

**FRANKLIN COUNTY BOARD
OF COUNTY COMMISSIONERS
REGULAR MEETING
FRANKLIN COUNTY COURTHOUSE ANNEX
NOVEMBER 7, 2006
9:00 AM**

MINUTES

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

Staff Present: Hubert Chipman – Superintendent of Roads, Van Johnson – Solid Waste Director, Dan Rothwell – County Engineer, Butch Baker – EOC Director, Bill Mahan – County Extension Director, Marcia Johnson – Clerk of Courts, Alan Pierce – Director of Administrative Services, Michael Shuler – County Attorney, Michael Morón – 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

Presentation – Commissioner Mosconis

Mr. Pierce presented Commissioner Mosconis with a plaque and thanked him for his 24 years of service. Commissioners, staff and other members of the audience also congratulated and thanked Commissioner Mosconis for his years of service.

Presentation - Recognize Mackenzie Williams

Youth of the Year – Big Bend Clubs

Mr. Williams was not in attendance.

Approval of Minutes

Regular Meetings: 9/5/06, 10/17/06

Budget Workshops: 8/8/06, 8/15/06, 8/21/06

Motion Crofton, seconded by Putnal, to approve the minutes for the Regular Meetings of 9/5/06 and 10/17/06 and for the Budget Workshops of 8/8/06, 8/15/06, and 8/21/06; Motion carried 5-0.

Payment of County Bills

Motion by Crofton, seconded by Putnal, to approve payment of the County Bills as presented except for payments to G&N Services; Motion carried 5-0.

G&N Payment

Motion by Crofton, seconded by Putnal, to approve payments for G&N Services as presented; Motion carried 4-0, Lockley abstained.

Department Supervisor Report

Hubert Chipman – Superintendent of Public Works

Mr. Chipman

Mr. Chipman stated that the employees who worked overtime after the tornado, was not looking for compensation, instead requested comp time. Mr. Chipman also stated that debris clean up was almost complete. Commissioner Mosconis recommended sending letters of thanks to all private contractors, the County's Departments, State agencies, Progress Energy, and Michael Allen of WOYS for their contributions toward the clean up after the tornado. The Board agreed with this recommendation.

Motion by Lockley, seconded by Crofton, to allow Comp time for all Road and Solid Waste Department employees who worked during the storm cleanup; Motion carried 5-0.

Board discussed assistance for tornado victims who did not have insurance. Mr. Pierce stated that the destruction did not reach a level for FEMA to provide funds.

Butch Baker – EOC Director

Mr. Baker stated that he requested a Small Business Administration declaration which required 25 damaged houses uninsured or under insured and would provide small interest loans; the County had 7 houses destroyed, 30 houses with major damage, 72 houses with minor damage, and 5 houses that were just affected. Mr. Baker also informed the Board of a Federal Grant that would provide \$5000 matching grant for more dependent on income that can be matched with SHIP or other funds and talked about the 5% admin funds and the need for the home to be homesteaded and insured.

Mr. Baker stated that Mr. Chris Floyd possibly would not attend this meeting and that during storm cleanup the American Red Cross was headquartered at the EOC and did a great job.

Motion by Lockley, seconded by Putnal, to pursue the grant program as described by Mr. Baker contingent on staff understanding and agreement; Motion carried 5-0.

Van Johnson – Solid Waste Director

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

Item 1 – Form a partnership between the Franklin County Animal Control and the Humane Society to staff the Humane Society Adoption Center with a trained County employee.

John Spohrer spoke on behalf of the partnership, and the humane society's plan to adopt more dogs.

Commissioner Putnal stated his objection to the adoption of pit bull dogs. Mr. Spohrer informed the Board that they are trying to work with other organizations who would accept those types of dogs because the Humane Society would no longer accept these types of dogs. Ms. Johnson stated that this proposed partnership would commit the County to fund the Humane Society on an annual basis. Attorney Shuler asked the Board to table this proposal until the County's Labor Attorney, Lucy Turner, has an opportunity to review putting a County Employee in a private facility.

