

FCBCC REGULAR MEETING APRIL 6, 2004

FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
APRIL 6, 2004

**OFFICIALS IN ATTENDANCE:** Cheryl Sanders, Chairman, Bevin Putnal, Jimmy Mosconis, Clarence Williams, and Eddie Creamer, Commissioners, Kendall Wade, Clerk, Rachel Ward, Secretary, Thomas M. Shuler, Attorney, Alan C. Pierce, Director of Administrative Services.

**9:00 A.M.** Chairman Sanders called the meeting to order.

Chairman Sanders wished Commissioner Putnal and Commissioner Mosconis a belated happy birthday.

(Tape 1-46) Commissioner Williams made a **motion to approve the minutes of the meeting held March 16, 2004.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-54) Commissioner Putnal made a **motion to pay the county bills.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**LARRY BROWN, REPRESENTING HUBERT CHIPMAN, SUPERINTENDENT OF PUBLIC WORKS.**

(Tape 1-59) Commissioner Putnal thanked Mr. Brown for doing a good job in Mr. Chipman's absence. Commissioner Mosconis asked that the county public works provide fill and site prep work be done at the site for the Vietnam Memorial site. He stated that it may be two or three months before this work needs to be done, but he would like the Board's authorization for the county road department to do this work. He went on to say that at a recent fund raiser, they raised \$42,000 for this memorial. The City of Apalachicola has donated half of a city block for the memorial site.

(Tape 1-93) Commissioner Putnal made a **motion to have the county road department perform site prep and fill work at the site for the Vietnam Memorial.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

Mr. Brown told the Board that Matthew Roberts' probation period is up and would like the board to authorize his \$500 raise to be instated as an inmate supervisor. Commissioner Putnal made a **motion to give Matthew Roberts \$500 raise as his probation period is up as an inmate supervisor.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

The Board asked about Mr. Chipman. Mr. Brown told the Board that Mr. Chipman is doing better.

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Mr. Dewitt Polous asked that the board put John Lane on as permanent, full-time, he has ended his probation period.

### **VAN JOHNSON – SOLID WASTE DIRECTOR**

(Tape 1-141) Mr. Johnson briefed the board on the Comp Time Report. Commissioner Mosconis asked if the ball park is ready for the ball season. Mr. Johnson said that they are working on the fields.

### **BILL MAHAN – COUNTY EXTENSION DIRECTOR**

(Tape 1-170) Mr. Mahan distributed for the board's information the new issue of UF-IFAS' IMPACT. This focuses on "Measuring the Economic Impacts of Florida Agriculture and Natural Resources in Florida. He also reported that he is in the process of finalizing this year's 4-H County Camp at Camp Timpoochee and preparing for the annual 4-H/Tropicana public speaking and Butterfly Development Programs in the schools. Finally, he is preparing the U.S. Department of Agriculture FNP proposal for fiscal year 2005. The deadline is April 16<sup>th</sup>.

### **ALAN PIERCE – DIRECTOR OF ADMINISTRATIVE SERVICES**

(Tape 1-251) Mr. Pierce brought into discussion a letter from Representative Will Kendrick regarding future uses of the National Guard Armory. The National Guard has contacted Mr. Pierce and would like to move forward with leasing the Armory to the county so long as the county supports the uses suggested in Mr. Kendrick's letter. Mr. Kendrick would like to see the facility used for seniors and kids during the week and public functions on the weekends. He suggested that the VA Officer be located at this facility and possibly sublease to the city and locate the city police department.

