OR IF THE PROPERTY OWNERS HAD TITLE OR NOT.

LOFT SAID IF ALL 23 OF THE PERSONS HAD CLOSED ON THEIR PROPERTY THAT HAD SIGNED CONTRACTS, EVERY PERSON HE HAS TALKED TO EXPRESSING HIS CONCERNS WITH PROPERTY VALUES, ETC., THEY WERE CONCERNED WITH THE HANGAR RENTALS BEING RIGHT DOWN THE ROAD FROM THEIR HOMES AND CONCERNED WITH THE LIABILITY ISSUES. OTHER COMMERCIAL OPERATIONS ALLOWED IN THE SUBDIVISION REGULATIONS ARE NOT AN AIRPORT TRAFFIC TYPE OF OPERATION AND IS NOT ADDING 50 AIRCRAFT TO THE TRAFFIC PATTERN; THEY ARE TALKING ABOUT A BED AND BREAKFAST THAT IS THERE. HE SAID HIS RECOMMENDATION TO THE PROPERTY OWNERS ASSOCIATION WOULD BE TO TOTALLY DO AWAY WITH THINGS THAT WOULD CREATE A LIABILITY WITH THE RUNWAY.

COMMISSIONER CORBIN SAID IT IS NOT FAIR FOR ANYONE TO PREDICT AHEAD WHAT IS GOING TO BE DONE WITH THE PROPERTY OTHER THAN AN AIRCRAFT HANGAR. LOFT SAID HE WAS LOOKING AT THE INCREASED TRAFFIC ON THE RUNWAY; IF POWELL WANTED TO BUILD SOMETHING ELSE THERE THAT WAS COMMERCIAL IN NATURE THAT WOULD NOT PUT THE LIABILITY ON THE OTHER PROPERTY OWNERS, HE PROBABLY WOULDN'T LIKE IT BUT WOULD CONCUR IT WOULD NOT BE DIRECTLY AFFECTING HIM AT THAT POINT.

LLOYD POWELL, PETITIONER, ADDRESSED THE BOARD STATING THE AIRPARK DOESN'T HAVE ANYTHING TO DO WITH THEM NOT HAVING TITLE TO THEIR PROPERTY; HE PURCHASED THE PROPERTY FOR THE PURPOSE OF THE T-HANGAR RENTALS. HE REFERRED TO PEOPLE WHO LIVE ELSEWHERE PURCHASING THE AIRPARK PROPERTY KNOWING IT WAS SET UP FOR COMMERCIAL USE; THEY STILL DON'T OWN THE PROPERTY EVEN THOUGH THEY HAVE HAD A CONTRACT ON IT FOR OVER TWO YEARS. HE VOICED HIS OPINION IT WAS RIDICULOUS THE PEOPLE WERE REQUESTING THE BOARD HOLD OFF ON TAKING ACTION ON HIS LAND USE CHANGE UNTIL THE PROPERTY OWNERS HAVE TITLE TO THEIR PROPERTY. HE REQUESTED THE BOARD TAKE ACTION TO APPROVE OF HIS LAND USE CHANGE TODAY.

COMMISSIONER COPE QUESTIONED POWELL ON THE NUMBER OF AIRCRAFT HANGERS HE WAS LOOKING AT HAVING; POWELL ADVISED HE WAS LOOKING AT ONE T-HANGAR FOR TEN AIRCRAFT.

TERRY GAGLEN REFERRED TO SOME COMMENTS MADE; ONE COMMENT WAS THAT EVERYBODY WHO PURCHASED PROPERTY AT THE AIRPARK KNEW SOMETHING LIKE THIS WAS GOING TO HAPPEN; HE WAS GIVEN A COPY OF THE DEED RESTRICTIONS AND COVENANTS AND WAS TOLD THEY WERE RECORDED BUT THEY WEREN'T. HIS DEED RESTRICTIONS COMPLETELY RESTRICTED ANY COMMERCIAL ACTIVITY. HE ADDRESSED STAN PORTER, THE DEVELOPER, WOULD CHANGE ANYTHING TO MAKE A SALE; IT STRICTLY PROHIBITS HORSES FROM BEING ON THE RUNWAY BUT PORTER SOLD TERRY TOMLIN PROPERTY ADVISING HE COULD HAVE HORSES. PORTER ALSO WAS GIVING PERSONS WHAT THEY THOUGHT WAS TITLE INSURANCE; HOWEVER, IT WAS JUST A COMMITMENT FOR TITLE INSURANCE AND SAID IN THE COMMITMENT FOR TITLE INSURANCE, THEY WOULD BE ISSUED TITLE INSURANCE UPON RELEASE OF THE LIEN FROM THE BANK SO IT WAS COMPLETELY WORTHLESS.

GAGLEN REITERATED WHEN HE PURCHASED HIS PROPERTY IT WAS A RESIDENTIAL AIRPARK RUNWAY FOR PRIVATE USE OF THE OWNERS OF THE SURROUNDING LOTS; THEY ARE NOT REQUESTING THE BOARD DETERMINE WHAT POWELL CAN DO WITH HIS PROPERTY BUT WOULD LIKE FOR IT TO REMAIN RESIDENTIAL. HOWEVER, GAGLEN SAID IF THE BOARD DID APPROVE THE LAND USE CHANGE, THEY WOULD BE ALLOWING POWELL TO USE THE OTHER PROPERTY OWNERS PROPERTY FOR HIS PERSONAL GAIN.

THOMAS REMINDED EVERYONE DURING THE CEASE AND DESIST ORDER ON THE CONTRACTS TO SELL, HE ACTIVATED BECAUSE HE BOUGHT TWO LOTS AND WHEN HE WENT THROUGH THE RECORDING OF THE CONTRACT, THE 60' ROAD THAT GOES AROUND THE PROJECT WAS NOT A LEGAL ROAD AND WOULD HAVE TO BE BROUGHT UP TO COUNTY STANDARDS. SOUTHTRUST BANK, NOW WACHOVIA BANK, DIDN'T WANT TO PAY TO BRING THE ROADS UP TO COUNTY STANDARDS; DUE TO THE CEASE AND DESIST ORDER, THE CONTRACTS COULDN'T CLOSE FOR OVER TWO YEARS. HOWEVER, HE WAS AT THE MEETING WHEN WACHOVIA BANK GAVE THE BOARD A \$50,000 CHECK AND 5.9 ACRES TO SETTLE THIS ISSUE AND THEY GOT PRIVATE EASEMENTS TO THEIR PROPERTY. HE SAID HE DONATED EASEMENTS ACROSS LAND HE OWNED OUTSIDE TO TRY AND SOLVE THE PROBLEMS; HE DIDN'T CHARGE FOR THE EASEMENT BUT A SOLUTION WAS REACHED WHERE THERE WOULD BE AN EASEMENT FOR EACH LOT GOING TO AN

APPROVED ROAD. HE ADDRESSED POWELL NOR HE OWNED THE 60' THAT GOES AROUND HIS PROPERTY; THE BANK IS GOING TO DEED IT TO EACH INDIVIDUAL PROPERTY OWNER AS THEY CLOSE ON IT. HE SAID HE BELIEVES THE 60' ROAD GOES RIGHT DOWN BY POWELL'S PROPERTY. WHEN QUESTIONED WHY HASN'T THE LOTS BEEN CLOSED, THOMAS SAID IT WAS BECAUSE THEY DON'T HAVE THE RIGHT EVEN THOUGH THEY HAVE BEEN SETTING WITH THE MONEY IN THEIR POCKETS FOR OVER TWO YEARS. HE REITERATED THE ROAD SITUATION HAS BEEN RESOLVED DUE TO EACH PROPERTY OWNER HAVING BEEN GIVEN AN EASEMENT OUT TO AN APPROVED ROAD; SOME TO HIGHWAY 77, SOME TO PANTHER TRAIL THROUGH LAND HE OWNED, ETC. HE STATED THEY HAD BEEN DENIED THE ABILITY TO PURCHASE LAND THEY HAD BOUGHT FROM THE BANK TWO YEARS AGO AND HAVE BEEN DENIED USE OF IT. HE REQUESTED THE BOARD PUT OFF TAKING ACTION ON THE LAND USE CHANGE UNTIL THEIR PROPERTY IS CLOSED ON.

POWELL READDRESSSED THE BOARD STATING HE DID HAVE ACCESS TO HIGHWAY 77; HE BOUGHT THE PROPERTY FOR THE PURPOSE OF T-HANGARS, IT IS ALLOWED IN THE DEED RESTRICTIONS AND HE WANTS TO PURSUE IT. HE OFFERED TO SELL HIS PROPERTY TO THE PEOPLE OPPOSING HIS LAND USE CHANGE IF THEY DIDN'T LIKE HIM PUTTING T-HANGARS IN. HE REITERATED HIS REQUEST FOR THE BOARD TO TAKE ACTION ON HIS LAND USE CHANGE.

WHEN QUESTIONED IF HE HAD HEARD ANYTHING THAT MAY CAUSE A LEGAL PROBLEM FOR THE BOARD LATER ON, ATTORNEY HOLLEY ADVISED IT WAS NOT A LEGAL ISSUE; THE BOARD CAN ENACT WHAT THEY WANT TO ENACT WHEN IT COMES BEFORE THEM. HE ADDRESSED THE BOARD COULD CERTAINLY CONSIDER WHAT HAS BEEN SAID BUT IT IS NOT A LEGAL ISSUE.

CHAIRMAN FINCH POLLED THE BOARD WITH THE MOTION CARRYING; ALL COMMISSIONERS VOTED IN FAVOR OF THE LAND USE CHANGE REQUESTED BY POWELL WITH THE EXCEPTION OF COMMISSIONER STRICKLAND AND FINCH.

C. LAND USE CHANGE-TIMOTHY JOYNER, AGRICULTURE/SILVICULTURE TO GENERAL COMMERCIAL ON HIGHWAY 77: PARKER UPDATED THE BOARD ON THE LAND USE CHANGE REQUEST BEING 3.5 ACRES THAT FRONTS HIGHWAY 77; THE PETITIONER IS WANTING TO CONSTRUCT A 5000' BUILDING SUPPLY TYPE BUSINESS WHERE THEY WILL BE CONSTRUCTING MANUFACTURED ROCK INSIDE THE FACILITY.

AT THE PLANNING COMMISSION MEETING, PARKER ADDRESSED THERE WERE CONCERNS ABOUT THE IMPACTS ON THE NEIGHBORS IF THERE WAS GOING TO BE LARGE PILING OF MATERIALS; THE PETITIONER INDICATED THIS WAS NOT GOING TO HAPPEN. THE PLANNING COMMISSION REQUESTED THE PETITIONER BRING BACK MORE INFORMATION ON EXACTLY WHAT HE WOULD BE DOING AND HOW IT WOULD BE DONE. AT THE SECOND PUBLIC HEARING WHEN THE PETITIONER PRESENTED THIS EVIDENCE, THE PLANNING COMMISSION RECOMMENDED APPROVAL.

PARKER ADVISED ALL THE NEIGHBORING PROPERTY OWNERS WERE NOTIFIED OF THE PUBLIC HEARINGS AND QUESTIONED LINDA WALLER IF THERE HAD BEEN ANY NEGATIVE FEEDBACK ON THE PROPOSED LAND USE CHANGE. WALLER ADVISED THERE HAD BEEN NO NEGATIVE COMMENTS PERTAINING TO THE LAND USE CHANGE.

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER SAPP FOR DISCUSSION TO APPROVE THE LAND USE CHANGE PETITIONED BY TIMOTHY JOYNER FROM AG/SILVICULTURE TO GENERAL COMMERCIAL. COMMISSIONER SAPP ADDRESSED HIS ONLY CONCERN WAS HE WAS BUILDING A SUBDIVISION RIGHT NEXT TO THE SITE JOYNER IS REQUESTING THE LAND USE CHANGE; HE DOESN'T WANT ANYTHING NEXT TO THE SUBDIVISION THAT WOULD DETERIORATE THE LIFESTYLE OF THOSE BUYING PROPERTY IN THE SUBDIVISION.

JOYNER ADVISED HE WOULDN'T HAVE ANYTHING MORE THAN ANYONE ELSE AROUND HIM HAS GOT; HE REFERRED TO PEOPLE AROUND HIM ALREADY HAVING COMMERCIAL ACTIVITY. HE ALSO ADDRESSED ALL OF HIS ACTIVITY WOULD BE INSIDE AND WOULD BE LIKE A HOBBY. JOYNER EXPLAINED HE WOULD BE MANUFACTURING ROCKS INSIDE THE FACILITY AND WENT THROUGH THE PROCESS OF HOW HE WOULD DO THIS. THE MOTION ON THE FLOOR CARRIED UNANIMOUSLY.

D. LAND USE CHANGE-TODD ANDERSON, LOW MEDIUM DENSITY TO GENERAL COMMERCIAL ON FALLING WATERS ROAD: PARKER UPDATED THE BOARD ON THE SITE BEING APPROXIMATELY FOUR ACRES SOUTH OF BRICKYARD ROAD; ANDERSON IS PLANNING ON

BUILDING A VETERINARIAN CLINIC, HIS PRIMARY ACCESS WILL BE BRICKYARD ROAD, HE HAS ACCESS TO CITY WATER AND THE PLANNING COMMISSION RECOMMENDED APPROVAL.

DR. ANDERSON ADVISED HE HOPED TO BUILD A VETERINARIAN CLINIC ON THE SITE IS THE REASON HE IS REQUESTING THE LAND USE CHANGE TO COMMERCIAL.

COMMISSIONER CORBIN ADDRESSED HIM BEING ASKED BY MEMBERS OF THE CHURCH LOCATED CLOSE TO THE PROPOSED SITE IF THE FACILITY WOULD BE USED FOR HOLDING DOGS. DR. ANDERSON ADVISED THE FACILITY WOULD NOT BE USED FOR THAT PURPOSE; THIS WAS TOTALLY SEPARATE THAN ANIMAL CONTROL.

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER STRICKLAND AND CARRIED TO APPROVE OF THE LAND USE CHANGE PETITIONED BY TODD ANDERSON FOR A VETERINARIAN CLINIC.

E. SUPPLEMENTAL BUDGET FOR FY ENDING SEPTEMBER 30, 2005-DEPUTY CLERK CARTER UPDATED THE BOARD ON THE BUDGET HAVING A CHANGE OF \$2,986,901 BASED ON ADDITIONAL REVENUES, NEW FUNDS THAT HAVE BEEN ADDED DURING THE YEAR, SOME OF WHICH THE BOARD HAS ALREADY TAKEN ON, BUDGET AMENDMENTS WHICH ARE INTERDEPARTMENTAL WAS MADE PART OF THE BUDGET SUPPLEMENT WHICH THE ADMINISTRATOR HAS THE AUTHORITY TO APPROVE. DUE TO THE BOARD HAVING BEEN PROVIDED ALL THE INFORMATION ON THE BUDGET SUPPLEMENT, DEPUTY CLERK CARTER ADVISED THE BOARD WOULD NEED TO TAKE ACTION TO ADOPT A RESOLUTION ADOPTING THE SUPPLEMENTAL BUDGET FOR FY ENDING SEPTEMBER 30, 2005 IF THEY APPROVED THE CHANGES. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO ADOPT THE RESOLUTION ADOPTING THE SUPPLEMENTAL BUDGET.

CHAIRMAN FINCH RECOGNIZED JOEL PATE, CHAIRMAN OF THE WEST FLORIDA REGIONAL PLANNING COUNCIL. HE INTRODUCED THE NEW EXECUTIVE DIRECTOR OF THE REGIONAL PLANNING COUNCIL, MS. TERRY JOSEPH.

JOSEPH UPDATED THE BOARD ON HER HAVING WORKED WITH THE PLANNING COUNCIL FOR MANY YEARS AND WORKED WITH THE WASHINGTON COUNTY STAFF; THE COUNCIL IS AVAILABLE TO HELP WASHINGTON COUNTY AND REPORTED ON PROGRAMS THEY HAVE ALREADY ASSISTED THE COUNTY WITH:

- A. HAZARDOUS WASTE VERIFICATION PROGRAMS
- B. HAZARDOUS MATERIALS PLAN THROUGH THE LOCAL EMERGENCY MANAGEMENT
- C. COMPREHENSIVE PLANNING ISSUES
- D. STAFFED THE TRANSPORTATION DISADVANTAGED COMMITTEE

SHE ADDRESSED THE RURAL TRANSPORTATION INITIATIVE THAT IS FL-DOT'S EFFORT TO GET MORE INPUT FROM THE RURAL SECTIONS AND NOT JUST THE METROPOLITAN PLANNING ORGANIZATIONS.

SHE REPORTED ON HAVING SENT A LETTER TO ADMINISTRATOR HERBERT ON CONTINUING TO STAFF THE COUNTY'S LOCAL MITIGATION STRATEGY COMMITTEE AND IF THE BOARD WOULD LIKE FOR THEM TO CONTINUE DOING THIS, JUST FOLLOW THE INSTRUCTIONS IN THE LETTER.

SHE ADDRESSED THE WFRPC HAD JUST COMPLETED THE MITIGATION STRATEGY UPDATE FOR THE COUNTY AND WOULD LIKE TO ASSIST THE COUNTY IN THE FUTURE WITH UPDATES. SHE REPORTED ON THE EVALUATION APPRAISAL REPORT UPDATE FOR THE COUNTY IS COMING UP, AS WELL AS SCHOOL PLANNING ISSUES; THEY WILL GET A PROPOSAL TO THE COUNTY IF THEY WOULD LIKE FOR THE COUNCIL TO CONTINUE ASSISTING THEM WITH THESE INITIATIVES.

SHE ADVISED WFRPC HAD ENJOYED A LONG WORKING RELATIONS WITH WASHINGTON COUNTY AND WOULD LIKE TO CONTINUE IT.

COMMISSIONER CORBIN ASKED JOSEPH TO CHECK WHEN THE BONIFAY OFFICE WAS CLOSED; HE WOULD LIKE TO SEE A WFRP BRANCH OFFICE IN WASHINGTON COUNTY.

JUDGE COLBY PEEL UPDATED THE BOARD ON A WASHINGTON COUNTY PROBATION AND PAROLE REPORT, WHICH HE HAD PROVIDED A COPY TO THE BOARD MEMBERS. LAURA JONES AND MARILYN NELSON, PROBATION OFFICERS, WERE ALSO PRESENT. PEEL REPORTED ON THE PERIOD FROM OCTOBER 1, 2004 THRU SEPTEMBER 30, 2005:

- 1. \$82,700 BUDGET; THEY WERE \$1400 UNDER BUDGET
- 2. \$129,310.74 WAS COLLECTED FROM INDIVIDUALS WHO WERE ON PROBATION; THE STATUTE FOR COUNTY PROBATION SAYS

THE AMOUNTS THAT CAN BE CHARGED THESE INDIVIDUALS. THESE MONIES WERE PREVIOUSLY GOING TO A PRIVATE ORGANIZATION WORKING OUT OF THE COURTHOUSE IN HOLMES COUNTY WHEN THE BOARD AGREED TO ALLOW IT TO BE MOVED TO WASHINGTON COUNTY AND MAKE IT A COUNTY PROJECT. THE PRIVATE ORGANIZATION COLLECTED APPROXIMATELY \$65,000 TO \$70,000 A YEAR.

3. THEY HAD A SURPLUS OF APPROXIMATELY \$48,000

PEEL EXPRESSED HIS APPRECIATION TO THE BOARD FOR ALLOWING THE PROBATION AND PAROLE TO BE A WASHINGTON COUNTY OPERATION. HE ADDRESSED THEIR PURPOSE WAS NOT TO MAKE MONEY BUT TO PROVIDE BETTER SERVICE TO THE COURT SYSTEM AS WELL AS TO THE PEOPLE ON PROBATION.

JUDGE PEEL THEN UPDATED THE BOARD ON HE AND SHERIFF HADDOCK HAVING DISCUSSED THE NEED TO LOOK AT DOING SOMETHING WITH THE OLD COUNTY JAIL; IT IS PROBABLY A SAFETY HAZARD AND HEALTH HAZARD. HE SUGGESTED SOMEONE TAKING THE OLD JAIL ON AS A PROJECT AND SAY IT IS TIME TO DO AWAY WITH IT OR TIME TO FIX IT UP. HE SAID HE WOULD NOT MAKE A RECOMMENDATION ON WHAT TO DO AS THIS WOULD BE A BOARD DECISION; HOWEVER, HE WISHES SOMETHING COULD BE DONE. THE BOARD CONSENTED THIS WAS AN ISSUE THAT NEEDED ADDRESSING.

TED EVERITT, WASHINGTON COUNTY CHAMBER OF COMMERCE, REQUESTED THE BOARD ADOPT A RESOLUTION REAUTHORIZING CHIPLEY/ WASHINGTON COUNTY ENTERPRISE ZONE WHICH WOULD GIVE A LEGAL DESCRIPTION OF ALL THE NEW AREAS THAT WOULD BE INCLUDED IN THE ENTERPRISE ZONE. RATHER THAN THIS BEING CALLED THE CHIPLEY ENTERPRISE ZONE, EVERITT ADVISED IT WOULD NOW NEED TO BE CALLED AND RENAMED THE WASHINGTON COUNTY ENTERPRISE ZONE; THEY HAVE EXPANDED THE ENTERPRISE ZONE TO INCLUDE VERNON AND EBRO.

COMMISSIONER CORBIN AND FINCH ASKED ABOUT WAUSAU AND THE OTHER AREAS IN THE COUNTY BEING INCLUDED IN THE ENTERPRISE ZONE. EVERITT ADDRESSED THERE BEING SO MANY MILES THAT CAN BE CREATED; HOWEVER, DUE TO HIM NOT BEING CHAMBER DIRECTOR AT THE TIME THE ENTERPRISE ZONE AREA WAS CREATED, HE CAN'T ANSWER THEIR QUESTIONS WITH ANY CONFIDENCE. HE REPORTED THEY HAD TAKEN SOME OF THE CHIPLEY AREA OFF AND THAT MILEAGE HAD BEEN APPLIED TO EBRO AND VERNON. BY STATUTE, EVERITT ADVISED THEY COULDN'T GO BEYOND TWENTY MILES.

THE BOARD WAS ADVISED WAUSAU WAS NOT CONSIDERED IN THIS ROUND AS THEY WERE LOOKING AT AREAS IN THE COUNTY THAT WOULD BE IMPACTED BY THE FOUR LANING OF HIGHWAY 79; VERNON AND PORTIONS OF EBRO WILL BE IMPACTED. IT WAS ALSO POINTED OUT TO THE BOARD THEIR ORIGINAL ENTERPRISE ZONE WAS ONLY 1.5 SQUARE MILES BY STATUTE; OVER THE YEARS, THIS HAS BEEN EXPANDED TO 20 SQUARE MILES AND THE BOUNDARIES CAN BE CHANGED IN THREE YEAR INCREMENTS.

CHAIRMAN FINCH REQUESTED THE CHAMBER ALLOW THE BOARD OF COMMISSIONERS TO GIVE INPUT WHEN THEY START CHANGING THE BOUNDARIES AGAIN; HE REFERRED TO GROWTH ON HIGHWAY 77 TOWARD SUNNY HILLS AND WAUSAU SHOULD BE CONSIDERED.

COMMISSIONER CORBIN QUESTIONED WHY THE BOARD WAS NOT MADE AWARE OF THE BOUNDARY CHANGES PRIOR TO BEING ASKED TO APPROVE OF THE RESOLUTION INCLUDING THE CHANGES. THE LADY ADVISED THE CHAMBER DID HAVE CONVERSATION WITH COMMISSIONER SAPP ON THE ISSUE AND A BRIEF CONVERSATION WITH COMMISSIONER STRICKLAND.

COMMISSIONER CORBIN POINTED OUT HE APPRECIATED THEM TALKING WITH COMMISSIONER SAPP AND STRICKLAND; HOWEVER, THERE WERE THREE OTHER COMMISSIONERS WHO HAD TO APPROVE OF THE BOUNDARY CHANGES THAT WERE ELECTED BY THE SAME PEOPLE THEY WERE. COMMISSIONER CORBIN WAS ASSURED THE BOARD WOULD BE MADE AWARE OF ANY BOUNDARY CHANGES IN THE FUTURE.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO ADOPT AND AUTHORIZE THE SIGNING OF THE RESOLUTION REAUTHORIZING THE CHIPLEY/WASHINGTON COUNTY ENTERPRISE ZONE.

EVERITT REPORTED UNDER HIS NEW ROLE AS DIRECTOR OF THE CHAMBER OF COMMERCE, COMMUNICATION WILL BE BETTER BETWEEN THE BOARD AND THE CHAMBER. THE BOARD REQUESTED EVERITT COMMIT TO REPORT ON THE CHAMBER ACTIVITIES AT EVERY COUNTY COMMISSION MEETING.

EVERITT THEN OFFICIALLY TENDERED HIS RESIGNATION AS TDC DIRECTOR EFFECTIVE JANUARY 1, 2006 DUE TO THE AMOUNT OF WORK AND HIS OBLIGATION TO THE MERCHANTS, CHAMBER AND COUNTY COMMISSION. HE OFFERED HIS SUPPORT TO THE TDC AND WOULD LIKE TO SEE IT REMAIN FINANCIALLY SOUND. HE ADDRESSED HIS POSITION HAD BEEN BASICALLY AN UNPAID POSITION FOR THE LAST EIGHT YEARS; IT SHOULD REMAIN UNPAID BECAUSE THE PASSION COMES THRU THE PERSON. COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER SAPP AND CARRIED TO ACCEPT EVERITT'S RESIGNATION AS TDC DIRECTOR EFFECTIVE JANUARY 1, 2006.

