

**FRANKLIN COUNTY BOARD
OF COUNTY COMMISSIONERS
REGULAR MEETING
FRANKLIN COUNTY COURTHOUSE ANNEX
July 18, 2006
5:00 PM**

Commissioners Present: Cheryl Sanders-Chairman, Bevin Putnal Vice-Chairman, Russell Crofton, Noah Lockley, and Jimmy Mosconis

Staff Present: Van Johnson - Solid Waste Department, Hubert Chipman - Road Department, Bill Mahan - County Extension Director, Marcia Johnson - Clerk of Courts, Alan Pierce - Director of Administrative Services, Michael Schuler - County Attorney, Michael Moron - Board Secretary

Call to Order

Chairman Sanders called the meeting to order at 5:00 PM.

Pledge And Prayer

There was a Prayer followed by the Pledge of Allegiance.

Approval of Minutes

Motion by Crofton, seconded by Lockley, to approve the minutes of the July 5, 2006 Regular meeting; Motion carried 5-0.

Payment of County Bills

Motion by Putnal, seconded by Crofton to approve payment of the County bills as presented with the exception of the payment for G&N Contractors; Motion carried 5-0.

Motion by Crofton, seconded by Mosconis, to approve payment of the G&N invoice as presented; Motion carried 4-0, Lockley abstained.

Department Supervisor Report

Hubert Chipman - Superintendent of Public Works

No items to report;

Board commented on shoulder work in Eastpoint; discussed removal of boat in Eastpoint that came ashore during Hurricane Dennis. **Attorney Shuler** stated that he will make contact with boat owner and after permission is given Mr. Chipman will assist Mr. Johnson to remove the boat; **Attorney Shuler** will report back to the Board on this matter.

Board discussed ‘derelict’ boat at the City of Apalachicola's dock; **Mr. Johnson** will investigate and report back to the Board on this matter.

Board asked Mr. Chipman to monitor the hauling of dirt to the Consolidated School site. **Mr. Pierce** discussed the problems he was having in renaming a unnamed Forestry road to Randy Sapp Road as the Board had requested; **Board** directed Mr. Pierce to send letter to US forestry requesting permission to rename the road.

Van Johnson - Solid Waste Director

Requested approval and the Chairman’s signature on the Small County Solid Waste Grant Agreement.

Motion by Lockley, seconded by Crofton, to authorize the Chairman’s signature on the Small County Solid Waste Grant Agreement; Motion carried 5-0.

Attorney Shuler discussed private scavenging at the landfill; recommended changing the Board policy not allowing private scavenging at the landfill.

Motion by Crofton, seconded by Mosconis, not to allow private scavenging at the County’s Landfill; Motion carried 4-1, Putnal voting Nay.

Alan Pierce – Director of Administrative Services

Item 1

Introduce Mr. Dan Rothwell, County Engineer. Chairman Sanders introduced the new County Engineer and discussed some of the priority problems in the County.

Bid Opening - Hangar/Office @ Airport

Mr. Pierce opened the only Bid received for this project:

Garlick Environmental \$317,980.00

Motion by Putnal, seconded by Mosconis, to forward this bid to the Airport Manager for a recommendation; Motion carried 5-0.

Bill Mahan - County Extension Director

Update on Tilefish Fishery, discussed the oyster season in Chesapeake Bay and the next Seafood Industry Taskforce Meeting date; Requested approval to submit a Phase I grant proposal to the NRA \$2,300 to begin a 4-H Shooting Sports Program.

Motion by Lockley, seconded by Putnal, to submit a grant proposal to NRA for \$2300; Motion carried 5-0.

Board discussed using TDC funds to purchase property for a boat ramp; **Attorney Shuler** stated that he will research and return with a recommendation at a later meeting

but a more specific proposal would be needed; **Board** directed Mr. Mahan to ask the Seafood Task Force at their next meeting if they are interested in developing the specific proposal Attorney Shuler requested.

Board discussed obtaining property from the City of Apalachicola just north of the Bridge, old bridge right-of-way, for a commercial fisherman boat ramp.