(Tape 1-318) Representative Kendrick addressed the board and said he wasn't sure why there is such a push to sublease this building to the city. He felt the county could lease the building and let whoever they wanted occupy the building. Commissioner Mosconis expressed concern over who was going to be responsible for the maintenance of the building. There was some discussion as to who is going to occupy this building. The Board discussed possibly having the VA Officer be responsible for the building. After some discussion Commissioner Putnal made a **motion to table this matter until it is determined who will be responsible for the building.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-671) Mr. Pierce told the Board that FSU has completed its update of the data and analysis of the county comprehensive plan and the review of the statutory changes to the county's goals, objectives, and policies. He and Mark Curenton have created a strike-through and underline package of the required changes. Mr. Buzzett has a proposed overlay map for St. James Island and a set of proposed policies. Mr. David McClain has also prepared a proposed overlay map for St. James Island. The update of the comp plan will also include an updated future land use map. The map to be proposed will include those large scale land uses changes that the county Planning and Zoning has already

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recommended, and the Board has already agreed to schedule, as well as any land use changes the Board believes is appropriate on St. James Island. He asked that the Board be presented with this information in a public hearing, receive public comment and then decide what to transmit to DCA for review. He went on to say that a public hearing has not yet been scheduled, and he asked that this hearing be scheduled before May 15<sup>th</sup>. Commissioner Mosconis made a **motion to schedule a public hearing for the comp plan transmittal on April 20<sup>th</sup> at 1:00 p.m.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-738) Commissioner Mosconis asked that the 100 year plan proposed by St. Joe be separated from these comp plan amendments. Mr. Pierce stated that DCA is going to expect a proposal for the St. James overlay.

(Tape 1-841) Mr. Pierce reported that the Planning and Zoning Commission is still interested in the Board considering the revised dock ordinance, as well as the C-5 district on St. George Island. The C-5 district would be the new commercial zoning district which would require a certain amount of commercial space in any mixed use building on the Island. Mr. Pierce told the Board that he is hesitant about moving forward with these projects at this time, because he will not be here to present the material at a public hearing. He informed the Board that he has decided not to run for Clerk of the Circuit Court and he has accepted a position in the private sector. He went on to say that he desires to further his career, and while all aspects of the Planning and Building Department continue to grow, as well as the general county commission meetings, his professional development has become fragmented into three areas: the County Planner, Director of Administrative Services and the part-time Emergency Management Director. His administrative responsibilities for the Board have grown, but his personnel career has not. At this time, he informed the Board that he will be leaving county employment in the middle of May. He told the Board that he would try to finish as many tasks as possible, but could not finish everything, including the dock ordinance and the C-5 Zoning District.

(Tape 1-877) Commissioner Mosconis asked if there is anything the Board could do to persuade Mr. Pierce to stay. He went on to say that Mr. Pierce is a valuable employee with a lot of knowledge and experience and he would hate to lose him. He went on to make a motion to have the county attorney try to negotiate with Mr. Pierce concerning duties and salary.

Commissioner Putnal asked what kind of message this would be sending to the public since they recently fired the Emergency Management Director to save money.

There was some discussion concerning who would take this position. Chairman Sanders stated she had never discussed any financial concerns with Mr. Pierce. She felt that he should have come to the Board to discuss the issue of salaries rather than present a resignation. She felt it set a poor example for other county employees.

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At this point, discussion ended because a public hearing has been scheduled.

**BIDS – TWIN LAKES CDBG PROJECT, WATER LINE AND PAVING.**

(Tape 1-1132) Mr. Pierce asked that the bid not be opened because there was an error with the advertising. It was not advertised in a paper of regional circulation. It will be rescheduled for the next regular meeting.

The Board returned to discussion concerning Mr. Pierce's job.