Motion by Putnal, second by Crofton, to table this item until next meeting to allow Lucy Turner, the County's Labor Attorney, an opportunity to review this matter; Motion carried 5-0.

Item 2 – Informed the Board of the Defenders of the Wildlife door-to-door drop off of bear awareness material in the Eastpoint, Carrabelle, and Lanark Village communities.

Item 3 – Slit fencing left beside US Highway 98 after the repair work due to last years Hurricane Dennis.

Motion by Crofton, seconded by Putnal, to send a letter to DOT, with a copy to VMS, requesting that they remove the slit fencing placed on the right-of-way during last years repairs to Highway 98.

Item 4 – New rates for consecutive rental events at the Armory. Rate with insurance: Day 1, \$300; Day 2, \$250; and Day 3, \$150. Rate without insurance: Day 1, \$400; Day 2, \$350; Day 3, \$250.

Motion by Lockley, seconded by Mosconis, to adopt the recommended rates for consecutive rental events, not to exceed a three (3) day rental period for the Armory; Motion carried 5-0.

Board and Mr. Johnson discussed County holiday and overtime policy.

Marcia Johnson – Clerk of Courts

Ms. Johnson presented the following the item for discussion and/or approval:

Item 1 – During your budget workshops, you tentatively approved an allocation to Apalachicola Community Corporation for a community band. I understand the band has done very well in the two recent parades, and I'm proud of them. The budget request approved totaled \$25,000 which included \$18,000 for the instruments, \$3600 for operational costs based on \$300 per month for 12 months and \$3400 for staff support based on \$283 a month for 12 months. During the budget workshop on August 15th, Mrs. Lynn Wintons, representing the Corporation, told the Board the funds were mostly for the purchase of the band equipment and if she had to get staff support, she would get it from one of the universities or somewhere like that and that her own time would be on a voluntary basis. We've received a bill from Mrs. Wintons for \$2000 for the month of October alone which totaled \$800 for her at a rate of \$25.00 per hour and the balance for 8 other local people of \$1200 with no hourly rate or hours listed. Mrs. Wintons requested the check for her \$2000 be made payable to her; however, the check will be made payable to Apalachicola Community Development Corporation pursuant to the budget request if approved. Since the original request stated \$283 per month times 12 months, I felt the Board should be made aware of the situation because at this rate, the money allocated by you could be spent before December since only \$3400 was allocated for staff support and this bill is for \$2000. Also, for your information, we've already received invoices totaling \$2,883.60 for 100 shirts, 65 pairs of pants, a banner, and mouth piece from the \$3600 or \$300 per month operational costs. As the financial officer for the County, I see the need to be fiscally responsible and accountable for monies spent. I need a breakdown on this \$2000. Sign-up wasn't held until October 12th. I need to know dates and times worked and the rate of pay on each. I'd like to know how many children are participating in the band, the number of hours they are practicing, and the number of persons supervising them. It's very possible a 1099 will be issued to the Corporation for the year 2006. What is the pleasure of the Board regarding this invoice?

Motion by Crofton, seconded by Lockley, to request an accounting and backup for the invoice before authorizing payment and notify Ms. Wintons that the Board will not allow this program to go over Budget; Motion carried 5-0.

Dan Rothwell – County Engineer

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

Item 1 – Proposed Fill Ordinance

Board has received a copy of the proposed fill ordinance for their review and comment

Item 2 – Proposed Utility Encroachment permit

Board has received a copy of the proposed Utility Encroachment Permit to record and control work within the County right-of-way.

Item 3 – Timber Island Boat Ramp

Have done property research and started field survey preliminary to construction drawing preparation.

Item 4 – Long Road Drainage

Have met with “Smokey” Parrish at Long Road to discuss drainage complaints and recent Road Department ditch work. Will meet with more residents to discuss potential flow paths and possible construction options.

Item 5 – Lake Morality Road

C.W.Roberts has completed paving.

