

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
FRANKLIN COUNTY COURTHOUSE ANNEX
AUGUST 30, 2005
9:00 AM**

MINUTES

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

Staff Present: Marcia Johnson – Clerk of Court, Alan Pierce – Director of Administrative Services, Connie McKinley – Board Secretary

Call to Order

Chairman Sanders called the meeting to order at 9:00 AM

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 for the August 8, 2005 Budget Workshop; Motion carried 5-0.

Payment of County Bills

Motion by Lockley, seconded by Crofton to approve payment of the County Bills as presented; Motion carried 5-0.

National Weather Service – Presentation

Bob Gorrie, of the National Weather Service, recognized Franklin County as an approved Storm Ready Community and presented a certification to the Board of County Commissioners and Mr. Butch Baker, the County's Emergency Management Director.

The Board and Mr. Gorrie discussed the storm surge after the last storm and any assistance that the National Weather Service can provide with notifying the County during any future storms.

Commissioner Putnal discussed the need for additional staff support at the Emergency Center for Mr. Baker.

Motion by Putnal, seconded by Lockley, to put a staff support/secretary position in the Emergency Management's budget; Motion carried 5-0.

Opening of Sealed Bids – Hurricane Dennis Debris Removal

Mr. Pierce stated that the County only received one bid for this request and that the County Engineering firm, Preble-Rish, assisted with creating the documents for this bid; stated that most of this debris has been removed but there is a disagreement with VMS, the FDOT local contractor, as to the removal of the remaining debris.

David Kennedy, of Preble-Rish, stated that he thought another company that was doing work in Gulf County would be interested, but that company never picked up a bid package.

Mr. Pierce stated that, based on information from Mr. Butch Baker, Emergency Management Director, there were companies that were interested in a pre-storm contract with the County regarding debris removal. Mr. Pierce explained that no local companies bid probably because of the strict FEMA rules to qualify and talked about the reimbursement procedure.

Mr. Pierce and Mr. Baker discussed the difference between the sealed bid that was received and the companies interested in pre-storm/pre-event contracts.

Attorney Shuler discussed the state of emergency bidding procedure.

Mr. Pierce opened the sealed bid.

Crowder/Gulf Joint Venture \$16.16 per cubic yard but not to exceed \$646,400.00.

Motion by Mosconis, seconded by Crofton, to accept the bid from Crowder/Gulf Joint Venture contingent on the County Engineering firm verifying it is in line with FEMA regulations; Motion carried 5-0.

Department Supervisor Report

Alan Pierce – Director of Administrative Services

Mr. Pierce presented the following items from his report for discussion and/or approval.

Item 23- Inform Board that Chairman signed the agreements for the DOT Joint Participation Agreement for CR 30A. Initially, I thought DOT was paying 87.5%, but the JPA has the state share at 75%, with a maximum contribution of \$1,698,311. The project must be bid by Dec. 31, 2005, and completed by Dec. 31, 2006.

Because of the short time line, I recommend the Board direct Preble-Rish to begin the design and bid documents for CR 30A and Lake Morality. Preble-Rish is willing to provide engineering services for both projects for 10% of the grant awards, so there is no out of county expenses for engineering fees for these two projects. Board action.

Attorney Shuler gave an update on when the County would receive the deed for Lake Morality Road.

Motion by Mosconis, seconded by Crofton, to direct Preble-Rish to begin the design and bid documents for CR 30A and Lake Morality Roads; Motion carried 5-0.

Item 33- Board action to authorize Preble-Rish to design and develop construction plans and bid documents for the reconstruction of Alligator Point Road in its current location. Because of the length of time and the amount of review involved in developing a mitigation plan to move the road, especially one that involves acquiring private property, I believe the Board needs to develop plans to rebuild the road while at the same time continue on the mitigation project. FEMA will reimburse the county for 87.5% of the costs Preble-Rish incurs.

The biggest problem against us is time, and the current need of the Alligator Point Water District to replace their one and only 10 inch line.

There is a possibility that before FEMA approves the road relocation, FEMA will require a complete feasibility and environmental assessment be done, and that alone might take a year before it is complete and approved.

If the state does not assist the county in trying to get the road moved, it is certainly possible the county will be forced to rebuild the road in its current location.

Board action.

Board discussed this matter and decided to address this matter at the next regular meeting when Commissioner Sanders might have more information at that time.

Approval of Consent Agenda

Mr. Pierce presented the following items for discussion and/or approval.

Planning and Zoning

Re-Zonings:

Item 1- Approved by Planning and Zoning (unanimous vote): A request to re-zone Lots 1,2,3,4,5,6,7,12,13,14,15,16,17,18,19, 22,23,24,25,26,27,28,29 & 30, Block 3 West, Unit 1, and Lot 3, Block 2 West, Unit 1, St. George Island, Franklin County, Florida from C-2 Commercial Business to C-4 Commercial Mixed Use. Request submitted by Helen Spohrer, owner.