(Tape 1-1155) After more discussion, Commissioner Mosconis made a **motion to instruct the county attorney to negotiate with Mr. Pierce concerning job responsibilities and salary and report back at the next meeting.** Commissioner Williams seconded the motion. Commissioners' Mosconis, Williams and Creamer vote YEA. Chairman Sanders and Commissioner Putnal voted NAY. **MOTION CARRIED.**

(Tape 1-1374) Mr. Pierce continued his report by telling the Board that Billy Buzzett of St. Joe would like permission to build several "dry" houses in Summer Camp prior to final plat. A "Dry" house is one that is not connected to water or sewer, will not receive a "Certificate of Occupancy" and is being built totally at risk by St. Joe. The purpose is to provide some sample homes for prospective buyers to look at. If a change is made in the final plat, or an error occurs in the location of the house, St. Joe will either move the house or demolish the house to be consistent with the approved final plat. The Board discussed the fact that they have not allowed construction to begin prior to final approval before. Mr. Billy Buzzett told the Board that they realize that by building these houses, they take a risk that there might be a change, but are willing to take that responsibility.

(Tape 1-1608) Commissioner Creamer made a **motion to approve construction of these "dry houses" with the understanding that if there is a problem with the final plat or an error in the location, they will have to move or demolish these structures.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

**JOEL MONTGOMERY CEO NORTH FLORIDA MEDICAL CENTER, INC. – INDIGENT CARE.**

(Tape 1-1624) Mr. Joel Montgomery appeared before the Board and read a letter concerning locating at the Apalachicola Health Department and staffing the practice site initially with a part-time provider, nurse, and receptionist. They would rely on Franklin County to provide NFMC free use of the health department clinic spaces, including utilities and housekeeping. They would also rely on Franklin County to pay NFMC for any co-pays not met by medically indigent patients at the health department location. There was some discussion concerning this request and the following motion was made: Commissioner Creamer made a **motion to have the Chairman meet with members of the North Florida Medical Center, Inc. to discuss this matter.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

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**PUBLIC HEARING – REZONING ON LOTS 30, 31, 32, BLOCK 5 EAST, UNIT 1, ST. GEORGE ISLAND FROM C-2 COMMERCIAL BUSINESS TO C-4 MIXED USE RESIDENTIAL.**

(Tape 1-2078) Mr. Pierce told the Board that the property is owned by Mary Lou Short and it has an existing commercial building on the property. She wants to utilize the upstairs as residential. There was no public comment. Commissioner Creamer made a **motion to approve the rezoning of Lots 30, 31, and 32, Block 5 East, Unit 1, St. George Island from C-2 Commercial Business to C-4 Mixed Use Residential.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-2188) Joseph Parrish, a member of the Planning and Zoning Commission spoke regarding the proposed C-5 Commercial District. He asked the Board to readdress the proposed C-5 District for St. George Island. He told the Board that once property is rezoned, you can not control what happens to that property. He went on to say that the Planning and Zoning Commission has worked hard on developing this proposed commercial district.

(Tape 1-2366) Commissioner Putnal made a **motion to schedule a public hearing for the 1<sup>st</sup> meeting in May to discuss the C-5 District.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-2403) Mr. Pierce continued his report. He asked the Board to seek funding from the Florida Communities Trust to buy land for boat ramps west of Apalachicola. He said the Board could take action contingent upon the Clerk convincing the Apalachee Regional Planning Council to do the grant application for the county, as they have in the past. Commission Mosconis made a **motion could approve seeking funds from the Florida Communities Trust to buy land for boat ramps west of Apalachicola contingent upon the Apalachee Regional Planning Council doing the grant applications.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

((Tape 1-2446) Ms. Doris Gibbs, the Supervisor of Elections, asked the board to authorize changes be made to several of the polling locations in order to comply with the Americans with Disabilities Act requirements. She asked that Precinct 3 be relocated to the National Guard Armory, Precinct 4, to the St. Patrick's Fellowship Hall and Precinct 8 to the Emergency Operation Center. Chris Clark has come up with an estimate to make these polling sites ADA accessible. Commissioner Mosconis made a **motion to approve these new polling sites.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

There was discussion concerning where the money would come from to make these sites ADA accessible. It was agreed that courthouse maintenance would pay for the costs to bring these sites up to ADA standards.