Item 6 – St. George Island Dune Restoration and Walkovers

Have met with Bruce Hall in the field to make walkover locations and to measure required lengths. Start construction drawings and parts list soon.

Alan Pierce – Director of Administrative Services

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

Item 13 – Board action to make the Lake Morality Road the truck route through Carrabelle, and to discontinue using Three Rivers Road and Ryan Drive.

Motion by Putnal, seconded by Crofton, to change the truck route from Three Rivers and Ryan Drive to Lake Morality Road and install the proper signage indicating the change; Motion carried 5-0.

Commissioner Mosconis and Dan Rothwell discussed the damage done to Jackie Whitehurst and Brownsville Roads by a private contractor doing work for the City of Apalachicola.

Motion by Mosconis, seconded by Lockley, to direct Attorney Shuler to have Siprell Construction to repair the cut in the road and reimburse the County for any expenses that may occurred due to the damage; Motion carried 5-0.

Mayor Kelly thanked the Board for the Lake Morality Road paving project and asked the Board to encourage the Sheriff to enforce the new truck route and restrict truck traffic on Three Rivers and Ryan Roads. The Board agreed with this request and directed staff to contact the Sheriff about this matter.

Commissioner Mosconis asked about the damage to the hospital from the tornado. Mr. Pierce, giving an update on the Hospital, stated that there was about \$7,000 of damage to the hospital roof; we could not admit patients for a while. Mr. Pierce also stated that the County’s insurance has a \$5000 deductible, the original contractor was already contacted and we were currently working with the insurance adjusters but there was damage to all three of the buildings, the Hospital, and both the new and old Health Department buildings. Mr. Pierce also stated that AHCA had to be notified and that the Hospital could not admit patients for a while. Board asked Dan Rothwell to contact Gene Evans regarding damage to the hospital.

Motion by Mosconis, seconded by Lockley, to declare an emergency and waive the bid policy to repair the hospital; Motion carried 5-0.

Bill Mahan – County Extension Director

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

Item 1 - Fl Fish and Wildlife Research Institute FWIR

Item 2 - Seafood Industry Taskforce Meeting

Item 3 - Presentation to Commissioner Mosconis for 24 years of service as a County Commissioner

Public Hearing – Interim Hotel Development Control Ordinance (2nd Public Hearing)(10:05 am)

Mr. Pierce discussed the proposed Ordinance.

Chairman Sanders opened the floor for public comment.

Mr. Pierce discussed what type of language Microtel would like included in the final Hotel Ordinance.

There was no other public comment.

Motion by Crofton, seconded by Putnal, to approve the Hotel Development Control Ordinance; Motion carried 5-0.

Department Supervisor Report (Continued)

Alan Pierce – Director of Administrative Services

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

Item 7b – Mr. James Harris, Tax Collector, to discuss Hospital tax bill.

James Harris, County Tax Collector, stated that Dasee owes the County \$17,685.15 for the current year real estate property taxes but the delinquent property taxes are \$90,150.38. The current personal property taxes due is \$3003.86 and the delinquent personal property taxes are \$11,168.89. The total amount of taxes due is \$120,008.28. There is a balance in an escrow account of \$2,778.45 from a good faith one time \$10,000 payment from Dasee.

Motion by Lockley, seconded by Mosconis, to request the Property Appraiser to include the real estate and property taxes for this year (2006) for the Hospital in the errors and insolvencies list; Motion carried 5-0.

Motion by Mosconis, seconded by Lockley, to direct Attorney Shuler to pursue collection action against Dasee for all real estate, property taxes and other money owed to the County prior to this year (2006); Motion carried 5-0.

Michelle Moore – Sheriff's Department – Reimbursement Check

Ms. Moore requested permission for the Sheriff Department to use a refund check they received from the insurance company for a damaged vehicle. Commissioner Mosconis mentioned that he thinks the check should be turned over to the Board. Ms. Moore stated that the Sheriff Department needed the check to repair another damaged vehicle.

