

NOVEMBER 1, 2012  
SPECIAL MEETING

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BCC - SPECIAL MEETING

THE BOARD OF COUNTY COMMISSIONERS, IN AND FOR WASHINGTON COUNTY MET ON THE ABOVE DATE AT 9:00 A.M. AT THE WASHINGTON COUNTY ANNEX BOARD MEETING ROOM, 1331 SOUTH BOULEVARD, CHIPLEY, FLORIDA WITH COMMISSIONERS ABBOTT, BROCK, CARTER, PATE AND STRICKLAND PRESENT. DEPUTY CLERK BRANTLEY, COUNTY MANAGER STEVE JOYNER AND COUNTY ATTORNEY JEFF GOODMAN WERE ALSO IN ATTENDANCE. CLERK COOK WASN'T PRESENT.

A. CALL TO ORDER - CHAIRMAN CARTER

B. INVOCATION/PLEDGE- DAVID CORBIN/COMMISSIONER

STRICKLAND

COUNTY MANAGER STEVE JOYNER ADDRESSED THE BOARD ON THE FOLLOWING ISSUES:

1. CLINTON MATHIS PROPERTY AT 4952 STUMP KNOCKER TRAIL. THE PROPERTY WAS CLEANED UP BY THE COUNTY AND THERE WERE FINES AND LIENS AGAINST IT TOTALING \$11,233.00. MR. MATHIS PURCHASED THE PROPERTY AND HAS PAID ALL THE BACK TAXES AND IS ASKING THE BOARD TO RELIEVE THE LIEN FOR THE AMOUNT OF \$500.00. THE PROPERTY IS ASSESSED AT \$2882.00.

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**COMMISSIONER ABBOTT OFFERED A MOTION, SECONDED BY  
COMMISSIONER STRICKLAND AND CARRIED FOR MR. CLINTON MATHIS  
TO PAY \$1000.00 TO RELIEVE THE LIEN.**

**VOTE 4-1 WITH COMMISSIONER PATE OPPOSED TO THE MOTION**

COMMISSIONER PATE ADDRESSED THE BOARD THAT MR. MATHIS  
KNOWINGLY PURCHASED THE PIECE OF PROPERTY WITH A LIEN ON  
IT. HE FEELS KNOWING THIS IT IS HIS OBLIGATION AS A MAN TO  
PAY IT OFF AND NOT ASK FOR FORGIVENESS OF A BUNCH OF IT.

COMMISSIONER BROCK ADDRESSED THE BOARD THAT HE IS WELL  
FAMILIAR WITH THE PROPERTY AND THIS HAS BEEN GOING ON SINCE  
2005 AND HE DOESN'T FEEL IT IS WORTH \$2800.00. MR. MATHIS  
HAS PAID BACK TAXES ON THE PROPERTY AND WANTS TO PUT A HOME  
ON IT AND IN HIS OPINION HE IS SATISFIED WITH THE \$500.00  
MR. MATHIS HAS OFFERED IN ORDER FOR IT TO BE PUT BACK ON  
THE TAX ROLL.

2. MOTRIM AND MULCHING HEAD - THERE IS A MULCHING HEAD MADE  
THAT WILL FIT THE EXCAVATORS AND THEY ARE HEAVIER DUTY AND  
COUNTY MANAGER JOYNER FEELS THEY WOULD DO A MUCH BETTER JOB  
THAN THE MOTRIM. HE ASKED FOR THE BOARDS PERMISSION TO  
RESEARCH THIS AND BRING PRICING INFORMATION BACK TO THE  
BOARD.

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COMMISSIONER BROCK ASKED COUNTY MANAGER JOYNER WHAT WOULD IT TAKE FOR THE EMPLOYEES TO RUN THE MACHINE AND IF THEY WOULD HAVE TO RUN CHIPPERERS BEHIND THEM.

COUNTY MANAGER JOYNER ASKED IF HE HAD SEEN THE MULCHING HEADS ON THE BOBCATS. IT IS THE SAME THING. IT HAS THE ABILITY TO CUT A LIMB DOWN AND MULCH IT UP AS WELL. IT IS LESS THAN ½ THE COST OF A NEW MOTRIM. HE IS EXPECTING SEVERAL QUOTES.

COMMISSIONER BROCK ADVISED COUNTY MANAGER JOYNER TO RESEARCH AND BRING IT BACK BEFORE THE BOARD.