EVERITT REQUESTED THE BOARD ALLOW HIM TO COME BACK BEFORE THEM TO PRESENT RECOMMENDATIONS FROM THE TDC FOR HIS REPLACEMENT AND THE BOARD DECIDE WHO THE NEXT LEADER WILL BE. HE ADDRESSED THE NEED FOR A SECRETARY ONCE THE NEW LEADER OF TDC IS APPOINTED. HE THANKED THE BOARD FOR THE PRIVILEGE AND HONOR TO LEAD THE TDC OVER THE PAST YEARS.

COUNTY ENGINEER, CLIFF KNAUER, UPDATED THE BOARD ON TRYING TO TIE INTO JOINER ROAD FROM WHERE IT ENDED AT MR. JOINER'S CURVE TO STATE PARK ROAD SO THEY WOULD HAVE SOME GOOD CUT THROUGH; THEY ENDED UP GETTING A CDBG GRANT FOR PART OF THE PROJECT AND FOUGHT THEIR WAY THROUGH THE REMAINDER 3/4 MILE. DURING THE PROCESS, HE, COMMISSIONER ENFINGER AND ADMINISTRATOR HERBERT MET WITH AND WORKED WITH FL-DEP TO SATISFY THEIR REQUIREMENTS FOR THE ROADWAY THAT CAME THROUGH THAT SECTION. HE SURVEYED THE ROADWAY AND CAME UP WITH A PRELIMINARY DESIGN WHICH CHANGED MANY TIMES BASED ON FL-DEP COMMENTS, REQUIREMENTS, STORMWATER RETENTION, MAKING SURE THE RUN OFF WAS TREATED, MAKING SURE THE SLOPES ON THE SWALES WERE NOT AS STEEP AS THEY WERE TO BEGIN WITH, ETC. ESSENTIALLY WHAT THE COUNTY IS LOOKING AT NOW IS MAURICE SCOTT SAYING HE HAS MORE WATER THAN HE USE TO HAVE AND IT IS CAUSING DAMAGE TO HIS PROPERTY. KNAUER RECOMMENDED HAVING A MEETING WITH FL-DEP, MR. SCOTT AND HIS SON, HIMSELF AND A REPRESENTATIVE FROM THE BOARD TO TRY AND RESOLVE THE PROBLEM.

MAURICE ADDRESSED THE BOARD ON HIS SON GARY SCOTT, WHO WAS HIS LEGAL REPRESENTATIVE, WAS SUPPOSE TO BE PRESENT TODAY BUT WAS UNABLE TO DUE TO THE HURRICANE AND HIS JOB REQUIRING HIM TO BE ELSEWHERE.

ON HIS BEHALF, GARY HAD REQUESTED THE DISCUSSION ON THIS MATTER BE OFFICIALLY RECORDED AND PUBLISHED IN THE MINUTES ADDRESSING HIS COMPLAINT AND THE BOARD'S RESPONSE TO THE COMPLAINT.

MAURICE SAID HIS LAND WAS AT THE NORTH/NORTHEAST CORNER OF THE PARK, SECTION 22; HE PURCHASED THE PROPERTY IN 1968 AND HAD PECAN ORCHARDS AND PEAR TREES THAT WERE 30+ YEARS OLD. HE ADDRESSED HIM NEVER HAVING ANY PROBLEMS DURING THAT TIME DRIVING TO THE TREES IN THERE WITH HIS CAR. HE SAID HE THOUGHT HE HAD BEEN ACCUSED THAT IS WHERE THE WATER WAS SUPPOSE TO GO.

MAURICE THEN INTRODUCED MICHAEL SCOTT, HIS SON WHO HAS RETIRED FROM THE AIRFORCE AS A BIO-ENVIRONMENTAL ENGINEER FOR 27.5 YEARS AND LLOYD ARMSTRONG WHO HAS BEEN LOOKING AFTER SCOTT'S PROPERTY AT THE PARK FREE OF CHARGE AND WHO IS ALSO AN ENGINEER. LLOYD CAN TELL THE BOARD ABOUT THE WASHING OF THE PROPERTY, WHEN IT STARTED, WHERE IT STARTED AND THE CAUSE OF IT.

MAURICE THEN SHOWED THE BOARD SEVERAL PICTURES; ONE WAS TAKEN IN JUNE OF 2002 OF THE LOCATION WHERE HE GOES INTO HIS EASEMENT, A SECOND PICTURE WAS CARTER BOULEVARD WHERE THE BOARD WAS GOING TO HAVE A DEDICATION CEREMONY TODAY. HE ADDRESSED WHEN YOU GET TO THE ENTRANCE OF THE PARK ON THE LEFT IN THE DIP, WATER HAS BEEN COMING DOWN THERE; THERE USE TO BE A CULVERT BUT IT HAS BEEN REMOVED. ON THE SIDE AT THE DAM, THE WATER WAS HELD BACK AND A DITCH WAS CUT WHERE HE HAD BEEN DRIVING FOR 34 YEARS WITHOUT THE NEED FOR A DRIVEWAY; HE SAID THAT WAS WHERE HIS EASEMENT IS.

HE SHOWED ANOTHER PICTURE WHERE THE STREAM WAS BLOCKED WHEN IT WAS DESIGNED; WHEN IT WAS BLOCKED, THERE WAS CONCRETE PUT IN THERE, A WATER WELL AND A NUMBER OF BIG CULVERTS. HE REQUESTED THE BOARD LOOK AT THE CULVERTS PUT IN DUE TO ALL THE WATER ON BOTH SIDES OF CARTER ROAD THAT HAD BEEN GOING THROUGH THE ROAD LIKE IT ALWAYS HAD DONE NOW ALL OF A SUDDEN IS TURNED ON HIM. HE

ADDRESSED IT HAD WASHED OUT HIS ROAD AND HE WAS UNABLE TO DRIVE DOWN IT; ARMSTRONG CUT HIM ANOTHER ROAD.

MAURICE SAID THE WATER STARTS RUNNING AT THE ENTRANCE OF PINE BLUFF TO PARK ROAD, RALPH CARTER BOULEVARD AND ALL THE WAY TO JOINER ROAD ALL THE WAY INTO HIS PROPERTY.

COMMISSIONER CORBIN UPDATED THE BOARD ON HAVING GONE OVER ALL OF THIS WITH MAURICE AND CONCURRED WITH WHAT HE WAS SAYING; THE WATER USE TO FLOW OUT THROUGH PIPPIN'S AND SMALLEY'S SUBDIVISION AND IT HAS BEEN BLOCKED. HE ADDRESSED HE THOUGHT THE ENGINEER, COUNTY ADMINISTRATOR AND MAYBE DALLAS CARTER OF PUBLIC WORKS HAVING MET WITH MR. JOINER, WHO OWNS THE PROPERTY THAT JOINS MAURICE'S PROPERTY TO THE RIGHT. THE COUNTY TRIED TO SOLICIT A DITCH FROM JOINER ALONG THE PROPERTY LINE TO CARRY THE WATER SO IT WOULDN'T BOTHER ANYONE; JOINER WOULDN'T AGREE ON ANYTHING.

CLIFF AGREED THAT JOINER DIDN'T WANT ANYTHING DONE TO HIS PROPERTY AND WANTED IT LEFT THE WAY IT HAS ALWAYS BEEN. COMMISSIONER COPE QUESTIONED DIDN'T PART OF THE WATER ORIGINALLY GO TO MR. JOINER. KNAUER SAID HE THOUGHT THERE WERE SOME BIG MISCONCEPTIONS ON WHERE THE WATER ALL GOES.

COMMISSIONER CORBIN ADVISED SINCE MR. SMALLEY AND PIPPIN HAS SOLD THEIR SUBDIVISION, TRACEY STRICKLAND HAS A HOUSE THAT IS IN THE MIDDLE OF THE STREAM IT USE TO GO IN AND REFERRED TO WHEN THE DAM BROKE STRICKLAND'S HOUSE LOOKED LIKE IT WAS SETTING IN THE MIDDLE OF AN ISLAND AND THE COUNTY HAULED WASTE MATERIALS AND FIXED IT BACK FOR HIM. COMMISSIONER CORBIN SAID HE KNEW WHAT MR. SCOTT WAS SAYING WAS THE TRUTH; THE COUNTY ENGINEER HAS SAID IT IS AN ENVIRONMENTAL PROBLEM.

CLIFF ADVISED THE DESIGN OF THAT SECTION HAD TO BE APPROVED BY FL-DEP, IT WAS CHANGED NUMEROUS TIMES TO SATISFY FL-DEP IN ORDER TO GET RIGHT OF WAY; THE DESIGN USED WAS WHAT WAS APPROVED BY FL-DEP.

MAURICE UPDATED THE BOARD ON WHEN THE JOINER ROAD PROJECT WAS GOING IN, HE ASKED LARRY ENFINGER, WHO WAS COMMISSIONER AT THAT TIME, TO LOOK AFTER HIS INTEREST AND PROTECT HIM FROM ANY WATER PROBLEM. ENFINGER HAD TOLD HIM HE WAS UNAWARE HE OWNED THE PROPERTY; HE MET ENFINGER DOWN THERE ALONG WITH CLIFF, PHILLIP PIPPIN AND JAMES SMALLEY AND THEY TALKED ABOUT PROTECTING HIM FROM THE WATER. CLIFF MADE A STATEMENT THAT WATER HAS TO RUN SOMEWHERE. HE STARTED COMPLAINING TO OTHER BOARD MEMBERS AND THEY SAID THEY WOULD HAVE CLIFF CHECK INTO IT; HE SAID HE HAS BEEN BRINGING THIS UP SINCE THE ROAD WAS PUT IN. HE POINTED OUT HE WAS NO LONGER PHYSICALLY ABLE OR MENTALLY ABLE TO DO ANY MORE; HE HAS DEEDED ALL OF HIS PROPERTY TO HIS SONS. HIS SON HAS ADVISED HE IS GOING TO GET A LAWYER WITH HIM ADVISING HIS SON THEY WOULD HAVE TO DO TO HIM NOT BEING ABLE TO GET TO HIS PROPERTY. HE POINTED OUT HIS SON HAD ALREADY PLANNED TO BUILD A HOME ON THE PROPERTY AND HE IS GOING TO START LOOKING AFTER IT.

MAURICE SUGGESTED THE BOARD PUT THE CULVERT BACK IN WHERE IT USE TO BE LIKE IT HAD ALWAYS BEEN AND PUT THE WATER BACK ON BOTH SIDES OF THE PARK.

LLOYD ARMSTRONG, 1346 OAK AVENUE, UPDATED THE BOARD ON HIM HAVING BEEN TAKING CARE OF SCOTT'S PROPERTY FOR OVER TEN YEARS; THE ROAD THEY HAD BEEN USING WAS FINE AND THEY HAD ALWAYS MAINTAINED IT. HOWEVER, AFTER THE CONSTRUCTION OF THE NEW ROAD, THE WATER IS COMING IN ON JOINERS, COMES DOWN AND IS WASHING THEIR ROAD; HE HAS BACKED DIRT AND BACKED DIRT AND WOUND UP HAVING TO CUT A NEW ROAD. HE ADDRESSED IT HAS PUSHED SAND AND CANS THAT WASH OUT OF THE DITCHES ALL ONTO SCOTT'S PROPERTY. ARMSTRONG REQUESTED THE BOARD DO SOMETHING ABOUT THE WATER BECAUSE IT DIDN'T WASH SCOTT'S PROPERTY UNTIL THE NEW JOINER ROAD CONSTRUCTION STARTED; SCOTT IS GETTING A LOT MORE WATER THAN EVER BEFORE.

MICHAEL SCOTT, MR. SCOTT'S OLDEST SON, ADDRESSED THE WATER BEING TALKED ABOUT IS GOING ONTO HIS PROPERTY; HE REPORTED THAT HE, HIS DAD AND BROTHER HAD CLEARED ALL THE LAND AND PLANTED ALL THE PECAN TREES THEMSELVES AND ARE PROUD OF THE LAND. HE REQUESTED THE BOARD PROVIDE HIM WITH ANY AND ALL ENVIRONMENTAL TYPE STUDIES DONE ON THOSE PROJECTS THAT DIVERTED THE WATER TO HIS LAND. HE

ADVISED THE BOARD THEY HAD PICTURES AND TAPES OF THE BEFORE AND AFTER THE NEW ROAD CONSTRUCTION.

MAURICE READDRESSSED THE BOARD ON HIM HAVING NOT RECEIVED ANY SATISFACTION ON CORRECTING THE DRAINAGE PROBLEM AND HIS SON HAS TAKEN IT AWAY FROM HIM AND HE IS GOING TO LET HIM TAKE CARE OF THE DRAINAGE PROBLEM. HE ALSO REITERATED HIS SON HAD ALREADY CONTACTED A LAWYER AND THAT IS WHY HE IS ASKING FOR THE ENVIRONMENTAL STUDIES. HE ADDRESSED HIM NOT WANTING TO GET INTO A LAWSUIT BUT HE WAS NOT GOING TO PUT UP WITH THE WATER GOING INTO HIS PROPERTY. HE POINTED OUT ALL HE HAD ASKED BEFORE WAS TO CUT THE ROAD OUT; BUT, NOW HE FEELS THEY NEED HELP IN STABILIZING THE ROAD SO THEY CAN GO BACK IN THERE.

CLIFF UPDATED THE BOARD WHEN TRYING TO GET RIGHT OF WAY FROM AN ORGANIZATION THAT IS OWNED BY A BUREAU OF STATE LANDS AND FLORIDA TRUSTEES, YOU DO WHAT THEY ASK YOU TO DO; THIS IS PRETTY MUCH WHAT THE COUNTY HAS DONE ON THE DESIGN FOR THIS PROJECT. HE ADDRESSED THE PRELIMINARY DESIGN WAS REVIEWED BY THE ENGINEERS AT THE BUREAU OF DESIGN AND RECREATION; THEY MADE RECOMMENDATIONS TO THE COUNTY, THE COUNTY REVISED THE DESIGN SEVERAL TIMES. HE POINTED OUT FL-DEP REQUIRES TREATMENT OF STORM WATER AND DOESN'T ALLOW YOU TO DUMP WATER ANYWHERE ANYTIME; THE SWALES PUT IN PROVIDES THE TREATMENT. DUE TO THE AMOUNT OF RAIN SEEN THIS PAST YEAR, CLIFF ADVISED IT HAS PROBABLY CAUSED SOME PROBLEMS GREATER THAN MR. SCOTT HAS SEEN IN HIS PREVIOUS 30+ YEARS AND THIS IS PART OF THE PROBLEM. ONCE THERE IS RUTS GOING DOWN A ROAD, CLIFF SAID IT GETS WORSE IN A HURRY; WHAT USE TO BE SHEET FLOW IS NOW CONCENTRATED FLOW RIGHT DOWN SCOTT'S ROAD AND IT IS ACTING LIKE A GIANT FLUME.

COMMISSIONER CORBIN SAID IF THE ROAD COULD BE BUILT UP TO WHERE MR. SCOTT COULD GET TO HIS PROPERTY WOULD BE SATISFACTORY, EVEN WITH PIPE. KNAUER SAID WHATEVER THE BOARD DECIDES NEEDS TO BE DONE, THEY WOULD HAVE TO GET FL-DEP APPROVAL.

CHAIRMAN FINCH ASKED IF THE COUNTY HAD ANY ENVIRONMENTAL IMPACT STATEMENTS, ETC. PRIOR TO THE DESIGN BEING DONE. CLIFF ADVISED THE FL-DEP BIOLOGISTS DID A PRETTY SUBSTANTIAL EVALUATION; HOWEVER, HE DOESN'T KNOW IF HE HAS A COPY. HE REFERRED TO HAVING MET WITH FL-DEP FOUR TIMES ON THE SITE AND ALSO IN TALLAHASSEE; HE AND COMMISSIONER ENFINGER BOTH HAD MET WITH THEM.

WHEN QUESTIONED IF THE BOARD HAD ANYTHING IN THEIR JOINER ROAD FILE ON ENVIRONMENTAL STUDIES THAT WERE DONE BY FL-DEP, ADMINISTRATOR HERBERT ADVISED THERE WAS A JOINER ROAD FILE BUT HE WAS NOT SURE IF THERE WAS AN ENVIRONMENTAL IMPACT STUDY IN IT. CLIFF ADVISED THE BOARD HE WAS NOT SURE IF FL-DEP'S BIOLOGIST PROVIDED A COPY OF THEIR IMPACT STUDY BACK TO THE COUNTY; HOWEVER, THE BOARD COULD REQUEST IT. CLIFF ALSO AGREED TO PROVIDE ANY INFORMATION HE HAS IN HIS FILES TO ANYONE WHO WOULD LIKE TO REVIEW IT.

CHAIRMAN FINCH ASKED WHAT STEPS WOULD THE BOARD BE GOING INTO TO TRY AND ADDRESS THE SITUATION. KNAUER ADVISED HE WOULD LIKE TO ORGANIZE A MEETING WITH FL-DEP, MICHAEL SCOTT, MR. SCOTT, MR. ARMSTRONG, MR. PIPPIN AND DISCUSS THE PROBLEM. CHAIRMAN FINCH APPOINTED COMMISSIONER CORBIN TO BE ON THE COMMITTEE. COMMISSIONER CORBIN AGREED TO BE ON THE COMMITTEE AND IF ACTION WAS NEEDED, OFFERED A MOTION TO AUTHORIZE CLIFF TO ORGANIZE THE MEETING.

CLIFF REPORTED THE ENGINEER THAT REVIEWED THEIR PLANS THAT WAS PART OF THE DESIGN ON THE JOINER ROAD PROJECT STILL WORKS IN THE SAME PLACE AT FL-DEP; IT WOULD BE GOOD IF WE COULD GET HIM TO COME.

CHAIRMAN FINCH ADVISED, ONCE THE MOTION IS PASSED, THERE NEEDS TO BE A PLAN FORMULATED AND PUT SOME TIME LIMITS IN IT SO THEY CAN TRY AND BEGIN TO TRY AND SATISFY SCOTT'S SITUATION. COMMISSIONER COPE SECONDED THE MOTION TO FORMULATE THE COMMITTEE AND GET WITH FL-DEP AND PUT SOME TIME LINES ON WHEN ACTION WILL BE TAKEN. THE MOTION CARRIED.

SCOTT SAID HE APPRECIATED THE BOARD'S TIME BUT HE DOESN'T WANT TO WAIT ANOTHER TWO YEARS, NOT EVEN SIX MONTHS, TO GET THE PROBLEM CORRECTED.

CHAIRMAN FINCH CALLED FOR A TEN MINUTE RECESS.

PURSUANT TO A RECESS, CLIFF FINISHED HIS REPORT:

A. ALLISON DRIVE PAVING PROJECT-THE ASPHALT ONLY WAS BID OUT; ANDERSON COLUMBIA BID \$54,196 TO PAVE IT, MAINTENANCE OF TRAFFIC AND THE BOND FOR THE PROJECT.

DISCUSSION WAS HELD ON THE AWARD FOR ALLISON DRIVE BEING \$49,000 PLUS WITH THE REMAINDER OF THE MONIES TO COME FROM COMMISSIONER CORBIN'S PAVING MONIES OR MAINTENANCE MONIES IF ANDERSON WON'T AGREE FOR THE COUNTY LABOR TO DO THE MAINTENANCE OF TRAFFIC.

DISCUSSION WAS HELD WITH THE BOARD'S CONSENSUS FOR CLIFF TO TALK TO ANDERSON COLUMBIA ON COUNTY LABOR DOING THE MAINTENANCE OF TRAFFIC AND ALSO TO LOWER THE WIDTH TO 20'. COMMISSIONER CORBIN COMMITTED TO USE HIS PAVING MONIES IF NECESSARY AND ALSO TO UNDERTAKE RAISING MONIES FROM THE COMMUNITY IF HE NEEDED TO.

B. KNAUER UPDATED THE BOARD ON THE ORANGE HILL PROJECT BID COMING IN HIGH; THEY HAD \$80 A TON ASPHALT BID, CULVERTS CAME IN HIGH ON 18" AND 24", BOX CULVERTS CAME IN HIGH AND THE OVERALL COST OF CONSTRUCTION IS UNBELIEVABLE. HE SAID OVER \$1.5 MILLION OF THE \$2.4 MILLION FOR THE PROJECT WAS DRAINAGE RELATED; THEY WERE TRYING TO REPLACE ALL THE SIDE DRAINS AND CROSS DRAINS FOR THE PROJECT BUT THEY ARE NOT GOING TO BE ABLE TO AFFORD IT. HE REQUESTED THE OPPORTUNITY TO MEET WITH FL-DOT AND THE FEDERAL OFFICIALS OF OTTED TO SEE IF THEY CAN AWARD THE PROJECT TO THE LOW BIDDER CONTINGENT ON THE PEOPLE GIVING THE GRANT APPROVING OF THIS. HE POINTED OUT A LOT OF THE DRAINAGE STRUCTURES INCLUDED IN THE PROJECT WILL HAVE TO BE ELIMINATED THAT IS SHOWING ON THE PLANS NOW. HE ADDRESSED THERE BEING TWO GRANTS; \$750,000 OTTED GRANT WITH THE REST BEING SCRAP GRANT FUNDING. BEFORE THE CONTRACT IS SIGNED WITH THE CONTRACTOR, THE BOARD NEEDS TO MAKE SURE THE GRANTS PEOPLE ARE OKAY WITH THEM NEGOTIATING DOWN WITH THE LOW BID THEY HAVE NOW WITH C. W. ROBERTS.

KNAUER UPDATED THE BOARD ON THE CDBG GRANT AWARD OF APPROXIMATELY \$700,000 FOR THE QUAIL HOLLOW PROJECT; HE ASKED THE BOARD TO KEEP IN MIND THE \$80 A TON FOR ASPHALT IS TOUGH.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE TO AWARD THE ORANGE HILL PROJECT TO C. W. ROBERTS CONTINGENT ON FL-DOT AND THE FEDERAL OFFICIALS APPROVING NEGOTIATING THE PRICE DOWN WITH THE LOW BIDDER TO MAKE IT COME WITHIN BUDGET.

COMMISSIONER COPE QUESTIONED IF PULLING THE SIDE DRAINS ON THE PROJECT WOULD SAVE THAT MUCH. CLIFF ADVISED THERE WERE SEVERAL THINGS THAT COULD BE DONE:

1. THEY COULD DROP BACK ON THE ASPHALT SOME AND NOT PUT AS MUCH AS THEY HAD PLANNED ON PUTTING
2. DROP BACK ON SOME OF THE DRAINAGE STRUCTURES

COMMISSIONER CORBIN, IN HIS OPINION, FELT LIKE THERE WASN'T ASPHALT NEEDED FROM BRICKYARD ROAD TO PIONEER ROAD; THE PORTION FROM PIONEER ROAD TO LEDGER ROAD IS AN 18' ROAD AND IT NEEDS TO BE 22'. HE SAID HE COULD AGREE TO ELIMINATING PAVING BACK TO THE DRIVE-WAY.

CHAIRMAN FINCH ADVISED KNAUER TO DO WHAT HE HAS TO DO AND BRING BACK OPTIONS TO THE BOARD ON BRINGING THE PROJECT UNDER BUDGET.

KNAUER ADVISED THE BOARD THEY NEEDED TO BE REAL CAREFUL ON SOME OF THEIR GRANT APPLICATIONS THEY HAVE ON THE CDBG PROJECTS; ONCE THEY GET THE GRANT, THEY HAVE TO GET FROM POINT A TO POINT B WITH THE FUNDING THEY GIVE YOU.

THE MOTION CARRIED.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO AWARD ANDERSON COLUMBIA THE BID ON ALLISON DRIVE WITH COMMISSIONER CORBIN; IF ENOUGH GRANT FUNDING IS NOT AVAILABLE, COMMITTING TO USE HIS FUTURE PAVING MONIES AND IF THAT IS NOT SATISFACTORY WITH THE BOARD, RAISE MONIES TO MAKE UP THE DIFFERENCE IN THE BID AND THE GRANT MONIES AVAILABLE. ANDERSON COLUMBIA WAS THE ONLY BIDDER ON THE PROJECT.

CLIFF UPDATED THE BOARD ON HAVING MET WITH PAUL THORPE, NFWFMD, AND THEY RODE THROUGH ROLLING PINES ROAD AND BONNET POND ROAD LOOKING AT THE GRANT

SITUATION. HE SHOWED THORPE WHERE THE VESTED AREAS WERE THAT MADE THE GRANT QUALIFY FOR WATER QUALITY IMPROVEMENTS. THORPE WAS IMPRESSED WITH BOTH PROJECTS AS FAR AS ACCOMPLISHING THE GOALS OF THE FLORIDA FOREVER PROGRAM.

DISCUSSION WAS HELD ON THE DIFFERENCE IN THE ASPHALT PRICE ON THE ALLISON DRIVE PROJECT AND ORANGE HILL PROJECT; \$81.30 ON ORANGE HILL PROJECT AND \$62 + ON ALLISON DRIVE WAS ANDERSON COLUMBIA'S PRICE PER TON FOR ASPHALT.