Motion by Putnal, seconded by Crofton, to allow the Sheriff Department, to use the refund check to repair another damaged car, if the funds are not used for that purpose the money must be returned to the Board; Motion carried 5-0.

Department Supervisor Report (Continued)

Alan Pierce – Director of Administrative Services

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

Item 6 - Introduction of Mr. Chuck Colvert, new interim Hospital CEO. Mr. Colvert signed a two month agreement with the Hospital Board, which will allow Mr. Colvert and the Hospital Board to evaluate each other before a permanent decision is made. Mr. Colvert knows the Hospital Board might do a larger search for a permanent CEO during this 2 month period. Current balance in Hospital account is approximately \$200,000. And there is a \$100,000 payroll next week.

Mr. Colvert introduced himself and discussed the current status of the Hospital and Hospital Board. Commissioner Mosconis expressed displeasure of the current billing process of the hospital. Mr. Colvert stated that he is currently advertising for personnel to try and localize the billing process. Commissioner Crofton recommended that the Hospital Board continue to pursue the feasibility study.

Public Hearing – Rezone C2→C4 – St. George Island (10:27 am)

Pierce discussed this rezoning request. Chairman Sanders opened the floor for public comment. There were no public comments from the floor. Board discussed safety and liability issues on this matter.

Motion by Putnal, seconded by Crofton, to approve the rezoning request from C2 to C4 on St. George Island as discussed by Mr. Pierce; Motion carried 5-0.

Chris Floyd – Red Cross – Update

Mr. Floyd was not in attendance.

Department Supervisor Report (Continued)

Marcia Johnson – Clerk of Courts

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

Item 2 – I need approval of five resolutions on unanticipated revenues received in the prior budget year for operation of Weems Memorial Hospital. These resolutions must be approved by you in order to comply with FS 129.06 (2)(d) which says receipts not anticipated in the budget and received for a particular purpose may, by resolution of the Board, be appropriated and expended for that purpose and the budget may be amended.

**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 \$1,161,786.35 from the following: HOSPITAL DISPROPORTIONATE SHARE, \$426,810.41; HOSPITAL PATIENT SERVICES \$447,025.35; HOSPITAL CAFETERIA REVENUE, \$6,635.63; MEDICAID PATIENT SERVICES, \$281,314.96 and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2005-2006, 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:

201.51.561.1300	Other Salaries & Wages	\$405,576.61
201.51.561.2100	FICA TAXES	\$ 30,917.08
201.51.561.3100	Professional Services	\$725,292.66

NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$1,161,786.35 in the WEEMS HOSPITAL FUND in order to comply with FS 129(2)(d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 7TH day of NOVEMBER 2006.

**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 \$600,000.00 from the STATE OF FLORIDA, OFFICE OF TOURISM, TRADE, AND ECONOMIC DEVELOPMENT, LOAN PROCEEDS and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2005-2006, 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:

201.51.561.3100	Professional Services	\$276,266.79
201.51.561.5200	Hospital Operating Expenses	\$323,733.21

NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$600,000.00 in the WEEMS HOSPITAL FUND in order to comply with FS 129(2)(d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 7TH day of NOVEMBER 2006.

**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 \$112,903.23 from the STATE OF FLORIDA for RURAL HOSPITAL IMPROVEMENT GRANT, and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2005-2006, 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:

201.51.561.6401	Machinery & Equipment (\$5,000+)	\$104,509.34
201.51.561.6400	Machinery & Equipment	\$ 7,746.00
201.51.561.5200	Hospital Operating Expenses	\$ 647.89

NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$112,903.23 in the WEEMS HOSPITAL FUND in order to comply with FS 129(2)(d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 7TH day of NOVEMBER 2006.

**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 \$20,969.77 from the STATE OF FLORIDA for SMALL HOSPITAL IMPROVEMENT GRANT, and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2005-2006, 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:

201.51.561.6200	Buildings	\$20,969.77
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NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$20,969.77 in the WEEMS HOSPITAL FUND in order to comply with FS 129(2)(d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 7TH day of NOVEMBER 2006.