Motion by Mosconis, seconded by Putnal, to send a letter to the City of Apalachicola regarding obtaining the property under the bridge for a commercial fisherman boat ramp; Motion carried 5-0.

Billy Buzzett, of the St. Joe Company, gave an update on possible sites for boat ramps; **Mr. Pierce** discussed land owned by Mr. Oliver Nash for a possible site for a boat ramp.

Mayor Kelly – Mayor of Carrabelle

Informed Board of next TDC meeting; welcomed the new County Engineer; requested Board action to appoint Mrs. Gathana Parmenas as an alternate County delegate at the ARPC meetings; the Board acted on this at a previous meeting; also read a letter from the City of Carrabelle regarding the Comp Plan and public participation in the EAR process.

Board decided to take comments on this issue at a later time when Mayor Kelly would be available as she had to leave the meeting immediately after her discussion.

Jim Dean - USDA - Affordable Housing Programs

Discussed services offered by USDA including affordable housing.

Public Hearings - Land Use & Zoning Changes

Parcel 1

A 15 acre parcel lying in Section 14, Township 7 South, Range 5 West, near Carrabelle, Franklin County, Florida, as shown on the map below be changed from Agricultural to Single Family Residential.

A 15 acre parcel lying in Section 14, Township 7 South, Range 5 West, near Carrabelle, Franklin County, Florida, as shown on the map below be changed from A-2 Forestry Agricultural to R-1 Single Family Residential.

Mr. Pierce discussed Parcel 1 (map was used);

Chairman Sanders opened the floor for public comments; **Mr. Cresap**, the owner of the Parcel, discussed his request; **Freda White Moore** expressed her concerns regarding this request and gave some history on this property including the known intention to keep this lot zoned as agriculture; **Randy Desolit**, owner of Lot 8, stated that his understanding was that the referenced property would not be developed; **Chuck Bennett**, owner of Lot 9 & 10, stated that it was also his understanding that the property would not be

developed; **Mr Cresap** stated that he was unaware of any restrictions on the property and discussed this issue further;

Attorney Shuler made a public disclosure of ownership of neighboring property and doing business with both the applicant and others parties that commented on this issue.

Motion by Mosconis, seconded by Lockley, to table this Land Use and Zoning Change request until the County's conflict attorney can address it at the Aug 1, 2006 Regular Meeting at 9:15 am; Motion carried 5-0.

Parcel 2

Lot 28 and 29, Block 105, Eastpoint , Franklin County, Florida, as shown on the map below be changed from Single Family Home Industry to Mixed Use Residential.

Lot 28 and 29, Block 105, Eastpoint, Franklin County, Florida, as shown on the map below be changed from R-4 Single Family Home Industry to C-4 Mixed Use Residential.

Chairman Sanders opened the floor for public comment; **Neil Braswell**, applicant, discussed this issue; **Attorney Shuler** stated that a zoning change is not needed to allow day care services; **Debbie Braswell**, co-applicant, informed the Board of other businesses in the neighborhood; **Jo DeHavon** commented on this issue.

Motion by Putnal, seconded by Crofton, to approve the requested land use change request; Motion carried 5-0.

Motion by Putnal, seconded by Crofton, to approve the requested zoning change; Motion carried 5-0.

Parcel 3

A 6.04 acre parcel lying in Section 18, Township 8 South, Range 5 West, between Eastpoint and Carrabelle, Franklin County, Florida, as shown on the map below be changed from Rural Residential to Single Family Residential.

A 6.04 acre parcel lying in Section 18, Township 8 South, Range 5 West, between Eastpoint and Carrabelle, Franklin County, Florida as shown on the map below be changed from R-6 Rural Residential to R-1 Single Family Residential.

Chairman Sanders opened the floor for public comment; **Jim Waddell** commented on this request and informed the Board that the requested right-of-way easement was granted.

Motion by Putnal, seconded by Crofton, to approve the requested land use change; Motion carried 5-0.

Motion by Putnal, seconded by Crofton, to approve the requested zoning change; Motion carried 5-0.