COMMISSIONER CORBIN INFORMED CLIFF THE BOARD WAS CONCERNED ABOUT HIS INVOICES FOR ENGINEERING SERVICES ON THE ORANGE HILL HIGHWAY. CLIFF UPDATED THE BOARD ON THE SCRAP PROJECTS ON THE LAP AGREEMENTS, FL-DOT HAS ONLY SET ASIDE 10% OF THE GRANT AWARD FOR SURVEYING, DESIGN AND CEI INSPECTIONS; THIS IS WHAT PREBLE RISH HAS ALWAYS DONE FOR THE BOARD. HE ADDRESSED STACY WEBB, GRANTSPERSON FOR THE COUNTY, HAVING BROUGHT THE ORANGE HILL PROJECT BEFORE THE BOARD AND HE CAME AFTER HER AND BROUGHT IT BEFORE THE BOARD TO AGREE TO DO THE ENGINEERING FOR THE SAME AS THEY HAD IN THE PAST, WHICH WAS THE 10% ALLOCATED FOR THE PROJECT. HE INFORMED THE BOARD THEY WERE LOOKING AT \$100,000 JUST FOR SURVEYING ON THE ORANGE HILL PROJECT; IT IS NOT ALL GOING FOR ENGINEERING AND IT WILL BE A SEVEN TO EIGHT MONTH PROJECT FOR INSPECTIONS. COMMISSIONER SAPP OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO APPROVE OF THE PREBLE RISH INVOICES FOR ITEMS G AND H ON THE CONSENT AGENDA.

MSBU DEVELOPMENT-MARK MCGOUGH, RESIDENT OF SUNNY HILLS, MSBU BOARD MEMBER AND PRESIDENT OF THE FIRE DEPARTMENT, SUBMITTED A FORMAL REQUEST FOR THE BYLAWS OF THE MSBU SO THEY ARE AVAILABLE TO THE SUNNY HILLS COMMUNITY.

UPON HIS RESEARCH OF THE MSBU AND THE BYLAWS, IT CAME TO HIS ATTENTION THERE WAS A DRAFT ORDINANCE FILED WITH THE COUNTY COMMISSION AND IT WAS SUPPOSE TO BE BROUGHT UP FOR ADVERTISEMENT REASONS; NOBODY WAS AWARE OF THE PROPOSED CHANGES TO THE ORDINANCE AND THE MSBU WAS SUPPOSE TO BE OPERATED WITHIN THE SUNSHINE AGREEMENT. HE SAID, HE AS A MEMBER OF THE MSBU BOARD, WAS NOT AWARE OF ANY PROPOSED CHANGES TO THE ORDINANCE AND OTHER RESIDENTS IN THE COMMUNITY WERE NOT AWARE OF ANY PROPOSED CHANGES.

HE PROPOSED TO THE BOARD OF COMMISSIONERS TO TABLE WHATEVER PROPOSAL THEY HAVE TO ADVERTISE THE ORDINANCE HEARING; HE REFERRED TO IT BEING IN THE SUNNY HILLS NEWSLETTER, THE BYLAWS WOULD BE DISCUSSED AT THE NOVEMBER 16TH MEETING. HE ADDRESSED HIM NOT KNOWING HOW THE PROPOSED CHANGES WOULD NOT BE KNOWN BY THE CITIZENS OF THE COMMUNITY UNTIL NOVEMBER 16TH WHEN THE BOARD WAS PROVIDED A COPY OF THE PROPOSED CHANGES IN SEPTEMBER. HE ASKED THE BOARD TO TABLE THIS MATTER UNTIL AFTER THE CITIZENS HAVE MET ON IT AND THEIR CHANGES ARE IMPLEMENTED INTO IT AND A CONSENSUS IS SUBMITTED TO THE BOARD FOR PUBLICATION IN THE NEWSPAPERS.

WHEN QUESTIONED BY CHAIRMAN FINCH ON ANY TIME FRAME REQUIREMENTS FOR ADVERTISING, ATTORNEY HOLLEY ADVISED IT WAS UP TO THE BOARD WHEN THEY ADVERTISE AN ORDINANCE. CHAIRMAN FINCH QUESTIONED IF THE BOARD HAD ACTED ON THIS ISSUE ALREADY; ADMINISTRATOR HERBERT SAID NO CHANGES TO THE MSBU ORDINANCE HAVE BEEN ADVERTISED. CHAIRMAN FINCH ADVISED THE BOARD HAD NOT BEEN ASKED TO ADVERTISE PROPOSED CHANGES TO THE MSBU ORDINANCE; HE SAID THEY HAD BEEN GIVEN COPIES AND ONCE EVERYBODY IS SATISFIED IT IS TIME TO ADVERTISE IT, THAT IS WHAT THEY WILL DO. MCGOUGH QUESTIONED WHY THE BOARD WOULD EVEN HAVE COPIES IF IT HASN'T WENT BEFORE THE CITIZENS OF THE COMMUNITY. CHAIRMAN FINCH INFORMED MCGOUGH HE WOULD HAVE TO WORK THAT OUT WITH HIS GROUP; THE BOARD RECEIVES COPIES OF A LOT OF INFORMATION HE DOESN'T UNDERSTAND.

JIM TOWNE ADDRESSED THE BOARD STATING HE DRAFTED A MEMO TO THE MEMBERS OF THE CIVIC ASSOCIATION AND IT HAD NOTHING TO DO WITH THE COUNTY COMMISSION AT THIS POINT; IT WOULDN'T COME TO THE COUNTY COMMISSION UNTIL THE CIVIC ASSOCIATION HAS ADDRESSED THE BYLAW CHANGES WHICH WOULD THEN SET THE STAGE TO ADDRESS THE ORDINANCE CHANGES. HE REITERATED IT WAS JUST A STAFFING DOCUMENT FOR MEMBERS OF THE CIVIC ASSOCIATION AND IT HASN'T BEEN SUBMITTED TO ANYONE.

GLEN ZANETIC REPORTED THE OTHER ITEM MENTIONED IN THE NEWSLETTER FOR NOVEMBER 16TH IS PART OF AN MSBU MEETING; THIS IS NOT PART OF THE MSBU BUT IT IS

ACTUALLY ACTION THAT WILL HAVE TO BE TAKEN BY THE CIVIC ASSOCIATION. THE INFORMATION WAS PRINTED IN ERROR.

BUENO PRADES, HONEYWELL STUDY, PROVIDED COPIES OF THE ENERGY SERVICES PROGRAM SURVEY FOR WASHINGTON COUNTY. HE UPDATED THE BOARD, AT THE AUGUST BOARD MEETING, ON THEM HAVING ASKED ADMINISTRATOR HERBERT TO CONTACT REFERENCES ON HONEYWELL'S PROGRAM.

ADMINISTRATOR HERBERT ADDRESSED HIM HAVING TALKED TO THE HOLMES COUNTY SCHOOL BOARD; LARRY ZORN IS OVER THEIR FACILITIES. HERBERT ADVISED THAT ZORN INFORMED HIM THEY HAD NO PROBLEMS WITH THEIR CONTRACT WITH HONEYWELL AND HAVE HAD GOOD SUCCESS WITH THEM; HONEYWELL IS CURRENTLY WORKING ON THE LIGHTING FOR ABOUT EIGHT DIFFERENT SCHOOLS. HE ADDRESSED A VALANCE HAS A FIVE YEAR WARRANTY; WHEN A VALANCE GOES OUT, HONEYWELL WILL BUY A NEW VALANCE AND GIVE THEM \$10 OR BUY TWO NEW VALANCES. THE LIGHT BULBS ALSO HAVE A FIVE TO TEN YEAR WARRANTY. THE AIRCONDITIONING IS SET ON 70 TO 76 DEGREES DEPENDING ON THE OFFICE OF THE SCHOOL; THEIR PAYBACK PERIOD VARIES FROM EIGHT YEARS TO THIRTEEN YEARS.

IN TALKING WITH THE CITY OF TALLAHASSEE, HERBERT REPORTED THEY HAD TOLD HIM THEY COULDN'T HAVE DONE THE IMPROVEMENTS THEY HAVE MADE IF IT HAD NOT BEEN FOR HONEYWELL; THEY INCLUDED OVER TWENTY BUILDINGS, 200 TONS OF AIRCONDITIONING, 330 TONS OF CHILLERS, 6700 LIGHTS, 843 WATER CONSERVATION UNITS, A ROOFING PROJECT, ETC. HOLMES COUNTY AND TALLAHASSEE BOTH HAVE ADVISED THEY HAVE HAD NO PROBLEMS MAKING THEIR PAYMENTS WITH THE SAVINGS FROM HONEYWELL.

PRADES AGREED TO PRESENT ATTORNEY HOLLEY WITH A CONTRACT TO REVIEW IF THE BOARD APPROVES TO ENTER INTO AN AGREEMENT WITH HONEYWELL.

COMMISSIONER COPE ASKED WHAT THE INITIAL COST TO THE COUNTY WOULD BE UPFRONT. PRADES ADVISED THE COST OF THE PROGRAM, INCLUDING ANY FINANCING ASSOCIATED WITH IT, WILL BE PAID FOR OUT OF THE SAVINGS OVER TIME. ONCE THE COUNTY SIGNS THE CONTRACT, HONEYWELL WILL IMPLEMENT A FINANCE AGREEMENT WITH A FINANCING VENDOR THEY HAVE ALREADY LINED UP WHO HAS DONE A CREDIT CHECK ON THE COUNTY, ETC.; THEY WOULD IMPLEMENT THE AGREEMENT IN TANDEM WITH THE CONTRACT. HE ADDRESSED HIM HAVING ALREADY PRESENTED SAMPLES OF HONEYWELL'S CONTRACT AND A PROPOSED FINANCING AGREEMENT; BOTH OF THOSE CONTRACTS WOULD BE EXECUTED BUT THERE IS NO CASH THE COUNTY WOULD PAY INITIALLY. HONEYWELL WOULD DRAW FUNDS OUT OF THE ESCROW ACCOUNT SET UP BY THE FINANCING INSTITUTION TO PAY FOR THE CONSTRUCTION; AT THE END OF THE YEAR, ONCE ALL THE IMPROVEMENTS ARE MADE AND THE COUNTY BEGINS TO ACCRUE THE SAVINGS, THE SAVINGS WILL BEGIN TO ACCRUE DURING CONSTRUCTION; HOWEVER, AT THE END OF CONSTRUCTION IS WHEN HONEYWELL STARTS COUNTING THE SAVINGS AND TAKES IT TO PAY FOR THE FINANCING. HE REITERATED THERE IS NO CAPITAL DOLLARS OR UPFRONT CASH THE COUNTY HAS TO PAY FOR THAT IS NOT PAID FOR OUT OF THE SAVINGS GENERATED FOR THE PROGRAM.

COMMISSIONER CORBIN SAID THE BOARD WOULD HAVE TO TAKE ACTION TO AUTHORIZE THE CHAIRMAN TO SIGN THE NOTE FOR THE FINANCING AND THEN THE SAVINGS WOULD MAKE THE PAYMENTS. DISCUSSION WAS HELD ON THE BOARD NOT KNOWING WHAT THE NUMBERS ARE. PRADES ADVISED THE BOARD ALL THE NUMBERS WILL BE IDENTIFIED UPFRONT.

PRADES ADVISED THERE WERE TWO ACTIONS THE BOARD NEEDED TO TAKE TODAY:

1. BULK OF SAVINGS WAS LIGHTING AND VENDING MACHINES BUT THERE WAS A COUPLE OF OPTIONS WITH THE HVAC AT THE CHIPLEY SERVICE CENTER OR A GENERATOR; IF THE BOARD WANTED TO INCLUDE THOSE THEY NEEDED TO SEE WHICH OPTION HONEYWELL NEEDED TO FINALIZE THE NUMBERS ON.
2. APPROVE HONEYWELL TO PROCEED WITH THE OPTION SELECTED AND PREPARE A CONTRACT

BUENOS ADDRESSED IT HAD BEEN APPROXIMATELY FOUR TO FIVE MONTHS SINCE THEY PUT THE NUMBERS TOGETHER, THE NUMBERS THEY ARE LOOKING AT ARE BUDGETARY FIGURES AND THEY WILL HAVE TO GO BACK TO THE VENDORS TO GET AN UPDATE ON THE COST; HE ALSO ADDRESSED THE INTEREST RATES HAVE GONE UP AND FINANCING IS PART OF THIS. HE ADVISED HONEYWELL WOULD PROVIDE FINAL, FIRM NUMBERS AND A FINAL CONTRACT FOR THE BOARD TO REVIEW.

COMMISSIONER SAPP OFFERED A MOTION TO ELECT OPTION A FOR REVIEW AND FOR PRADES TO DEVELOP A CONTRACT TO PRESENT TO ATTORNEY HOLLEY FOR REVIEW. CHAIRMAN FINCH TURNED THE GAVEL OVER TO VICE- CHAIRMAN COPE AND SECONDED THE MOTION. THE MOTION CARRIED WITH COMMISSIONER COPE AND CORBIN OPPOSING.

FINAL APPROVAL OF SUBDIVISION PLAT FOR KIERSTON HEIGHTS FOR DEVELOPER JERRY SAPP ON HIGHWAY 77-COMMISSIONER SAPP ABSTAINED FROM VOTING DUE TO HAVING PERSONAL INTEREST OR PRIVATE GAIN IN THIS ISSUE.

RANDY PARKER REPORTED:

- A. THE BOARD HAS LOOKED AT THE KIERSTON HEIGHTS DEVELOPMENT PREVIOUSLY; THIS IS A LAND USE CHANGE AND IT WAS APPROVED; THE DEVELOPER HAS FILED A PRELIMINARY PLAT AND IT WAS APPROVED
- B. SAPP PUT IN THE IMPROVEMENTS, THE COUNTY ENGINEER INSPECTED THEM AND SIGNED OFF SAYING THEY WERE IN
- C. THE PLANNING COMMISSION VOTED TO RECOMMEND FINAL PLAT APPROVAL
- D. IT IS A 27 LOT SUBDIVISION; LOTS RANGE IN SIZE FROM ONE ACRE TO 2.7 ACRES
- E. IT IS RESTRICTED TO SINGLE FAMILY DWELLINGS; MOBILE HOMES NOT PERMITTED
- F. IT WILL HAVE PUBLIC PAVED ROADS
- G. THERE WILL BE SEPTIC TANKS AND WELLS

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER STRICKLAND AND CARRIED TO ACCEPT THE FINAL PLAT APPROVAL FOR KIERSTON HEIGHTS.

ED PELLETIER ADDRESSED THE BOARD WITH A PROBLEM THE COUNTRY OAKS FIRE DEPARTMENT WAS HAVING WITH THEIR PUMPER BEING IN NEED OF REPAIR AND THEM NOT HAVING FUNDING IN THEIR BUDGET TO TAKE CARE OF HAVING IT FIXED. HE REQUESTED THE BOARD PAY TO HAVE THE PUMPER REPAIRED AND TAKE THE COST OUT OF THEIR FIRE DEPARTMENT'S ANNUAL BUDGET ALLOTMENT.

COMMISSIONER CORBIN WANTED TO LOOK INTO THE COUNTY HAULING THE PUMPER TO THE REPAIR SHOP RATHER THAN PAYING TO HAVE IT TAKEN THERE.

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER STRICKLAND AND CARRIED FOR THE COUNTY TO PAY THE COST OF HAVING THE COUNTRY OAKS FIRE DEPARTMENT'S PUMPER REPAIRED WITH THE MONIES TO BE TAKEN OUT OF THEIR ANNUAL BUDGET ALLOTMENT; THE COUNTY IS TO HAUL THE PUMPER TO DOTHAN.

ADMINISTRATOR HERBERT WENT OVER THE BID AWARDS FOR THE CPA FIRM TO DO THE COUNTY AUDIT; TWO PROPOSALS FOR QUALIFICATIONS WERE RECEIVED:

1. JAMES MOORE AND COMPANY-TALLAHASSEE, FLORIDA
2. CARR, RIGGS AND INGRAM-MARIANNA, FLORIDA

HE UPDATED THE BOARD ON HIM, ATTORNEY HOLLEY AND DEPUTY CLERK CARTER HAVING MET AND LOOKED AT THE STATUTE ON SELECTING AN AUDITOR; IT SAYS ALL THE ELECTED OFFICIALS, WITH THE BOARD SELECTING ONE COMMISSIONER, WOULD SET AS A COMMITTEE AND DEVELOP CRITERIA; THE COMMITTEE WOULD RANK THE TWO FIRMS AND ONCE THEY ARE RANKED, THE BOARD WOULD THEN NEGOTIATE AND SELECT THE AUDITING FIRM. CHAIRMAN FINCH APPOINTED COMMISSIONER COPE TO BE THE BOARD'S REPRESENTATIVE ON THE AUDITING COMMITTEE.

THE BOARD AGREED FOR ADMINISTRATOR HERBERT TO SET A DATE FOR THE AUDITING COMMITTEE TO MEET AND COME UP WITH THE CRITERIA FOR THE FIRMS TO BE RANKED.

CHAIRMAN FINCH RECESSED THE MEETING UNTIL 1:00 P.M.

JIM MORRIS, CHIPLEY CITY MANAGER, UPDATED THE BOARD ON THE STATE HAVING SENT THE PROPOSED LAND USE CHANGES BACK HE AND THE CITY OF CHIPLEY HAD REQUESTED. HE ADDRESSED HIS DISCUSSION WOULD ALSO INCLUDE THE LAND COMMISSIONER CORBIN OWNS AND IS AWARE CORBIN CAN'T GET INVOLVED DUE TO HIM BEING A COUNTY COMMISSIONER. MORRIS REPORTED THE PROPOSED LAND USE CHANGES HAD BEEN PASSED BY PLANNING AND ZONING AND THE BOARD OF COUNTY COMMISSIONERS; THE STATE HAS SENT BACK A LETTER WITH QUESTIONS AND COMMENTS ON THE PROPOSED LAND USE CHANGE WHICH THEY PLAN TO RESPOND TO.

MORRIS POINTED OUT THE LETTER FROM THE STATE WANTED THEM TO ADDRESS SCHOOLS, WATER & SEWER AND URBAN SPRAWL; HE ADVISED THEY WERE GOING TO ANSWER ALL OF THE QUESTIONS THE STATE HAD ASKED ON THE APPLICATION. HOWEVER, THE BOARD WAS GOING TO HAVE TO ADDRESS THE SCHOOL ISSUES IN THE FUTURE BEFORE LAND USE CHANGES CAN BE SUBMITTED TO THE STATE; IF NOT, MORRIS SAID THEY WOULD BE GETTING THEM BACK FROM THE STATE.

CHAIRMAN FINCH QUESTIONED ADMINISTRATOR HERBERT IF THERE WAS SOMEONE THAT WOULD BE ADDRESSING THE SCHOOL ISSUES IN THE FUTURE; HERBERT ADVISED RANDY PARKER WAS ADDRESSING THEM AND THERE WAS A SCHOOL BOARD MEMBER ON THE PLANNING COMMISSION. COMMISSIONER CORBIN ADVISED THAT CALVIN STEVENSON, SUPERINTENDENT OF SCHOOLS, IS AWARE OF THE PROBLEM AND IS ADDRESSING IT.

MORRIS ADDRESSED HIS CONCERN WAS THE TIME CRUNCH AS THEY HAD FIGURED IT WOULD HAVE BEEN PASSED BY NOW; WHEN THEY BROUGHT IT BEFORE THE BOARD, THEY THOUGHT THEY WOULD HAVE A FINAL ANSWER WITHIN SIXTY DAYS. HE REFERRED TO THE STATE HAVING WAITED UNTIL THE SIXTIETH DAY TO SEND THEIR RESPONSE AND REQUEST ADDITIONAL INFORMATION.

MORRIS SAID THEY HAD ADDRESSED THE STATE'S CONCERNS WITH THE URBAN SPRAWL, ABOUT THE SCHOOLS; THE STATE'S CONCERN ABOUT THE ACQUIFER MORRIS FELT WASN'T A CONCERN AS THERE HAS BEEN A GOLF COURSE SINCE 1929 AND THE STATE REGULATES GOLF COURSES AS FAR AS CHEMICALS, WHAT CAN BE SPRAYED ON THEM, AND HAVING A LICENSED PERSON TO SPRAY.

HE POINTED OUT THERE CAN'T BE A BETTER SCENARIO THAN PUTTING IN A SUBDIVISION WITH WATER AND SEWER IF THEY WANT TO HANDLE GROWTH IN THE AREA. HE HAS GIVEN THE COUNTY PLANNING CONSULTANT, RANDY PARKER, PAPERWORK ON HOW THEY PLAN ON HANDLING THE SEWER PROBLEM; THEY WILL BE ABLE TO HANDLE 1300 HOMES.

ON THE STATE'S ISSUE WITH HIGHWAY 77 AND 90, MORRIS ADVISED ACCORDING TO FL-DOT, HIGHWAY 77 WILL NOT BE AT ITS CAPACITY UNTIL 2015; HIGHWAY 90 IS SURELY UNDER CAPACITY.

MORRIS REPORTED THERE WAS GOING TO BE GROWTH IN THE COUNTY AND REITERATED WHAT BETTER WAY TO CONTAIN THE GROWTH BUT BY PUTTING IN SUBDIVISIONS WITH WATER AND SEWER.

WHEN THE PUBLIC HEARINGS WERE HELD ON THESE PROPERTIES, THERE WAS NO ONE WITH ANY CONCERNS, EVERYONE SIGNED OFF ON THEM AND WHEN THEY CAME BEFORE THE BOARD, THERE WAS ONE CONCERN ABOUT STORM WATER RUNOFF FROM THE GOLF COURSE THAT WAS NOT PRESENTLY THERE AND THIS WAS EXPRESSED BY RALPH CARTER. MORRIS ADDRESSED THE STATE HANDLES STORM WATER RUNOFF SO HE DOESN'T FEEL THIS IS AN ISSUE.

WHEN THE STATE ANALYZED THIS, MORRIS SAID THEY PUT THE MAXIMUM NUMBER OF HOUSES THAT COULD BE PUT ON THE PROPERTY; HE DISAGREED WITH THEIR NUMBERS ON THE 186.5 THEY ARE GOING TO DEVELOP, GOLF COURSE INCLUDED, 70 ACRES WILL BE COMING OUT FOR FAIRWAYS AND ROADWAYS WHICH CUTS THE ACREAGE TO 116 ACRES. MORRIS SAID HE FINDS OUT NOW THE COUNTY'S LAND DEVELOPMENT CODE WON'T ALLOW HIM TO BUILD ANYTHING WITHIN 100' OF STATE PARK PROPERTY; HE WAS UNAWARE OF THIS UNTIL NOW AND IT WILL TAKE OUT MORE OF THE PROPERTY. HE SAID ONE ISSUE THAT HE WILL HAVE TO ADDRESS IS THERE IS TEN ACRES COMING OFF OF FALLING WATERS ROAD AND THEN IT NARROWS DOWN MAYBE TO 100' STRIPS UNTIL IT GETS TO HIS OTHER 92 ACRES; HE CAN'T GET 100' OFF OF STATE PARK RIGHTOFWAY ON THAT ONE STRIP AND POINTED OUT IT WAS NOT STATE PARK PROPERTY WHEN THE BOARD APPROVED OF HIS LAND USE CHANGE. THE STATE BOUGHT THE PROPERTY RECENTLY TO THE STATE PARK WHEN THE SUBDIVISION WAS BUILT. HE REITERATED THERE WAS NO WAY HE COULD SELL HIS RIGHT OF WAY TO BUILD A ROAD IN THERE TO BE A 100' OFF THE STATE PROPERTY. HE TOLD THE BOARD, WHEN THE TIME COMES, HE WOULD BE ASKING THEM TO GRANT HIM A VARIANCE ON THE 100' REQUIREMENT; THIS IS ADOPTED BY THE COUNTY IN THEIR COMP PLAN AND NOT BY THE STATE AND A VARIANCE COULD BE GRANTED.

MORRIS REPORTED HE AND RANDY HAD DISCUSSED THE APPLICANTS THE STATE HAD REQUESTED ADDITIONAL INFORMATION ON; ONE APPLICANT, THEY DON'T FEEL WILL MEET THE NEW CRITERIA BECAUSE OF THE ENDANGERED SPECIES AT THE WAGES POND AREA; THE

OTHER FOUR APPLICANTS WILL BE GIVEN A DEAD LINE OF NOVEMBER 15TH AS THEY HAVE TO HAVE ALL THE ANSWERS BACK. HOWEVER, IF THEY CAN GET THEM PRIOR TO THAT DATE, HE AND PARKER WILL PROBABLY MAKE A TRIP TO TALLAHASSEE TO MEET WITH FL-DCA REPRESENTATIVES TO SEE IF THERE IS ANY PROBLEMS WITH THE RESPONSE TO THE CONCERNS THEY HAD ADDRESSED IN THEIR LETTER TO THE APPLICANTS. IF FL-DCA DOESN'T HAVE ANY PROBLEMS AND WILL GIVE THEIR VERBAL APPROVAL, MORRIS ADVISED THEY MAY CONTACT THE BOARD TO HOLD A SPECIAL MEETING AND PASS THE ORDINANCE; RESUBMIT IT TO THE STATE FOR THEM TO SIGN OFF ON.

MORRIS POINTED OUT HE WAS UNAWARE OF THE OTHERS, BUT FELT MOST OF THEM WERE LIKE HIM, AND HAD A LOT OF MONEY TIED UP IN THEIR PROJECTS.