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(Tape 1-2705) Commissioner Putnal made a **motion to have Chris Clark oversee these improvements and that these improvements would not exceed \$10,000.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**PUBLIC HEARING - LAND USE AND REZONING ON A 5.84 ACRE PARCEL IN SECTION 24, TOWNSHIP 8 SOUTH, RANGE 6 WEST BETWEEN EASTPOINT AND CARRABELLE FROM RURAL RESIDENTIAL TO RESIDENTIAL.**

(Tape 1-2734) There was no public comment on this request. Mr. Pierce explained that Ms. Pamela Prince wants her 5.84 acre parcel rezoned from R-6 Rural Residential to Residential to subdivide into one acre lots. Commissioner Putnal made a **motion to approve the Land Use Change from Rural Residential to Residential.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

Commissioner Putnal made a **motion to approve the rezoning of 5.84 acres from R-6 Rural Residential to R-1 Residential.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-2811) Mr. Pierce continued his report by providing the Board with a copy of the deed for Lot 2, Block B, Peninsular Point, Unit 1, Alligator Point. This is another deed obtained by the Board in anticipation of work by the Corps of Engineers.

Mr. Pierce gave the Board an update on the Alligator Point Project. At this point, the Corps of Engineers has determined that the project to move sand off of the Apalachicola River and potentially to Alligator Point must be tabled for the time being. The COE is now concerned with the low river, and the impact to migrating sturgeon. The Corps expects the project to get back on track in the fall, if funding and river stages allow. Mike Dombrowski has spoken to Mr. Larry Parsons, USACOE, and Mr. Parsons believes the COE will receive reauthorization to move the sand. Mr. Parsons does believe that by the fall all permits will be in hand, and then it will be a matter of river stages. At this point, Mr. Parsons does not expect the Corps to finish the design on the rock revetment because the beach renourishment project is still viable.

Chairman Sanders asked what the Board could do to make sure this project is on target. Mr. Pierce said to contact our Congressman. The Board wants to see this project proceed.

Mr. Pierce provided the Board with copies of two time extensions from DOT for airport projects.

Mr. Pierce reported that Mr. Jim Martin, state 911 Coordinator is coming to Franklin County to discuss funding options with Ms. Ruth Williams and himself. The Board has signed an agreement with GT COM to upgrade the county 911 system but it is not

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apparent where all the money will come from. He also provided the Board with a copy of this signed agreement.

(Tape 1-2963) Mr. Pierce informed the Board that through Office of Homeland Security, Franklin County Emergency Management will be receiving funds for training in preparation for a bio terrorist attack. The training exercise will be coordinated with the American Red Cross, who is doing it for several other counties.

There is also Homeland Security funds available for additional security at the EOC. At this time Mr. Pierce instructed Ms. Melanie Hutchins, EM Coordinator, to turn in a request for physical security at the EOC. This might include replacing bad windows in the EOC, or even a security gate with keypad at the entrance to the airport which the Airport Advisory Committee wants.

Emergency Management has also coordinated with the Franklin County Sheriff's Office to request funding through FDLE for a permanent back-up generator at the Sheriff's Office. At this time, it appears that Franklin County will receive \$24,672 from the Office of Domestic Preparedness, and a back-up generator is an allowable expense. No action is necessary; however, if this funding materializes the county emergency management budget, by saving on personnel costs, should be able to contribute another \$11,000 to provide some \$35,000 for a permanent generator at the jail, at no cost to the county taxpayers.