DAVID CORBIN ADDRESSED THE BOARD IN REFERENCE TO THE FOLLOWING:

1. PURCHASES OF 3 MOWERS - THE CURRENT MOWERS ARE 7, 8 AND 10 YEARS OLD. THESE MOWERS ARE USED TO CUT THE ROADS, ALL OF THE COUNTY BUILDINGS AND 3 WALKING TRACKS. HE PROVIDED THE BOARD WITH QUOTES FROM LANES OUTDOOR EQUIPMENT. HE CURRENTLY GOES FROM DISTRICT TO DISTRICT IN ORDER TO TRY TO KEEP IT ON ROTATION BASIS AND THAT WAY MORE TERRITORY CAN BE COVERED.

COMMISSIONER CARTER ADDRESSED THE BOARD THAT MR. CORBIN HAS HAD AN ADDITIONAL WORK LOAD PUT ON THE SCAG MOWERS AND BASICALLY MOST OF HIS WORK IS PUBLIC WORKS. HE IS ASKING

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TO PURCHASE 3 MOWERS WITH THE COST COMING OUT OF THE PUBLIC WORKS BUDGET.

COMMISSIONER ABBOTT ASKED MR. CORBIN IF THAT WAS THE ONLY PLACE IN WASHINGTON COUNTY THAT HE COULD FIND THE MOWERS. MR. CORBIN SAID THAT HE WOULD BE GLAD TO SHOP AROUND.

COUNTY MANAGER JOYNER SAID THIS IS THE GOVERNMENT CONTRACT PRICE BUT THEY WOULD BE WILLING TO DOUBLE CHECK.

**COMMISSIONER ABBOTT OFFERED A MOTION, SECONDED BY COMMISSIONER PATE AND CARRIED FOR COUNTY MANAGER JOYNER AND MR. CORBIN TO PURCHASE 3 MOWERS OUT OF THE PUBLIC WORKS BUDGET FROM THE BEST QUOTE.**

COMMISSIONER BROCK ASKED MR. CORBIN IF THE STOCK PILE OF USED MOWERS GOING DOWN TOWARD SUNNY HILLS BELONGED TO THE COUNTY. MR. CORBIN SAID NO THEY BELONG TO MSBU.

COUNTY MANAGER JOYNER ADVISED COMMISSIONER BROCK THAT THEY ARE PICKING PARTS FROM THOSE TO KEEP THE MSBU MOWERS RUNNING.

COMMISSIONER STRICKLAND ASKED THE BOARD HOW HARD IT WOULD BE TO CHANGE ONE OF THE FRONT DOORS TO HANDICAP ACCESS BY THE PUSH OF A BUTTON. COMMISSIONER PATE ADVISED COMMISSIONER STRICKLAND THAT HE THINKS THAT IS SOMETHING THAT COMES UP UNDER THE COUNTY MANAGER TO HANDLE.

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ATTORNEY GOODMAN ADDRESSED THE BOARD IN REFERENCE TO PROJECT PIPE. OTTED WAS THE ORIGINAL STATE BODY THAT WAS OVERSEEING THE GRANT. THAT CHANGED IN THE LAST 18 MONTHS TO D.E.O. AND EARLIER THIS SUMMER IT WAS TRANSFERRED TO FLORIDA DEPARTMENT OF TRANSPORTATION. EARLIER THIS WEEK COMMISSIONER CARTER, COUNTY MANAGER JOYNER AND HIMSELF MET WITH FLORIDA DEPARTMENT OF TRANSPORTATION AND THERE WERE SEVERAL PEOPLE FROM FDOT THERE, INCLUDING MR. BARFIELD, SAMUEL HENDERSON AND SEVERAL OTHER STAFF MEMBERS. THERE WAS ALSO REPRESENTATIVES FROM THE CONCRETE COMPANY, JACKSONVILLE. AFTER THE MEETING HE ADVISED THE BOARD THAT HE FEELS AS GOOD ABOUT THIS PROJECT SINCE HE HAS COME ON BOARD. THE FLORIDA DEPARTMENT OF TRANSPORTATION AND HOW THEY TREAT PROJECTS IS GOING TO HELP THIS PROJECT. THEY HAVE MANDATED NOT ONLY THE BOARD BUT THE CONCRETE COMPANY BE ON A SET TIMELINE OVER THE NEXT 12 MONTHS. FDOT IS GOING TO DRAFT A CONTRACT THAT THE BOARD IS GOING TO SIGN WITH PENALTIES, PROCEDURES AND ENFORCEMENT MECHANISMS. THE PROJECT WILL COME TO FRUITION OVER THOSE 12 MONTHS. EACH PARTY WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION OVERSIGHT IS GOING TO HAVE TO HIT CERTAIN TIMELINES AND MECHANISM IN THE PROJECT. IT WAS STERN AND SOMEWHAT OF A LECTURE BUT IT IS HOW FLORIDA DEPARTMENT OF TRANSPORTATION DOES BUSINESS. THEY ARE TREATING THIS LIKE THEY WOULD