Parcel 4

A 4.05 acre parcel lying in Section 28, Township 6 South, Range 2 West, St. Teresa, Franklin County, Florida as shown on the map below be changed from Agricultural to Single Family Residential.

A 4.05 acre parcel lying in Section 28, Township 6 South, Range 2 West, St. Teresa, Franklin County, Florida as shown on the map below be changed from A-2 Forestry Agricultural to R-1 Single Family Residential.

Chairman Sanders opened the floor for public comment; there was no public comment.

Motion by Putnal, seconded by Lockley, to approve the requested land use change; Motion carried 5-0.

Motion by Lockley, seconded by Crofton, to approve the requested zoning change; Motion carried 5-0.

Parcel 5

A 10 acre parcel lying in Section 13, Township 7 South, Range 5 West, off Mill Road, Carrabelle, Franklin County, Florida as shown on the map below be changed from Industrial to Single Family Residential.

A 10 acre parcel lying in Section 13, Township 7 South, Range 4 West, off Mill Road, Carrabelle, Franklin County, Florida as shown on the map below be changed from I-1 Industrial to R-1 Single Family Residential.

Chairman Sanders opened the floor for public comment; **Aaron Wray**, applicant, discussed this issue.

Motion by Putnal, seconded by Crofton, to approve the requested land use change; Motion carried 5-0.

Motion by Putnal, seconded by Crofton, to approve the requested zoning change; Motion carried 5-0.

Parcel 6

A 7 acre parcel lying in Section 9, Township 7 South, Range 4 West, off Lake Morality Road, Carrabelle, Franklin County, Florida as shown on the map below be changed from Agricultural to Industrial.

A 7 acre parcel lying in Section 9, Township 7 South, Range 4 West, off Lake Morality Road, Carrabelle, Franklin County, Florida as shown on the map below be changed from A-2 Forestry Agricultural to I-1 Industrial.

Chairman Sanders opened the floor for public comment; there was no public comment.

**Motion by Putnal, seconded by Crofton, to approve the requested land use change;
Motion carried 5-0.**

**Motion by Putnal, seconded by Crofton, to approve the requested zoning change;
Motion carried 5-0.**

Parcel 7

Lots 6-10, Block 5, Unit 1 West, St. George Island, Franklin County, Florida as shown on the map below be changed from C-2 Commercial Business to C-4 Mixed Use Residential.

Chairman Sanders opened the floor for public comment; **Richard Harper** stated that this project was actually completed before the zoning change was approved, discussed the possibility of someone occupying one of the apartments, and expressed his concerns regarding the continued practice of not seeking permits before starting construction; **Nita Molsbee**, applicant, commented on this issue, stating that none of the apartments are occupied and gave some history on this matter; **Paul Riegelmayr**, of St. George Island, expressed his concerns this applicant and others who fail to follow the permit process; **Roger Bybee** also expressed concerns of the failure to follow the permit procedure; **Attorney Shuler** expressed his concerns of the safety issue, referring to the chemicals stored on the first floor affecting any tenants living on the second floor and recommended tabling this issue until this matter could be investigated further; **Steve Fling** commented on the safety issue.

Motion by Crofton, seconded by Mosconis, to table this item until Attorney Shuler can investigate the safety issue and make a recommendation to the Board; Motion carried 5-0.

Parcel 8

A 2.75 acre parcel lying in Section 13, Township 7 South, Range 5 West, off Mill Road, Carrabelle, Franklin County, Florida, as shown on the map below be changed from Industrial to Residential.

A 2.75 acre parcel lying in Section 13, Township 7 South, Range 5 West, off Mill Road, Carrabelle, Franklin County, Florida, as shown on the map below be changed from I-1 Industrial to R-1 Residential.

Chairman Sanders opened the floor for public comment; there was no public comment.