(Tape 1-3031) Mr. Pierce asked the Board to request that St. Joe provide a deed for the Lake Morality Road. The City of Carrabelle has provided a legal description and survey for an 80 foot right-of-way three miles long. Currently, the county has no legal description or deed for the Lake Morality Road. If St. Joe will provide this right-of-way to the county, the county then will grant an easement to the city to provide sewer and water services up Lake Morality Road to the state prison. In exchange for providing the right-of-way, St. Joe requests the county undertake an appraisal of the three mile long right-of-way and provide St. Joe with a tax credit for the value of the land. Mr. Pierce asked that the Board take action to request a deed and direct the county attorney to obtain an appraisal of the property and fill out the proper paper work. Commission Putnal made a **motion to request the deed for Lake Morality Road.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

Mr. Pierce requested that the Board recognize a scrivener's error on the zoning of the old Anneewakee Motel at St. James. The map shows it as R-1, but the Planning and Zoning Commission recognizes that the zoning map is in error and recommends that the map be correct to C-2. Commissioner Putnal made a **motion to correct this scrivener's error.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

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(Tape 1-3134) Mr. Pierce discussed with the board, alternatives to the existing aerobic vs. septic tank systems currently allowed in the Critical Shoreline Ordinance. The concern is this: the Critical Shoreline Ordinance, adopted in 1987, and then amended in 1992, only discusses two types of on-site sewage disposal systems. For standard septic tanks, the minimum distance from state waters or wetlands is 150 feet; and for aerobic systems the minimum distance is 75 feet. Since 1992, the State of Florida has allowed other types of on-site systems that provide as much, if not better protection to water quality, but shrink the distance that these better systems can be from the water. This is important as the Board of Adjustment is beginning to receive requests for variances from the setbacks for aerobic systems. Mr. Pierce stated he would rather the Board consider amending the Critical Shoreline Ordinance if the same or better protection can be gained by newer systems than being forced to grant variances to old technology. The four types of systems allowed by the state are: Septic, aerobic, Performance based systems and non-drainfield systems.

Mr. David Brumbaugh was present to provide a brief explanation of the four types of systems. The Board might also consider adopting a penalty clause for existing systems that fail, because the homeowners allow the systems to be overloaded, by putting too many renters in the house for the size of the system.

Mr. Brumbaugh briefly spoke to the board concerning these systems. After much discussion the board agreed to setup a committee to include David Brumbaugh and Chris Clark as well as others with concerns about these systems to come up with recommendation concerning amending the Critical Shoreline Ordinance. Commissioner Mosconis made a **motion to setup a committee to investigate these new systems. This committee would include Chris Clark, David Brumbaugh and others to report back to the County Commissioner on their findings.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Michael Shuler was asked to attend this committee meeting.

Mr. Pierce reported to the Board that Linc Barnett has finished the county's terrorism plan and continuity of operations plan. The plans need to be submitted to the state for review and approval. Commissioner made a **motion to submit to the state the county's terrorism plan and continuity of operations plan.** Commissioners Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3692) Mr. Pierce requested Board action to prepare a check to DEP for \$100 to pay for the permit renewal for the air curtain incinerator at the landfill. Commissioner Creamer made a **motion to write a check for \$100 to DEP to pay for the permit renewal for the air curtain incinerator at the landfill.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**



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(Tape 1-3700) Curt Blair, Vice Chairman of the Tourist Development Council presented a final report concerning a proposal to levy a tax on transient rental units for the purpose of providing funds, through a tax on tourists to assist in promoting the community and providing for certain infrastructure needs created by visitors. The Franklin County Tourist Development Council has prepared the following plan, as required by law, for the purpose of presenting a referendum to the voters of Franklin County. The revenues envisioned in this plan are anticipated to assist the community in the following general ways: (a) create and maintain adequate infrastructure for visitors including implementation of cleanup activities and addition of rest rooms and other amenities; promote Franklin County during off-peak seasons; support the development of regional and local recreational events; and promote Franklin County's historical relationship with the seafood industry and promote local products.

He went on to report that a 2% levy would generate approximately \$544,580 per year. He went on to detail how these monies should be spent.