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TREAT A ROAD PROJECT FROM WHAT HE CAN TELL. THEY ARE GOING TO HOLD THE COUNTY AND CONCRETE COMPANY ACCOUNTABLE FOR HITTING THOSE DEADLINES. CERTAINLY EITHER PARTY GETS NERVOUS WHEN DEADLINES ARE PUT ON YOU BUT THIS PROJECT NEEDS IT. HE THINKS THAT THIS PROJECT NOW HAS THE ATTENTION OF MR. BARFIELD, HIS STAFF AND FLORIDA DEPARTMENT OF TRANSPORTATION. HE TOLD THE BOARD THAT HE FEELS THAT THEY UNDERSTAND THE IMPORTANCE OF THIS PROJECT TO THE COMMUNITY. THE INDICATIONS FROM THE OTHER SIDE IS THAT THEY ARE IN AGREEMENT RIGHT NOW TO GO AHEAD AND MOVE FORWARD WITH THE TIMELINE.

THERE IS ANOTHER MEETING THAT IS SCHEDULED FOR THE NEXT 2 WEEKS WITH OUR ENGINEER AND THEIR ENGINEER SO THE SCHEDULE CAN BE SET OVER A 12 MONTH PERIOD. HIS INITIAL SUSPICION IS THAT WORK WILL START SOME WHERE IN JANUARY OR FEBRUARY TO LET THEM GET THEIR PERMITTING DONE AND THE CONTRACTS IN PLACE. COMMISSIONER CARTER AND COUNTY ENGINEER KNAUER HAVE BEEN IN TOUCH WITH THE ORIGINAL BID AWARD FOLK ABOUT THEIR OBLIGATIONS UNDER THE BID AND IF THEY WILL HONOR THOSE WITH RESPECT TO THE EARTH WORK AND RAIL TIE WORK. HE THINKS BY MOVING THIS PROJECT FROM TALLAHASSEE TO LOCAL IT IS GOING TO HELP GET IT DONE. HE FEELS LIKE THE INSERT WITH FLORIDA DEPARTMENT OF TRANSPORTATION IS GOING TO FORCE IT TO

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FRUITION. IN A VERY CREATIVE WAY FLORIDA DEPARTMENT OF TRANSPORTATION IS SOMEWHAT REWRITING THE RULES OF THE GAME AND BOTH PARTIES ARE GOING TO HAVE TO COMPLY WITH THEM. THERE HAS BEEN SOME POSITIVE MOVEMENT THIS WEEK. THEY BASICALLY LOOKED AT IT AND SAID IF YOU GUYS DON'T WANT THE \$2,000,000.00 WE WILL FIND SOMETHING ELSE TO DO WITH IT AND YOU ALL CAN GET WITH EACH OTHER. THE DEADLINE HAS BEEN SET AND THE SCHEDULE IS GOING TO BE SET AND IT'S GOING TO BE SET IN NOVEMBER. HE FEELS IT'S GOING TO FORCE THE PARTIES TO CREATE OBLIGATIONS AND LIVE UP TO THE OBLIGATIONS; BOTH THEM AND THE BOARD WHICH IS GOOD SOMETIMES.

COMMISSIONER BROCK ASKED ATTORNEY GOODMAN IF IT WAS GOOD TO FORCE SOMEBODY INTO SOMETHING.