DISCUSSION WAS HELD ON THESE PROJECTS BEING IMPORTANT TO THE GROWTH OF WASHINGTON COUNTY AND IT BEING A MAJOR AMOUNT OF TAXES THAT WILL BE ADDED TO THE COUNTY'S TAX ROLL; THIS NEEDS TO BE ACTED ON AS QUICKLY AS POSSIBLE.

MORRIS REFERRED TO THE AD VALOREM TAXES THE COUNTY WOULD SEE WITH HIS AND THE CITY'S PROJECT; HE ALSO ADDRESSED THE CITY OF CHIPLEY LOSING PEOPLE TO OUTSIDE THE CITY LIMITS. HE EXPLAINED IF THE CITY DOESN'T DO SOMETHING TO GET PEOPLE BACK, THEY WILL JUST DRY UP AND THIS WILL HURT THEM AS WELL AS THE COUNTY IN THE FUTURE. HE SAID IF THE CITY COULD GET NEW SUBDIVISIONS IN THE CITY AND GET NEW CUSTOMERS IN, THE CITY WILL BE IN GOOD SHAPE.

CHAIRMAN FINCH QUESTIONED IF THE CITY WOULD BE PROVIDING WATER AND SEWER ON HIGHWAY 77 TO STATE PARK ROAD; HE ADDRESSED THIS WOULD OPEN UP ALOT OF DEVELOPMENT IN THE COUNTY. MORRIS ADVISED THIS WAS THE CITY'S INTENT TO PROVIDE THE WATER AND SEWER; ONCE WATER AND SEWER IS PUT ON THE OTHER SIDE OF HIGHWAY 77 THERE WILL BE A LOT OF DEVELOPMENT. HE EXPLAINED THE CITY COULDN'T PUT IN WATER AND SEWER RIGHT NOW UNTIL THEY HAVE A REASON TO DO IT; THEY GET A LOT OF PROSPECTS BUT THEY HAVEN'T HAD ANYONE WILLING TO PUT THEIR MONEY ON THE LINE. MORRIS SAID THE DEVELOPER FOR THE CITY AND HIS PROJECTS IS WILLING TO PUT HIS MONEY ON THE LINE AND RUN THE WATER AND SEWER FOR IT; COMMISSIONER CORBIN SAID THE DEVELOPER WAS ALSO PAYING FOR SEWER AND WATER LINES FOR THE BRICKYARD ROAD PROJECT.

COMMISSIONER FINCH SAID THE COUNTY NEEDS THE DEVELOPMENT AND CERTAINLY NEED THE TAX MONEY; WHATEVER NEEDS TO BE DONE, THE BOARD NEEDS TO ASSIST TO PUSH THIS MATTER.

COMMISSIONER CORBIN REQUESTED CHAIRMAN FINCH READ INTO THE RECORD A LETTER HE HAD RECEIVED FROM THE STATE ON HIS LAND USE CHANGE REQUEST; THEY HAD ALSO REQUESTED ADDITIONAL INFORMATION FROM HIM:

AMENDMENT 2005-2A CORBIN- MOST OF THE OBJECTIONS AND COMMENTS RELATED TO THE PROPOSED AMENDMENT ARE RELATED TO THE OVERALL SCALE AND DENSITY OF THE DEVELOPMENT AS WELL AS ITS SINGULAR PROPOSED USE RESIDENTIAL. MOST ANALYSIS OF THE IMPACT NEED AND OVERALL ABILITY TO PROVIDE SERVICES, WATER, SEWER, TRANSPORTATION AND SCHOOLS, TO THE DEVELOPMENT IS REQUIRED.

MORE ANALYSIS-BEFORE THIS ANALYSIS IS DONE, THE APPLICANT/ DEVELOPER MAY WISH TO CONSIDER MODIFICATIONS TO THE OVERALL DENSITY AND MIX WITH PROPOSED LAND USE.

THIS MAY NEED TO BE DISCUSSED WITH DCA.

#2 THERE ARE ALSO OBJECTIONS RAISED REGARDING TO THE CON- TRIBUTION OF THE LAND USE CHANGE TO URBAN SPRAWL. GIVEN THE LOCATION OF THE DEVELOPMENT AND ITS PROPOSED CONNECTION TO URBAN SERVICES, WATER AND SEWER, AS WELL AS A READY TRANSPORTATION ACCESS, IT IS MY OPINION THESE OVERALL OBJECTIONS SHOULD BE ABLE TO BE ADDRESSED ONCE MORE INDEPTH ANALYSIS IS DONE REGARDING THE PROVISION OF THESE SERVICES.

#3 THERE DOES NOT SEEM TO BE ANY MAJOR CONCERNS REGARDING NEGATIVE POTENTIAL IMPACT FOR THIS LAND USE CHANGE ON NATURAL RESOURCES.

MORRIS ADVISED THESE WERE PRETTY MUCH THE SAME COMMENTS RECEIVED FROM THE STATE ON HIS LAND USE CHANGE REQUEST AND ON THE CITY'S REQUEST. HE ADDRESSED THE DEVELOPERS ARE PROBABLY WANTING TO HEAR FROM THE BOARD, AS SOON AS THE

QUESTIONS ARE ANSWERED THE STATE HAD, THEY WILL MOVE FORWARD AND LET THEM PROCEED AND NOTHING WILL COME UP FURTHER DOWN THE ROAD.

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER STRICKLAND AND CARRIED TO ALLOW ADMINISTRATOR HERBERT TO DRAFT A LETTER FOR THE CHAIRMAN TO SIGN STATING THE BOARD SUPPORTS THE PROJECT, WHAT IT PRESENTS AND REQUESTS IT BE MOVED ON AS QUICKLY AS POSSIBLE BECAUSE OF THE ECONOMIC VALUE IT HAS TO THE COUNTY.

COMMISSIONER SAPP, BEING UNAWARE THEY WOULD BE VOTING ON THIS ISSUE TODAY, ADVISED HE WOULD NEED TO SIGN A WAIVER FORM AND ABSTAIN FROM VOTING DUE TO IT BEING A PERSONAL GAIN TO HIM AS HE IS DOING THE CLEARING ON THE PART COMMISSIONER CORBIN IS SELLING TO THE DEVELOPER.

COMMISSIONER CORBIN ADVISED HE WAS ABSTAINING FROM VOTING ALSO DUE TO HIM BEING INVOLVED WITH ONE OF THE LAND USE CHANGE REQUESTS RETURNED BY THE STATE.

ATTORNEY HOLLEY ADVISED HE HAD BEEN CONTACTED BY THE CLERK'S OFFICE ABOUT A TAX DEED THAT WAS ISSUED IN ERROR; THEY HAD ISSUED A TAX DEED TO PEOPLE AND THEY HAD FAILED TO NOTIFY THE OWNER OF RECORD, WHICH THE STATUTE REQUIRES. HE ADDRESSED THE OWNER HAS FOUND OUT ABOUT THE TAX DEED; THEY HAVE PAID THE TAXES CURRENT AND THE BOARD NEEDS TO QUIT CLAIM THIS BACK TO THEM. HE ADVISED THE TAX DEED WAS ISSUED TO WASHINGTON COUNTY BUT DUE TO THE OWNER NOT BEING PROPERLY NOTIFIED, THE COUNTY NEEDS TO QUIT CLAIM IT BACK TO THE RIGHTFUL OWNER.

ATTORNEY HOLLEY ADVISED IF THE BOARD WOULD TAKE ACTION TO AUTHORIZE THE CHAIRMAN AND CLERK TO SIGN THE QUIT CLAIM DEED GIVING THE PROPERTY BACK TO THE RIGHTFUL OWNER, HE WOULD GET IT BACK TO THE COUNTY ADMINISTRATOR.

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO AUTHORIZE THE CHAIRMAN AND CLERK TO SIGN THE QUIT CLAIM DEED.

ATTORNEY HOLLEY REPORTED THE ANIMAL CONTROL AGREEMENT HAD BEEN AMENDED TO INCLUDE CARYVILLE AND THE BOARD NEEDED TO TAKE ACTION TO AUTHORIZE THE CHAIRMAN AND CLERK TO SIGN IT. COMMISSIONER STRICKLAND OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO APPROVE AND AUTHORIZE THE CHAIRMAN AND CLERK TO SIGN THE AMENDED ANIMAL CONTROL AGREEMENT TO INCLUDE CARYVILLE.

ATTORNEY HOLLEY REPORTED THEY HAD GOTTEN THE SURVEY TO PROPERLY DESCRIBE THE LAND WITHIN THE CHAINLINK FENCE OF ROULHAC AND HE WILL GET THE DEED TO THE ADMINISTRATOR FOR THE CHAIRMAN AND CLERK TO SIGN; HE THOUGHT THE BOARD HAD ALREADY TAKEN ACTION TO APPROVE OF THE TRANSFER OF THE PROPERTY TO T. J. ROULHAC.

DAVID CORBIN AND STACY WEBB UPDATED THE BOARD ON HAVING REAPPLIED FOR ABOUT FIVE GRANTS, ONE FOR EACH DISTRICT, THROUGH THE FLORIDA FISH AND WILDLIFE COMMISSION; THE COUNTY HAS RECEIVED AN AWARD LETTER FROM FBIP FOR GAP POND FOR \$114,810. STACY ADVISED AS SOON AS THEY HAVE THE CONTRACT, THEY WILL BRING IT BEFORE THE BOARD FOR APPROVAL OF ACCEPTANCE OF THE GRANT.

COMMISSIONER FINCH SAID HE WOULD LIKE TO GET A GOOD SURVEY OF THE PROPERTY THE COUNTY OWNS, WHICH COULD BE PAID FROM THE GRANT FUNDING, AND PUT SOME CAMPSITES ON THE FRINGES OF THE LANDING. HE POINTED OUT THIS WOULD HAVE TO BE PAID FOR BY THE COUNTY AND IT IS A LONG RANGE PLAN.

DAVID REPORTED HE WAS ASKED TO LOOK AROUND FOR A LIVESTOCK TRAILER FOR ANIMAL CONTROL TO USE FOR CONFISCATING ANIMALS; THERE IS ALSO A 3/4 TON DIESEL TRUCK AVAILABLE TO PULL THE TRAILER.

ATTORNEY HOLLEY ADVISED THE BOARD WOULD HAVE TO PUT THE SPECS OUT FOR THE TRUCK AND TRAILER AND ADVERTISE IT FOR BIDS.

COMMISSIONER FINCH ADDRESSED THE NEED FOR A TRUCK FOR THE CEMENT MIXER TOO AND WHILE ADVERTISING, THE BOARD COULD POSSIBLY ADVERTISE FOR TWO TRUCKS.

COMMISSIONER SAPP OFFERED A MOTION, SECONDED BY COMMISSIONER COPE TO ADVERTISE FOR A TRAILER AND TWO TRUCKS. ATTORNEY HOLLEY RECOMMENDED THEY PUT IN THEIR SPECIFICATIONS THE BID WILL BE AWARDED TO THE ONE WITH THE BEST VALUE; NOT NECESSARILY THE BEST PRICE. DISCUSSION WAS HELD ON HOW TO PAY FOR THIS EQUIPMENT WITH CHAIRMAN FINCH ADVISING IF NECESSARY, THE FUNDING COULD COME FROM CONTINGENCY FOR THE PURCHASE OF THE EQUIPMENT.

THE MOTION CARRIED UNANIMOUSLY.

COUNTY ADMINISTRATOR HERBERT REPORTED:

- A. SMALL COUNTY TECHNICAL ASSISTANCE HAS AGREED TO CONTRIBUTE \$5,000 TOWARD AN IMPACT FEE STUDY. HE ASKED THE BOARD IF THEY WANTED TO BRING IN GOVERNMENT SERVICES GROUP OR ADVERTISE. JIM PARRISH HAD ADVISED THE COST FOR THE STUDY WOULD DEPEND ON HOW MANY THINGS THEY WANTED TO LOOK AT IMPLEMENTING THE IMPACT FEE ON; IF THE IMPACT FEE IS IMPLEMENTED, THE STUDY CAN BE PAID FOR OUT OF THE IMPACT FEES COLLECTED. HOWEVER, IF THE IMPACT FEE STUDY IS DONE AND THE COUNTY DOESN'T IMPLEMENT THE FEES, THE COUNTY WILL HAVE TO PAY THE REMAINING COST FOR THE STUDY.

ADMINISTRATOR HERBERT ADDRESSED GOVERNMENT SERVICES GROUP IS REGARDED AS ONE OF THE BEST TO DO THESE TYPE STUDIES; THEY HAVE ALREADY WORKED WITH THE COUNTY ON THE FIRE FORMULA DEVELOPED FOR THE COUNTY FIRE DEPARTMENTS. DISCUSSION WAS HELD ON WHAT THE COUNTY WOULD BE LOOKING AT IMPLEMENTING IMPACT FEES ON. ATTORNEY HOLLEY ADVISED GSG IS ONE OF THE MOST QUALIFIED FIRMS IN THE STATE AND THEY CAN TELL THE BOARD WHAT THEY CAN LEVY AN IMPACT FEE ON.

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER SAPP AND CARRIED TO HAVE A REPRESENTATIVE FROM GSG PROVIDE THE BOARD INFORMATION ON IMPACT FEES AT THEIR NOVEMBER MEETING.

ED PELLETIER ADDRESSED THE BOARD ON GSG DOING A MAJOR SURVEY AND DEVELOPED A TEN YEAR PLAN ON THE FIRE DEPARTMENTS; GSG MAY BE ABLE TO TIE THAT SURVEY INTO THE IMPACT FEES AND THIS WOULD BE ONE LESS THING THEY WILL HAVE TO DO.

2. TWO EMPLOYEE GRIEVANCES HAVE GONE THROUGH THE PROCESS; THE EMPLOYEES ARE STILL NOT SATISFIED AND WOULD LIKE FOR THE BOARD TO APPOINT A HEARING OFFICER TO HEAR THE GRIEVANCES. COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO APPOINT ATTORNEY HOLLEY TO SERVE AS THE HEARING OFFICER. COMMISSIONER STRICKLAND OPPOSED AND EXPLAINED WHEN HE WAS AN EMPLOYEE AT THE ROAD DEPARTMENT, HE HAD FILED A GRIEVANCE AND ATTORNEY HOLLEY WAS APPOINTED AS THE HEARING OFFICER. HE FELT LIKE HE DIDN'T GET A FAIR DEAL. HE VOICED HIS OPPOSITION TO ATTORNEY HOLLEY SERVING AS GREIVANCE OFFICER.

ADMINISTRATOR HERBERT ADVISED THEY HAD LOOKED FOR OTHER PERSONS TO HEAR THE GREIVANCES; HOWEVER, THEY HAVE NOT BEEN ABLE TO FIND ANYONE.

3. NOTICE FROM FL-DEP ON A SITUATION AT ORANGE HILL CONCERNING THE WELLS; THE COUNTY HAD PUT IN A 6" WELL THAT WAS PERMITTED AND IT WAS USED BY THE FIRE DEPARTMENT, PARK AND COMMUNITY CENTER. SINCE THE PARK AND COMMUNITY CENTER ARE FOR PUBLIC USES, THE COUNTY WAS ADVISED THEY WOULD HAVE TO HAVE BACK FLOWS, CHLORINE AND DIFFERENT REQUIREMENTS; THE FIRE DEPARTMENT HAD PROBLEMS WITH THIS.

WHEN THE COUNTY FIRST PURCHASED THE ORANGE HILL PROPERTY, THERE WAS A SMALL HOUSE WHICH HAD A 4" RESIDENTIAL WELL SERVING THE HOUSE; THE HOUSE HAS BEEN REMOVED AND THE SMALLER WELL WAS REPAIRED AND IT WAS USED FOR THE COMMUNITY CENTER AND THE PARK. SINCE THE 4" RESIDENTIAL WELL WENT FROM A RESIDENTIAL USE TO A PUBLIC USE, THE COUNTY SHOULD

HAVE APPLIED FOR A PERMIT BUT DIDN'T DO SO. FL-DEP DID AN INSPECTION AND SAID EVERYTHING WAS FINE; HOWEVER, DUE TO THE COUNTY NOT APPLYING FOR A PERMIT, THEY ASSESSED A PENALTY OF \$1,250 ALONG WITH \$100 FOR THE COST OF THE PERMIT. HERBERT REQUESTED AUTHORIZATION TO SIGN THE FL-DEP FORM AND PAY THE PENALTY. COMMISSIONER FINCH VOICED HIS OPINION THERE WAS A PROBLEM WITH ONE GOVERNMENTAL AGENCY FINING ANOTHER GOVERNMENTAL AGENCY; COMMISSIONER COPE AGREED. COMMISSIONER FINCH SAID EVEN THOUGH THE BOARD HAS NO CHOICE BUT TO PAY THE PENALTIES, THEY SHOULD WRITE THEIR REPRESENTATIVES AND SENATORS AND MAKE THEM AWARE OF WHAT IS GOING ON. COMMISSIONER COPE ADDRESSED HAVING TALKED WITH REPRESENTATIVE BROWN SEVERAL TIMES ON THIS ISSUE AND WAS TOLD HE DIDN'T HAVE MUCH CONTROL OVER FL-DEP EXCEPT THE FUNDING. COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER STRICKLAND AND CARRIED FOR ADMINISTRATOR HERBERT TO DRAFT A LETTER MAKING REPRESENTATIVE BROWN AND SENATOR PEADEN AWARE OF FL-DEP FINING THE COUNTY. COMMISSIONER COPE ADDRESSED THE NEED FOR THE COUNTY TO GO THROUGH THE PROPER PROCEDURES IN THE FUTURE, EVEN THOUGH IT TAKES LONGER.

4. INVOICES FROM SANGAREE OIL TOTALLING \$20,658.95 AND VULCAN MATERIALS FOR \$6,597.25-COMMISSIONER CORBIN OFFERED A MOTION TO AUTHORIZE ADMINISTRATOR HERBERT, IF HE IS SATISFIED THE FUEL AND FEMA ROCK, ETC. HAVE BEEN DELIVERED, TO PAY THESE INVOICES AND PAY ANY IN THE FUTURE WITHOUT BRINGING THEM BEFORE THE BOARD. COMMISSIONER COPE SECONDED THE MOTION AND IT CARRIED UNANIMOUSLY.
5. AUTHORIZATION FOR THE CHAIRMAN TO SIGN THE STATE AND FEDERALLY FUNDED EMERGENCY MANAGEMENT GRANT AGREEMENTS-COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO AUTHORIZE THE CHAIRMAN TO SIGN THE GRANT AGREEMENTS.
6. DUE TO THE HOLIDAYS, HERBERT REQUESTED THE BOARD MEETINGS BE MOVED UP ONE WEEK; THE NOVEMBER MEETING WILL BE HELD ON NOVEMBER 17TH AND THE DECEMBER MEETING WILL BE HELD ON DECEMBER 15TH. COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER STRICKLAND AND CARRIED TO APPROVE CHANGING THE DATES FOR THE NOVEMBER AND DECEMBER BOARD MEETINGS AS STATED BY HERBERT.
7. ORGANIZATIONAL MEETING WILL BE HELD AT NOVEMBER 17TH MEETING. HERBERT UPDATED THE BOARD ON HIS EMPLOYMENT AGREEMENT HAS BEEN SIGNED FOR THE PRESENT YEAR; HE AND ATTORNEY HOLLEY DISCUSSED AND THOUGHT IT WOULD BE BEST FOR THE RENEWAL OF HIS CONTRACT TO TAKE PLACE AT THE ORGANIZATIONAL MEETING. THE BOARD'S CONCENSUS WAS TO DISCUSS ADMINISTRATOR HERBERT'S CONTRACT RENEWAL AT THE NOVEMBER 17TH MEETING WITH HERBERT TO PUT AN EVALUATION FORM IN EACH OF THE COMMISSIONER'S BOX FOR THEM TO EVALUATE HIS PERFORMANCE.

DEPUTY CLERK CARTER BEGAN WITH HER REPORT:

1. APPROVAL TO OPEN UP A BANK ACCOUNT FOR HURRICANE DENNIS FUNDS-COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO APPROVE OF OPENING UP BANK ACCOUNT.
2. APPROVAL OF VOUCHERS FOR SEPTEMBER 30, 2005 TOTALLING \$1,389,695.32-COMMISSIONER COPE OFFERED A MOTION,

SECONDED BY COMMISSIONER SAPP AND CARRIED TO APPROVE OF PAYING THE VOUCHERS.

ADMINISTRATOR HERBERT UPDATED THE BOARD ON TWO REQUESTS FROM THE LIBRARY:

1. CLOSE THE WAUSAU AND VERNON BRANCHES ON TUESDAY, NOVEMBER 22ND THRU SATURDAY THE 26TH TO THE PUBLIC
2. CLOSE THE CHIPLEY LIBRARY ON SATURDAY, NOVEMBER 26TH TO THE PUBLIC
LIBRARIES NEED TO BE CLOSED TO THE PUBLIC THESE DATES FOR CATALOGING AND INVENTORY PURPOSES.
3. LIBRARY WILL BE CLOSED ON VETERANS DAY, WHICH WILL FALL ON FRIDAY; REQUEST TO CLOSE LIBRARIES ON SATURDAY AFTER VETERANS DAY

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER STRICKLAND AND CARRIED TO APPROVE OF THE REQUEST FOR LIBRARY CLOSINGS.

HERBERT UPDATED THE BOARD ON MERLE JONES, WHO IS APPOINTED TO THE PPLCS BOARD, TERM IS UP AND PPLCS IS REQUESTING SHE BE REAPPOINTED FOR THE 2006-2007 TERM. COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO APPROVE OF THE REAPPOINTMENT OF MS. JONES TO THE PPLCS BOARD FOR ONE YEAR.

COMMISSIONER STRICKLAND OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO NAME THE LOOP AROUND THE COUNTY ANNEX " VETERANS MEMORIAL DRIVE", GET THE NATIONAL GUARD TO HAVE A FLAG CEREMONY AND HAVE SOMEONE TALK ABOUT THE APPRECIATION FOR THE VETERANS ON NOVEMBER 10TH AT 8:00 A.M.

COMMISSIONER STRICKLAND ALSO ADDRESSED THE NEED TO DO SOMETHING ABOUT THE PARKING AROUND THE COUNTY ANNEX; PARKING NEEDS TO BE PREVENTED OFF OF SOUTH BOULEVARD DUE TO IT BEING A HAZARD.

COMMISSIONER CORBIN OFFERED A MOTION, SECONDED BY COMMISSIONER COPE AND CARRIED TO AUTHORIZE COMMISSIONER STRICKLAND TO WORK WITH BUILDING MAINTENANCE SUPERVISOR, LLOYD BRUNER, ON LAYING OUT A PARKING LOT. COMMISSIONER COPE RECOMMENDED GETTING THE COUNTY ENGINEER INVOLVED AS HE HAS ALREADY DRAWN UP A PLAN FOR A PARKING LOT AREA.

COMMISSIONER SAPP ASKED IF THERE WAS ANYTHING THE BOARD COULD DO ABOUT CONTACTING AGENCIES TO RECOGNIZE WASHINGTON COUNTY RESIDENTS WHO DO OYSTERING IN FRANKLIN COUNTY; EITHER REQUEST THEY OPEN BAYS UP SO THESE PEOPLE CAN WORK AND HAVE AN INCOME OR MAKE THEM AVAILABLE THE SAME KIND OF INCOME AS OTHER COUNTIES ARE GETTING. HE SAID HE UNDERSTOOD FRANKLIN COUNTY WAS TRYING TO PUT TOGETHER SOME TYPE OF PROGRAM TO PAY THOSE WHO WERE MAKING THEIR LIVING OYSTERING AND CAN'T NOW DUE TO THE BAYS BEING CLOSED SINCE HURRICANE KATRINA. HE EXPLAINED THERE WERE WASHINGTON COUNTY RESIDENTS WHO FEEL THEY ARE PENALIZED BECAUSE THEY DON'T HAVE ANY OTHER INCOME; EVEN THOUGH THEY ARE WASHINGTON COUNTY RESIDENTS, THEIR WORK PLACE IN IN FRANKLIN COUNTIES AND OTHER COUNTIES WHERE THE BAY HAS BEEN CLOSED. HE REQUESTED STACY WEBB AND ADMINISTRATOR HERBERT SEARCH TO SEE WHAT KIND OF HELP WASHINGTON COUNTY MAY BE ABLE TO PROVIDE THEIR RESIDENTS; THE BOARD CONSENTED TO SAPP'S REQUEST.

COMMISSIONER CORBIN THANKED THE BOARD FOR CONSIDERING HELPING WITH THE ALLISON DRIVE AND ORANGE HILL HIGHWAY PROJECTS THAT ARE IN HIS DISTRICT.

COMMISSIONER FINCH UPDATED THE BOARD ON HAVING TALKED WITH FL-DOT ON WHAT TYPE OF ENGINEERING PLANS, ETC., THEY WILL REQUIRE PRESENTED TO THEM ON THE LEISURE LAKE PROJECT. HE UNDERSTANDS THEY WANT IT ENGINEERED PROPERLY, WHICH THE COUNTY PLANS ON DOING THE BEST THEY CAN; HOWEVER, FL-DOT HAS SAID THEY WILL NOT BE INSPECTING IT. FINCH EXPLAINED HE DOESN'T WANT TO USE ALL THE GRANT MONIES ON PLANS, ETC.

