

November 20, 2012
BOARD MEETING-SPECIAL SESSION
SWEARING IN/REORGANIZATION

NOVEMBER 20, 2012

BCC - SPECIAL SESSION

THE BOARD OF COUNTY COMMISSIONERS, IN AND FOR WASHINGTON COUNTY MET ON THE ABOVE DATE AT 1:30 P.M. AT THE WASHINGTON COUNTY ANNEX BOARD MEETING ROOM, 1331 SOUTH BOULEVARD, CHIPLEY, FLORIDA WITH COMMISSIONERS ABBOTT, BROCK AND PATE PRESENT. CLERK COOK, DEPUTY CLERK BRANTLEY, COUNTY MANAGER STEVE JOYNER AND COUNTY ATTORNEY JEFF GOODMAN WERE ALSO IN ATTENDANCE.

I. PROCLAMATION - SHERIFF HADDOCK

A. CALL TO ORDER - ATTORNEY GOODMAN

B. INVOCATION/PLEDGE- ATTORNEY GOODMAN

II. SWEARING - JUDGE PEEL

A. MRS. LYNN GOTHARD REPEATED THE FOLLOWING AFTER JUDGE

PEEL - I LYNN GOTHARD DO SOLEMNLY SWEAR THAT I WILL SUPPORT PROTECT AND DEFEND THE CONSTITUTION AND GOVERNMENT OF THE UNITED STATES AND THE STATE OF FLORIDA. I AM DULY QUALIFIED TO HOLD OFFICE UNDER THE CONSTITUTION OF THE STATE AND I WILL WELL AND FAITHFULLY PERFORM THE DUTIES OF WASHINGTON COUNTY

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COMMISSIONER ON WHICH I AM NOW ABOUT TO ENTER SO HELP
ME GOD.

B. MR. ALAN BUSH REPEATED THE FOLLOWING AFTER JUDGE PEEL
- I ALAN T. BUSH DO SOLEMNLY SWEAR THAT I WILL SUPPORT
PROTECT AND DEFEND THE CONSTITUTION AND GOVERNMENT OF
THE UNITED STATES AND THE STATE OF FLORIDA. I AM DULY
QUALIFIED TO HOLD OFFICE UNDER THE CONSTITUTION OF THE
STATE AND I WILL WELL AND FAITHFULLY PERFORM THE
DUTIES OF WASHINGTON COUNTY COMMISSIONER ON WHICH I AM
NOW ABOUT TO ENTER SO HELP ME GOD.

C. MR. CHARLES BROCK REPEATED THE FOLLOWING AFTER JUDGE
PEEL - I CHARLES BROCK DO SOLEMNLY SWEAR THAT I WILL
SUPPORT PROTECT AND DEFEND THE CONSTITUTION AND
GOVERNMENT OF THE UNITED STATES AND THE STATE OF
FLORIDA. I AM DULY QUALIFIED TO HOLD OFFICE UNDER THE
CONSTITUTION UNDER THE STATE AND I WILL WELL AND
FAITHFULLY PERFORM THE DUTIES OF WASHINGTON COUNTY
COMMISSIONER ON WHICH I AM NOW ABOUT TO ENTER SO HELP
ME GOD.

ATTORNEY GOODMAN ADVISED THE BOARD THAT IT WAS TIME
FOR REORGANIZATION. THERE WILL BE A CHAIRMAN AND A
VICE-CHAIRMAN SELECTED AND HE EMPHASIZED BOTH

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POSITIONS. RECENTLY MR. HULAN CARTER WAS CHAIRMAN AND SERVED WITH SUCH CAPACITY BUT HE IS NO LONGER ON THE BOARD BECAUSE HE DIDN'T SEEK RE-ELECTION.

COMMISSIONER BROCK OFFERED A MOTION FOR COMMISSIONER ALAN BUSH TO BE CHAIRMAN, SECONDED BY COMMISSIONER PATE AND CARRIED.

COMMISSIONER BUSH WAS ASKED BY ATTORNEY GOODMAN IF HE WAS OKAY WITH THE NOMINATION. COMMISSIONER BUSH SAID YES.

ROLL CALL VOTE

COMMISSIONER BROCK - YES

COMMISSIONER PATE - YES

COMMISSIONER GOTHARD - YES

COMMISSIONER ABBOTT - YES

COMMISSIONER BUSH - YES

COMMISSIONER PATE OFFERED A MOTION FOR COMMISSIONER ABBOTT TO BE VICE-CHAIRMAN, SECONDED BY COMMISSIONER BUSH AND CARRIED.