Motion by Lockley, seconded by Putnal, to schedule a public hearing for Item 1; Motion carried 5-0.

Preliminary Plat Approval:

Item 2- Approved by Planning and Zoning (unanimous vote): A request for Preliminary Plat approval for "Tucker's Landing PUD" a 50 lot development lying in Section 27, Township 8 South, Range 8 West, Apalachicola, Franklin County, Florida. Request submitted by Inovia Consulting Group, agent.

Motion by Mosconis, seconded by Lockley, to approve Item 2; Motion carried 5-0.

Special Exception:

Item 3- Tabled by Planning and Zoning until C-1 Commercial Fishing issue is addressed (unanimous vote): A request for Special Exception for "Driftwood Development" to create a 15 slip commercial/recreational dock with parking on the north side of Highway 98. This project is located in Section 11, Township 9 South, Range 8 West, Apalachicola, Franklin County, Florida. Request submitted by GEA, Inc, agent for Driftwood Development LLC, applicant.

Motion by Mosconis, seconded by Lockley, to table Item 3; Motion carried 5-0.

Please Note: The following Sketch Plat approvals are being sent to the Board of Adjustment for Cluster approval and will show up on the next Consent Agenda.

- A- Hidden Harbor Phase 11, a 40 lot Cluster Development in Alligator Point. (Approval: 5/3 vote)
- B- Cedar Oak Landing, a 3 lot Cluster Development in Apalachicola. (Approval: unanimous)
- C- Rivercrest Subdivision Phase 11, a 14 lot Cluster Development in Apalachicola. (Approval:

unanimous)

Advisory Board of Adjustment

Item 1 – Approved by the Advisory Board of Adjustment: A request to locate an open deck 6 feet into the Critical Habitat Zone and the house 5 feet into the front setback on property located at 405 McCloud Street, Lot 11, Block 54, Unit 5, St. George Island as submitted by Charles E. Johnson, owner.

Motion by Crofton, seconded by Lockley, to approve Item 1; Motion carried 5-0.

Item 2 – Approved by the Advisory Board of Adjustment: A request to locate an open shed five feet into the side setback line on property located at 99 South Bayshore Drive, Eastpoint, as submitted by A.M. Shuler, Jr., owner.

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

Board and Mr. Pierce discussed rezoning of different water access properties.

Department Supervisor Report (Continued)

Hubert Chipman – Superintendent of Public Works

Mr. Chipman updated the Board on storm debris removal and cleanup throughout the County. Commissioner Putnal asked Mr. Chipman to clean up some of the boat ramp area to allow the Commercial fisherman access for loading and unloading.

Van Johnson – Solid Waste Director

Mr. Johnson updated the Board on storm debris removal and clean-up through out the County.

Dan Tonsmire, of Apalachicola Bay and Riverkeepers, announced the Cleanup Day scheduled for Saturday September 17, 2005.

Bill Mahan – County Extension Director

Mr. Mahan presented the following items for discussion and/or approval.

Item 1 – Recreational Red Grouper Fishing Update

Item 2 – ISSC Biennial Meeting

Item 3 – Gulf of Mexico Alliance (GOMA) Workshop

Item 4 – 4-H Mock Deployment Weekend

Item 5 – Volunteer Screening for Child Protection in FL Extension Training

Item 6 – Family Nutrition Program Travel

Motion by Putnal, seconded by Crofton, to amend the FNP budget to allow the \$2,000 budgeted for travel to be used to purchase equipment; Motion carried 5-0.

Marcia M. Johnson – Clerk of Courts

Mrs. Johnson presented the following items for discussion and/or approval.

Item 1 – I need a motion to approve a budget amendment to decrease regular salaries, FICA taxes, and Retirement in the amount of \$4,043.00 from the planning and zoning budget and increase the building department budget by that same amount for the new permit specialist position for the remainder of fiscal year 04/05.

BUDGET AMENDMENT: TO ADJUST BUILDING DEPT FOR NEW PERMIT SPECIALIST POSITION FOR THE REMAINDER OF FY 04/05. THE POSITION IS BEING MOVED FROM PLANNING AND ZONING DEPARTMENT TO BUILDING DEPARTMENT.

DECREASE	001.25.515.1200	REGULAR SALARIES	\$3,500.00
DECREASE	001.25.515.2100	FICA TAXES	\$ 268.00
DECREASE	001.25.515.2200	RETIREMENT	\$ 275.00
INCREASE	001.28.524.1200	REGULAR SALARIES	\$3,500.00
INCREASE	001.28.524.2100	FICA TAXES	\$ 268.00
INCREASE	001.28.524.2200	RETIREMENT	\$ 275.00

Motion by Crofton, seconded by Lockley, to approve the budget amendment to create the new position; Motion carried 5-0.