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 \$7,200.00 from the STATE OF FLORIDA for SMALL HOSPITAL IMPROVEMENT GRANT, and

WHEREAS, said revenue is needed to pay certain expenditures incurred in Fiscal Year 2005-2006, 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:

201.51.561.5200	Hospital Operating Expenses	\$7,200.00
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NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$7,200.00 in the WEEMS HOSPITAL FUND in order to comply with FS 129(2)(d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 7TH day of NOVEMBER 2006.

Motion by Lockley, seconded by Crofton, to approve all of the resolutions as requested by Ms Johnson for unanticipated funds; Motion carried 5-0.

Ms. Johnson expressed her appreciation to Commission Mosconis for all of his support and help over the years.

Alan Pierce – Director of Administrative Services

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

Item 1 - Provide Board with copy of Notice from the Small County Technical Assistance Service awarding Franklin County with \$8,000 grant which will partially reimburse the county for the \$15,000 cost of the Alligator Point Beach Renourishment Feasibility Study that the GSG group is currently doing.

Item 2 – Provide Board with copy of \$50,000 Coastal Partnership Initiative grant submitted to DEP for a project which will continue to build on the work done by the Seafood Industry Task Force. We will not know if the county is awarded the grant until sometime in June 2007.

Item 3 – Provide Board with copy of advertisement for the \$200,000 Request for Proposal on the feasibility study of a county wide utility system. The RFPs will be opened at the Dec. 5th Board meeting.

Item 4 – Remind Board that there will be a public hearing at the Nov. 21 Board meeting regarding the approval of a non-binding Resolution authorizing the establishment of a funding mechanism for paying for the Alligator Point Beach Renourishment. At this time the boundary of the affected area is the Alligator Point Water District. Ms. Camille Tharpe, GSG, says the Resolution is the first step, and then would come an Ordinance. If the county is to have the money available for the project in 2007, then certain steps must take place before Jan. 1, 2007, the Resolution being the first. Ms. Tharpe will be at the Nov. 21 meeting to provide details. Board discussed taxing property owners of Alligator Point.

Item 5 – Inform Board that Franklin County has been informed that Mark Curenton and staff continue to implement the Community Rating System program successfully, and thus flood insurance premiums in the county will continue to receive a 10% discount.

Item 6 – This item was addressed earlier during the meeting.

Item 7a – Provide Board with copy of letter from Senator Nelson regarding his assistance in getting \$219,000 of Medicare funds released for the Hospital. These funds are already in the Hospital account.

Item 7b – This item was addressed earlier during the meeting.

Item 8 – Provide Board with copy of letter from Commissioner Bronson regarding reduction in fees for people over 62. Short answer- some reduction is in place. Commissioner Lockley directed Mr. Pierce to place this letter in the newspaper

Item 9 – Provide Board with copy of letter from FSU regarding county use of old marine lab on Turkey Point. Short answer- No.

Item 10 – Provide Board with copy of email from DOT regarding request for assistance on short section of bike path. Short answer- Not now. I have assigned Dan Rothwell the job of tracking this.

Item 11 – Inform Board that DCA has reviewed the Evaluation and Appraisal Report (EAR), and Mark and I are drafting a response.

Item 12 – Board action to appoint Trina Johnson (used to be Trina Morris from Carrabelle) as an alternate on BOA. She works in the State Attorney's Office. She would be replacing the current alternate from the State Attorney's Office, Mr. Mike Snyder, who is leaving.

Motion by Putnal, seconded by Crofton, to appoint Trina Johnson as an alternate on the Advisory Board of Adjustment; Motion carried 5-0.

Item 13 – This item was addressed earlier during the meeting.

Item 14 – Board action to sign the Preble-Rish agreement for the engineering and inspection on the resurfacing and widening of CR 67 from Crooked River Bridge to the Liberty County line. A consulting engineering fee can be taken out of the grant, but the cost of a county engineer can not, so that is why Dan and I recommend Preble-Rish continue to design and supervise these types of projects.

