

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
FEBRUARY 4, 2003**

OFFICIALS IN ATTENDANCE: Cheryl Sanders, Chairman; Bevin Putnal, Jimmy Mosconis, Eddie Creamer, and Clarence Williams, Commissioners. Kendall Wade, Clerk; Amelia Varnes, Deputy Clerk; Thomas M. Shuler, County Attorney.

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

(Tape 1-4) Commissioner Putnal made a **motion to approve the minutes of the meetings held on January 21, 2003.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-7) Commissioner Putnal made a **motion to pay the County bills.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

HUBERT CHIPMAN-SUPERINTENDENT OF PUBLIC WORKS

(Tape 1-14) Mr. Chipman said a while back he bid a "lift system" for the shop. He stated somehow the people that built the cylinders are all out of business. He said Buck Henry is the only person he knows that can do the work. He said Mr. Henry hasn't been able to do this work and informed him his excuse was the company he worked with went out-of-business. He said he has been confused about this matter. He stated he felt Mr. Henry was obligated to do this work. He asked the Board to direct the County Attorney to check and see if Mr. Henry is obligated to the County for this work for the amount he bid on the project. He explained Mr. Henry was the only one that even bid on the project. He said Mr. Henry informed him just the cylinder for the "lift-system" would have to be built and would cost approximately \$2,315.00. He said Mr. Henry offered to absorb \$800.00 of the cost if the County would pay the rest of the cost. He said Mr. Henry also wants the County to submit a deposit of \$8,500.00. He recommended the Board direct the County Attorney to check into this matter. Commissioner Creamer made a **motion directing the County Attorney to work with Mr. Chipman in reviewing this contract and bid for a "lift system" at the Road Department Shop; then authorizing the Chairman's signature on the contract and the authorization for the Finance Office to pay the \$8,500.00 deposit, all contingent on the County Attorney's approval.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-90) Commissioner Putnal said Ronnie Dean has been working inmates for months and has not been getting that "babysitting" pay. He stated he didn't think Mark Wilson, an employee out on Workman's Compensation, was coming back to work. Mr. Chipman said then the Board needed to figure out how to do this because the people in the Finance Offices told him he couldn't do it. Chairman Sanders asked who told him he couldn't hire anyone. He said Ethel Jenkins in the Finance Department told him Mark Wilson is still getting paid and he couldn't just take the man's pay because he is out on Worker's Compensation and hire another person. Commissioner Putnal said then you can't expect another man to work supervising inmates and not getting paid for it.

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Commissioner Putnal asked Commissioners Creamer and Mosconis what needed to be done about this matter. Commissioner Mosconis asked how long Mr. Wilson had been out on Worker's Compensation. Mr. Chipman replied eight-months. Chairman Sanders said Mr. Wilson has been out for eight-months and Ronnie Dean has been doing the work Mr. Wilson normally does. She said with no extra pay. Commissioner Mosconis suggested the Clerk call Lucy Turner, the County's labor attorney's, about this problem. Mr. Wade said he would try to call her. Commissioner Putnal said it just was not fair for all the other Inmate Supervisors to be paid for their title and then Mr. Dean not being paid at the Inmate Supervisor pay. Commissioner Putnal said he was eventually going to quit his job because he doesn't feel like he is being treated fairly. Mr. Wade said sometimes the law requires things to be done the way they are and the law is not fair sometimes either. He stated the Board needed to be absolutely sure everything was okay before any action was taken regarding this matter. Commissioner Putnal said well if the County loses another Inmate Supervisor the County would be in trouble. Mr. Chipman stated he has checked into the situation and he was told he couldn't give the money to Mr. Dean. He said the personnel rules reflect there would only be four designated Inmate Supervisors. He stated he always tries to take good care of his crew since he has so many good men. Chairman Sanders said there wouldn't be the need for a newly created position for an Inmate Supervisor since Mr. Wilson is being paid Worker's Compensation. Mr. Chipman said he wasn't trying to say the money wasn't in the budget; he was just saying the position was still open. Mr. Wade said he would highly recommend he contact the Labor Attorney's before any decision is made to make sure everything is being done correctly. Commissioner Putnal said he was only concerned with the County losing another Inmate Supervisor the County would sure be in trouble. He stated nobody wants to "baby sit" them guys. Mr. Chipman suggested hiring a temporary employee and have this person ready to take this inmate certification course. He said then this employee could take Mr. Wilson's place if he decides to quit. Commissioner Mosconis asked if Mr. Dean was certified to supervise inmates. Mr. Chipman replied all of his men were certified to supervise inmates. Commissioner Creamer asked then if Mr. Dean would be moved into Mr. Wilson's position and then a person hired temporarily to fill Mr. Dean's position until Mr. Wilson decided if he was going to leave the County or not. Mr. Chipman replied "no", he would like to go ahead and hire a temporary employee since this matter has come up this morning. He said this temporary employee would be hired in Mr. Wilson's position. He reminded the summer season was at hand and everyone knew how busy it was during the summer. He said it is a good time to ask the Board to allow him to advertise for this temporary position at the Road Department. He stated this is so he can go ahead and get this employee certified to supervise inmates this summer. Commissioner Mosconis said he would make a **motion authorizing Mr. Chipman to hire a temporary employee for the Road Department and authorizing the Clerk and the County Attorney to contact the Labor Attorneys to see if the County needs any further guidance in this area.** Commissioner Mosconis said the person hired must be informed of the fact that if Mark Wilson comes back to work then they will be without a job. Mr. Chipman agreed with Commissioner Mosconis. Mr. Chipman said he agreed with Commissioner Putnal that Mr. Dean does need the money and he has tried and was told he could not get the money for Mr. Dean. He stated he was hoping Mr. Wilson would make a decision soon. He said he does hope