Item 2 – I need a motion to approve a budget amendment for the road department for overtime for Hurricane Dennis clean-up which increases the overtime, FICA, & Retirement by \$56,179.26 and decreases reserve for contingencies by that same amount.

INCREASE	140.41.541 .1400	OVERTIME	\$48,493.20
INCREASE	140.41.541.2100	FICA	\$3,709.73
INCREASE	140.41.541.2200	RETIREMENT	\$3,976.33
DECREASE	140.99.584.9600	RESERVE FOR CONTINGENCY	\$56,179.26

Motion by Lockley, seconded by Putnal, to approve the budget amendment for road department overtime relating to Hurricane Dennis cleanup; Motion carried 5-0.

Item 3- I need a motion to approve a budget amendment for overtime for Hurricane Dennis in the amount of \$50,291.88 from reserve for contingency to pay overtime worked in the mosquito control, solid waste, animal control, parks and recreation, administrative services, building dept, and Extension department.

MOSQUITO CONTROL DEPARTMENT

INCREASE	142.42.562.1400	OVERTIME	\$3,110.37
INCREASE	142.42.562.2100	FICA TAXES	\$237.94
INCREASE	142.42.562.2200	RETIREMENT	\$293.82

SOLID WASTE DEPARTMENT

INCREASE	001.40.534.1400	OVERTIME	\$27,599.27
INCREASE	001.40.534.2100	FICA TAXES	\$2,111.34
INCREASE	001.40.534.2200	RETIREMENT	\$2,224.88

ANIMAL CONTROL DEPARTMENT

INCREASE	001.53.562.1400	OVERTIME	\$3,294.26
INCREASE	001.53.562.2100	FICA TAXES	\$252.01
INCREASE	001.53.562.2200	RETIREMENT	\$257.94

PARKS & RECREATION DEPT

INCREASE	001.70.572.1400	OVERTIME	\$5,758.21
INCREASE	001.70.572.2100	FICA TAXES	\$440.50
INCREASE	001.70.572.2200	RETIREMENT	\$450.87

ADMINISTRATIVE SERVICES

INCREASE	001.21.512.1400	OVERTIME	\$2,048.35
INCREASE	001.21.512.2100	FICA TAXES	\$156.70
INCREASE	001.21.512.2200	RETIREMENT	\$214.05

BUILDING DEPARTMENT

INCREASE	001.28.524.1400	OVERTIME	\$1,521.50
INCREASE	001.28.524.2100	FICA TAXES	\$116.40
INCREASE	001.28.524.2200	RETIREMENT	\$119.13

EXTENSION DEPARTMENT

INCREASE	001.71.537.1400	OVERTIME	\$73.04
INCREASE	001.71.537.2100	FICA TAXES	\$5.58
INCREASE	001.71.537.2200	RETIREMENT	\$5.72

DECREASE	001.99.584.9600	RESERVE FOR CONTINGENCY	\$50,291.88
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Motion by Putnal, seconded by Lockley, to approve the budget amendments for County Departments' overtime relating to Hurricane Dennis clean-up; Motion carried 5-0.

Item 4- I need a motion to adopt a resolution providing for a budget amendment for unanticipated revenue in the amount of \$17,323.00 from building permits to be appropriated for salaries, FICA, and Retirement in the General Revenue Fund.

RESOLUTION
FRANKLIN COUNTY
BOARD OF COUNTY COMMISSIONERS

WHEREAS, Franklin County is a political subdivision of the State of Florida and subject to Florida Statutes Chapter 129 regarding preparation of budgets, and

WHEREAS, FS 129.06 provides for budget amendments for unanticipated revenues, and

WHEREAS, Franklin County has received unanticipated revenues in the amount of \$17,323.00 from the collections from BUILDING PERMITS issued in Franklin County, and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2004-2005, and

WHEREAS, FS 129.06(2) (d) provides for budget amendments in relation to receipts and expenditures of the nature that is received, and

WHEREAS, this section requires the Board of County Commission to spread on its minutes the expenditures for the purpose of:

001.28.524.1200	Regular Salaries	\$15,000.00
001.28.524.2100	FICA Taxes	\$ 1,148.00
001.28.524.2200	Retirement	\$ 1,175.00

NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$17,323.00 in the GENERAL REVENUE FUND in order to comply with FL 129(2) (d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 30th day of AUGUST 2005.

Motion by Crofton, seconded by Lockley, to approve the Resolution for unanticipated funds from building permits; Motion carried 5-0.

Item 5- I need a motion to adopt a resolution providing for a budget amendment for unanticipated revenue in the amount of \$2,580 from the State of Florida Library Grant whereby the grant received extra funding to be appropriated for operating supplies within the Library Fund.