(Tape 2-331) There was discussion concerning terms of the development board membership and who would be responsible for distribution of these funds. Kendall Wade asked that there be administration funds included in the proposed ordinance. Commissioner Putnal made a **motion to schedule a public hearing to propose a referendum to levy a tourist development tax to the voters of Franklin County.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-386) Mr. Pierce reported that some time ago, the board had agreed to advertise public hearing concerning the MSBU rates. This has not yet been done. Commissioner Creamer made a **motion to schedule a public hearing to address raising the MSBU rates for the first meeting in May.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-433) The City of Carrabelle, Mayor Jim Brown appeared before the Board to discuss the water and sewer franchise. He told the Board that the city has let the contract for the new sewer plant in Carrabelle. The plant will initially handle 200,000 gallons and is expandable to 2,000,000 gallons. The city is asking for the franchise area from Yent's Bayou to Alligator Point with the exception of the Lanark Village area. There was some discussion concerning this request. Mr. Shuler has concerns with this proposal and would like to review this request. Dan Cox, the city attorney, said that the city does not intend to move into areas of the county where a franchise already exists such as Lanark. There was some consideration about the future possibility of the county getting into the utility business. The Board is also concerned with granting a franchise and in the future there could be problems if some of these areas are not being serviced. No action was taken on this request, and the county attorney will look into the matter.

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### KENDALL WADE - CLERK

(Tape 2-909) Mr. Wade told the Board that Ruth Williams has brought to his attention an auditor finding of expired lease rates for AIATC at the airport. Mr. Mosteller told the Board that it had last set the maintenance hangar amount at \$1000 per month to expire on October 1, 2003. In addition, the lease calls for \$.05 per gallon of fuel sold.

Mr. Mosteller continued saying that 9/11 hit the aviation economy very hard and while the economy is recovering, it has a considerable way to go to regain momentum of pre 9/11. For this reason, Mr. Mosteller recommended to the committee that the rate remain at \$1,000 per month for the forthcoming time period, retroactive from the October 1, 2003 date. However, the committee wanted more time to study the situation and thus is requesting 30 days to make a recommendation on the maintenance hanger rental rate.

(Tape 2-1057) Mr. Mosteller told the Board that another auditor finding was that the parking lot rent rate period had also expired, on December 31, 2003. The lease allows for a 5 year lease rate adjustment, based on the past 5-year Consumer Price Index. The past 5 years was set at \$150 per month. The past 5-year CPI average is 11.6% (for the south urban region) or an increase of \$17.40 per month for a total of \$167.40 per month. This \$167.40 per month rate should be retroactive from December 31, 2003, to be adjusted again December 31, 2008. The Committee recommends rounding up to a new rate of \$170 per month retroactive from December 31, 2003. Ms. Williams told the board that she thought that the Consumer Price Index closest to the lease date is the one that would be used not the average of the five years' CPI. After some discussion, it was agreed that the two methods of deciding the CPI would be considered and readdressed at the next board meeting.

(Tape 2-1167) Mr. Mosteller continued by tell the Board that the T-hangar rate is set at 5% of T-hangar revenues, less taxes for the duration of the lease which currently expires February 12, 2012. This monthly amount varies each month because of payment plan and vacancy (some tenants choose to pay in multi month payments, etc.).

AIATC is investing \$42,262 in the maintenance hangar addition which will equate to a \$42,262 increase in rent until the current lease expires on February 4, 2012. That's approximately \$5,282.75 per year or \$440.23 per month.

(Tape 2-1216) Mr. Wade told the Board that he has received a request from the office of the State Attorney to shift \$2,000 from Professional Services to Library Services to pay for books needed in the State Attorney's library. Commissioner Creamer made a **motion to shift \$2,000 from Professional Services to Library Services for the State Attorney's Office.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

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(Tape 2-1243) Mr. Wade told the Board that it is once again time to start preparing the budget. Ms. Williams will be notifying all the department heads that they need to begin working on their budgets, and unless otherwise directed, Mr. Wade asked that the same criteria used last year to prepare the budgets, be used again this year.

### **MICHAEL SHULER – COUNTY ATTORNEY**

(Tape 2-1271) Mr. Shuler reported to the board that he has forwarded the Notice of Intent to Sue from Tim Turner to Lucy Turner who will be handling the administrative work.