COMMISSIONER FINCH UPDATED THE BOARD ON HIM HAVING TALKED TO THE CHAMBER ABOUT THEIR DESIRE TO BRING IN A MANUFACTURING PLANT ON THE INDUSTRIAL PARK SITE OFF OF THE CAMPBELLTON HIGHWAY. HE PROPOSED THE BOARD KEEP OUT APPROXIMATELY 15 ACRES OF THE PARK SITE WHERE THE FISH POND IS LOCATED AND FENCE IT OFF FOR A PARK.

COMMISSIONER COPE REMINDED THE BOARD THEY DIDN'T OWN THIS PROPERTY; THEY WOULD NEED TO CHECK WITH THE STATE TO SEE THE RESTRICTIONS ON IT.

ATTORNEY HOLLEY UPDATED THE BOARD ON THERE BEING NO LANGUAGE IN THE MORTGAGE THAT REQUIRES ANYTHING BUT THE PAYMENT; IT DOESN'T RESTRICT USE.

DISCUSSION WAS HELD ON WHERE THE FUNDING COULD COME FROM TO PURCHASE THE PROPERTY; ATTORNEY HOLLEY ADVISED THEY COULD USE ANY FUNDING SOURCE OTHER THAN GAS TAX MONIES.

DISCUSSION WAS HELD ON THE CITY OF CHIPLEY HAVING AN OPTION ON ACREAGE AT THE INDUSTRIAL PARK SITE. COMMISSIONER FINCH ADVISED THE CITY'S ACREAGE WAS ON THE ROULHAC PORTION OF THE PROPERTY.

COMMISSIONER CORBIN OFFERED A MOTION TO PURCHASE THE PROPERTY AROUND THE FISH POND FOR A PARK AREA, SURVEY IT OUT AND PAY FOR IT OUT OF THE LAND SALE MONIES.

COMMISSIONER COPE ADDRESSED THE BOARD MAY WANT TO HOLD OFF ON PURCHASING THE PROPERTY; IF AN INDUSTRY IS INTERESTED IN LOCATING THERE, THEY MAY BE WILLING TO PAY A LOT MORE THAN \$1400 AN ACRE FOR IT. COMMISSIONER FINCH ADVISED HE WAS NOT INTERESTED IN DOING THIS; ONCE THAT PROPERTY IS GONE, THE COUNTY WON'T HAVE A CHANCE FOR THAT KIND OF PARK THERE ANYMORE. COMMISSIONER COPE SAID THE COUNTY WOULD PROBABLY HAVE TO GIVE ANY TYPE INDUSTRY THE LAND IF THEY GET THEM TO LOCATE IN THE COUNTY. COMMISSIONER FINCH UPDATED THE BOARD ON THERE BEING AN INTEREST NOW FROM AN INDUSTRY WANTING TO LOCATE AT THE INDUSTRIAL PARK SITE WHICH IS LOOKING AT PAYING \$5600 PER ACRE.

COMMISSIONER STRICKLAND SECONDED THE MOTION AND IT CARRIED.

ATTORNEY HOLLEY AND COMMISSIONER COPE ADDRESSED THE NEED FOR THE COUNTY TO PURCHASE ALL THE LAND THEY CAN FOR INDUSTRIAL PURPOSES. COMMISSIONER CORBIN SAID HE WOULD STILL LIKE TO SEE A SURVEY ON WHAT PROPERTY THE CITY OF CHIPLEY IS GETTING AT THE INDUSTRIAL PARK SITE. ATTORNEY HOLLEY ADVISED THE COUNTY HAS A SURVEY ON THE PROPERTY.

COMMISSIONER COPE SUGGESTED BUDGETING SO MUCH MONEY A YEAR TO PURCHASE THE LAND FROM THE STATE AT THE INDUSTRIAL PARK SITE DUE TO THEM HAVING TEN MORE YEARS ON THE MORTGAGE.

WHEN QUESTIONED ON WHO OWNED THE LAND, ATTORNEY HOLLEY ADVISED THE COUNTY OWNED IT BUT HAS A MORTGAGE ON IT THROUGH FL-DEP.

COMMISSIONER FINCH QUESTIONED THE BOARD'S FEELINGS ON SELLING THE 198 LOTS THEY HAVE REMAINING IN SUNNY HILLS.

COMMISSIONER COPE FELT THE PROPERTIES SHOULD BE PUT BACK ON THE TAX ROLLS.

COMMISSIONER CORBIN WAS IN AGREEMENT TO SELL THE PROPERTIES AS LONG AS THE ADVERTISEMENT IS STRUCTURED WHERE THEY CAN ACCEPT OR REJECT THE BIDS.

DISCUSSION WAS HELD ON ADVERTISING IN A WAY INDIVIDUALS COULD BID ON THE PROPERTIES. ATTORNEY HOLLEY ADVISED THE WAY THE PROPERTIES HAVE BEEN ADVERTISED IN THE PAST HAS MADE IT MORE ADVANTAGEOUS FOR THE DEVELOPERS TO PURCHASE THEM; THE WAY TO CHANGE THIS WOULD BE TO ALLOW ANYONE TO BID ON ONE OR MORE LOTS.

ZANETIC RECOMMENDED PUTTING 84 UNITS ON THE MARKET TO BEGIN WITH RATHER THAN SELLING THE WHOLE 198 LOTS.

COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER SAPP AND CARRIED TO PUT THE 84 LOTS ZANETIC HAS DESIGNATED AS MOST DESIRABLE ON THE MARKET, ADVERTISE IT WHERE ANYONE COULD PURCHASE ONE OR MORE LOTS AND WHERE THERE WOULD BE NO PURCHASE PRICE REFUND.

COMMISSIONER FINCH QUESTIONED THE BOARD IF THEY WANTED TO DESIGNATE ANY OF THE LAND SALE MONIES TO RESURFACE ANY OF THE EXISTING ROADS IN SUNNY HILLS OR DO THEY WANT TO TRADE LOTS FOR RESURFACING TO PUT SOMETHING BACK INTO THE COMMUNITY.

COMMISSIONER CORBIN RECOMMENDED WAITING UNTIL THE BOARD SELLS THE 84 LOTS TO SEE WHAT THEY GET FOR THEM AND AT THAT TIME MAKE A DECISION; AT THE PRESENT TIME, THERE IS ONLY ABOUT \$500,000 IN THE LAND SALES MONIES.

COMMISSIONER COPE QUESTIONED ZANETIC WOULDNT THERE A PLAN TO RESURFACE THE ROADS IN SUNNY HILLS WITH MSBU FUNDS. ZANETIC ADVISED PART OF THE RESURFACING

WAS THROUGH MSBU; THEY HAVE BEEN WORKING AT BECOMING 50/50 PARTNERS IN THE ROAD SYSTEM AND OVER A PERIOD OF TIME, MAYBE THEY WOULD EVEN BECOME COUNTY ROADS AND THEY WOULD HAVE A TAX BASE THERE THAT COULD PAY FOR IT.

ZANETIC EXPLAINED MSBU WAS LOOKING AT 2008 WHEN THEY COULD DO MORE RESURFACING AND HE WAS LOOKING AT DOING UNITS ONE AND SIX AND MOSTLY IN AREAS WHERE THEY ARE SELLING PROPERTIES AND NEW HOUSES ARE BEING CONSTRUCTED.

COMMISSIONER CORBIN ADVISED HE WAS NOT INTERESTED IN RESURFACING ANY ROADS IN FRONT OF THE HOUSES ON THE PROPERTY THEY JUST SOLD; THEY KNEW HOW THE ROADS WERE WHEN THEY PURCHASED THEM. HOWEVER, IF IT IS OUT ON THE LANDS THE COUNTY WANTS TO SELL, HE WOULD BE IN FAVOR OF DOING THIS.

COMMISSIONER FINCH SAID HE DIDN'T KNOW EXACTLY WHERE THE LOTS ARE; HOWEVER, IT IS VERY LIKELY SOME OF THE LOTS THEY ARE LOOKING AT SELLING NOW WILL BE ON THE SAME ROADS THE PROPERTIES WERE ON THEY SOLD BEFORE. COMMISSIONER CORBIN ADVISED HE WOULD LIKE TO SEE WHERE THE ROADS SUNNY HILLS IS WANTING RESURFACED AND INFORMED GLEN HE WOULD LIKE TO RIDE WITH HIM TO LOOK AT THE PROPOSED ROADS THEY ARE WANTING RESURFACED.

COMMISSIONER FINCH EXPLAINED THE COUNTY STARTED OUT GIVING HALF THE PURCHASE PRICE BACK TRYING TO GET PEOPLE INTERESTED INTO BUILDING HOUSES; HE ASKED THE BOARD TO CONSIDER THE MONIES THEY HAVE SAVED WITH MSBU BORROWING THE MONEY TO RESURFACE SOME OF THEIR ROADS WHEN THEY DID DUE TO THE ASPHALT PRICES BEING LOW AT THAT TIME IN COMPARISON TO WHAT THEY ARE NOW. HE REQUESTED THE BOARD CONSIDER GIVING MONIES BACK TO SUNNY HILLS TOWARD RESURFACING THE ROADS; EVERYTIME ONE OF THESE ROADS ARE PAVED, PEOPLE WILL BE BUILDING HOUSES ON THEM AND THE COUNTY WILL GET BACK THEIR MONIES ON THE TAX ROLLS.

COMMISSIONER COPE QUESTIONED ZANETIC ON WHO OWNED THE VACANT LOTS THAT ARE ON NEWLY RESURFACED ROADS IN SUNNY HILLS; ZANETIC ADVISED THAT INDIVIDUALS OWNED THEM. HE POINTED OUT DELTONA BASICALLY DOESN'T OWN ANYTHING ON PAVEMENT; THIS IS WHY THEY ARE PUTTING IN THE NEW ROADS AND NEW UNITS.

ANDREW SHERROD ADVISED THE BOARD DELTONA IS DESIGNATING UNIT 19 A HOUSING COMMUNITY; IF SOMEONE PURCHASES A LOT, THEY WILL HAVE TO BUILD A HOME WITHIN A CERTAIN TIME FRAME. DELTONA IS GOING TO TRY AND STIMULATE THE EMPTY LOTS INDIVIDUALS OWN AND TRY AND CREATE ACTIVITY TO STIMULATE GROWTH. HOPEFULLY, BY GETTING MONIES TO

ANDREW ADDRESSED THE DEVELOPERS OBVIOUSLY PURCHASED THE PROPERTY TO TRY AND MAKE MONEY JUST LIKE EVERYONE ELSE DOES IN REAL ESTATE; THEY ARE GOING TO HOLD OFF BEFORE THEY SELL IT UNTIL THE ROADS ARE PAVED. HOPEFULLY, BY GETTING MONIES FROM THE COUNTY TO PAVE THE ROADS, IT WILL INCREASE THE DEVELOPERS VALUE AND WILL PUT MORE MONIES IN THE COUNTY'S POCKETS TOO.

COMMISSIONER COPE SAID HE WOULD LIKE TO SEE SOME OF THE COUNTY DEBTS PAID OFF; THEN, THERE ARE REOCCURRING MONIES THEY COULD USE FOR BUDGETING PURPOSES. HE ALSO REFERRED TO THE NEED OF PROPERTY FOR BARROW PITS.

COMMISSIONER FINCH ADDRESSED THE BOARD HAVING DISCUSSED AT THEIR OCTOBER 25TH MEETING TO HAVE A COMMITTEE FORMULATE A PLAN ON HOW TO USE THE LAND SALE MONIES.

COMMISSIONER COPE QUESTIONED IF THE ROADS WERE RESURFACED, WOULD IT INCREASE THE VALUE OF THE LOTS THE BOARD HAS VOTED TO PUT ON THE MARKET ENOUGH TO PAY FOR THE RESURFACING AND IF SO, THEY MAY WANT TO WAIT UNTIL THEY ARE RESURFACED BEFORE SELLING; IT WAS A CONSENSUS THE PAVED ROADS WOULD INCREASE THE VALUE OF THE LOTS ENOUGH TO PAY FOR THE RESURFACING.

DISCUSSION WAS HELD ON WHO SHOULD SET ON THE LAND SALES COMMITTEE. COMMISSIONER CORBIN SUGGESTED HAVING A MEMBER FROM THE COUNTY COMMISSION, SCHOOL BOARD AND A CITIZEN OF THE COUNTY.

COMMISSIONER FINCH SUGGESTED HAVING A DEVELOPER ON THE COMMITTEE WITH COMMISSIONER CORBIN OPPOSED; HE FELT LIKE THE DEVELOPER WOULD BE LOOKING OUT FOR HIMSELF.

ANDREW SUGGESTED PUTTING OUT THE BID SPECS SO WHEN THEY SELL THE LOTS IN SUNNY HILLS, ANYONE BIDDING ON TWENTY LOTS, THEY WOULD BE REQUIRED TO DO SO MUCH

PAVING; THE BOARD WOULD KEEP THESE ASIDE IN AN ESCROW AND ONCE THE ROADS ARE PAVED, THEY COULD DEED THE LOTS OVER TO THE BIDDER. BY DOING THIS, THE COUNTY WOULD INCREASE THE VALUE OF THE LOTS, THE ROADS WOULD BE PAVED AND THERE WOULD BE MONIES TO HELP PAY OFF DEBT.

JOEL PATE HAD SEVERAL QUESTIONS PERTAINING TO THE PROGRAM WHERE THE COUNTY WAS GIVING BACK HALF THE PURCHASE PRICE OF THE LOTS SOLD IN SUNNY HILLS IF A HOME WAS BUILT ON IT WITHIN A CERTAIN TIME FRAME AND ASKED IF IT WAS STILL UNDERWAY. PATE WAS ADVISED UNDER THE PROGRAM, THE SUCCESSFUL BIDDER HAD TWO YEARS TO HAVE A HOME WITH A VALUE OF AT LEAST \$100,0000 TO GET HALF THE MONIES BACK; THE PROGRAM WENT ON FOR APPROXIMATELY A YEAR BUT THE PURCHASER WILL NOT BE GETTING HALF THE PURCHASE PRICE BACK ON THE 84 LOTS THE COUNTY HAS TAKEN ACTION ON TO PUT OUT FOR BID.

DISCUSSION BEGAN AGAIN ON THE LAND SALES COMMITTEE; COMMISSIONER CORBIN RECOMMENDED COMMISSIONER COPE OR SAPP SERVE AS A REPRESENTATIVE OF THE BOARD DUE TO COMMISSIONER FINCH OWNING PROPERTY IN SUNNY HILLS AND NOT BEING ABLE TO VOTE ON THE MATTER.

COMMISSIONER COPE AGREED COMMISSIONER SAPP WOULD BE A GOOD REPRESENTATIVE FOR THE BOARD ON THE LAND SALES COMMITTEE; COMMISSIONER FINCH ADVISED HIS ROAD WAS ALREADY PAVED AND HE WANTED TO BE ON THE COMMITTEE. ATTORNEY HOLLEY REMINDED THE BOARD THERE COULD ONLY BE ONE REPRESENTATIVE FROM THE BOARD.

COMMISSIONER COPE FELT GLEN ZANETIC SHOULD BE ON THE COMMITTEE AS HE IS KNOWLEDGABLE OF THE AREA.

COMMISSIONER FINCH SAID IF HE SET ON THE COMMITTEE, HE WOULD DO WHAT WAS BEST FOR THE COUNTY; HE WOULD DO THIS WHETHER HE WAS ON THE COMMITTEE OR NOT. HOWEVER, FINCH VOICED HIS OPINION IF THERE WAS GOING TO BE A COMMITTEE, SINCE IT IS IN HIS DISTRICT, HE SHOULD BE ON IT.

THE BOARD'S CONSENSUS WAS FOR JOEL PATE, RONNIE FINCH, GLEN ZANETIC, ADMINISTRATOR HERBERT AND WAYNE SAUNDERS TO SERVE ON THE LAND SALES COMMITTEE. IF SAUNDERS DOESN'T WANT TO BE ON THE COMMITTEE, THE BOARD'S CONSENSUS WAS TO ASK THE SCHOOL BOARD TO APPOINT ONE OF THEIR MEMBERS TO BE ON THE COMMITTEE.

ATTORNEY HOLLEY REQUESTED GLEN ZANETIC PROVIDE HIM WITH A MINIMUM BID ON THE 84 LOTS. COMMISSIONER FINCH SUGGESTED THE COMMITTEE HOLD A MEETING AS QUICKLY AS POSSIBLE AND DETERMINE WHAT THE MINIMUM BID SHOULD BE ON THE 84 LOTS AND GET BACK WITH ATTORNEY HOLLEY.

ADMINISTRATOR HERBERT UPDATED THE BOARD ON HAVING THE COUNTY ANNEX THANKSGIVING DINNER ON NOVEMBER 18TH AND THE CHRISTMAS DINNER ON DECEMBER 16TH. COMMISSIONER COPE OFFERED A MOTION, SECONDED BY COMMISSIONER SAPP AND CARRIED TO APPROVE OF THE DATES FOR THE THANKSGIVING AND CHRISTMAS DINNERS. COMMISSIONER SAPP COMMITTED TO SMOKE A HAM FOR EACH DINNER.

DISCUSSION WAS HELD ON THE DAY BEFORE THANKSGIVING, THERE ALWAYS HAS BEEN CONTROVERSY WITH SOME OF THE CONSTITUTIONAL OFFICERS ABOUT THE COUNTY OFFICES CLOSING EARLY THAT DAY. THE BOARD'S CONSENSUS WAS THIS WOULD BE LEFT UP TO ADMINISTRATOR HERBERT.

COMMISSIONER SAPP BROUGHT UP PROBLEMS WITH A FAMILY HEALTH INSURANCE PLAN FOR COUNTY EMPLOYEES DUE TO THE COST BEING SO EXTRAVAGANT; HE REFERRED TO THERE BEING AN ELECTED OFFICIAL NOW LOOKING AT LOSING ONE OF THEIR MOST VALUABLE EMPLOYEES DUE TO THE INSURANCE RATES AND THEM BEING ABLE TO GO ELSEWHERE FOR EMPLOY- MENT AND GET BETTER FAMILY RATES.

DISCUSSION WAS HELD ON POSSIBLY USING ANY EXCESS FUNDS TO ASSIST WITH THE FAMILY INSURANCE COVERAGE. COMMISSIONER SAPP SAID HE WAS ENCOURAGED TO TRY AND FIND A WAY TO ASSIST THE EMPLOYEES WITH PAYING A PORTION OF THE FAMILY COVERAGE WHETHER IT IS NOW OR IN THE NEXT BUDGET YEAR; AT LEAST HAVE SOMETHING WHERE THE BOARD IS LOOKING AT PAYING ENOUGH WHERE THE EMPLOYEES COULD AFFORD TO TAKE FAMILY HEALTH COVERAGE.

COMMISSIONER SAPP ADDRESSED THERE WOULD HAVE TO BE A CERTAIN PERCENTAGE OF EMPLOYEES TO TAKE THE FAMILY COVERAGE TO BRING THE PRICES DOWN; HOWEVER, IF THE COUNTY COULD PAY 50% TO 60% OF THE COST, AND ENOUGH EMPLOYEES SIGN UP, RATHER

THAN REDUCING AD VALOREM TAX NEXT YEAR, LOOK AT HELPING THE EMPLOYEES WITH THEIR INSURANCE COST. HE NOTED THIS WAS NOT A POLITICAL ISSUE BUT SOMETHING THE BOARD SHOULD DO TO TRY AND KEEP A GOOD HEALTHY CREW OF PEOPLE AT THE COUNTY LEVEL.

THE BOARD REQUESTED DEPUTY CLERK CARTER BRING BACK INFORMATION ON WHAT IT WOULD COST FOR THE COUNTY IF THEY PAID 50% OF THE PREMIUM AND 75% OF THE PREMIUM FOR THE EMPLOYEE/SPOUSE COVERAGE, EMPLOYEE/ CHILDREN COVERAGE AND EMPLOYEE/FAMILY COVERAGE.

THE MEETING WAS RECESSED UNTIL 5:00 P.M. FOR THE WORKSHOP ON CODE ENFORCEMENT.

DEPUTY CLERK

CHAIRMAN

OCTOBER 27, 2005

THE BOARD OF COUNTY COMMISSIONERS, IN AND FOR WASHINGTON COUNTY, MET ON THE ABOVE DATE AT 5:00 P.M. AT THE WASHINGTON COUNTY ANNEX, BOARD MEETING ROOM, 1331 SOUTH BOULEVARD, CHIPLEY, FLORIDA WITH COMMISSIONERS COPE, FINCH, STRICKLAND, SAPP AND CORBIN PRESENT. ATTORNEY HOLLEY, ADMINISTRATOR HERBERT AND DEPUTY CLERK CARTER WERE ALSO IN ATTENDANCE.

CHAIRMAN FINCH CALLED THE WORKSHOP ON CODE ENFORCEMENT TO ORDER. COMMISSIONER SAPP OFFERED PRAYER WITH CHAIRMAN FINCH LEADING IN THE PLEDGE OF ALLEGIANCE TO THE FLAG.

JIM ACKERMAN ADDRESSED THE BOARD THANKING THEM FOR HAVING THE WORKSHOP FOR CODE ENFORCEMENT. HE VOICED HIS OPINION THERE WERE A NUMBER OF CITIZENS WHO HAVE THE WRONG ASPECT OF CODE ENFORCEMENT AND HOW IT IS HANDLED IN WASHINGTON COUNTY. HE THEN DID AN ORAL REVIEW ON THE PROCEDURE USED BY THE CODE ENFORCEMENT BOARD, HOW THEY GET TO THAT PROCEDURE, WHAT THEY DO DURING THAT PROCEDURE AND WHAT THE OUTCOME WILL BE AFTER MAKING A DECISION:

1. THE CODE ENFORCEMENT BOARD IS RESPONSIBLE FOR ADHERING TO THE ORDINANCES AND LAND DEVELOPMENT CODES OF WASHINGTON COUNTY; THE CODE ENFORCEMENT BOARD DOES NOT MAKE ANY ORDINANCES WHATSOEVER.

2. THE STRENGTH OF THE CODE ENFORCEMENT BOARD DEPENDS ON THE AMOUNT OF INFORMATION THEY RECEIVE IN REGARDS TO THE LAND DEVELOPMENT CODE AND THE ORDINANCES.

3. THE CODE ENFORCEMENT OFFICER IS INITIATED BY A COMPLAINT FOR HER TO INSPECT; WHETHER IT BE LAND DEVELOPMENT CODE OR ORDINANCES. ON THAT REQUEST BY A PERSON, FAMILY, ETC., THE OFFICER GOES OUT AND INVESTIGATES WHETHER OR NOT A VIOLATION HAS BEEN MADE. AT THAT POINT, THE OFFICER WILL GET WITH THE PERSON AND WORK OUT SOME TENTATIVE DATE THE PERSON WILL BE ABLE TO COME INTO COMPLIANCE. HE EXPLAINED MOST PEOPLE DON'T KNOW THEY ARE NOT IN COMPLIANCE UNTIL THE CODE ENFORCE- MENT OFFICER CONTACTS THEM ADVISING THEY ARE IN VIOLATION.

4. HE ADDRESSED THERE BEING A LOT OF LAND DEVELOPMENT CODES AND SAID HE WAS NOT EVEN AWARE OF ALL OF THEM; HOWEVER, THEY ARE THERE. AFTER NEGOTIATING WITH THE PERSON A TIME TO COME INTO COM- PLIANCE, IF THAT TIME HAS NOT COME UP AND PERSONS HAVE ASKED THE CODE ENFORCEMENT OFFICER FOR ADDITIONAL TIME BECAUSE CERTAIN CIRCUMSTANCES HAVE ARISED WHERE THEY WOULD NEED ADDITIONAL TIME, THE CODE ENFORCEMENT BOARD IS NOT INVOLVED IN THAT PROCEDURE. IF THE PERSON DOES NOT COME INTO COMPLIANCE BASED ON THE TIME LIMIT GIVEN, THEY DO COME BEFORE THE CODE ENFORCEMENT BOARD. WHEN THEY COME, THE CODE ENFORMCEMENT OFFICER COMES BEFORE THE BOARD WITH THE FINDINGS OF FACT; THIS IS WHAT IS ACTUALLY VISIBLE. THE BOARD THEN COMES TO A CONCLUSION OF LAW THERE IS A VIOLATION BASED ON CERTAIN ORDINANCE OR LAND DEVELOPMENT CODE REQUIREMENTS. THE BOARD LOOKS AT BOTH THE ORDINANCE AND THE LAND DEVELOPMENT CODE TO DETERMINE THERE HAS BEEN A VIOLATION; BEFORE THEY DO THE FINDING OF THE ORDER, THE VIOLA- TOR HAS A CHANCE TO HAVE AN ATTORNEY PRESENT, MAKE A PRESENTATION OF THEIR CASE, ETC. NORMALLY THE STAFF GIVES THE BOARD A RECOMMENDA- TION ON HOW MANY DAYS THEY FEEL A PERSON WILL NEED TO CLEAN UP THEIR PROPERTY, ETC.; THE BOARD THEN MASSAGES THIS. HE POINTED OUT HE DIDN'T THINK THERE HAD EVER BEEN A TIME THEY HAD GIVEN A PERSON

LESS THAN THE CODE ADMINISTRATOR HAD REQUESTED; MORE OFTEN THAN NOT, THEY HAVE GIVEN THEM MORE TIME.