**RESOLUTION
FRANKLIN COUNTY
BOARD OF COUNTY COMMISSIONERS**

WHEREAS, Franklin County is a political subdivision of the State of Florida and subject to Florida Statutes Chapter 129 regarding preparation of budgets, and

WHEREAS, FS 129.06 provides for budget amendments for unanticipated revenues, and

WHEREAS, Franklin County has received unanticipated revenues in the amount of \$2,580.00 from the STATE OF FLORIDA for STATE AID TO LIBRARIES GRANT, and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2004-2005, and

WHEREAS, FS 129.06(2) (d) provides for budget amendments in relation to receipts and expenditures of the nature that is received, and

WHEREAS, this section requires the Board of County Commission to spread on its minutes the expenditures for the purpose of:

137.37.571.5200	Operating Supplies	\$2,580.00
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NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$2,580.00 in the LIBRARY FUND in order to comply with FL 129(2) (d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 30th day of AUGUST 2005.

Motion by Crofton, seconded by Putnal, to approve the Resolution for unanticipated funds from the State Aid to Libraries Grant; Motion carried 5-0.

Item 6. I need a motion to adopt a resolution providing for a budget amendment for unanticipated revenue in the amount of \$50,000 from The St. Joe Community Foundation Inc for the Carrabelle Recreation Park to be placed in the General Revenue Fund. Although the county is set to receive \$200,000, this is the first installment received.

**RESOLUTION
FRANKLIN COUNTY
BOARD OF COUNTY COMMISSIONERS**

WHEREAS, Franklin County is a political subdivision of the State of Florida and subject to Florida Statutes Chapter 129 regarding preparation of budgets, and

WHEREAS, FS 129.06 provides for budget amendments for unanticipated revenues, and

WHEREAS, Franklin County has received unanticipated revenues in the amount of \$50,000.00 from THE ST. JOE COMMUNITY FOUNDATION, INC., and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2004-2005, and

WHEREAS, FS 129.06(2) (d) provides for budget amendments in relation to receipts and expenditures of the nature that is received, and

WHEREAS, this section requires the Board of County Commission to spread on its

minutes the expenditures for the purpose of:

001.20.572.3100 Prof. Service/C'belle Rec Park/St. Joe Grant \$50,000.00

NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$50,000.00 in the GENERAL REVENUE FUND in order to comply with FS 129(2) (d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 30th day of AUGUST 2005.

Motion by Lockley, seconded by Putnal, to approve the Resolution for funds received from the St. Joe Community Foundation Inc. for the Carrabelle Recreation Park; Motion carried 5-0.

Item 7. I need a motion to adopt a resolution providing for a budget amendment for unanticipated revenue in the amount of \$15,614.00 from the State of Florida for FEMA for the Lanark Village Drainage Improvement Project to be appropriated to the Neighborhood Revitalization Fund.

**RESOLUTION
FRANKLIN COUNTY
BOARD OF COUNTY COMMISSIONERS**

WHEREAS, Franklin County is a political subdivision of the State of Florida and subject to Florida Statutes Chapter 129 regarding preparation of budgets, and

WHEREAS, FS 129.06 provides for budget amendments for unanticipated revenues, and

WHEREAS, Franklin County has received unanticipated revenues in the amount of \$15,614.00 from the STATE OF FLORIDA for FEMA 1344-0017 Lanark Village Drainage Improvements Project, and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2004-2005, and

WHEREAS, FS 129.06(2) (d) provides for budget amendments in relation to receipts and expenditures of the nature that is received, and

WHEREAS, this section requires the Board of County Commission to spread on its minutes the expenditures for the purpose of:

150.52.539.6305 Lanark Village Drainage Improvements \$15,614.00

NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$15,614.00 in the NEIGHBORHOOD REVITALIZATION FUND in order to comply with FL 129(2) (d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 30th day of AUGUST 2005.

Motion by Crofton, seconded by Lockley, to approve the Resolution for funds received from the State of Florida (FEMA) for the Lanark Village Drainage Improvement Project; Motion carried 5-0.

Item 8- I need a motion to approve an agreement between the Franklin County Health Department and the Dept. of Children and Families whereby the health department is providing office space to the Dept. of Children and Families for one day each week for a food stamp worker.

Motion by Lockley, seconded by Crofton, to approve the agreement between the Franklin County Health Department and the Department of Children and Families; Motion carried 5-0.

Randy Summers – Apalachicola Airport

Mr. Summers discussed a “mixed use” option that is in use at the airport in Apopka, Florida that could possibly be used at the Apalachicola Airport that would bring revenue to the County.

Mr. McDonald Smith, of Orlando Aviation Consultants, also discussed this “mixed use” option.