**Motion by Putnal, seconded by Crofton, to approve the requested land use change;
Motion carried 5-0.**

**Motion by Putnal, seconded by Mosconis, to approve the requested zoning change;
Motion carried 5-0.**

Planning and Zoning Report

Item 1

Approve (unanimous) it was the recommendation of the Planning and Zoning Commission to send this item back to the Board of County Commissioners so that Randy Denker, Attorney for Anthony and Toni Taranto and Franklin County Attorney, Michael Shuler can come up with language and work out the issues concerning the vagueness of R-4 Single Family Home Industry for the Planning Commission to review.

Bill Ellis expressed his concerns on this item, discussing possible fill in of Corp of Engineers wetlands, which is under investigation by the Corp;

Mr. Pierce stated that he will contact the Corp of Engineer representative who is investigating this matter; **Attorney Shuler** forwarded the Corp of Engineer representative contact information to the Clerk.

Item 2

Approve (unanimous) consideration of a request to modify an existing Single Family Dock by converting it into a Multi-Family Pier at 1693 U.S. Highway 98 West, St. George's Bluff", Eastpoint, Franklin County, Florida. Request submitted by GEA, Inc, agent for Coastal View Development, LLC, applicant.

Motion by Putnal, seconded by Crofton, to approve Item 2; Motion carried 5-0.

Item 3

Approve (unanimous) consideration of a request to construct a Single Family Private Dock on Lot 6, Bay Cove Village, 2035 Sand Dollar Trail, St. George Island, Franklin County, Florida. Request submitted by GEA, Inc, agent for William Tipka, applicant.

Motion by Crofton, seconded by Lockley to approve Item 3; Motion carried 5-0.

Item 4

Approve (unanimous) consideration of a request to modify an existing Single Family Private Dock by converting it into a Multi-Family Dock for "Cedar Oak Subdivision" 162 Pogy Road, Apalachicola, Florida. Request submitted by GEA, Inc, agent for Cedar Oak Subdivision, applicant.

Motion by Mosconis, seconded by Lockley, to approve Item 4; Motion carried 5-0.

Item 5

Approve (unanimous) consideration of a request to construct a Single Family Pier on Lot 4, Driftwood, 2668 U.S. Highway 98 East, Carrabelle, Franklin County, Florida. Request submitted by GEA, Inc, agent for Chester Krawczuk, applicant.

Motion by Putnal, seconded by Crofton, to approve Item 5; Motion carried 5-0.

Item 6

Tabled (tabled) consideration of a request to construct a Single Family Pier on Lot 23, Carrabelle, Franklin County, Florida. Request submitted by GEA, Inc, agent for Chester Krawczuk, applicant.

Board took no action on Item 6 at this time.

Item 7

Approved (unanimous) consideration of a request to construct a Single Family Dock at 146 Pogy Road, Apalachicola, Franklin County, Florida. Request submitted by GEA, Inc, agent for Lawrence Gentile, applicant.

Motion by Mosconis, seconded by Lockley, to approve Item 7; Motion carried 5-0.

Item 8

Approved (unanimous) consideration of a request for Sketch Plat approval and a Special Exception to Cluster a 19 lot subdivision named "Shell Bay" on a 19.8 acre parcel lying in Section 35, Township 7 South, Range 5 West, Carrabelle, Franklin County, Florida. Request submitted by GEA, Inc, agent for Shell Bay Development Corporation, applicant. The motion was to approve this contingent upon getting the Special Exception to Cluster abandoning the existing plat of record.

Uta Hardy expressed concerns regarding this project and read a statement.

Motion by Lockley, seconded by Crofton, to table this item until the Advisory Board of Adjustment acts on this request; Motion carried 5-0.

Item 9 (This item addressed during Alan's Report – Item 12)

CDBG: Approved (unanimous) the recommendation to the Board of County Commissioners concerning the "Community Development Block Grant" to follow the Grant Writer's suggestion to spend the money to extend water and sewer to Wilderness and Ridge Road, Eastpoint, Franklin County, Florida since the Eastpoint Water and Sewer Department has a match and the engineering provided at this time. This grant is only for low to moderate income neighborhoods. (Member Perryman stepped down). The alternative project is in Lanark to improve the water lines in that area.