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ROLL CALL VOTE

COMMISSIONER BROCK - YES

COMMISSIONER PATE - YES

COMMISSIONER BUSH - YES

COMMISSIONER GOTHARD - YES

COMMISSIONER ABBOTT - YES

ATTORNEY GOODMAN BRIEFED THE NEW COMMISSIONERS ON HOW THE MEETINGS NORMALLY START OFF.

COMMISSIONER BROCK ASKED FOR A WORKSHOP TO BE SET WITHIN THE 1ST OR 2ND WEEK IN DECEMBER.

COUNTY MANAGER JOYNER SAID THAT HE WOULD GET ONE SET UP.

COMMISSIONER PATE ASKED WHAT THE PURPOSE OF THE MEETING IS. COMMISSIONER BROCK SAID ROAD AND BRIDGE. ATTORNEY GOODMAN CLARIFIED ROAD AND BRIDGE POLICY AND ISSUES.

ATTORNEY GOODMAN ADDRESSED THE BOARD THAT HE WOULD LIKE EITHER ON THAT DAY OR AFTER THE REGULAR MEETING IN DECEMBER OR JANUARY AN EXECUTIVE SESSION BE SET SO THAT THE NEW MEMBERS CAN HEAR SOME OF THE ISSUES THAT

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THE BOARD IS DEALING WITH AND SOME OUTSTANDING
LAWSUITS.

CLERK COOK WELCOMED BOTH OF THE NEW COMMISSIONERS AND
COMMISSIONER BROCK ON HIS RE-ELECTION AND THAT SHE
HOPES ALL WORK WELL TOGETHER.

COMMISSIONER BROCK THANKED JUDGE PEEL FOR THE JOB THAT
HE DONE ON THE ELECTION.

COUNTY MANAGER JOYNER WELCOMED THE NEW MEMBERS AS WELL
AS COMMISSIONER BROCK.

ATTORNEY GOODMAN ADDRESSED THE BOARD AND MADE THE
FOLLOWING STATEMENT - PREPARING FOR THE SWEARING IN,
IN HOLMES COUNTY TODAY A STATEMENT THAT WAS MADE BY
GEORGE WASHINGTON TALKING ABOUT THE DIFFERENCE IN
STATESMAN AND POLITICIANS AND THE QUOTE THAT HE MADE
IS STATESMAN THINK OF THE NEXT GENERATION AND
POLITICIANS THINK OF THE NEXT ELECTION AND HE WOULD
HOPE THAT WE HAVE ELECTED STATESMAN AND PEOPLE THAT
WILL REPRESENT THIS COUNTY NOT ONLY WITH TODAY'S
THOUGHT IN MIND BUT THE FUTURE OF THE COUNTY AS WELL.

ON BEHALF OF HIMSELF, HIS OFFICE AND THE STAFF HE
EXPRESSED TO THE BOARD THAT HE HOPES THEY CAN MAKE THE
COUNTY A BETTER ONE OVER THE NEXT 4 YEARS.

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PROJECT PIPE - ATTORNEY GOODMAN ADDRESSED THE BOARD IN REFERENCE TO PROJECT PIPE AND THE CURRENT POSITION. THEY HAD A DISCUSSION ABOUT IT WITHIN THE LAST MONTH ABOUT DOT BECOMING INVOLVED AND TAKING OVER THE GRANT. ON NOVEMBER 28, ATTORNEY GOODMAN, COUNTY MANAGER JOYNER, COUNTY ENGINEER CLIFF KNAUER AND HOPEFULLY A REPRESENTATIVE OF THE BOARD WILL BE ATTENDING A MEETING WITH DOT. MR. HULAN CARTER WAS KIND OF THE POINT PERSON ON IT AND COMMISSIONER ABBOTT HAD BEEN KEPT AWARE OF WHAT'S GOING ON WITH THE PROJECT.

ATTORNEY GOODMAN ADVISED THE BOARD THAT HE FEELS LIKE COMMISSIONER ABBOTT WOULD BE IN A GOOD POSITION TO GO WITH THEM TO THE MEETING ON THE 28TH BASED ON WHERE THEY ARE RIGHT NOW.