ACKERMAN ADVISED THE PURPOSE OF DOING THIS IS THE CODE ENFORCEMENT BOARD WANTS IT CLEANED UP FOR SAFETY AND HEALTH HAZARD REASONS. THE CODE ENFORCEMENT BOARD LOOKS AT THE TIME LIMIT GIVEN THE PERSON TO CLEAN IT UP, TRY AND WORK WITH THE PERSON AND TRY AND REACH AN AGREEMENT THAT CAN BE AGREED ON; SOMETIMES THEY DON'T. IF THEY HAVE HAD A NUMBER OF EXTENSIONS GIVEN TO THEM BY THE CODE ENFORCEMENT OFFICER, THE BOARD LOOKS AT THE PERSON HAVING BEEN GIVEN A NUMBER OF EXTENSIONS AND THEY STILL HAVEN'T CLEANED IT UP.

AT THAT POINT, THE CODE ENFORCEMENT BOARD MAKES A RULING ON HOW MANY DAYS THEY ARE GOING TO GIVE THE PERSON TO GET IT CLEANED UP; IF THE PERSON DOESN'T CLEAN IT UP WITHIN THAT TIME, THE BOARD HAS THE AUTHORITY TO FINE THEM \$250 A DAY FOR EVERY DAY THEY ARE NOT IN COMPLIANCE. THE BOARD DOES THIS TO GET THE PROPERTY CLEANED UP AND NOT TO HURT THE INDIVIDUAL; THEY ARE TELLING THEM THERE IS A REASON FOR THE PROPERTY TO BE CLEANED UP WHICH COULD BE A HEALTH REASON, ETC.

ACKERMAN SAYS IF THE FINE IS NOT PAID, THERE IS A PROCEDURE THE COUNTY CAN FORECLOSE ON THE PROPERTY IF IT IS NOT HOMESTEADED PROPERTY; IF A PERSON LOOKS AT \$250 A DAY FOR A NUMBER OF DAYS, IT CAN START EATING UP THE PRINCIPAL OF THE PROPERTY AND THE CODE ENFORCEMENT BOARD DOESN'T WANT THIS. HE ADVISED THE BOARD ONLY WANTS THE PERSONS TO CLEAN UP THEIR PROPERTY.

ACKERMAN CONTINUED SAYING THE CODE ENFORCEMENT BOARD COULD PUT A LIEN ON HOMESTEADED PROPERTY; THEY CAN'T COLLECT THE MONEY AT THIS POINT BUT THE LIEN IS THERE. IF A PERSON EVER GETS TO A POINT THEY GET A BUYER FOR THEIR PROPERTY AND A FILE SEARCH IS DONE, THE LIEN CAN BE AS MUCH OR MORE THAN THE PROPERTY IS WORTH; ACKERMAN REITERATED THIS IS NOT WHAT THE CODE ENFORCEMENT BOARD IS WANTING. THEY ARE ONLY WANTING TO GET THE PROPERTY CLEANED UP AND THAT IS WHY THE BOARD IS REQUESTING THE BOARD OF COUNTY COMMISSIONERS APPROVE THE CITATION METHOD OF CODE ENFORCEMENT THE CITY OF CHIPLEY IS USING OR ANY OTHER METHOD OR POSITIVE PROCEDURE WHICH WILL ALLOW THEM TO ENFORCE THE LAND DEVELOPMENT CODES AND ORDINANCES OF WASHINGTON COUNTY.

ACKERMAN THEN INTRODUCED THE CODE ENFORCEMENT BOARD MEMBERS: TODD ABBOTT, JIM ACKERMAN, CHAIRMAN, TODD ANDERSON, ED CHADWELL, ALTERNATE, PAUL DAY, GENE HENDERSON, KAREN MORRIS AND GLEN ZANETIC.

ACKERMAN TURNED THE MEETING OVER FOR QUESTIONS FROM THE CODE ENFORCEMENT BOARD. TODD ABBOTT POINTED OUT THE CODE ENFORCEMENT BOARD DOES NOT APPROVE THE CODES; THEY ARE APPROVED BY THE STATE AND THE COUNTY.

LINDA WALLER, PLANNING OFFICER, REITERATED THE LAWS THE CODE ENFORCEMENT BOARD FOLLOWS ARE THE LAWS OR ORDINANCES PASSED BY THE BOARD OF COUNTY COMMISSIONERS, THE RULES AND REGULATIONS SET FORTH IN THE LAND DEVELOPMENT CODE ADOPTED BY ORDINANCE IN 1991 AND ANY STATE STATUTES THEY FIND ENFORCEABLE.

COMMISSIONER CORBIN ASKED WHERE THE \$250 A DAY FIGURE CAME FROM THE CODE ENFORCEMENT HAS THE AUTHORITY TO LEVY AS HE HAD NEVER HEARD OF IT BEFORE TODAY. ACKERMAN ADVISED THIS WAS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS WITH CORBIN ADVISING IT WASN'T ADOPTED WHILE HE WAS ON THE BOARD AND REQUESTED HE SEE THE DATE ON WHEN IT WAS APPROVED.

CHAIRMAN FINCH ASKED WALLER IF ALL COUNTIES WERE SUPPOSE TO HAVE CODE ENFORCEMENT AND DO ALL COUNTIES HAVE ONE. WALLER ADVISED PROBABLY 95% OF THE COUNTIES DO; HOLMES COUNTY IS IN THE PROCESS OF ADOPTING THEIRS BECAUSE IT IS REQUIRED BY THE STATE. SHE SAID SHE HAD PROVIDED HOLMES AND JACKSON COUNTIES AND A COUPLE OF OTHERS COPIES OF WASHINGTON COUNTY'S PROCEDURES.

JIM ACKERMAN POINTED OUT IF ANYONE LOOKS AT THE RECORDS IN WALLER'S OFFICE, OVER 90% OF ALL THE CITATIONS HAVE BEEN CLEANED UP VOLUNTARILY; HOWEVER, THERE ARE A FEW THAT WON'T.

ED CHADWELL, ALTERNATE ON THE CODE ENFORCEMENT BOARD, ADDRESSED THE NEED FOR SOMEBODY TO LOOK AROUND THE COUNTY FOR VIOLATIONS RATHER THAN WAITING UNTIL SOMEONE CALLS IN ON A COMPLAINT. HE SAID WALLER WAS UNDER A LOT OF PRESSURE AND

WORKS FOR THE COUNTY COMMISSION; IF SOMEONE COMPLAINS ABOUT A COMMISSIONER, WHAT IS SHE GOING TO DO. HE VOICED HIS OPINION THE SYSTEM IN FORCE NOW WHERE NOTHING IS INVESTI- GATED UNLESS A COMPLAINT IS RECEIVED IS SORT OF LIKE NEIGHBOR AGAINST NEIGHBOR. HE POINTED OUT THERE WERE A LOT OF ISSUES THAT NEEDED CLEANING UP IN THE COUNTY SUCH AS PERMANENT YARD SALES, OLD TRAILERS NOBODY LIVES IN, ETC.; HOWEVER, IT COST A LOT OF MONIES AND A LOT OF PEOPLE DON'T HAVE THE MONEY.

CHADWELL ADDRESSED WALLER DOING WHAT SHE CAN; HOWEVER, SHE IS SO TIED UP IN PLANNING THERE IS NOT SOMEONE WHO CAN GO OUT IN THE COUNTY TO SEE WHAT NEEDS TO BE DONE. HE WAS OPPOSED TO THE CITATION METHOD AND FEELS IT CAN BE WORKED OUT THROUGH THE CODE ENFORCEMENT BOARD. HE SAID IT DOES MAKE A DIFFERENCE ON WHAT IS NEXT TO YOUR PROPERTY WHEN YOU GET READY TO SELL IT. HE SUGGESTED TO WORK ON THE SYSTEM WHERE IT IS NOT JUST INVESTIGATED WHEN SOMEONE CALLS IN A COMPLAINT.

COMMISSIONER FINCH ADDRESSED THE ONLY PROBLEM HE HAS WITH CHAD- WELL'S SUGGESTION WAS HIS IDEA OF A MESS AND SOMEONE ELSE'S MAY BE DIFFERENT AND THERE ARE NO GUIDELINES ON HOW MANY JUNK CARS CAN BE ON PROPERTY, ETC. CHADWELL ADVISED THE GUIDELINES WERE THERE ON THE NUMBER OF CARS AND POINTED OUT HE HAD HEARD COMPLAINTS ABOUT COMMISSIONER FINCH'S BUSINESS.

COMMISSIONER FINCH STATED HE HAD ZONING ON HIS PROPERTY WHICH ALLOWS HIM TO DO EXACTLY WHAT HE IS DOING AT HIS BUSINESS. CHADWELL ADDRESSED ALOT OF OTHER PEOPLE HAVE THINGS PILED UP IN THEIR YARD WHO SAY THEY SELL USED ITEMS, ETC; HE QUESTIONED IF THEY COULD COME AND GET REZONING.

CHAIRMAN FINCH SAID HE WAS NOT OPPOSED TO ANYONE HAVING A YARD SALE; CHADWELL SAID HE DID WHEN THEY HAVE ONE YEAR ROUND AND PUT AN OLD TARP OVER THEM EVERY NIGHT. CHADWELL SAID A YARD SALE SHOULD BE A SALE OF A PERSON'S PERSONAL ITEMS ONCE OR TWICE A YEAR.

COMMISSIONER COPE ADDRESSED PEOPLE TALKING ABOUT OLD WASHING MACHINES, JUNK CARS, ETC. AND QUESTIONED WHAT IF PEOPLE TALKED ABOUT HIS CATTLE DUE TO THEIR ODOR. ACKERMAN READDRESSSED THE CODE ENFORCE- MENT BOARD ONLY ENFORCES THE COUNTY ORDINANCES; IF THERE IS A COW PROBLEM, THE COUNTY COMMISSION CAN BRING IT AND GET AN ORDINANCE. HE REITERATED THE ORDINANCES AND LAND DEVELOPMENT CODE WAS APPROVED BY THE BOARD OF COUNTY COMMISSIONERS AND NOT THE CODE ENFORCEMENT BOARD; THE CODE ENFORCEMENT BOARD DOESN'T LOOK FOR ANYTHING ELSE.

PAUL DAY, MEMBER OF THE CODE ENFORCEMENT BOARD, ADVISED HE HAD ASKED TO BE A MEMBER BECAUSE HE WAS FOR FAIRNESS. HE ADVISED HE WAS A VICTIM OF THE CITATION METHOD OF THE CITY OF CHIPLEY BECAUSE HE AND HIS WIFE HAS INVESTED A LOT OF MONEY IN THE CITY; THEY HAVE FIXED UP HOUSES AND THE CITY HAS SHOWED HIM HOW MUCH THEY APPRECIATED IT. HE VOICED HIS OPPOSITION TO THE CITATION METHOD BECAUSE HE WAS NOT TREATED FAIR; HE SAID THERE WAS NO WAY HE COULD EVER BE IN FAVOR OF A COUNTY WIDE CITATION METHOD. HE ALSO SAID HE KNEW WHY SOMEONE WAS PUSHING FOR THE CITATION METHOD TO BE ENFORCED COUNTY WIDE; THEY WANTED TO CUT SOMEONE'S THROAT JUST LIKE HE HAD GOTTEN HIS CUT.

DAY SAID IT COST HIM MONEY BUT HE GOT HIS HOUSE MOVED OUT OF THE CITY BECAUSE IT WASN'T GOOD ENOUGH TO BE IN THE CITY OF CHIPLEY; HE HAS PEOPLE EVERYDAY WANTING TO RENT HIS HOUSES.

DAY SAID THE CITY WOULD NOT WORK WITH HIM ON LETTING HIM FIX UP HIS HOUSE TO RENT. HE REITERATED HIM ASKING TO SET ON THE CODE ENFORCEMENT BOARD AS HE FEELS THIS IS THE ONLY FAIR WAY; JUST LIKE HE IS GETTING TO COME TODAY TO LOOK AT THE FIVE COMMISSION- ERS WHO RUN THE COUNTY FOR THE PEOPLE AND THAT IS WHY HE WANTED TO COME TO THEM AND BE FAIR.

LINDA WALLER CLARIFIED THE BACKGROUND OF THE CODE ENFORCEMENT POLICY FOR WASHINGTON COUNTY; THE LAND DEVELOPMENT CODE WAS ADOPTED IN 1991. IN CHAPTER 10 IS THE GUIDELINES FOR ESTABLISHING THE CODE ENFORCEMENT BOARD; THE CODE ENFORCEMENT BOARD WAS ESTABLISHED USING STATE STATUTE 162 AND THAT IS HOW THE CODE ENFORCEMENT PROGRAM THAT IS IN FORCE TODAY CAME INTO PLAY.

WALLER ADVISED SHE DIDN'T APPLY FOR THE JOB; SOMEONE WALKED INTO HER OFFICE ONE DAY AND ADVISED HER THEY HAD TO DO CODE ENFORCEMENT AND THAT IS HOW SHE GOT THE JOB.

KAREN MORRIS, CODE ENFORCEMENT BOARD MEMBER, SAID SHE WAS AWARE EVERY MAN'S TRASH IS SOMEONE ELSE'S TREASURE, ETC.; HOWEVER, WHEN TALKING ABOUT ALL THE GROWTH GOING ON IN WASHINGTON COUNTY, ALL THE BUILDING GOING ON AND ALL THE MONEY THEY HOPE IS GOING TO COME INTO WASHINGTON COUNTY, IF PEOPLE ARE GOING TO SELL THEIR LAND FOR PALM BEACH PRICES, THE COUNTY HAD BETTER ENFORCE SOME PALM BEACH CODES.

CHAIRMAN FINCH ADVISED EVERYONE WHO HAD SIGNED IN TO SPEAK ON CODE ENFORCEMENT WOULD HAVE THREE MINUTES TO DO SO. GARY NELSON, LAND OWNER IN WASHINGTON COUNTY SINCE 1968, PAID PROPERTY TAXES EVERY YEAR AND VOTED, PRESENTED A PETITION WITH 262 SIGNATURES AGAINST THE CITATION METHOD OF CODE ENFORCEMENT. HE STATED, IN TALKING WITH THE PEOPLE WHO SIGNED THE PETITION, THEY ARE ALSO AGAINST THE BOARD AND THE PROCEDURES BECAUSE THEY DON'T EVEN KNOW WHAT THE CODE IS, WHAT THE PURPOSE OF IT IS AND THEY LOOK FOR WAYS TO GET GOVERNMENT INTERFERENCE OUT OF THEIR LIVES.

NELSON ASKED ATTORNEY HOLLEY IF HE KNEW THE STATUTE AND THE CODE AS IT REALLY IS; ATTORNEY HOLLEY ADVISED HE KNEW WHERE TO FIND IT BUT DOESN'T PRETEND TO MEMORIZE IT ALL.

NELSON SAID HE FINDS THAT NO ONE IN THE COUNTY KNOWS WHAT IT IS; THE CODE ENFORCEMENT BOARD AND THE BOARD OF COUNTY COMMISSIONERS HAVE FAILED. IF KAREN MORRIS WANTS WASHINGTON COUNTY TO BE LIKE PALM BEACH COUNTY, HE SUGGESTS SHE MOVE BACK THERE; EVERYONE SHOULD ASSIMILATE INTO THE COMMUNITY AS IT IS OR GO ELSEWHERE.

NELSON ASKED WHAT IS PROGRESS; HE SAID HIS PROPERTY IS NOT FOR SALE AND HE WOULD LIKE FOR HIS TO BE DEVALUATED SO HIS PROPERTY TAXES WILL GO DOWN. HE SAID HE FINDS A HIGH PERCENTAGE OF THE PEOPLE IN WASHINGTON COUNTY HE HAS TALKED TO FEELS THE SAME WAY.

NELSON ADDRESSED IT APPEARED TO HIM THE CODE ENFORCEMENT ISSUE IS BETWEEN JIM ACKERMAN AND ONE OF HIS NEIGHBORS; THAT IS A PERSONAL PROBLEM BETWEEN THEM AND THEY WILL HAVE TO WORK IT OUT.

HE REFERRED TO SOMEONE SAYING BEAUTY WAS IN THE EYE OF THE BEHOLDER AND ONE MAN'S TRASH BEING ANOTHER MAN'S TREASURE; WEBSTER DEFINES BEAUTY AS A QUALITY ATTRIBUTED AS TO WHATEVER PLEASES THE SENSES OF THE MIND. HE ADDRESSED FIVE JUNK CARS ON PROPERTY MAY BE BEAUTY TO SOMEONE; IT MAY PLEASE HIM BUT NO ONE ELSE. HE FELT THE REGULATIONS AND GUIDELINES HAD BEEN DRAFTED WITHOUT MUCH INPUT FROM VERY MANY PEOPLE; THE WOOL HAS BEEN PULLED OVER THE EYES OF THE PEOPLE IN WASHINGTON COUNTY AND THEY DON'T KNOW WHAT HAS BEEN ENACTED. HE FELT THE CODE ENFORCEMENT SHOULD HAVE BEEN PUT ON A REFERENDUM. HE EXPRESSED HIS APPRECIATION TO THE BOARD FOR HOLDING THE WORKSHOP AT A TIME HE COULD ATTEND AS HE WORKS FOR A LIVING AND COULDN'T HAVE COME IF IT HAD BEEN HELD AT 8:00 A.M.

DONALD MCQUAIGE ADDRESSED THE BOARD ADVISING HE HAD MOVED TO WASHINGTON COUNTY FROM ALABAMA AND HAS HAD NOTHING BUT RED CARPET TREATMENT FROM CHIPLEY AND WASHINGTON COUNTY; HOWEVER, HE SEES A DISTINCTION BETWEEN LAND OWNERS WHO HAVE FARMS, ETC. AND PEOPLE LIVING IN SUBDIVISIONS. HE ADVISED HE LIVED IN PARADISE LAKES AND HAS NEIGHBORS WITHIN A LOT OR TWO NEXT TO THEM; IT IS ONE THING TO OWN SEVERAL ACRES AND JUNK CARS AND ANOTHER THING TO LIVE IN A SUBDIVISION TO HAVE SIX TO EIGHT JUNK CARS RIGHT NEXT TO YOU. HE SUGGESTED THE BOARD START THINKING ABOUT THE SUBDIVISIONS AS HE DOESN'T WANT A BUNCH OF JUNK CARS RIGHT NEXT TO HIM DEVALUING HIS PROPERTY. HE ENCOURAGED THE CODE ENFORCEMENT BOARD AND THE BOARD OF COUNTY COMMISSION TO LOOK AT CODE ENFORCEMENT ON THE SUBDIVISIONS AS OPPOSED TO THE LANDOWNERS; MAYBE THIS WILL MAKE EVERYBODY HAPPY.

CHAIRMAN FINCH SAID HE FELT SOME THINGS WILL CHANGE IN THE FUTURE AS LANDS ARE DIVIDED UP INTO SMALLER PARCELS AND DEED RESTRICTIONS, ETC. ARE PUT ON PROPERTIES.

HORACE NELSON ADDRESSED GARY NELSON HAVING SUMMED UP WHAT HE WANTED TO SAY; WHAT BELONGS TO OTHER PEOPLE IS THEIRS AND WHAT BELONGS TO HIM IS HIS. HE REALIZED HE HAD A BAD NEIGHBOR WHOSE PLACE WAS JUNKED UP; HOWEVER, HE HAS NEVER INTERFERED WITH HIM AS HE WILL DO GOOD IF YOU EVER NEEDED HIM. HE POINTED OUT THERE WAS A LOT THAT SHOULD BE CLEANED UP IN THE COUNTY; HOWEVER, WE HAVE A BEAUTIFUL COUNTY AND A BEAUTIFUL AMERICA AND HE THANKED GOD FOR FREEDOM OF OUR LAND.

ROBERT DIKESTAR ADDRESSED THE BOARD STATING WHEN A PIECE OF PROPERTY DEVALUES YOUR PROPERTY, IT HAS A DIRECT IMPACT; WHEN A PERSON GETS READY TO SELL OUT OR DECIDES TO MOVE, THEY WON'T REAP THE GAIN THEY SHOULD. ALSO, DIKESTAR POINTED OUT THE COUNTY LOSES TAX DOLLARS BECAUSE OF THE DEVALUING OF THE PROPERTY; THEY ALSO LOSE BECAUSE THEY ARE LOSING SERVICES DUE TO THE COUNTY NOT HAVING THE TAX DOLLARS TO PROVIDE THEM. HE VOICED HIS OPINION EVERYBODY SHOULD BE ENTITLED TO THE SAME BENEFITS AS THE BOARD HAS BEEN OPTED AND AFFORDED; IF THERE ARE SLACKERS, SOMETHING IS NEEDED WHETHER IT IS THE CITATION METHOD OR ANOTHER METHOD; EVERYBODY SHOULD BE ENTITLED TO THE SAME BENEFITS AND OPPORTUNITIES THE BOARD HAS BEEN OPTED OR AFFORDED.

JOHN OSTROWSKI, RESIDENT OF CHIPLEY, FLORIDA FOR 30+ YEARS, ADDRESSED THE BOARD ON THE CITY OF CHIPLEY ENFORCING THE CITATION METHOD; ACCORDING TO THE RULES, IF YOU HAVE THE CITATION METHOD, THE CODE ENFORCEMENT BOARD WILL HAVE TO BE ELIMINATED. HE ASKED IF THIS IS WHAT ACKERMAN IS WANTING TO DO, ELIMINATE THE ONLY NEUTRAL PARTY THERE IS ON CODE ENFORCEMENT. HE ADDRESSED IF THE COUNTY WAS A GATED COMMUNITY, THERE SHOULD BE RULES; HE QUESTIONED WHERE DOES THE COUNTY START WHEN CLASSIFYING JUNK. HE POINTED OUT THE PEOPLE DIDN'T SIGN NO RULE SAYING THEY WERE LIVING IN A GATED COMMUNITY; THEY DON'T HAVE NO REGULATIONS SAYING HOW MUCH AND NOT ENOUGH AND IT ALL DEPENDS ON ONE PERSON AND IT USUALLY DEPENDS ON A GRUMPY NEIGHBOR. HE RECOMMENDED ELIMINATING THE CODE ENFORCEMENT BOARD ALTOGETHER AS THERE DOESN'T NEED TO BE ONE PERSON POLICING ANOTHER PERSON'S ARGUMENTS.

BYRON PIERCE ADDRESSED THE BOARD VOICING HIS OPPOSITION TO ANY RULES, LAW OR REGULATIONS THAT WOULD ALLOW THE GOVERNMENT COMING ONTO HIS PROPERTY TELLING HIM HOW TO KEEP IT; HE FEELS THE GOVERNMENT SHOULD STAY OUT OF HIS BEDROOM AND OUT OF HIS YARD. HE POINTED OUT IT HAD BEEN SAID IN THE MEETING THE BOARD IS BEING ASKED TO APPROVE THE SAME METHOD OF CODE ENFORCEMENT AS IN CHIPLEY; THIS IS WHAT WAS SAID ABOUT THE ANIMAL CONTROL ORDINANCE. HE SAID HE WAS LIVING IN THE COUNTRY TO BE LEFT ALONE; IF HE WANTED TO LIVE IN THE CITY AND COME UNDER THESE REGULATIONS, THAT WOULD BE GREAT BECAUSE HE WOULD BE GETTING BENEFITS. HOWEVER, HE IS GETTING NO BENEFITS OF LIVING IN THE CITY BUT ONLY GETTING THE BAD REGULATIONS; HE IS TOTALLY AGAINST THE GOVERNMENT COMING IN AND TELLING HIM WHAT THEY DON'T LIKE AND IF HIS NEIGHBORS DON'T LIKE HIM, LET THEM BUY HIM OUT.

JAMES PERKINS ADDRESSED THE BOARD ON THE UNITED STATES FIGHTING OTHER WARS FOR OTHER PEOPLE SO THEY CAN HAVE THE RIGHT TO LIVE LIKE THEY WANT TO LIVE AND ASKED WHY CAN'T WE. HE SAID THE PEOPLE DON'T NEED SOMEONE TO COME OUT AND TELL THEM HOW TO LIVE; THE PEOPLE KNOW WHAT THEY HAVE GOT AND KNOW IF THEY HAVE A MESS THAT NEEDS TO BE CLEANED UP. HE SAID PEOPLE WILL DO IT IN THEIR OWN DUE TIME; IF OTHERS DON'T LIKE IT, LEARN TO LIVE WITH IT OR TURN THEIR HEAD. HE POINTED OUT EVERYONE HAS GOT TO RESPECT THEIR NEIGHBORS; IF THEY WANT TO LIVE WITH THEIR GARBAGE, LET THEM LIVE WITH IT. HE SAID THE PEOPLE MOVED TO THE COUNTRY TO GET AWAY FROM THE CITY ORDINANCE, CITY CODES, ETC. ALSO, HE ADDRESSED IF THE BOARD IS WANTING TO PUBLISH CODES AND WANTING PEOPLE TO LIVE BY THE CODES, THEY NEED TO KNOW WHAT THE CODES ARE; HE REQUESTED THE BOARD GIVE THE PEOPLE THE CODE REGULATIONS SO THEY WILL KNOW WHAT THEY HAVE TO LIVE BY.