Advisory Board of Adjustment Report

Item 1

Approve request for a variance to construct a house ten feet into the front setback line and ten feet into the Critical Habitat Zone on Lot 21, Block U, Lanark Beach, Unit One, Franklin County, as submitted by Nancy Demos, agent for David & Mary Houle and Giovanni Valiante, owners. The applicant has agreed to construct 1,000 square foot footprint house.

Motion by Mosconis, seconded by Crofton, to approve item 1; Motion carried 5-0.

Item 2

Approve request to construct a rip rap revetment within the Critical Habitat Zone on property described as 41 South Bayshore Drive, Eastpoint, Section 36, Township 8 South, Range 7 West. Request submitted by Andrew and Susan Antekeier, owners. Richard Harper, BOA, discussed this request with the Board

Motion by Lockley, seconded by Crofton to approve item 2; Motion carried 5-0.

Item 3

Approve request to construct a rip rap revetment within the Critical Habitat Zone on property described as 47 South Bayshore Drive, Eastpoint, Section 36, Township 8 South, Range 7 West. Request submitted by Harvey and Pat Harrington, owners.

Motion by Crofton, seconded by Lockley, to approve item 3; Motion carried 5-0.

Department Supervisor Report (Continued)

Marcia Johnson - Clerk of Courts

Item 1

Requested Board action to appoint a member of the Board to the Canvassing Board and appoint Attorney Shuler to serve as legal advisor to the Canvassing Board.

Motion by Mosconis, seconded by Putnal, to appoint Commissioner Crofton to the Canvassing Board; Motion carried 5-0.

Motion by Lockley, seconded by Crofton, to appoint Attorney Shuler as the legal advisor to the Canvassing Board; Motion carried 5-0.

Item 2

Requested approval for the following budget amendment:

Over the last several months, the cost for Carson & Adkins, Attorneys, has risen significantly due to hospital issues. For the months of January through July, payments to them have totaled \$26,018.20.

The Board also approved payment to Levy Law Firm in the amount of \$14,578.64 on behalf of the Property Appraiser. There is the expectation that additional invoices will be submitted by the Property Appraiser, and the Board has approved payment of any additional costs.

The category professional services doesn't have sufficient budget to pay all the unanticipated costs. Board approval is needed for line item transfer budget amendment to increase professional services.

The source of the increase will be from the budgeted amount for the Carrabelle Redevelopment Trust. The final millage rate adopted for FY 05/06 resulted in less needed for the transfer to the Carrabelle Redevelopment Trust that originally budgeted.

INCREASE	001.20.511.3100	PROFESSIONAL SERVICES	\$33,503.24
DECREASE	001.20.511.8101	TRFR CBELLE REDEV TRUST	\$33,503.24

Motion by Putnal, seconded by Crofton, to approve the budget amendment as requested; Motion carried 5-0.

Item 3

Discussed flood insurance options for the main courthouse and the annex building, requesting Board action on one of the options, and recommending at least the basic coverage of up to \$500,000.00.

Motion by Mosconis, seconded by Crofton, to obtain basic flood insurance which is up to \$500,000.00; Motion carried 5-0.

Alan Pierce - Director of Administrative Services (Continued)

Item 2

Inform Board that C-30A will be closed in Franklin County for two weeks from July 24-August 4. Four cross culverts will have to be replaced and it will be faster and safer to close the whole road rather than continue traffic through a work zone; ‘Smokey’ Parrish expressed concerns of this road closure later in the meeting.

Item 3

Mr. Grady Leavins, Seafood Industry Task Force Chairman, and Mr. Dave McClain, Coordinator for the Task Force, have compiled a six month progress report of what the Task Force has accomplished and what more they hope to accomplish. I have attached the entire report to my report. The Task Force has broadened its role so that the Franklin County Seafood Workers now participate in the Task Force. Mr. McClain is working with the Seafood Workers so that the Workers can continue to be in good standing with the Division of Aquaculture. The Task Force is examining potential sites for oyster boat launch and landing in all sections of the Bay. These sites will ultimately have to be procured by the County in order to protect the industry. The Task Force is also examining the feasibility of a seafood industrial park. The Task Force, with Mr. McClain, successfully planned and executed a relay program this summer. Last week, the Task Force arranged for DEP Secretary Castille to join members of the Governor’s Office, and reporters from the Atlanta Constitution to examine the effects of dredging on the River.