Chris Floyd – Red Cross

Mr. Floyd updated the Board on the Red Cross actions regarding the Hurricane Dennis recovery. Mr. Floyd asked the Board for some financial assistance with helping the residents of the County who are seeking assistance from the Red Cross and all of the religious agencies within.

Motion by Mosconis, seconded by Putnal, to give the Red Cross \$10,000 to assist with helping the residents of the County during the Hurricane Dennis recovery; Motion carried 5-0.

John Duffy of Catholic Services thanked the Commission for their financial assistance, stated that it would be spent for the highest possible needs of the residents of the Community, and explained the system that is in place that will avoid duplication of services.

Chris Lance – Fire Chief – St. James/Lanark Village Volunteer Fire Department

Chief Lance stated that Clay County is willing to donate a fire truck to the County which can then be turned over to the St. James/Lanark Village Fire Department.

Motion by Putnal, seconded by Crofton, to accept the fire truck from Clay County and then turn it over to the St. James/Lanark Village Fire Department; Motion carried 5-0.

Ryan Dwyer – Lakes on the Bluff

Alan Pierce, Director of Administrative Services, read a email from Mr. Dwyer, who was not present due to the Hurricane, requesting a sidewalk along Pine Street from Lakes on the Bluff to the public access for Apalachicola Bay.

The Board discussed this matter but did not take any action.

Clanton DuBose – Emergystat

Mr. Skip Chormicle, of Emergystat, apologized for Mr. DuBose's absence which was due to the Hurricane, and asked the Board to either enter into a contract with Emergystat or notify Emergystat if the County is planning on changing their ambulance provider.

Dr. Pierce, of the Franklin County Health Council, read a Resolution adopted by the Health Council recommending that the County advertise for other ambulance service providers before considering entering into a long term contract with Emergystat. Dr. Pierce also stated that the Health Council would set the guidelines for the advertisement.

Gary Shiver, a resident of Apalachicola, expressed his concerns of the service that Emergystat has been providing to the County.

Motion by Lockley, seconded by Putnal, to advertise for ambulance services for Franklin County based on the guidelines that will be provided by the Health Council; Motion carried 5-0.

Mr. Chormicle stated that Emergystat would continue to provide ambulance services until notified of some change by the County. Mr. Chormicle explained that the monthly payment of \$10,000 increased to \$15,500 to cover funds not paid by Dasee who manages the hospital.

Commissioner Sanders disagreed that the County did not agree to pay the portion of Emergystat's invoice that Dasee was not paying. The Board discussed this matter.

Motion by Putnal, seconded by Crofton, to pay Emergystat \$15,500 for ambulance services for the month of September; Motion carried 5-0.

Attorney Shuler stated the 30 day default notice to pay any monies owed expired on Saturday of the previous weekend, and he needed Board direction as to whether or not send a 10 day notice. The Board discussed this matter.

Motion by Lockley, seconded by Crofton, to send Dasee the final 10 day notice to pay all funds owed as per the contract; Motion carried 5-0.

Attorney Shuler informed the Board that he received a Notice of Bankruptcy from Gulf Pines Hospital.

Alan Pierce – Director of Administrative Services (Continued)

Mr. Pierce presented the following items for discussion and/or approval.

Item 1- Provide Board with copy of Status Report for Resort Village on St. George Island as required by the Eleventh Amendment to the St. George Island Development Order. No action needed by Board.

Item 2- Provide Board with copy of letter sent to Governor Bush regarding support for the Alligator Point Road.

Item 3- Provide Board with copy of letter to DEP on the response to the Cease and Desist Order.

Item 4- Provide Board with copy of letter to DEP Secretary Castille regarding beach and dune recovery efforts.

Item 5- Inform Board that Butch Baker, EM Director, is eager to move forward with improving Emergency Management capabilities and is advertising for the EM Coordinator position now, even though funds will not be available until Oct. 1. He wants to be able to interview in September and be ready to hire if the Board approves his budget as it is currently proposed. The Emergency Management Coordinator position is a grant funded position.

Item 6- Inform Board that I have advertised to fill the vacant grant writer/administrator position also effective Oct. 1, and contingent upon Board approving Planning Department budget as currently proposed.

Motion by Putnal, seconded by Lockley, to advertise for all County positions that will be hired October 1, 2005, the new budget year; Motion carried 5-0.

Item 7- Provide Board copy of Small County Technical Assistance Final Report.

Item 8- Provide Board with copy of Carrabelle Recreation Park FRDAP Agreement. This has been signed by both parties and site clearing has begun.

Item 9- Provide Board with a copy of the DEP storm water permit for Summer Camp Phase 1. This was received by the Board on August 8.

Item 10- Provide Board with copy of executed Disaster Relief Agreement between FEMA and Franklin County for Hurricane Dennis.