LLOYD POWELL, BUILDING OFFICIAL, ADVISED THE BOARD OF COMMISSION-ERS EITHER NEEDS TO GIVE LINDA WALLER THE POWER TO ENFORCE THE LAWS THEY PUT ON THE BOOKS OR DO AWAY WITH IT. HE POINTED OUT IT WAS KIND OF FUNNY THE BOARD DIDN'T WANT TO DO IT BUT SOME OF THE COUNTY COMMISSIONERS ARE CALLING AND COMPLAINING ABOUT WANTING CODE ENFORCE-MENT TO GO OUT AND DO SOMEHTING. HE SAID

COMMISSIONER STRICKLAND HAD CALLED AND WANTED SOMETHING DONE AT A PROPERTY ON WILCOX ROAD; HOWEVER, THE BOARD DOESN'T WANT TO GIVE WALLER THE POWER TO DO ANYTHING ABOUT IT. POWELL SAID COMMISSIONER FINCH HAD EVEN CALLED AND COMPLAINED BEFORE WITH FINCH ADVISING HE HAD NEVER CALLED ABOUT CODE ENFORCEMENT ISSUES. POWELL REFERRED TO FINCH HAVING CALLED ABOUT POLE BARN WITH FINCH STATING POLE BARN WAS NOT A CODE ENFORCEMENT ISSUE; POWELL DISAGREED. DALE SIMS SAID HE LIVED NEXT DOOR TO PAUL DAY; PAUL'S PLACE WAS LIKE IT WAS WHEN HE BOUGHT HIS PROPERTY AND SIMS SAID HE STILL FEELS LIKE HE PAID TOO MUCH FOR HIS PROPERTY. HOWEVER, HE HAS HAD REAL ESTATE PEOPLE COME AND TELL HIM HE COULD SELL IT FOR TWICE AS MUCH AS HE PAID FOR IT NOW. HE REFERRED TO MOST OF THE COMMISSIONERS BEING FARMERS AND HAVE MORE JUNK STUFF ON THEIR PROPERTY THAN PAUL DAY; HOWEVER, THEY ROB STUFF OFF THE OLD FARM EQUIPMENT TO GET OTHER EQUIPMENT RUNNING. HE SAID THE OLD FARM EQUIPMENT LOOKED WORSE THAN PAUL'S JUNK CARS BUT IT SERVES A PURPOSE JUST LIKE PAUL'S STUFF SERVING A PURPOSE TO HIM. HE EXPLAINED HE DIDN'T TELL PAUL HOW TO LIVE AND PAUL DOESN'T TELL HIM HOW TO LIVE; THEY JUST GET ALONG. HE ADDRESSED PEOPLE SHOULDN'T BUY PROPERTY, MOVE IN AND THEN COMPLAIN THEIR NEIGHBOR HAS TO CLEAN UP THEIR PROPERTY OR GET OUT.

MARY JANE NELSON ADDRESSED A PUBLIC HEALTH ISSUE; FLORIDA STATUTES 381 AND 386 WITH FLORIDA ADMINISTRATIVE CODE 64E-6 GIVES THE DEPARTMENT OF HEALTH THE AUTHORITY TO LEVY FINES TO ANYBODY THAT IS PUBLIC HEALTH, LIKE SEWAGE; THEY CAN LEVY THE FINES AND TAKE CARE OF PUBLIC HEALTH ISSUES.

COMMISSIONER SAPP AGREED THERE WAS TOO MUCH GOVERNMENT RULES IN PEOPLE'S LIVES ALREADY TO A CERTAIN DEGREE; THERE ARE AREAS, SUCH AS CONSOLIDATED HOUSING AREAS, THAT IT IS IMPORTANT TO BE ABLE TO IMPLEMENT SOME KIND OF STANDARD OF LIVING. HE ADDRESSED PEOPLE MOVING INTO SUBDIVISIONS FOR SMALL LOTS AND SMALL AREAS AND NO JUNK STUFF.

HE ADDRESSED HIM HAVING LOGGING EQUIPMENT AND JUNK WHICH HE NEEDS TO USE TO REPAIR OTHER EQUIPMENT; THIS SAVES HIM FUEL, TIME AND MONEY; HOWEVER, HE KEEPS IT PARKED OUT OF THE VIEW OF PEOPLE AND NOT IN A PLACE OF CONTAMINATION, ETC. BUT IT IS USABLE STUFF. HE SAID IF HE PARKED HIS EQUIPMENT AND SOMEBODY BUYS A LOT IN A SUBDIVISION AND A NEIGHBOR BOUGHT HIS PLACE AND IT PLAINLY STATES NO JUNK, ETC. WILL BE PARKED THERE, THEY NEED SOME TYPE OF METHOD TO HAVE WHAT THEY BOUGHT AND PAID FOR IN THEIR RULES AND REGULATIONS IN THAT SUBDIVISION.

SAPP SAID HE SEES TWO THINGS COMING INTO PLAY:

1. IN A CONCENTRATED LIVING AREA WHERE THERE IS ONE ACRE LOTS, ETC. PEOPLE BOUGHT IN THAT AREA TO HAVE A CERTAIN STANDARD OF LIVING

2. IN RURAL AREAS WHERE THERE IS A STANDARD OF LIVING THAT PEOPLE FEELS WHAT IS THEIRS IS THEIRS AND WANTS PEOPLE TO LEAVE IT ALONE; HE SEES THE NEED FOR THIS TO BE RECOGNIZED AND LEFT ALONE AND THEY NEED TO MAINTAIN THEIR CONDITION OF LIVING AS IT WAS REGARDLESS OF WHO MOVES IN

IF INSIDE THE CONFINE OF A DEED RESTRICTIVE SUBDIVISION, IF IT IS RIGHT BESIDE IT, THE LINE IS DRAWN AT THE PROPERTY LINE; WHAT IS IN THE SUBDIVISION NEEDS TO BE FOLLOWED AND HAVE THE CITATION METHOD OR WHATEVER METHOD CAN BE DONE TO PROMPT THE MOST ADEQUATE WAY TO DEAL WITH CIRCUMSTANCES IN A GATED SUBDIVISION, PLATTED SUBDIVISION, ETC. THOSE GUIDELINES NEED TO BE FOLLOWED.

SAPP SAID AS A BOARD, THE CONSENSUS WOULD BE NOT TO HARD TIME ANYONE AND NOT PUT ANYMORE GOVERNMENT RULES ON PEOPLE THAN THEY HAVE TO IN ORDER TO GET BY WITH. HE ADDRESSED THEM BEING ELECTED BY THE PEOPLE IN THE COUNTY AND ARE FOR THE PEOPLE IN BOTH AREAS; THEY HAVE TO SERVE EVERYBODY NOT JUST ONE GROUP FOR ANOTHER GROUP. HOWEVER, SAPP SAID THERE WAS A HAPPY MEDIUM GROUP THEY COULD FIND THAT WOULD FIT EVERYBODY'S NEEDS AND YET FOLLOW THE COUNTY'S REGULATIONS IF THEY WOULD BE PATIENT WITH ONE ANOTHER, FIND A PLACE AND REALIZE THERE ARE PLACES OF STANDARDS FOR EACH OF THE TWO AREAS.

WHETHER THE BOARD OPTS TO SELECT THE CITATION METHOD OR KEEP THE CODE ENFORCEMENT BOARD, HE FELT THEY NEEDED TO MAINTAIN A THOUGHT THE LAND IS CHANGING BUT IT SHOULDN'T IMPACT THE AREAS THAT WANT TO BE JUST LIKE THEY ARE FROM NOW TO ETERNITY. FURTHERMORE, HE FELT THE BOARD NEEDED TO MAKE A NEW

RESOLUTION ON THE \$250 A DAY FINE FOR OVERRUN ON GETTING THEIR PROPERTY CLEANED UP; THIS NEEDS TO BE REDUCED DOWN.

SAPP ALSO ADDRESSED IF THE BOARD DOESN'T FIND A WAY TO HELP MS. WALLER GET HER JOB DONE, DUE TO HER HAVING MORE AND MORE WORK TO DO EVERY DAY, THEY ARE COMPOUNDING MORE AND MORE PRESSURES ON HER AND THE BOARD DOESN'T WANT A TOOL THAT IS GOING TO HINDER CITIZENS OF WASHINGTON COUNTY IN RURAL CONDITIONS OR ANYWHERE ELSE. HOWEVER, HE ADDRESSED THERE WAS A NEED TO GET THE JOB DONE AND REFERRED TO HIM HAVING SEEN PLACES WHERE HOUSEHOLD GARBAGE WAS PILED UP, DOGS HAD STROWED IT, ETC., AND USED FOR A GARBAGE PIT. SAPP SAID THAT GARBAGE NEEDED TO BE HAULED TO A GARBAGE DUMP AND POINTED OUT BY DUMPING GARBAGE ON YOUR PROPERTY, IT IS GOING TO POLLUTE THE LAND, GET STROWED AND CAUSE INFECTED ANIMALS TO STROW AND GET ON ANOTHER PERSON'S PROPERTY; THESE ISSUES NEED TO BE DEALT WITH IN A TIMELY MANNER WITH WHATEVER METHOD NECESSARY TO GET IT CLEANED UP.

SAPP POINTED OUT THAT OLD JUNK CARS WAS NOT GOING TO KILL ANYONE, INFECT ANY ANIMALS AND WAS NOT GOING TO DEVALUE THE PROPERTY NECESSARILY, BECAUSE YOU BOUGHT DOWN THE STREET FROM IT, FROM WHAT IT WAS THE DAY IT WAS PURCHASED.

SAPP SAID HE WAS FOR THE DIRECTION OF LEANING TOWARD A METHOD TO ACCOMPLISH WHAT HE HAS JUST SPOKEN AND REDUCE THE AMOUNT OF FINES; HE REFERRED TO A STATEMENT MADE BY OSTROWSKI WHERE THERE COULDN'T BE A CITATION METHOD AND A CODE ENFORCEMENT BOARD AND SAID HE THOUGHT THEY COULD HAVE BOTH. HE RECOMMENDED THE BOARD TRY AND FIND A NEW METHOD AND TRY AND TAKE PRESSURE OFF OF WALLER'S TIME SCHEDULE AND LIMIT IT TO AREAS IT NEEDS TO BE LIMITED TO. IF IT IS AN ENVIRONMENTAL HAZARD SUCH AS GARBAGE PILED UP FOR WEEKS AND WEEKS, BATTERIES, OIL, ETC. OR ANY ENVIRONMENTAL ISSUE, IT NEEDS TO BE DEALT WITH IMMEDIATELY REGARDLESS OF WHO IT IS.

SAPP SAID JUST BECAUSE A PERSON'S HOME DOESN'T LOOK UP TO STANDARD, IT WAS THAT WAY A LONG TIME PROBABLY AND A PERSON CAN'T AFFORD TO DO ANYTHING TO IT, A PERSON'S LAND SHOULDN'T BE IMPOUNDED WHETHER THEY HAVE HOMESTEAD OR NOT AND COST TO UPGRADE IT WHEN THEY CAN'T AFFORD TO. HE IS OPPOSED TO THIS AND OPPOSED TO THE GOVERNMENT TAKING OVER PEOPLE'S LIVES THEY CAN'T AFFORD TO DO ANYTHING DIFFERENT WITH. HE HOPED THE BOARD COULD COME UP WITH A RESOLVE AND WORK OUT A SYSTEM THAT FITS OUR COMMUNITY AND COUNTY AS THEY NEED IT.

COMMISSIONER CORBIN ADVISED THE ORDINANCE THAT WAS ADOPTED IN 1991 WAS UNDER COMMISSIONER ENFINGER'S ADMINISTRATION; THIS IS THE FIRST TIME HE HAS EVER SAW IT. HE ASKED IF THE ORDINANCE WAS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS, STATE ORDINANCES, ETC. HE OFFERED A MOTION FOR THE BOARD TO REVIEW THE ORDINANCES AND ALLOWED THE OPPORTUNITY TO PASS ORDINANCES UNDER HIS, COMMISSIONER STRICKLAND'S AND COMMISSIONER SAPP'S TERM.

LINDA WALLER ADVISED STATUTE 162 AND THE POLICY HAS BEEN GIVEN OUT SEVERAL TIMES TO THE BOARD WHEN THE PROCESS WAS FIRST STARTED; THE FINE IS SET BY STATUTE 162. CONNIE ANDERSON, CLERICAL ASSISTANT FOR WALLER, ADVISED THE STATUTE SAYS THE FINE SHALL NOT EXCEED \$250 A DAY FOR A FIRST VIOLATION AND SHALL NOT EXCEED \$500 A DAY FOR A REPEAT VIOLATION.

COMMISSIONER CORBIN QUESTIONED WHEN THIS WAS ADOPTED BY THE BOARD WITH WALLER ADVISING IT WAS ADOPTED IN APRIL OF 2000. CORBIN REITERATED HE LEFT THE BOARD IN NOVEMBER OF 1998 AND RETURNED IN NOVEMBER OF 2002. HE SAID HE WOULD NOT HAVE VOTED FOR IT UNDER THE PRESENT TERMS OF IT.

WALLER ADDRESSED THE COUNTY HAVING A CODE OF ORDINANCES AND REFERRED TO AN ORDINANCE ADOPTED ON OCTOBER 3, 2003 ON ADMINISTRATION AND ENFORCEMENT OF CODE ENFORCEMENT.

GARY NELSON POINTED OUT THE STATUTE READS IT SHALL NOT EXCEED \$250 PER DAY; THIS MEANS IT CAN BE ANYTHING BELOW \$250. ATTORNEY HOLLEY AGREED THIS WOULD BE AT THE DISCRETION OF THE BOARD.

COMMISSIONER SAPP ASKED COULD THE BOARD DISCRIMINATE BETWEEN THE EMERGENCY OF THE VIOLATIONS AS TO WHERE THEY PERTAIN TO, AS HE WAS TALKING ABOUT THE GARBAGE PROBLEM AND POLLUTION PROBLEM AND INFECTIOUS TYPE THINGS THAT WOULD

CAUSE DISEASE PROBLEMS IN THE COUNTY, VERSUS JUNK CARS, ETC. IN SUBDIVISIONS. HE QUESTIONED COULD THEY DISTINGUISH BETWEEN THESE TWO AND SET GUIDELINES BETWEEN THE TWO WHERE THEY ACTUALLY SEGREGATE BETWEEN WHAT THEY ARE DEALING WITH. HE SAID COUNTYWIDE, THEY WOULD BE TALKING ABOUT RURAL AREAS WITH EITHER JUNK CARS OR RURAL AREAS WITH GARBAGE PILES THAT ARE CAUSING PROBLEMS OR SUBDIVISIONS WITH EITHER PROBLEM; CAN THIS BE SEGREGATED OUT TO A FORM OF RULING FROM THE BOARD AND MOVE ON THAT AND CLARIFY IT.

ATTORNEY HOLLEY ADVISED THE BOARD COULD DO THIS BUT THEY MAY HAVE TO MODIFY THE WAY THEIR ORDINANCE IS CURRENTLY WRITTEN. WALLER ADVISED THE ORDINANCE MAY NEED TO BE CHANGED; ACCORDING TO THE STATE STATUTE ON CODE ENFORCEMENT, THEY CAN'T DISCRIMINATE BETWEEN ONE PERSON AND ANOTHER PERSON.

COMMISSIONER FINCH ADVISED THIS HAPPENS EVERYDAY, NOT PURPOSELY. WALLER ADVISED IT HADN'T HAPPENED OUT OF HER OFFICE DUE TO HER NOT HAVING TIME TO DO CODE ENFORCEMENT LATELY.

COMMISSIONER FINCH ADDRESSED IF CODE ENFORCEMENT FILED A COMPLAINT AGAINST HIM BECAUSE HE HAD JUNK OUTSIDE AT HIS BUSINESS, HE COULD SHOW THEM SEVERAL MORE ON THE WAY TO HIS BUSINESS THAT WOULD BE IN VIOLATION. WALLER SAID SHE HAD BEEN INSTRUCTED BY THE BOARD NOT TO GO AND LOOK FOR VIOLATIONS. FINCH SAID HE WAS JUST POINTING OUT CODE ENFORCEMENT WOULD NOT PURPOSELY BE DISCRIMINATING. HE DISAGREED WITH SOMEONE GOING OUT AND LOOKING FOR VIOLATIONS.

MARY NELSON REITERATED THE HEALTH DEPARTMENT HAS THE AUTHORITY WITH ENVIRONMENTAL HEALTH TO TAKE CARE OF PUBLIC HEALTH ISSUES SUCH AS SEWAGE; ANYTHING THAT WOULD CONTAMINATE, THE HAZMAT TEAM COULD TAKE CARE OF HAZARDOUS WASTE.

WALLER ADVISED MS. NELSON WHEN THE HEALTH DEPARTMENT GETS A CALL, THEY CALL HER; SHE IS THE ONE THAT HAS TO DEAL WITH THE PEOPLE IF THEY AREN'T PERMITTED OR HAVE A SEPTIC TANK, ETC. AS FAR AS HAZMAT ISSUES, OIL ON THE GROUND, ETC., WALLER ADVISED SHE CALLS FL-DEP; THEIR RESPONSE TO HER IS IT IS A CODE ENFORCEMENT ISSUE. WALLER SAID UNLESS IT IS OVER TEN GALLONS OF SPILLAGE, FL-DEP WILL NOT RESPOND TO IT. SHE ADDRESSED SHE HAD THE E-MAIL FROM FL-DEP ON HER INSTRUCTIONS ON HANDLING THESE ISSUES AND WOULD BE GLAD TO PROVIDE IT TO MS. NELSON IF SHE WAS INTERESTED; IT IS A CODE ENFORCEMENT ISSUE FIRST AND THEN AN ENVIRONMENTAL ISSUE.

MS. NELSON ADVISED SHE WORKED IN JACKSON COUNTY AND HAD CONTACTED THEIR HEALTH DEPARTMENT AND TALKED TO THEIR ENVIRONMENTAL HEALTH PEOPLE; THEY HAD THE AUTHORITY TO FINE PERSONS, IF IT WAS A CONTRACTOR, THEY COULD TAKE THEIR LICENSES OR DO ANYTHING NECESSARY TO TAKE CARE OF THE ENVIRONMENTAL ISSUES. SHE ADDRESSED HER HAVING SPOKEN TO THEM SPECIFICALLY ON SEWAGE ISSUES.

CHAIRMAN FINCH LIKED THE IDEA IF HE PURCHASES A LOT IN A SUBDIVISION AND HAS A CERTAIN STANDARD OF LIVING HE IS LOOKING FOR, HE WOULD NOT WANT SOMEONE MOVING IN NEXT TO HIM AND THROW OUT A BUNCH OF JUNK. HOWEVER, IF HE OWNS PROPERTY AND HAS IT SET UP, AN INDIVIDUAL BUYS CHEAP PROPERTY NEXT TO HIM BECAUSE IT IS OUT IN THE COUNTRY, THAT INDIVIDUAL SHOULD NOT HAVE THE AUTHORITY TO RUN HIM AND HIS JUNK OFF BECAUSE HE WAS ABLE TO PURCHASE CHEAPER LAND. HE ADDRESSED HIM NOT KNOWING HOW BIG OF SEPARATION IT NEEDED TO BE BETWEEN HIS JUNK AND A PERSON'S STANDARD OF LIVING.

TODD ABBOTT, CODE ENFORCEMENT BOARD MEMBER, ADVISED HE WAS TAKING A NEUTRAL POSITION; HE IS A PROPERTY OWNER IN WASHINGTON COUNTY AND IS FOR THE PROPERTY OWNER. HE EXPLAINED THE LAW IS PLAINLY WRITTEN AND ON THE CASES THAT HAVE COME BEFORE HIM, THERE HAS BEEN NO FINE LEVIED ON ANY INDIVIDUAL THAT IS WILLING TO WORK WITH THE COUNTY LAWS. HE REITERATED IT IS LAWS ADOPTED BY THE COUNTY COMMISSION AND NOT THE CODE ENFORCEMENT BOARD'S LAWS.

ABBOTT SAID THE LAW STATED A PERSON COULD ONLY HAVE ONE UNLICENSED, UNINSURED VEHICLE ON THEIR PROPERTY; WHEN IT COMES BEFORE THE CODE ENFORCEMENT BOARD AND A PERSON HAS MORE THAN ONE OF THESE VEHICLES AND ARE IN VIOLATION OF THE LAW, THEY HAVE NO CHOICE BUT TO FIND THE PERSON IN VIOLATION. HOWEVER, IF

THE PERSON IS WILLING TO WORK WITH THE BOARD IN GETTING THE VIOLATION TAKEN CARE OF, THERE WOULD BE NO FINE IMPOSED ON THAT INDIVIDUAL.

ABBOT SAID THE CODE ENFORCEMENT BOARD IS NOT AGAINST THE PEOPLE OR THE PROPERTY OWNERS AND DO NOT LEVY FINES ON ANY INDIVIDUAL WILLING TO WORK WITHIN WHAT THE COUNTY LAWS ARE.

COMMISSIONER CORBIN QUESTIONED ABBOT AND WALLER IF THEY WERE AWARE OF ANY INDIVIDUAL WHO HAD BEEN FINED \$250 A DAY; ABBOT RESPONDED HE KNEW OF A COUPLE OF PERSONS WHO WERE UNWILLING TO WORK WITH THE CODE ENFORCEMENT BOARD AND HAD SAID THEY DIDN'T CARE WHAT THE LAW SAID OR WHAT THE COUNTY COMMISSIONER'S LAWS ARE.

COMMISSIONER CORBIN AGREED THE AVERAGE MAN IN THE COUNTY CAN'T PAY \$250 A DAY MANY WEEKS OR MONTHS. ABBOT ADDRESSED EVERYWHERE ANYONE GOES, THERE ARE LAWS THAT HAVE TO BE FOLLOWED; HE REITERATED HE WAS FOR THE PROPERTY OWNER. COMMISSIONER CORBIN SAID HE WAS GLAD TO KNOW THE COMMISSIONERS HAVE THE RIGHT TO CHANGE THE LAWS.

IT WAS QUESTIONED IF AN ORDINANCE CAN BE WRITTEN TO DISTINGUISH BETWEEN SUBDIVISIONS AND RURAL FOLKS THAT COULD SATISFY EVERYONE.

GEORGE GAY ADDRESSED THE BOARD ON HIM WORKING IN JACKSON COUNTY BUT HAS JUST PURCHASED LAND IN SOUTH WASHINGTON COUNTY; HE SAID HE HAD LIVED IN JACKSON COUNTY SINCE 1992, HIS WIFE WAS A COMMISSIONER IN ALFORD; HE HAS SEEN DIFFERENT THINGS WITH CITY AND COUNTY BOARDS. HE EXPLAINED THERE WERE LAWS ALREADY ON THE BOOKS ON CODE ENFORCEMENT; IF A PERSON LIVES IN A SUBDIVISION, THERE ARE DEED RESTRICTIONS IN IT.

HE REFERENCED THE COUNTY'S ORDINANCE SAYING A PERSON CAN'T HAVE MORE THAN ONE UNLICENSED, UNINSURED VEHICLE ON THEIR PROPERTY AND QUESTIONED IF A PERSON WAS A CAR COLLECTOR; WHY WOULD A PERSON LICENSE A RUSTY CAR THEY ARE GOING TO FIX UP AND MAKE IT WORTH A LOT OF MONEY. HE ADDRESSED HIM KNOWING WHAT THE LAWS WERE WHEN HE MOVED INTO THE CITY OF ALFORD.

WHEN HE WANTS TO COME BACK TO WASHINGTON COUNTY AND LIVE IN THE COUNTRY, BY THE TIME HE GETS HERE, HE WON'T BE ABLE TO MOVE HIS OLD JUNK HERE; HOWEVER, IF HE MOVES INTO A GATED COMMUNITY, HE COULD UNDERSTAND. THE COUNTY COULD MAKE A LAW IF THESE GATED COMMUNITIES COME IN, THEY SET RESTRICTIONS AND THESE RESTRICTIONS BE ENFORCED BECAUSE THE LAND OWNER KNEW IT HAD DEED RESTRICTIONS WHEN THEY PURCHASED THE PROPERTY.

HE REQUESTED THE BOARD NOT ENFORCE ANY LAWS ON THE PEOPLE WHO HAVE HAD THEIR LAND; THIS SEEMS LIKE THEY WOULD BE PUTTING DEED RESTRICTIONS ON PEOPLE LIVING IN THE COUNTRY. HE EXPLAINED HE KNEW HIS MOM AND DAD WAS IN VIOLATION; IF THE COUNTY CHANGES THE LAW, THEY HAVE PUT DEED RESTRICTIONS ON THEIR PROPERTY. BY DOING THIS, IT MAY DEVALUE THEIR PROPERTY FOR SOMEBODY IN ALABAMA WHO WANTS TO MOVE THEIR JUNK TO WASHINGTON COUNTY.

JIM ACKERMAN READDRESSSED THE BOARD ON THE WASHINGTON COUNTY HEALTH DEPARTMENT WILL LOOK AT SEWER SITUATIONS; IF ANYTHING OTHER THAN THAT, THEY TURN IT OVER TO THEIR ATTORNEY AND THEIR ATTORNEY DOESN'T WANT TO GET INVOLVED WITH ANYTHING WITH FL-DEP AND IT COMES BACK TO LINDA WALLER.

ACKERMAN SAID HE WAS SETTING ON THE CODE ENFORCEMENT BOARD AS A VOLUNTEER; HE BELIEVES IN WASHINGTON COUNTY, PROPERTY RIGHTS AND THE VALUE OF A PERSON'S PROPERTY.