In summary, as a county appointed committee, the Task Force is just beginning its work in being a leader for promoting and protecting the seafood industry. The \$75,000 OTTED study which has paid for this work will run out this fall. The Task Force recommends the Board allocate county funds to continue this work in the coming budget year. Board direction.

Board directed the Task Force to submit a written budget request.

Item 4

Board action to authorize the payment of \$428.05 for out-of-pocket expenses for Mr. Dave McClain in his trip to North Carolina and Virginia to visit other seafood industrial sites for ideas that might work in Franklin County.

Motion by Lockley, seconded by Putnal, to authorize the payment of \$428.05 for out-of-pocket expenses for Mr. Dave Mclain during his trip visiting other seafood industrial sites; Motion carried 5-0.

Item 5

Provide Board with copy of county enrollment in NACo Prescription Drug Program. It will take 10-12 weeks for the cards to be printed and sent to Franklin County. The Program should be in place and effective October 1.

Item 6

Provide Board with copy of NACo voting registration for Commissioner Lockley.

Item 7

Board action to approve a Resolution of Appreciation for the Friendship Missionary Baptist Church in Apalachicola being in existence 100 years.

Motion by Lockley, seconded by Crofton to approve and authorize the Chairman's signature on a Resolution of Appreciation for the Friendship Missionary Baptist Church; Motion carried 5-0.

Item 8

Board action to approve a Resolution recognizing National Health Center Week August 6-12. Inform Board that the North Florida Medical Center in Eastpoint is holding a free Health Fair for all residents of Franklin County on August 8, from 2 to 5 PM.

Motion by Lockley, seconded by Crofton, to approve and authorize the Chairman's signature on a Resolution recognizing National Health Center Week from August 6, 2006 to August 12, 2006; Motion carried 5-0.

Item 9

Provide Board copy of document relating to sites in Franklin County being placed on the Great Florida Birding Trail by the Florida Fish and Wildlife Commission. There are sites in Bald Point and St. George Island.

Item 10

Board action for Chairman to sign Application for Federal Assistance to rehabilitate Runway 13/31. Application is for \$856,000 worth of federal funds.

Motion by Mosconis, seconded by Crofton, to authorize the Chairman's signature on the Application to rehabilitate Runway 13/31; Motion carried 5-0.

Item 11

Board action for Chairman to sign contracts with Ms. Belcher (Roumelis Planning and Development Services, Inc.) for CDBG grant writing and administration.

Motion by Mosconis, seconded by Putnal, to authorize the Chairman's signature on the contracts with Ms. Debbie Belcher of Roumelis Planning and Development Services, Inc.; Motion carried 5-0.

Item 12

Board action to approve Resolution related to the CDBG projects. Resolution authorizes Director of Administrative Services to sign CDBG documents when completed by Ms. Belcher; announces that the CDBG project is consistent with the Comprehensive Plan; and announces the Comprehensive Plan is the community development plan.

Motion by Mosconis, seconded by Lockley, to approve the Resolution related to the CDBG projects; Motion carried 5-0.

Item 13

Board action to approve the submission of a CDBG grant with the Eastpoint sewer and water extension as the main project, and the Lanark Village water project as the alternate project if money is available. Ms. Belcher advises that the scope of the Brownsville project is such that it would take all the funds so that it cannot be done in conjunction with the others. Ms. Belcher felt that the Brownsville project is less competitive because the numbers of low income households and likely sewer connections are fewer, and the county would have to provide \$250,000 in matching funds.

Barbara Rohrs, of Lanark Water and Sewer District, inquired about the CDBG grant match.

Motion by Crofton, seconded by Lockley, to authorize the submission of a CDBG grant with Eastpoint Water and Sewer; Motion carried 5-0.