ATTORNEY GOODMAN ADDRESSED COMMISSIONER BROCK THAT HE DOESN'T LIKE TO BE FORCED INTO ANYTHING BUT HE THINKS IN THIS CASE IT MAY BE. SOMETIMES CREATIVE LEVERAGE IS A GOOD THING. THERE WERE GAPS. IT WAS 1 OF THOSE SITUATIONS WHERE THE QUESTION WAS WHO IS GOING TO BLINK FIRST. THE WAY THIS GRANT IS STRUCTURED CERTAIN REQUIREMENTS; VERTICAL CONSTRUCTION HAD TO BE MET BY THE CONSTRUCTION COMPANY PRIOR TO THE FUNDS BEING RELEASED TO THE COUNTY. WITH THE CONTRACT, THE CONCRETE COMPANY WHEN IT WAS DONE 6 YEARS AGO THE BOARD PUT ON THEMSELVES ALL THE OBLIGATIONS TO DO THE

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EARTHWORK AND THE RAIL TIE WORK BEFORE THE CONCRETE COMPANY HAD TO DO ANYTHING. ESSENTIALLY WE TOLD OURSELVES WE ARE GOING TO PUT OVER \$2,000,000.00 ON THE FRONT AND GIVE THEM TIME ON THE BACKEND TO ACCOMPLISH VERTICAL CONSTRUCTION. THIS HAS PUT THE COUNTY IN A BULLS EYE BECAUSE WE DON'T HAVE \$2,000,000.00 TO FRONT WITHOUT THE GRANT MONEY. THEY HAVE BEEN WAITING ON US AND WE HAVE BEEN WAITING UNTIL THERE IS AN AGREEMENT ABOUT THEM ACCOMPLISHING VERTICAL CONSTRUCTION AS WE DO OUR EARTHWORK AND RAIL TIE WORK. THE BOARD NEEDED LEVERAGE WITH THE CONCRETE COMPANY TO FORCE/ENCOURAGE THEM TO DO THEIR VERTICAL CONSTRUCTION WORK ON THE MANUFACTURING FACILITY AS WE DO OUR WORK. IT IS GOING TO ALLOW THE RELEASE OF THE FUNDS IN A MANNER WHERE WE CAN PAY OUR OBLIGATIONS AND IT IS GOING TO MAKE THEM FULFILL THEIR OBLIGATIONS TO RELEASE THOSE FUNDS IN A TIMELY MANNER.

THEIR OBLIGATION IS GOING TO BE MANUFACTURING PLANT FIRST. THEY CAN DO THEIR DROP PIT IF THEY WANT TO IN CONJUNCTION WITH THE MANUFACTURING FACILITY BUT THE WAY THAT THEY DEFINE VERTICAL CONSTRUCTION THE FACILITY HAS TO GO IN FIRST. WHAT THAT DOES IS IT CAUSES THEM TO HAVE SIGNIFICANT SKIN IN THE GAME, SO TO SPEAK AND GIVES THEM SOME ENCOURAGEMENT TO GO AHEAD AND BUILD THAT. IT WILL



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ALSO FORCE THEIR HAND WITH RESPECT TO THE JOBS THEY ARE REQUIRED UNDER THE CDBG GRANT WHICH IS ALSO AN OBLIGATION OF THE COUNTY ACCORDING TO WHAT HAS BEEN GIVEN SO FAR.

COMMISSIONER ABBOTT ADDRESSED ATTORNEY GOODMAN THAT THIS HAS BEEN IN FRUITION FOR 8 YEARS AND HE IS EMBARRASSED THAT THERE HASN'T BEEN SOMETHING DONE. HE IS GLAD THAT THE FLORIDA DEPARTMENT OF TRANSPORTATION, MR. BARFIELD IS INVOLVED WITH THIS TO EXPOSE IT ALL; IT IS PAST TIME.

COMMISSIONER PATE ADDRESSED THE BOARD THAT HE DOESN'T LIKE BEING FORCED BUT THE ONLY PROBLEM WITH THIS IS IT'S 3 YEARS TOO LATE.

COMMISSIONER BROCK ADDRESSED ATTORNEY GOODMAN THAT 90 DAYS AGO THIS BOARD SAID THIS IS ENOUGH. YOU HAVE 90 DAYS AND NOW ALL OF A SUDDEN FLORIDA DEPARTMENT OF TRANSPORTATION IS INVOLVED.

ATTORNEY GOODMAN ADDRESSED THE BOARD THAT ABOUT 60 DAYS AGO IT WAS TOLD TO HIM THAT HE BETTER SHOW THEM MOVEMENT.

CERTAINLY A RAIL SPUR CAN'T BE BUILT IN 90 DAYS BUT SHOW SOME MOVEMENT TO KEEP US GOING IN THE DIRECTION WE ARE GOING OR WE ARE GOING TO PULL THE PLUG.