THE BOARD HAS BASICALLY BEEN SUMMONED BY DOT TO COME UP WITH A 12 MONTH SCHEDULE/CALENDAR OF HOW THEY ARE GOING TO GET THE PROJECT DONE BY THE END OF 2013. IT HAS TO BE EXECUTED BY THE END OF THIS YEAR PER THE FDOT. THE COUNTY ENGINEER AND THE APPROPRIATE STAFF, CONCRETE COMPANY'S ENGINEER, PLANS AND STAFF AND REPRESENTATIVES OF THE FDOT WILL BE THERE AS WELL. THIS IS PERTINENT BECAUSE RIGHT NOW THERE IS A LOAN WITH CAPITAL CITY BANK THAT COMES DUE BEFORE THE NEXT

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BOARD MEETING. ACTION HAS TO BE TAKEN TODAY. CAPITAL CITY BANK IS AWARE OF THE SITUATION AND THEY FEEL GOOD ABOUT WHERE THE BOARD SITS FROM THE PROJECT STAND POINT AS THEY HAVE BEEN KEPT INFORMED OF WHAT HAS BEEN GOING ON WITH FDOT. CAPITAL CITY BANK HAS AGREED TO MODIFY THE LOAN THROUGH JANUARY 10, 2013. IT IS HIS RECOMMENDATION TO THE BOARD TO ALLOW THEM TO KEEP PROCEEDING WITH THE FDOT AS WELL AS TO APPOINT COMMISSIONER ABBOTT OR ANOTHER MEMBER IF THE BOARD SO CHOOSES TO ACCOMPANY COUNTY MANAGER JOYNER AND HIMSELF ON NOVEMBER 28TH TO THE FDOT IN SUPPORT OF GETTING THIS DONE.

ATTORNEY GOODMAN ADVISED THE BOARD THAT HE WOULD LIKE TO HAVE THEM ALL THERE BUT HE WOULD BE CONCERNED ABOUT THE SUNSHINE LAWS IF THERE IS MORE THAN 1 REPRESENTATIVE AT FDOT THAT DAY.

ATTORNEY GOODMAN ASKED THE BOARD FOR A MOTION TO EXTEND THE CAPITAL CITY LOAN TO JANUARY 10, 2013 AND GET SOME GUIDANCE AS TO A REPRESENTATIVE TO ATTEND THE NOVEMBER 28TH MEETING WITH HIMSELF AND COUNTY MANAGER JOYNER.

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ATTORNEY GOODMAN ADVISED THE BOARD THAT HE FEELS THAT IT WOULD BE APPROPRIATE AT THE WORKSHOP IN DECEMBER TO PUT THIS AS A LINE ITEM SO IT CAN BE DISCUSSED IN MORE DETAIL AND WHAT HAS HAPPENED AT THE MEETING NOVEMBER 28TH CAN BE DISCUSSED.

COMMISSIONER ABBOTT OFFERED A MOTION, SECONDED BY COMMISSIONER PATE AND CARRIED TO EXTEND THE LOAN AT CAPITAL CITY BANK TO JANUARY 10, 2013.

COMMISSIONER ABBOTT EXPRESSED HOW GOOD HE FEELS ABOUT THE PROJECT NOW THAT FDOT IS INVOLVED.

COMMISSIONER PATE SAID THAT HE THINKS THERE ISN'T ANYBODY ON THE BOARD MORE QUALIFIED THAN ALAN BUSH. COMMISSIONER BUSH SAID THAT HE WOULD AGREE WITH THAT BUT HE DOESN'T HAVE THE HISTORICAL EXPERIENCE WITH THIS PROJECT THAT COMMISSIONER ABBOTT WOULD HAVE. COMMISSIONER GOTHARD AGREED.

COMMISSIONER PATE ADDRESSED THE BOARD THAT IF ON THE 28TH THEY CAN'T COME TO SOME TYPE OF AGREEMENT AT THE MEETING THEY NEED TO MOVE ON AND PUT THE PROJECT BEHIND THEM.

COMMISSIONER BUSH ASKED COUNTY ATTORNEY GOODMAN IF MORE THAN 1 COMMISSIONER COULD BE AT THE MEETING.

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ATTORNEY GOODMAN SAID THAT HE THINKS THAT IT WOULD BE SOME ISSUES ABOUT THE SUNSHINE LAW.