(Tape 2-1304) Mr. Shuler reported that the Board turned over to him a complaint concerning nuisance dogs in Eastpoint. He is waiting on a report from Hobson Fulmer. Once he has this report, he will move forward with the complaint.

(Tape 2-1320) Mr. Shuler has given Van Johnson the final agreement concerning site prep debris discussed at the last meeting. Once Mr. Johnson is comfortable with this agreement, it will be brought back for the board's consideration in the form of a resolution.

(Tape 2-1328) Concerning Woodill Road, Mr. Shuler said that he is still investigating. Ten years ago there was some agreement by the county to maintain this road with a third party providing the necessary limerock. He wants to investigate further and hopefully come back at the next meeting with definitive answers.

(Tape 2-1390) Mr. Shuler presented to the city of Apalachicola the lease agreement for the maintenance hangar at the airport. He will report back when he received a response from the city.

(Tape 2-1396) Mr. Shuler said that he understands the Board wants him to pursue the Imminent Domain proceeding on Alligator Point in order to move forward with the beach renourishment project. There was some confusion as to whether this imminent domain is necessary. Imminent domain was only necessary if the rock revetment was going to be built, the renourishment project could be addressed by getting an easement across these properties from their owners. It was agreed to wait to see if the COE is going to pursue getting the easements across these properties for the renourishment project. When this is determined this matter will come back before the Board.

(Tape 2-1523) Mr. Shuler told the Board that the Clerk, Kendall Wade, is concerned about two way traffic on the street running beside the courthouse. Mr. Shuler reported that the city has decided to make this a one way street with parking to resolve this traffic hazard.

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(Tape 2-1570) Chairman Sanders asked what has been done about establishing a parking lot on the property the county obtained from Ben Watkins across from the Courthouse Annex. It was suggested that a price be obtained for paving this parking area as well as the parking area around the old jail.

(Tape 2-1583) Mr. Wade introduced members of the Fish and Wildlife Service. They are present to give the Board an update on the proposed boatramp at the end of Bluff Road north of Apalachicola. They reported that the county in conjunction with the FWC will apply for grant funds to build this boat ramp. There was some discussion on the size of the facility which could possibly include picnic tables. The FWC representatives believe the site will have at least five acres and will provide adequate parking for boaters. It was stated that the paper work for this grant application should be received in about two week's time. Hank Garrett thanked the FWC for the facilities already located in the county.

(Tape 2-1930) Commissioner Putnal asked if the Harris Brothers have made any progress on the Eastpoint boat ramp. Commissioner Creamer made a **motion to authorize a letter be written to the Harris Brothers asking them to proceed with the Eastpoint boatramp project.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

Chairman Sanders asked about the road paving projects. Mr. Pierce reported that Prebble Rish is now preparing costs estimates for paving those roads outside the city limits.

(Tape 2-1990) Chairman Sanders said that several months ago, the county discussed developing a Code Enforcement Board, now there are two areas on the eastern end of the county where property owners have set up businesses in residential areas, and Chairman Sanders wanted to know what could be done. Mr. Pierce reported that these violations could be turned over to the county attorney for action. Chairman Sanders asked that these two violators be sent letters asking that they cease operations in the residential districts. Commissioner Creamer made a **motion to have the county attorney write letters to these two individuals in the Lanark area directing them to cease operating in a residential zoning district.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2049) Mr. Pierce told the board that there was a mistake on today's agenda. The old Ford Bronco used by the Building Department was advertised for bid for 9:30 a.m., however, it was not placed on the agenda. This matter needs to be addressed. Commissioner Creamer made a **motion to amend the agenda to address bids for the Ford Bronco as advertised.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** This will be addressed later in the meeting.

(Tape 2-2103) Hank Garrett asked if the Eastpoint channel will be dredged this year. The Board told Mr. Garrett that it will dredged in 2005.