Item 14

Board action to sign a new 2 year Hold Harmless Agreement with Progress Energy for the use of off-runway areas at the airport as a staging area in the event of hurricanes in the area. This agreement will run from July 1, 2006 to Dec. 31, 2008.

Motion by Mosconis, seconded by Crofton, to authorize the Chairman's signature on the requested 2 year Hold Harmless agreement with Progress Energy; Motion carried 5-0.

Item 15

Provide Board with copy of 2005 Compass Report which is a Medicaid reimbursement report. As directed by the County Attorney, I signed the report.

Item 16

Inform Board that the Planning and Zoning Commission did not to make a recommendation regarding changes to the R-4 zoning as requested by the Board. The Commission voted to direct Ms. Denker to submit her suggestions for changes to Mr. Shuler, and once the attorney's have worked out some language the Commission would review and comment on that.

This item was addressed during the Planning and Zoning Report (Item 1)

Item 17

Inform Board that several months ago, Ms. Rose Drye, announced her resignation from the Planning and Zoning Commission. She sat in the real estate industry seat. The Board directed staff to advertise and that was done. Two people responded. Mr. Bob Landiss, a realtor for Prudential Realty, sent in a letter, and Ms. Angela Huggins called. Ms. Huggins is not a realtor. She said she was an engineer licensed in Georgia, but I have nothing in writing from her. Ms. Mary Lou Short does know Mr. Landiss and does recommend him. Board action.

Motion by Mosconis, seconded by Crofton, to appoint Mr. Bob Landiss to the Planning and Zoning Commission to fill the real estate industry seat. Motion carried 5-0.

Item 19

Update on the South Shoal Project.

Steve Fling gave an update on the South Shoal project, discussing relocating the road on Alligator Point; Attorney Shuler offered some additional information on this matter; **Ken Osborne** commented on this issue

Item 18

Provide Board with copy of letter from DCA agreeing to the summary of the issues to be addressed in the Evaluation and Appraisal Report (EAR). The EAR is a report; it does not amend the Plan. There will be a separate amendment process for any amendments the EAR recommends. Provide Board with draft copy of Notice regarding the public comment for the EAR. Public participation and comment derived from the procedure the county used in 1989. Provide Board with draft copy of EAR. A representative of the RiverKeepers may be present to speak to the Board regarding the EAR.

Dr. Charles Lewis commented on the community's need for input with the EAR;
Board directed Mr. Pierce to contact DCA and request an extension to submit the EAR;
Dan Tonsmire, ABARK, read a letter and discussed this issue;
Roger Bybee expressed his support of the extension request;
Don Ashley, expressed his support of the extension request and asked that a letter he presented be accepted into the Board's record

Motion by Mosconis, seconded by Putnal, to direct Mr. Pierce to request a 90 day extension from DCA for the submission of the EAR; Motion carried 5-0.

Item 20

Requested Board action to transfer the administrative assistant services of Mrs. Becky Gibson from the Health Council to the Hospital Board.

Motion by Mosconis, seconded by Crofton, to transfer the services of Mrs. Becky Gibson, administrative assistant, from the Health Council to Hospital Board; Motion carried 5-0.

Michael Shuler - County Attorney

Item 1

Board action to authorize the Chairman's signature on the special warranty deeds regarding the land swap with Grady Leavins.

Motion by Mosconis, seconded by Crofton, to authorize the Chairman's signature on the special warranty deed; Motion carried 5-0.

Item 2

Board action to authorize the Chairman's signature on the settlement agreement regarding the James T. Turner vs. Franklin County litigation.

Motion by Crofton, seconded by Lockley, to authorize the Chairman's signature on the settlement agreement regarding Turner vs. Franklin County litigation; Motion carried 5-0.

Item 3

Update on zoning issue regarding Mr. White; Attorney Sanders stated that Mr. White will sign and circulate letter to neighborhood which should resolve the matter or bring about discussion towards a resolution.

Item 4

Update on zoning issue regarding Sheridan; no direct contact with Mr. Sheridan as yet but a letter has been sent requesting immediate action on the situation, and an offer to have Shadetree Towing to remove all of the junk cars at no cost to Mr. Sheridan.