ACKERMAN ADVISED THE JUNK WAS NOT ON HIS NEIGHBOR'S PROPERTY WHEN HE PURCHASED HIS PROPERTY; HE DOESN'T OWN MUCH BUT WHAT HE DOES OWN, HE HAS PRIDE IN. IF THE JUNK HAD BEEN ON HIS NEIGHBOR'S PROPERTY WHEN HE PURCHASED HIS, HE PROBABLY WOULDN'T HAVE MOVED THERE; THE JUNK ON HIS NEIGHBOR'S PROPERTY IS SOMETHING THAT HAS ACCUMULATED WITHIN THE LAST EIGHTEEN MONTHS AND IT IS NOT BEAUTIFUL TO HIM OR FOR THE COUNTY.

ACKERMAN REFERRED TO HIM HAVING SAID IN THE BEGINNING FOR THE BOARD TO LOOK AT EVERY POSSIBLE PROCEDURE FOR CODE ENFORCEMENT; HE FEELS THE CODE ENFORCEMENT BOARD WOULD BE WILLING TO WORK WITH THIS. IF THE BOARD WANTS TO DISTINGUISH BETWEEN THE DEVELOPMENT THAT IS GOING ON AND THE REST OF THE PEOPLE; THEY WOULD

BE PARTIAL TO DEVELOPMENT WHERE PEOPLE IN THE RURAL AREAS NEED THE SAME PROTECTION.

HE REITERATED THE CODE ENFORCEMENT BOARD, HE FEELS, WILL BE GLAD TO SIT DOWN WITH THE COMMISSIONERS IF THEY WOULD LIKE TO REDO THEIR ORDINANCES. THE CODE ENFORCEMENT BOARD WOULD LIKE TO GET WHAT THE CODE SAYS HANDLED; IF THE BOARD WANTS TO CHANGE THE CODE THAT WOULD BE FINE BUT MAKE IT SO EVERYBODY IS EQUAL AND MAKE HIS PROPERTY THE SAME AS DEVELOPMENT. THE CODE ENFORCEMENT BOARD'S MAIN PURPOSE IS HEALTH AND SAFETY.

WHEN QUESTIONED BY COMMISSIONER FINCH ON HOW FAR AWAY HIS NEIGHBOR'S JUNK WOULD NEED TO BE TO NOT BOTHER ACKERMAN, ACKERMAN SAID AS LONG AS THE NEIGHBOR IS NOT BREAKING THE LAW, THERE ARE NO BATTERIES, TIRES OR OIL THERE AND IT IS FENCED IN PROPERLY, HE WOULDN'T HAVE A PROBLEM WITH IT. HE REITERATED AS LONG AS A PERSON IS WITHIN THE LAW HE WILL HAVE NO PROBLEM WITH IT. CHAIRMAN FINCH QUESTIONED WHAT IF THE LAW CHANGES, ACKERMAN ADVISED HE MAY HAVE A PROBLEM BUT HE WOULD HAVE TO GO BY WHAT THE LAW SAYS. ACKERMAN SAID HIS ISSUE IS HE DOESN'T WANT HIS PROPERTY TO BE DEVALUATED.

ATTORNEY HOLLEY ADDRESSED THE JUNK CAR ISSUE AND QUESTIONED IF THE ORDINANCE STATES IT HAS TO BE IN VIEW OF A PUBLIC ROAD OR SOMEONE ELSE'S PROPERTY TO BE A VIOLATION. HE EXPLAINED IF THE JUNK IS OUT OF VIEW, IT DOESN'T VIOLATE THE CODE. ACKERMAN POINTED OUT THE CODE SAYS ENCLOSED WITH A TOP ON IT.

COMMISSIONER CORBIN OFFERED A MOTION TO REVISIT THE ORDINANCES AND ALLOW THE NEW COMMISSIONERS AND HIMSELF TO VOTE ON THEM. HE REITERATED HE DIDN'T LIKE THE \$250 PER DAY FINE.

PAUL DAY ADDRESSED THE BOARD ADVISING HE HAD FELT FOR PEOPLE IN A COUPLE OF CASES THAT HAD COME BEFORE THE CODE ENFORCEMENT BOARD RECENTLY. THE INDIVIDUAL ADMITTED HE WAS WRONG AND HAD SHOWED THE BOARD A PICTURE WHERE HE HAD ALREADY PUT A BIG DUMPSTER THERE; THE BOARD WANTED TO GIVE ONE OF THEM 60 DAYS WITH DAY OFFERING TO GIVE HIM WHATEVER TIME IT WOULD TAKE HIM TO COME IN COMPLIANCE. THE BOARD ALSO ADVISED THE PERSON AFTER THAT TIME, THE PERSON WOULD BE ASSESSED \$250 A DAY.

DAY ALSO ADDRESSED A CASE THE CODE ENFORCEMENT BOARD IS WANTING TO FORECLOSE ON; HE SAID THAT IS WRONG.

COMMISSIONER COPE SECONDED COMMISSIONER CORBIN'S MOTION AND IT CARRIED.

COMMISSIONER SAPP RECOMMENDED THE BOARD NOT IMPOSE A \$250 PER DAY FINE; IF THE BOARD HAS THE AUTHORITY TO REDUCE THE FINE OR LIMIT IT THEMSELVES, LIMIT IT TO \$50 PER DAY. ATTORNEY HOLLEY ADVISED ANYTHING THE BOARD CHANGES TODAY WILL HAVE TO BE DONE BY ORDINANCE; AN ORDINANCE CAN'T BE CHANGED WITHOUT ADOPTING ANOTHER ORDINANCE. HOLLEY REFERRED TO WALLER HAVING SAID SHE WAS NOT DOING ANY ENFORCEMENT RIGHT NOW SO THE BOARD WOULD HAVE TIME TO ADOPT AN ORDINANCE BEFORE ANYONE ELSE IS AFFECTED.

WALLER ADDRESSED THE BOARD ON WHAT SHE SHOULD DO ABOUT CODE ENFORCEMENT STATING HER HANDS WERE FULL WITH PLANNING. SHE SAID WHEN SHE GETS A CALL, SHE NEEDS DIRECTION OF WHO IS GOING TO TAKE THESE CALLS, WHAT DOES THE BOARD WANT HER TO DO OR WHAT DO THEY EXPECT OF HER. SHE REFERRED TO HER HAVING BEEN ASKED YESTERDAY TO RESPOND TO A CALL AND SHE HAD ALREADY RESPONDED TO IT; TODAY SHE WAS ASKED TO RESPOND AGAIN, SHE HAD RESPONDED ONE TIME AND SENT A LETTER AND WAS CALLED EVERY NAME IN THE BOOK BECAUSE SHE HAD NOT RESPONDED TO THIS ONE PERSON'S COMPLAINT. SHE REQUESTED DIRECTION FROM THE BOARD WHAT SHE IS GOING TO DO; SHE REFERRED TO HER BEING 60 YEARS OF AGE AND WAS TIRED OF BEING KICKED FROM PILLAR TO POST ON CODE ENFORCEMENT BY ALL THE BOARD. SHE ADDRESSED THEY HAD ALL TREATED HER LIKE SHE IS A STEP CHILD FOR CODE ENFORCEMENT. SHE REITERATED SHE HAD NOT ASKED FOR THE CODE ENFORCEMENT JOB AND THEY COULD TAKE IT AND GIVE IT TO SOMEBODY ELSE. SHE SAID SHE DIDN'T APPLY FOR THE CODE ENFORCEMENT POSITION; SHE WAS CERTIFIED FOR LEVEL I & LEVEL II BUT IF SHE IS NOT QUALIFIED TO DO CODE ENFORCEMENT, THEY NEED TO GET SOMEBODY ELSE. SHE SAID SOMEONE WAS GOING TO HAVE TO RESPOND TO FL-DEP COMPLAINTS AND HEALTH DEPARTMENT COMPLAINTS.

COMMISSIONER CORBIN ADVISED THE BOARD WASN'T QUESTIONING WALLER'S QUALIFICATIONS BUT QUESTIONED IF THEY COULD GET ROGER HAGAN TO HANDLE THESE ISSUES ALONG WITH THE OTHER THINGS HE IS DOING.

ATTORNEY HOLLEY SUGGESTED THE BOARD DECLARE A MORETORIUM FOR WALLER TO RESPOND TO CODE ENFORCEMENT CALLS, UNLESS IT IS A FL-DEP OR HEALTH DEPARTMENT ISSUE, FOR TWO MONTHS WHILE THEY WORK ON THE ORDINANCES.

COMMISSIONER STRICKLAND VOICED HIS OPINION THE COUNTY NEEDED CODE ENFORCEMENT BUT THEY NEED TO HIRE SOMEBODY THAT HAS NO KINFOLK IN WASHINGTON COUNTY THAT CAN TREAT SOMEBODY NORTH OF WASHINGTON COUNTY THE SAME WAY THEY DO IN EBRO, SUNNY HILLS. HE AGREED IF THE COUNTY IS GOING TO DO CODE ENFORCEMENT, THEY NEED TO HIRE SOMEONE.

COMMISSIONER CORBIN REITERATED HIS SUGGESTION ON HAVING ROGER HAGAN FILL IN DURING THE INTERIM PERIOD. COMMISSIONER STRICKLAND ADDRESSED THIS WOULD NOT BE A GOOD. HE ADDRESSED PEOPLE CAN GET ALONG BETTER TALKING NICE TO SOMEBODY THAN THEY CAN OTHERWISE. COMMISSIONER STRICKLAND REITERATED SOMEBODY THAT DOESN'T LIVE IN THE COUNTY NEEDS TO BE HIRED TO TAKE CARE OF CODE ENFORCEMENT IF THE COUNTY IS GOING TO DO ANYTHING SO EVERYBODY CAN BE TREATED THE SAME.

WALLER ADDRESSED UNDER THE CURRENT SYSTEM, THE PAPERWORK ITSELF IS STAGGERING; HER ASSISTANT IS SO FAR BEHIND NOW BECAUSE THEY HAVE HAD TO PAY ATTENTION TO PLANNING. SHE ADVISED THEY WOULD NEED TWO PEOPLE TO TAKE CARE OF CODE ENFORCEMENT; ONE TO DO THE CODE ENFORCE- MENT AND ONE TO DO THE SECRETARIAL PAPERWORK, FILING.

COMMISSIONER CORBIN EXPLAINED DUE TO THE STRESS WALLER IS UNDER NOW IS WHY HE WAS RECOMMENDING LETTING ROGER HAGAN DO THE CODE ENFORCEMENT DURING THE INTERIM OF THE BOARD REVIEWING AND CHANGING THEIR ORDINANCES. WALLER ADVISED SHE HAD NO OJECTIONS TO HAGAN DOING IT.

COMMISSIONER SAPP OFFERED A MOTION FOR THE CODE ENFORCEMENT FINE TO BE LIMITED TO NO MORE THAN \$50 A DAY AND A CITATION METHOD ISSUED FOR THOSE PROPERTIES THAT HAVE BEEN SUBDIVIDED, REGARDLESS OF SIZE IF THEY ARE IN A SUBDIVIDED ESTATE, THEY HAVE A SET OF RULES AND REGULATIONS TO ABIDE BY IN THAT SUBDIVIDED AREA; RURAL COUNTY PROPERTIES BE ABLE TO YET USE THE CODE ENFORCEMENT BOARD AS PRESENTLY ORGANIZED TO BE JURISDICTED BY THEM; IN THE RURAL PROPERTIES, CHANGE THE NUMBER OF UNLICENSED, UNINSURED CARS FROM ONE TO TEN; IF THEY HAVE MORE THAN TEN CARS, SAPP RECOMMENDED THEY APPLY FOR A JUNK YARD LICENSE. COMMISSIONER COPE SECONDED THE MOTION FOR DISCUSSION.

COMMISSIONER COPE QUESTIONED IF A PERSON HAD A JUNK YARD FOR A NUMBER OF YEARS AND A SUBDIVISION COMES IN AND BUYS THE JUNK YARD, WAS COMMISSIONER SAPP'S MOTION ADDRESSING WITHIN A SUBDIVISION.

COMMISSIONER SAPP ADVISED IF A JUNK YARD HAS BEEN THERE, THEY WOULD BE GRANDFATHERED IN. COMMISSIONER COPE ADDRESSED THE BOARD WOULD PROBABLY STILL GET COMPLAINTS ON IT. COMMISSIONER SAPP SAID THE PEOPLE WOULD JUST HAVE TO COMPLAIN BECAUSE THEY WOULD KNOW THE JUNKYARD IS THERE BEFORE THEY PURCHASED THE PROPERTY.

COMMISSIONER FINCH FELT IT WAS INAPPROPRIATE TO VOTE ON COMMISSIONER SAPP'S MOTION TODAY WITHOUT BEING ABLE TO DISECT IT AND DECIDE THE GOOD AND THE BAD; HE FEELS IT IS A PLAN THAT MAY WORK AND HE LIKES THE IDEA OF THE DIVIDED LAND AND THAT KIND OF DIALOGUE MAY BE A GOOD THING. HE SAID HE DIDN'T HAVE A PROBLEM WITH REDUCING THE FINE TO \$50 PER DAY BUT HE DID HAVE A PROBLEM VOTING ON THE OTHER ISSUES WITHOUT HAVING TIME TO THINK ABOUT IT.

ATTORNEY HOLLEY REITERATED THE BOARD CAN'T CHANGE ANY PART OF AN ORDINANCE WITHOUT AMENDING AN ORDINANCE; HOWEVER, IF COMMISSIONER SAPP WANTS TO CHANGE THE \$250 FINE TO \$50 PER DAY, THEY COULD ADVERTISE AN ORDINANCE TO DO THE ONE CHANGE AND IT CAN BE DONE THE NEXT MEETING.

HOLLEY ALSO SAID HE WAS NOT SURE THE BOARD COULD TREAT PEOPLE DIFFERENTLY IN SUBDIVISIONS AND OUT IN THE COUNTRY; THERE IS A VIOLATION IN THE CONSTITUTION TO PROHIBITION AGAINST APPLYING LAWS DIFFERENTLY TO INDIVIDUALS. HE ADDRESSED SUBDIVISIONS WERE GOING TO HAVE TO BE REGULATED BY THEIR RESTRICTIVE COVENANTS;

THEY CAN GO MORE SEVERE THAN A COUNTY ORDINANCE. HE REITERATED HE DIDN'T FEEL THE BOARD COULD TREAT PEOPLE DIFFERENTLY ON THE BASIS OF WHERE THEY LIVE; HE SUGGESTED THE BOARD LOOK AT WHAT THEY WANT TO DO ALL OVER THE COUNTY.

ED CHADWELL ADDRESSED THE BOARD OF COUNTY COMMISSIONERS APPOINTED THE CODE ENFORCEMENT BOARD AND QUESTIONED IF THEY COULD TELL THE CODE ENFORCEMENT BOARD WHAT TO FINE PEOPLE. ATTORNEY HOLLEY ADVISED THE COUNTY SETS THE FINES AND THE CODE ENFORCEMENT BOARD ENFORCES IT.

CHADWELL ADDRESSED HE THOUGHT IT WAS THE STATUTES THAT SET THE FINE UP TO \$250 PER DAY; ATTORNEY HOLLEY ADVISED THE ONLY PROHIBITION IS IT CAN'T EXCEED \$250 PER DAY.

CHADWELL ASKED IF THE COUNTY COMMISSIONERS WERE GOING TO TELL THE BOARD WHAT TO DO AND REFERRED TO ONE INDIVIDUAL THE BOARD HAS BEEN WORKING WITH FOR TWO YEARS THAT WON'T COMPLY; HE QUESTIONED WHAT SHOULD THEY DO AND DO THEY ALLOW HIM TO KEEP HAULING IN TIRES AND BATTERIES. HE ADVISED HE BELIEVES IN PROPERTY RIGHTS POINTING OUT HE OWNS TEN ACRES IN WASHINGTON COUNTY AND FIFTY NINE ACRES IN JACKSON COUNTY; HOWEVER, SOME OF THE PEOPLE ARE NOT GOING TO CLEAN UP AT ALL AND QUESTIONED WHEN DO THEY STOP IT. HE ADDRESSED THE CODE ENFORCEMENT BOARD IS APPOINTED OR PEOPLE ASKED TO BE ON IT BECAUSE THEY WERE INTERESTED; THE BOARD NEEDS TO DO THEIR JOB OR THE ISSUES BE HANDLED EVERY MONTH AT THE COUNTY COMMISSIONERS MEETING. HE ADDRESSED THERE BEING PLACES THAT DID NEED CLEANING UP IN THE COUNTY.

DAVID CORBIN ADDRESSED THE BOARD ON GARBAGE HAVING ALWAYS BEEN A SENSITIVE ISSUE IN WASHINGTON COUNTY. DAVID REFERRED TO LINDA WALLER HAVING CASES COMING UP ALL THE TIME; A PERSON HAS TO DO WHAT THEY CAN DO TO THE BEST OF THEIR ABILITY FOR THE TAXPAYERS OF WASHINGTON COUNTY.

DAVID REPORTED ON AN AMNESTY DAY THAT WAS HELD IN VERNON ABOUT THREE YEARS AGO; THE PEOPLE BROUGHT THEIR GARBAGE TO THE STREET AND THE COUNTY COMMISSIONERS FURNISHED THE CREWS TO HAUL IT OFF. HE SUGGESTED IF THE COMMISSIONERS TOOK SOME OF THEIR TAX BASE TO HELP GET RID OF THE GARBAGE, THIS MAY ALLEVIATE SOME OF THE PROBLEMS.

DAVID ADDRESSED HIM FORMERLY DOING LITTER CONTROL; NINE TIMES OUT OF TEN, HE SAID THE COUNTY CREWS PICKED UP THE LITTER ON COUNTY TRUCKS AND HAULED IT OFF. HE SAID HAVING A COUNTY WIDE AMNESTY DAY TO PICK UP GARBAGE MAY BE A TOOL THE COUNTY COULD USE.

ED PELLETIER ADDRESSED COMMISSIONER SAPP'S MOTION ON CODE ENFORCEMENT FOR PLATTED SUBDIVISIONS AND QUESTIONED WHAT ABOUT UNPLATTED SUBDIVISIONS.

COMMISSIONER SAPP SAID HE WAS REFERRING TO A RECORDED SUBDIVISION THAT HAS DEED RESTRICTIONS IN IN WHETHER IT IS PLATTED OR UNPLATTED; IT IS RESTRICTED SUBDIVISIONS THAT HAVE BEEN BROKEN UP AND SOLD IN PARCELS.

LINDA WALLER CLARIFIED THERE HAD NOT BEEN ONE RED CENT IN FINE MONEY COLLECTED BY THE CODE ENFORCEMENT BOARD. SHE ADVISED THEY HAVE COLLECTED ADMINISTRATIVE FEES SEVERAL TIMES ON WHAT IT HAD COST TO RUN THE ADS AND PROCESS THE CLAIMS. SHE EXPLAINED THEY MANAGED TO GET THE PROPERTIES CLEANED UP AND THERE ARE THREE OR FOUR CASES THAT ARE TERRIBLE AND ARE A BLIGHT ON WASHINGTON COUNTY; HOPEFULLY, SOMEDAY THE PROPERTY WILL GET CLEANED UP.

JOHN OSTROWSKI QUESTIONED IF ANYONE EVER WONDERED WHEN DRIVING AROUND THE CITY THEY SEE A BUNCH OF JUNK CARS WITH RAGS ON THEM; THEY USE TO BE CALLED CAR COVERS BUT THE CODE ENFORCEMENT OFFICER IN THE CITY SAID AS LONG AS THEY ARE COVERED, EVERYTHING IS OKAY. THEREFORE, OSTROWSKI ADVISED IF YOU CAN'T SEE THE PROBLEM OR VIOLATION AND IT IS BEHIND A FENCE, ETC., THERE IS NO PROBLEM. HE QUESTIONED WHY NOT COVER UP THE PROBLEM BY MOVING THE CARS TO THE BACK OF THE PROPERTY AND THE GARBAGE BEHIND YOUR HOME; THERE WOULD BE NO PROBLEM THEN.

COMMISSIONER SAPP RESCINDED HIS MOTION AND COMMISSIONER COPE RESCINDED HIS SECOND.

GARY NELSON READDRESSSED THE BOARD ON HIM HAVING MANAGED LAND IN ALABAMA AND GEORGIA AS WELL AS FLORIDA; PERIODICALLY THEY HAVE AMNESTY DAYS FOR TRASH WHERE THE LANDOWNERS PILE IT BY THE ROAD, A TRUCK WITH ONE OPERATOR COMES BY THE ROAD

AND PICKS IT UP. HE SAID HE DIDN'T UNDERSTAND WHY THE COUNTY COMMISSIONERS COULDN'T AFFORD TO DO SOMETHING LIKE THIS. HE POINTED OUT THE PEOPLE WERE ALLOWED TO PILE UP ANYTHING BY THE ROAD EXCEPT HOUSEHOLD GARBAGE; AFTER LISTENING TO EVERYBODY, THE PROBLEM IS NOT HOUSEHOLD GARBAGE.

COMMISSIONER CORBIN ADDRESSED THE TWO AMNESTY DAYS HELD AT THE RECYCLING CENTER EACH YEAR APPARENTLY IS NOT TAKING CARE OF THE JUNK PROBLEM.

JIM ACKERMAN READDRESSSED THE BOARD ADVISING 90% OF THE CODE ENFORCEMENT VIOLATIONS ARE TAKEN CARE OF; IT IS THE 5% TO 6% THAT DOESN'T WANT ANYBODY TO TOUCH ANYTHING OF THEIRS. IF HIS NEIGHBOR PUTS HIS JUNK BY THE ROAD, NO ONE COULD GET BY ON THE ROAD; THE PEOPLE THAT ARE WILLING TO PUT THEIR TRASH BY THE ROAD WILL DO SO AND IT NEEDS TO BE DONE. HE REFERRED TO THERE BEING PEOPLE WHO CAN'T AFFORD TO GO TO THE RECYCLING CENTER AND QUESTIONED WHAT TO DO ABOUT THOSE FEW PERCENTAGES THAT DON'T TAKE CARE OF THEIR JUNK ISSUES.

DIKESTAR SUGGESTED THE BOARD LOOK AT PUTTING A DUMPSTER OUT FOR EVERYONE TO PUT THEIR TRASH IN.

LINDA PLEASE QUESTIONED WHO DETERMINES WHETHER SOMETHING IS NON-HAZARDOUS AND IT IS NOT GOING TO HURT ANYBODY'S HEALTH AND WHO DETERMINES IF IT IS JUNK, GARBAGE OR SOMETHING VALUABLE. SHE WAS ADVISED THE CODE ENFORCEMENT BOARD MAKES A DETERMINATION IF IT IS JUNK OR NOT JUNK. SHE STATED IF IT IS NON HAZARDOUS TO ANYONE'S HEALTH, SHE DOESN'T THINK ANYONE HAS THE RIGHT TO COME ON ANYONE'S PROPERTY AND TELL THEM THEY HAVE TO GIT RID OF THEIR JUNK BE- CAUSE THEY DON'T LIKE THE WAY IT LOOKS. SHE POINTED OUT SHE PROBABLY HAS ONE OF THE CLEANEST YARDS IN THE COUNTY.

COMMISSIONER FINCH QUESTIONED WHAT ACTION THE BOARD, IF ANY, NEEDED TO TAKE OTHER THAN TAKING THE ORDINANCES, REVIEW THEM, TAKE NOTES, HIGHLIGHT THEM AND QUESTIONED IF THEY WANTED TO HOLD ANOTHER WORKSHOP. THE BOARD'S CONSENSUS WAS ANOTHER WORKSHOP WAS NEEDED.

LINDA WALLER SAID SHE DOES NOT MAKE A DETERMINATION IF ANYTHING IS JUNK; SHE TAKES PICTURES, COMPARES IT TO WHAT THE COUNTY ORDINANCES ARE, WHAT THE LAND DEVELOPMENT CODE SAYS AND AT THAT TIME A LETTER GOES OUT SAYING IT WOULD APPEAR TO BE JUNK; IF THE PROPERTY OWNER CLEANS IT UP, THAT IS WONDERFUL. IF NOT, WALLER SAID IT IS SENT TO THE CODE ENFORCEMENT BOARD TO MAKE A DETERMINATION.

JIM ACKERMAN PROVIDED THE BOARD WITH A PETITION IN SUPPORT OF THE CITATION METHOD OF CODE ENFORCEMENT.

COMMISSIONER CORBIN SAID HE FELT THE BOARD WOULD TRY TO STRUCTURE SOMETHING ON CODE ENFORCEMENT TO ASSIST THE CODE ENFORCEMENT BOARD TO HELP GET THE TWO OR THREE PROPERTIES CLEANED UP AS HE KNOWS ONE OF THEM IS NOT A JUNKYARD. HE ADDRESSED THIS IS WHY HE WAS ASKING IF THE COUNTY HAD A JUNKYARD ORDINANCE.

LINDA WALLER ADVISED THE JUNKYARD COMES UNDER THE LAND DEVELOP- MENT CODE UNDER THE INDUSTRIAL LAND USE; THE INDUSTRIAL LAND USE IS RESTRICTED AND NOT ALLOWED IN RESIDENTIAL AND AGRICULTURAL AREAS.

COMMISSIONER CORBIN SAID THE PRIMARY PLACE ACKERMAN AND DIFFERENT ONES IS CONCERNED WITH IS THE CLARK PLACE WHICH IS TRULY A JUNK YARD.

COMMISSIONER SAPP OFFERED A MOTION, SECONDED BY COMMISSIONER CORBIN AND CARRIED TO ADJOURN.

DEPUTY CLERK

CHAIRMAN

END OF MINUTES FOR 10/27/05