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(Tape 2-2169) Mr. Ted Mosteller, Airport Advisory Committee, told the Board that on Mr. Pierce's desk is the JPA signed by the FDOT for \$20,000 for GAO project with radio at Tyndall. He would like permission to let out on bids for the GAO. Commissioner Creamer made a **motion to go out for bids on the GAO project.** Commission Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2265) The Airport Advisory Committee heard there was an entity L3-(military special forces training group) that was interested in leasing the Airport National Guard Building, offering at least \$1.00 per square ft. of which there is an estimate 6500 to 10,000 square feet. He asked that the Board not pursue the free leasing. Unfortunately it is too late. The lease has already been submitted to the city of Apalachicola.

(2-2381) At the last county commission meeting, the board turned over a complaint concerning the airport to the Airport Advisory Committee. The Airport Advisory Committee feels that this dispute is between AIATC, its client and the FAA. Counsel is retained by the complainant and it would appear a legal process against the alleged defendant has commenced. At this point, it would appear that any involvement, discussion or comment in this matter for the volunteer Airport Advisory Committee without counsel could possibly be detrimental or liable in potential litigation. The Committee therefore voted last night at its regular meeting, its position and recommendation to turn the matter back to the Board of County Commissioners for its consideration. Commissioner Creamer made a **motion to turn this matter over to the county attorney for direction.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

The Airport Advisory Committee asked if they have access to legal council. It was noted that this is an advisory board and, therefore, is not provided legal council.

(Tape 2-2434) Mr. Mosteller reported that DOT did a final inspection on the new airport road. There were some minor problems with the landscaping done by the county. Chairman Sanders said she is concerned about the safety aspect of the round-a-bout.

(Tape 2-2495) Mr. Mosteller presented a census traffic report regarding traffic at the airport. It was noted that 5 out of 8 visits were recorded.

(Tape 2-2593) Mr. Don Ashley presented the Board with a letter indicating the three most important points from the people who participated in the Visioning meeting concerning the St. James Overlay. He encouraged the board to consider including these concerns in the transmittal hearing of the amendments to the comp plan. No action was taken.

**FCBCC REGULAR MEETING APRIL 6, 2004**

(Tape 2-2653) Mr. Shuler told the Board that he has reviewed the contract between the Franklin Promise Coalition and Franklin County for the Title V Juvenile Justice grant making one change to paragraph 14. He recommends the contract be signed with the amendment. Commissioner Putnal made a **motion to authorize the Chairman's signature on the contract between Franklin Promise Coalition and Franklin County with the addendum.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2707) Mr. Shuler reported that the draft lease for the old St. George Island bridge contract is ready and can be sent.

(Tape 2-2727) Mr. Shuler reported that he has reviewed the Preliminary Plat for Lakes on the Bluff, and once minor changes have been incorporated he recommends going ahead with this preliminary plat approval.

**PUBLIC HEARING – CONSIDER ADOPTION OF ORDINANCE INCREASING HOMESTEAD EXEMPTION.**

(Tape 2-2781) Mr. Shuler told the board he has prepared the ordinance increasing the Homestead Exemption allowance for those 65 and older and meeting the necessary income requirements. These requirements are base on Consumer Price Index, but currently he believes this is about 19,000 adjusted gross income. This amount will change each year based on the CPI, and eligible people will have to apply for this exemption annually. Once approved, this ordinance will become affective January 2005. Commission Putnal made a **motion to approve this increase in Homestead Exemption for qualified applicants.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

**BIDS – FORD BRONCO**

(Tape 2-2907) Mr. Wade opened the only bid received. Chris Giametta bid \$300 for this vehicle. Commissioner Creamer made a **motion to accept the bid of \$300 for the Ford Bronco.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD IT WAS AGREED TO ADJOURN.**

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**CHERYL SANDERS, CHAIRMAN**

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**KENDALL WADE, CLERK**