Item 11- Present Resolution for the Board to establish the National Incident Management System (NIMS) as the county's standard for incident management. In order to be eligible for future Homeland Security grant funds, the county must utilize NIMS. Mr. Butch Baker is here to answer any questions.

Motion by Crofton, seconded by Lockley, to approve the Resolution to establish the NIMS as the County's standard for incident management; Motion carried 5-0.

Item 12- Discuss Alligator Point water situation. Chairman Sanders and myself met with Mr. Tom Vanderplats, Alligator Point Water Resource District, and Mr. Allan Pfeiffer, Alligator Point Taxpayers Association, regarding the water supply on Alligator Point. There are two serious restrictions on water service at this time. One, while the water tank is full, delivery of water out of the tank to most of the Point is through a four inch line, instead of the normal ten inch main. The ten inch main was ruptured by Hurricane Dennis and until the road relocation issue is resolved, the District does not know where to put the replacement 10 inch line. Two, it is known that there are parts of the eastern end of the county that are having difficulty finding additional water. The District wells for raw water are not producing the volume expected, so even when the 10 inch is replaced, the District will still face water restrictions.

The Northwest Florida Water Management District is doing a regional study of the water supply in and around Franklin County. I recommend the Board ask the Water Management District to hold a workshop with the county commission to discuss the findings, even preliminary findings. All of the water suppliers on the east side of the Apalachicola River should be invited, although the principal beneficiaries are really Carrabelle and east. The purpose of the workshop will be to discuss in general terms where additional water is, and under what arrangements the county might provide raw water to the different districts for distribution. The reason the county might get involved in water provision is

that the county can act as a neutral agent between the districts, and the water supply wells might very well end up outside any of the existing district boundaries anyway. Board action.

Motion by Putnal, seconded by Crofton, to schedule a Workshop with all of the water districts in the County to discuss the water situation on the east side of the County; Motion carried 5-0.

Item 13- Discuss amendment to personnel rules to deal with overtime during disasters. The language has been reviewed by Ms. Lucy Turner, labor attorney. Proposed language is attached.

Board decided to act on this matter at the next regular meeting.

Item 14- Discuss Planning and Zoning Commission request for a 120 day moratorium on approving hotel/motel site plans in order to develop a better definition of hotel. Escambia County is also working on this issue. The central issue of concern is whether the county is really going to see short term stay/rental units being built under this definition or are these units going to end up as permanent residential units. The Planning and Zoning Commission discussed various ways to tighten the definition. Some of these ways are also being considered by Escambia County. They include:

- *putting a maximum size on a rental unit- such as every rental unit cannot be larger than 500 square feet

- *requiring that at least a percentage of rental units be designed for overnight accommodations, which means rooms without kitchen facilities, or washer-dryers.

- *requiring that each building only have one electrical connection so that individual units would not be able to get a separate electric meter or bill.

Board discussion.

Heather Huston, of PBS&J, stated that they have been working with a local developer and wanted to make sure that public input would be allowed during the language of the hotel/motel ordinance. Chairman Sanders stated that there would be a public hearing on this matter and Attorney Shuler further explained the process the Board would follow for this ordinance.

Motion by Putnal, seconded by Mosconis, to direct Attorney Shuler to start the process of creating and then adopting a 120 day moratorium on approving hotel/motel site plans; Motion carried 5-0.

Item 15- Board discussion on whether to move forward with paving Las Brisas. Board has received a letter from Preble-Rish saying adjacent properties would not flood because of re-surfacing and rising of the cul-de-sac. James Waddell, consultant for one of the neighbors, sent a letter stating a number of concerns regarding Las Brisas drainage, with the concluding sentence, "I cannot recommend to my client that he not object to the elevation of the cul-de-sac portion of the road at this time." He sent a second letter late yesterday afternoon. Read to Board.

Attorney Shuler recommended that the Board let the County Engineers and the Engineer for the development meet some more and perhaps reach an agreement, and at that time, the Board should address this issue. The Board agreed.

Item 16- Board authorization of change order #4. This is a minor change order that should have been approved in June. It adds the striping of the roads already done, and deducts Delaware Street in Lanark. It results in a net decrease of some \$2,000 in total contract. Board action.

Motion by Lockley, seconded by Putnal, to approve change order #4; Motion carried 5-0.

Item 17-Board has finally received a letter from Congressman Boyd requesting notification of who will represent the county on his regional Healthcare Council. Board action to allow Commissioner Lockley to serve in this capacity. The first meeting is Monday, Sept. 19 in Tallahassee.

Motion by Putnal, seconded by Crofton, to appoint Commissioner Lockley to the Regional Healthcare Council; Motion carried 5-0.

Item 18- Board authorization to allow Melanie Hutchins to donate 21 hours of her accrued sick leave to Kristy Duncan. Board action.

Motion by Crofton, seconded by Putnal, to allow Melanie Hutchins to donate 21 hours of sick leave to Christy Duncan; Motion carried 5-0.