COMMISSIONER ABBOTT ADVISED THE BOARD THAT HE WOULD LIKE TO ATTEND THE MEETING AND FEELS HE IS DEEPLY INVOLVED.

COMMISSIONER BROCK ASKED HOW INVOLVED HAS COUNTY ENGINEER KNAUER BEEN IN THIS.

ATTORNEY GOODMAN SAID THAT MR. KNAUER HAD BEEN HEAVILY INVOLVED UP UNTIL ABOUT 12 MONTHS AGO. HE WORKED THROUGH ALL THE PERMITTING ISSUES AND DID A LOT OF LEG WORK. THE PAST 6-9 MONTHS THEY HAVE WORKED THROUGH HOW THEY DEFINE VERTICAL CONSTRUCTION WITH NOT ONLY DEO BUT OTTED AND NOW THE FDOT HE HAS BEEN LESS INVOLVED. PROBABLY THE PAST 30-45 DAYS SINCE THE FDOT HAS GOTTEN INVOLVED HE HAS ASKED FOR COUNTY ENGINEER KNAUER'S RENEWED INVOLVEMENT.

ATTORNEY GOODMAN ADVISED THE BOARD THAT HE DOESN'T KNOW WHAT NEEDS TO BE DONE OR LOOKED AFTER AS FAR AS ENGINEERING AND HE IS GOING TO BE LOOKING TOWARD MR. KNAUER FOR HIS EXPERTISE. HE IS CALENDARED TO BE AT THE UPCOMING MEETING.

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COMMISSIONER BROCK ASKED MR. KNAUER IF HE THINKS IT IS GOING TO HAPPEN. MR. KNAUER SAID THAT IF HE BASED HIS HONEST OPINION ON PAST PERFORMANCE BY THE APPLICANTS HE WOULD SAY NO BUT AT THE SAME TIME HE FEELS DOT HAS GIVEN THEM AND THE COUNTY THE OPPORTUNITY TO SAY YES OR NO. THAT IS WHAT THE UPCOMING MEETING IS ALL ABOUT. IT IS SOMETHING THAT HAS NEEDED TO BE DONE FOR A LONG TIME. AT THE MEETING PROJECT PIPE WILL HAVE TO SAY WHETHER OR NOT THEY ARE GOING TO MOVE FORWARD WITH VERTICAL CONSTRUCTION AS THEY HAVE DEFINED IT WILL BE REQUIRED OF THEM.

COMMISSIONER ABBOTT ADDRESSED THE BOARD THAT IF THE RAILROAD SPUR GOES IN THE WAY THAT IT IS RIGHT NOW THE OWNER OF THE PROPERTY IS THE OWNER OF PROJECT PIPE. THE ONLY PROPERTY THAT THIS RAIL SPUR CAN SERVICE IS THE PROPERTY THAT SOMEONE ELSE OWNS. WE DON'T OWN THAT.

COUNTY ENGINEER KNAUER ADDRESSED THE BOARD THAT THE IMPROVEMENTS WILL BE ON YOUR EASEMENT. IT WON'T BE ANY IMPROVEMENTS DONE ON THEIR PROPERTY THAT ISN'T ON THE EASEMENT THAT WILL BE COVERED BY THE GRANT.

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COMMISSIONER ABBOTT ADDRESSED THE BOARD THAT THEY
DON'T WANT THE RAIL SPUR IF THIS COMPANY ISN'T GOING
TO MOVE FORWARD AND GO IN.

COMMISSIONER BROCK SAID THAT BASICALLY WHAT THE BOARD
HAS BEEN LOOKING FOR DURING THESE YEARS IS JOBS. IT'S
THE BACKBONE OF THE WHOLE PROJECT.

ATTORNEY GOODMAN SAID THE WAY HE UNDERSTANDS
COMMISSIONER BUSH UNLESS THE BOARD DIRECTS HIM
OTHERWISE IS COMMISSIONER ABBOTT WILL BE ATTENDING THE
MEETING THE 28TH AND THEN THEY WILL REPORT BACK TO THE
BOARD AT THE WORKSHOP REGARDING HOW THE MEETING WENT.

**COMMISSIONER BROCK OFFERED A MOTION, SECONDED BY
COMMISSIONER ABBOTT AND CARRIED TO ADJOURN.**

ATTEST: _____

DEPUTY CLERK BRANTLEY

CHAIRMAN BUSH