THE PRIMARY CONCERN WITH THAT IS THE OUTSTANDING LOAN WITH CAPITAL CITY BANK THAT IS BASICALLY BEING HELD IN ESCROW

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RIGHT NOW. WITH THAT BEING SAID THE STARS SOMEWHAT  
ALIGNED, BECAUSE IF THE PROJECT WOULD HAVE STAYED WITH  
OTTED OR DEO HE DOESN'T KNOW IF THE PROJECT WOULD HAVE BEEN  
FORCED. HE FEELS LIKE HE IS GOING TO HIT HIS 90 DAY MARK  
AND THE BOARD IS GOING TO SEE A SCHEDULE COME TO FRUITION  
WHERE BY THE PARTIES ARE BOUND. THERE WILL BE EARTH WORK,  
RAIL TIE WORK AND A MANUFACTURING FACILITY THERE IN THE  
NEXT 12 MONTHS IS WHAT HE ANTICIPATES TO HAPPEN.

COMMISSIONER PATE SAID THAT HE WILL BELIEVE IT WHEN HE SEES  
IT.

COMMISSIONER CARTER BROUGHT UP THE AMENDED INTERLOCAL  
AGREEMENT FOR THE MEDICAL EXAMINER SERVICES. **COMMISSIONER  
ABBOTT OFFERED A MOTION, SECONDED BY COMMISSIONER PATE AND  
CARRIED FOR THE CHAIRMAN TO SIGN THE MEDICAL EXAMINER  
AGREEMENT.**

CHAIRMAN CARTER RECESSED THE MEETING INTO EXECUTIVE  
SESSION. 9:27

CHAIRMAN CARTER CALLED THE REGULAR MEETING BACK TO ORDER.  
9:43

#### EXECUTIVE SESSION

ATTORNEY GOODMAN ADDRESSED THE BOARD THAT FOR THE PUBLIC  
KNOWLEDGE THEY JUST HAD THEIR EXECUTIVE SESSION ON CASE 67-

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10-CA-185, YATES V. WASHINGTON COUNTY. 5 COMMISSIONERS, HIMSELF, COUNTY MANAGER AND COURT REPORTER WERE IN ATTENDANCE. A PROPOSED SETTLEMENT WAS DISCUSSED WHICH WOULD INCLUDE THE BOARD PAYING CERTAIN CONSIDERATION TO MS. YATES FOR SETTLEMENT IN EXCHANGE FOR THE COUNTY RECEIVING APPROXIMATELY 6 ½ ACRES OF HER PROPERTY. THIS CASE STEMS FROM AN ALLEGED TAKING OF SOME OF MS. YATES PROPERTY FROM THE QUAIL HOLLOW ROAD EXPANSION IN 2008-2009. THERE IS A PROPOSED MOTION ON STIPULATED FINAL JUDGMENT. IT WILL HAVE TO BE ENTERED BY THE COURT AT SOME POINT IN TIME. THE RECORDS WILL REMAIN CONFIDENTIAL UNTIL THAT ORDER IS SIGNED. ONCE THAT ORDER IS SIGNED THE RECORDS WILL BE PUBLIC RECORD. HE RECOMMENDED THE BOARD ALLOW HIM TO SIGN ALONG WITH MR. FIXEL, WHO IS COUNSEL FOR THE PLAINTIFF THE MOTION ON STIPULATED FINAL JUDGMENT PRESENTED TO THE COURT FOR FINAL APPROVAL. IT IS HIS RECOMMENDATION TO THE BOARD BASED ON WHAT WAS DISCUSSED IN EXECUTIVE SESSION TO ALLOW HIM TO SIGN THAT MOTION AND MOVE FORWARD TOWARD RESOLUTION OF THE MATTER.

**COMMISSIONER ABBOTT OFFERED A MOTION, SECONDED BY COMMISSIONER PATE AND CARRIED FOR ATTORNEY GOODMAN TO MOVE FORWARD WITH THE FINAL JUDGMENT IN THE YATES CASE. MOTION CARRIED UNANIMOUSLY.**

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COUNTY ATTORNEY GOODMAN ADVISED THE BOARD THAT HE WILL BE  
IN TOUCH WITH THEM ONCE THE ORDER IS ENTERED TO MAKE SURE  
THAT THE PUBLIC IS AWARE THAT THE FINAL ORDER IS RECORDED  
IF ANYBODY WANTS TO LOOK AT IT THEY CAN DO SO.

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

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

RISHA BRANTLEY, DEPUTY CLERK

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CHAIRMAN