Item 19- Provide Board with copy of executed hold harmless agreement with Progress Energy for use of the Apalachicola airport as a staging area during disasters. This agreement runs through Dec. 31., 2006.

Motion by Putnal, seconded by Crofton, to approve the Hold Harmless agreement with Progress Energy for the use of the Apalachicola Airport as a staging area; Motion carried 5-0.

Item 20- Present Board with URS Agreements for Design, Bid, Award, and Construction Plans and Services for the Construction of New Entrance Road at Airport. There is a question about whether the county can sign this document without going out for bid for these services. The URS proposes to do these services for approximately \$120,000, which is 12% of the grant.

Motion by Crofton, seconded by Putnal, to advertise for bids for the design, award, and construction plans and services for the construction of the new entrance road at the Airport unless URS can present some documentation that they are excluded from the bid process; Motion carried 5-0.

Item 21- Board action to extend the emergency permit for repairs to structures seaward of the DEP CCCL line due to damage from Hurricane Dennis, and any subsequent damage from Hurricane Katrina.

Motion by Crofton, seconded by Putnal, to extend the permit for repairs to structures seaward of the DEP CCCL line for 120 days; Motion carried 5-0.

Item 22- Inform Board that before Hurricane Katrina, I met with FEMA beach specialists and they were intending on providing emergency berms around the sewage plant at Sunset Beach and around 300 Ocean Mile condo units. They were going to Alligator Point yesterday, but I have not heard from them and they probably have been diverted.

Item 23- Inform Board that Chairman signed the agreements for the DOT Joint Participation Agreement for CR 30A. Initially, I thought DOT was paying 87.5%, but the JPA has the state share at 75%, with a maximum contribution of \$1,698,311. The project must be bid by Dec. 31, 2005, and completed by Dec. 31, 2006.

Because of the short time line I recommend the Board direct Preble-Rish to begin the design

and bid documents for CR 30A and Lake Morality. Preble-Rish is willing to provide engineering services for both projects for 10% of the grant awards, so there is no out of county expenses for engineering fees for these two projects. Board action.

Addressed earlier in the meeting.

Item 24- Inform Board that DEP has issued Notice to Proceed with the Carrabelle Recreation Park.

Item 25- Present Board with letter from Alligator Point Volunteer Fire Department requesting assistance in getting DEP to issue the CCL permit for the construction of the water main seaward of the CCL in the old Alligator Point Campground, now known as South Shoal.

Motion by Lockley, seconded by Putnal, to send DEP a letter asking them to expedite the CCL permit for the construction of the water main; Motion carried 5-0.

Item 26- Presentation by Mr. Branch Mahaffey, or his attorney- Mr. Richard Powers, regarding a denial through the consent agenda of a request to rezone a single acre of land in the Lanark Village area from R-1 to R-1A. Mr. Mahaffey has a single one acre lot that he wants to split in half and sell off half of the acre with a house, and keep the other half of the acre with a fully functional shop that he says he would never try to convert to a house. Planning and Zoning recommended against the request and I recommend against the request. Mr. Mahaffey did not get to speak to the Board before the vote was taken.

Mr. Mahaffey was not at the meeting when asked to speak.

Item 27- Report concerning the Mark Nolton carport and Ocean Mist development in Lanark Village. At the last Board meeting, the Board tabled any action to give the county staff time to meet with the parties and try to work something out. Chairman Sanders ended up meeting with the parties on site last week so she has the most current assessment. The Board's action from the last meeting was to table the site plan and so that is what is under consideration this morning.

Motion by Crofton, seconded by Putnal, to accept the site plan; Motion carried 5-0.

Item 28- Board action regarding damage done to Harbor Circle by GT COM. Board has received several letters from Alligator Point residents angry at the damage GT COM did to the road when they were installing new underground cable.

Commissioner Crofton suggested creating some type of fine for anyone that damages a County Road. Attorney Shuler stated that he will research the County's Ordinances that may apply.

Motion by Lockley, seconded by Putnal, to send GT COM a letter informing them of their responsibility in repairing the damage done to Harbor Circle; Motion carried 5-0.

Item 29- Inform Board of opportunity to develop plans consistent with the presentation made by the Waterfronts Committee several meetings ago. The Board may remember that the Waterfronts Committee spoke to the county regarding the development of a Seafood Industrial Park.

I attended a Waterfronts Committee meeting on Aug. 18 to discuss further protection of the seafood industry. At this time, the City of Apalachicola is going to consider submitting a grant for a feasibility study of improvements to the Scipio Creek Boat Basin. I recommend the county submit a

grant to the Office of Tourism, Trade, and Economic Development (OTTED) for a feasibility study for a Seafood Industrial Park. Mr. Dave McClain is here to ask that that feasibility study be expanded to include a general assessment of the future needs of the seafood industry along the waterfronts of Two Mile and Eastpoint. I have attached Mr. McClain's one page analysis. Board action.