Item 5

Update on Meyers litigation; Meyers estate is asking the Court to refund excess taxes collected during a tax deed sale; hearing is scheduled during the end of August; **Board** discussed this issue with Attorney Shuler; **Mrs. Johnson**, Clerk, commented on this issue explaining the process of excess funds.

Item 6

Update on Wilson (Alexis Marketing) litigation; recently received the appellant's initial brief and appeal and County's response is due in 20 days.

Item 7

Update on turtle lighting enforcement; no new information.

Item 8

Update on AHCA letter; information requested is during Dassee tenure as administrators of the Hospital; CPA's hired by the Board is unable to get information to complete the request; amount of penalties and fines for not completing request discussed.

Item 9

Update on Medicare billing; discussed options for billing Medicare and recommended that the County start billing Medicare; asked for discretion to actually start the billing process.

Motion by Lockley, seconded by Mosconis, to direct staff to start billing Medicare and granting Attorney Shuler the discretion for an actual starting date; Motion carried 5-0.

Commissioners & Public Comments

Charles Shirley, of St. George Island, complained of the type of sand used to fill neighboring property; stated this black sand was blowing on his property; asked the Board to require using beach sand for any fill projects on St. George Island;

Board and **Mr. Pierce** discussed this issue;

Richard Harper, of Board of Adjustment, commented on this issue and recommended the Engineer investigate this matter and make a recommendation to the Board on a cut and fill policy.

Bid Opening - Hangar/Office @ Airport (Continued)

Ted Mosteller, Airport Manager, recommended accepting the bid from Garlick Environmental, pending further committee review and approval. **Mr. Mosteller** assured the Board that there were sufficient funds for this project.

Board and **Attorney Shuler** discussed road abandonment behind the Airport.

Motion by Mosconis, seconded by Crofton, to accept the bid from Garlick Environmental for the Hanger/Office at the Airport; Motion carried 5-0.

Commissioners and Public Comments (Continued)

Board discussed amount of fill that is being removed from the Airport for the new Consolidated School site.

Board discussed the methamphetamine problem; directed Attorney Shuler to research what can be done to restrict medications that can be used to make methamphetamine.

Billy Snyder, of Lanark Village, asked to be placed on the agenda of the next FCBCC regular meeting for consideration for approval of a ballot initiative by referendum to merge the Lanark Water and Sewer district with the City of Carrabelle Water and Sewer District.

Motion by Lockley, seconded by Putnal, to place Mr. Billy Snyder on the agenda for consideration of a referendum to merge the Lanark Water and Sewer with the City of Carrabelle's Water and Sewer; Motion carried 5-0.

Larry Troy, of St. George Island, asked the Board to consider a Noise Ordinance; discussed loud music at Finney's Bar, trash around the bar, and other related issues throughout the County such as firecrackers, dog barking, etc.;

Attorney Shuler, expressed his concerns regarding the liability of this particular type of ordinance;

Mr. Pierce recommended a nuisance ordinance to address this issue;

Jim Cummings stated that his experience as a certified sound engineer causes him to recommend that the Board consider a nuisance ordinance rather than a noise ordinance because of the technicalities of a noise ordinance;

Board directed Attorney Shuler to research this matter and return with a recommendation.

Board and **Attorney Shuler** discussed meeting with Bryan Armstrong of the Lanark Water and Sewer district.

Ray Courage, a Lanark Villager Water and Sewer Board Commissioner, discussed the Water and Sewer's regular meeting and a group that asked about a referendum to merge the Carrabelle Water and Sewer district with the Lanark Water and Sewer and asked that petitions from this group be entered into the meeting file.

Barbara Rohrs, of the Lanark Water and Sewer Board, also commented on the merger with Carrabelle Water and Sewer district issue.

Adjourn

There being no further business before the Board, **Chairman Sanders** adjourned the meeting at 9:04 P.M.

Cheryl Sanders, Chairman FCBCC

Attest:

Marcia M. Johnson, Clerk of Courts