Motion by Mosconis, seconded by Crofton, to authorize the Chairman’s signature on the Preble-Rish agreement as described by Mr. Pierce; Motion carried 5-0.

Item 15 – Alligator Point and FEMA update- FEMA is coming back to the county on Nov. 9 for another meeting over the Alligator Point Road. One of the issues of concern is lack of signed agreements regarding the relocation of the road. South Shoal will be in attendance at the meeting. FEMA continues to want assurance that a completely public road will be built.

Another issue from the construction end is where does the match for FEMA money come from. In the case of Alligator Point, some of the FEMA funds come with a 10% match requirement, and some come with a 25% FEMA match requirement. Based upon the FEMA funds currently allocated for Alligator Point, the maximum match for the county is \$300,000. The county has two likely sources of funds to provide this match:

- A) The Bald Point Trust Fund- but if that is taken it will substantially reduce the Trust Fund, and make less money available for beach renourishment.
- B) Take it out of the \$1.2 Million the Board did budget this year for the match for the Alligator Point SCOP project. This is the DOT grant to resurface the Alligator Point Road. It is logical to take it from this source since the FEMA project itself will involve resurfacing 4000 feet of the Road anyway, thus reducing the cost of the SCOP project. It is also logical as the SCOP project cost estimates were made high to begin with by Preble-Rish so not all of the match will be needed.

Board action to direct Finance Office to pay for Alligator Point Road FEMA match requirements out of the \$1.2 Million set aside for Alligator Point SCOP project, and to inform Preble-Rish that they must take into account available funds when they begin to design the SCOP project.

Motion by Crofton, seconded by Putnal, to direct the Finance Officer to pay for Alligator Point Road FEMA match requirements out of the \$1.2 Million set aside for Alligator point SCOP project as discussed by Mr. Pierce; Motion carried 5-0.

Item 16 – Inform Board that the Secretary of the Administration Commission has overturned the DCA’s opinion that it can find most of the Franklin County Comprehensive Plan in compliance, and find the rest of the plan not in compliance. This means that all of the Plan will be considered by the Governor and Cabinet instead of just the contested parts. At this time the Governor and Cabinet will be hearing the issue on Dec. 5, which is a county commission meeting date. Because the County Attorney, the Chairman, and perhaps myself, will need to be at the meeting, I recommend the Board reschedule its meeting by one day to Wednesday, Dec. 6. Board action.

Motion by Lockley, seconded by Crofton, to reschedule the December 5 Regular Meeting to December 6 and to advertise the change; Motion carried 5-0.

T. Michael Shuler – County Attorney

Attorney Shuler had no items for discussion and/or approval

Attorney Shuler informed the Board that he will provide a settlement agreement regarding the GE litigation at the next meeting after some of the billing issues are resolved.

Board and Attorney Shuler revisited the discussion regarding the County pursuing legal action against Dasee for money owed to the County.

Motion by Lockley, seconded by Crofton, to authorize the filing fee for litigation against Dasee; Motion carried 5-0.

Commissioners' & Public Comments

Commissioner Crofton discussed his list of property that he feels should be cleaned on Eastpoint's waterfront and asked if the County could send letters to the property owners asking them to voluntarily clean up their property.

Motion by Crofton, seconded by Putnal, to send letters to the property owners on his list, asking if they would voluntarily clean up their property; Motion carried 5-0.

Board and Attorney Shuler discussed GE litigation, and the need and importance of the billing.

Commissioner Sanders inquired about maintenance on Alligator point road; Mr. Pierce responded and stated that debris removal will start shortly.

Commissioner Sanders updated the Board on the Lanark Village Water and Sewer Board meeting and stated that the Lanark Water and Sewer Board will follow the will of the people, based on the results of the referendum after the election.

Adjourn

Chairman Sanders adjourned the meeting at 11:00 AM

Cheryl Sanders, Chairman FCBCC

Attest:

Marcia M. Johnson, Clerk of Court