After the feasibility study is done, the county could then pursue Hazard Mitigation Grant Funds to buy the necessary waterfront property for public uses.

The county has applied for Hazard Mitigation Grants in the past to buy out residential dwellings on Alligator Point. The county currently has one HMGP grant in the pipeline to purchase Keith Summers house on Alligator Point.

Board discussed this matter.

Dave McClain commented on this matter and recommended that the County go forward with the HMGP grant.

Anita Grove, Apalachicola Chamber of Commerce, offered some information on this matter, discussed the waterfronts for Two Mile and Eastpoint, and recommended that the County apply for the feasibility study.

Motion by Putnal, seconded by Lockley, to include the Feasibility Study when applying for the HMPG grant; Motion carried 5-0.

Item 30- Inform Board that the United Way has provided \$25,000 to Franklin County Disaster Recovery Initiative and \$5,000 to reimburse the food bank.

This item was addressed earlier in the meeting.

Item 31- Provide Board copy of State of Emergency Proclamation associated with Hurricane Katrina.

Item 32- Board action to sign Memorandum of Understanding between Board and Michael Moron as Housing Administrator for County's Affordable Housing Program. He would hire and supervise a SHIP Administrative Assistant, and all administrative costs would come out of SHIP administrative fees.

Motion by Lockley, seconded by Crofton, to authorize the Chairman's signature on the Memorandum of Understanding with Michael Morón, as the Affordable Housing Administrator; Motion carried 5-0.

Item 33- Board action to authorize Preble-Rish to design and develop construction plans and bid documents for the reconstruction of Alligator Point Road in its current location. Because of the length of time and the amount of review involved in developing a mitigation plan to move the road, especially one that involves acquiring private property, I believe the Board needs to develop plans to rebuild the road while at the same time continue on the mitigation project. FEMA will reimburse the county for 87.5% of the costs Preble-Rish incurs.

The biggest problem against us is time, and the current need of the Alligator Point Water District to replace their one and only 10 inch line.

There is a possibility that before FEMA approves the road relocation FEMA will require a complete feasibility and environmental assessment be done, and that alone might take a year before it is complete and approved.

If the state does not assist the county in trying to get the road moved, it is certainly possible the county will be forced to rebuild the road in its current location.

Board action.

This item was addressed earlier in the meeting.

Gary Shiver – County Trailer Park

Mr. Shiver asked the County to establish 3 trailer parks, one in Apalachicola, one in Eastpoint, and one in Carrabelle, for the citizens of Franklin County, especially the elderly, who have been or are going to be displaced, especially because of the high cost of property in the County. Mr. Shiver also stated that he spoke to someone in FEMA who stated that the agency would have trailers for sale at discount prices.

Sister Shelia Griffin, of the Martin House, supported Mr. Shiver's statements and asked the Board to help with some solution to this housing problem.

Marilyn McCann, of the Refuge House, stated that Hurricane Dennis actually made the housing problem in the County worse and some solution is needed as soon as possible.

Board suggested writing the Legislative Delegation a letter and asking for some assistance with this problem.

Mr. Shiver asked the Commission to consider enacting a moratorium restricting the sale of trailer parks in the County.

John Carroll stated that he recently bought a trailer park, and suggested that the County include affordable housing component as part of developments when developers ask for permits.

Chairman Sanders asked Mr. Pierce to look at what other Counties have done to help solve this problem and report back to the Board at the next meeting.

Board asked Alan Pierce to contact the School Board about the property that was given to them by the County earlier and discussed using that property for affordable housing and a trailer park.

Board decided that it will wait until the next meeting to schedule a workshop when Mr. Pierce will have an opportunity to present more information on this matter.

Public Comments

Mr. Tom Vanderplat, of Alligator Point, stated that Hurricane Dennis damaged the 10" water line in Alligator Point and may cause a potential problem with supplying water to the residents of Alligator Point and ask the Board to assist with enforcing the water restrictions that are now in place. Mr. Vanderplat also thanked the Board for their assistance so far.

James Stokes, of Apalachicola, expressed his concerns of the new road being built at the Apalachicola Airport and hoped that it did not mean that the County was planning on extending the runway. Mr. Stokes also stated that he hoped the acceptance of the grant did not mean that the County will give up control of the Airport in the future and if the County planned on any expansion at the Airport, he would like the public to be notified.

Michael Shuler – County Attorney

Attorney Shuler stated that all items on his report were already addressed in the meeting.

Adjourn

There being no further business Chairman Sanders adjourned the meeting.

Cheryl Sanders, Chairman FCBCC

Attest:

Marcia M. Johnson, Clerk of Courts