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Mr. Wilson comes back to work. Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** The Secretary asked for a clarification on the motion.

Commissioner Mosconis said this was "to allow Mr. Chipman to hire a temporary person while this issue is being resolved with the man out on Worker's Comp." Commissioner Mosconis said this man also needed to be hired immediately so he can get into DOC Inmate Certification courses.

(Tape 1-283) Commissioner Mosconis asked Mr. Chipman to meet with the County Engineer, David Kennedy, in regards to the Earl Coulter problem at Highland Park in Apalachicola. Mr. Chipman replied the ditch had been cleaned. Commissioner Mosconis said Mr. Coulter had a plan as to how to finally fix the problem. Mr. Chipman said he would go see Mr. Coulter.

VAN JOHNSON-SOLID WASTE DIRECTOR

(Tape 1-303) Mr. Johnson said during the meeting held on January 21, 2003 the Board tabled a decision on granting Waste Management's request to amend the contract that permits them to collect waste in the unincorporated areas of the County. He explained the amendment was proposed to clean-up some language to reflect the services the company is actually providing and furnishes a rate sheet, which informs the Board as well as the public of the charges associated with the collection of special and bulky waste. He stated residents would still have the option of choosing between once or twice per week pick-up. He said citizens still have the option of contracting with another hauler if they so desire. He asked the Board to approve the amendment to the Waste Management, Inc. contract between them and Franklin County, which permits the collection of Residential Solid Waste and Trash in the unincorporated areas of Franklin County. Commissioner Putnal made a **motion authorizing the Chairman's signature on the "Amendment to Contract and Specifications for Collection of Commercial and Residential Solid Waste and Trash for the Unincorporated Areas of Franklin County" between Franklin County and Waste Management, Inc. of Florida from May 7, 2002 until May 6, 2007.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-336) He stated he wanted to inform the Board the annual Financial Assurance Cost Estimate Report has been forwarded by Express Mail to the Florida Department of Environmental Protection in Pensacola. He explained the report is an estimated cost to close and provide long-term care of the Franklin County Central Landfill.

(Tape 1-341) Mr. Johnson said during the 2002-2003 FY Budget Workshops the Board agreed to schedule a workshop to discuss the process and procedure for future employee raises. He stated he was requesting this workshop be scheduled this morning. Chairman Sanders asked if this was for the "rank and file employees?" Mr. Johnson replied it was. Commissioner Putnal asked Mr. Johnson when it would be a good time to schedule one. Mr. Johnson replied any time was good for him. Commissioner Mosconis said he would like it scheduled for the next Board Meeting afternoon. Chairman Sanders stated then that would be on February 18th at 1:00 p.m. Mr. Johnson said that would be fine with him. Commissioner Mosconis said he wanted it scheduled at 1:00 p.m. that day.

(Tape 1-370) Mr. Johnson reported he had attached a current "Comp Time" report for the Boards review this morning. He said Commissioner Mosconis had wanted him to report at each Board Meeting how much Comp Time was being earned and what amount was being used.

(Tape 1-405) Commissioner Mosconis said he would like to take a minute and ask the Board to adopt a Resolution of Condolence for the space shuttle astronauts that lost their lives last Saturday. He stated when the Space Shuttle "Challenger" blew up several years ago the County send a Resolution and sent it NASA and the families of the astronauts. He said he thought it would be fitting to do that again. He informed Alan Pierce, Director of Administrative Services, he would like for him to write the Resolution. He suggested Mr. Pierce go back to the year the "Challenger" catastrophe happened and find a sample resolution. He said the former County Planner, James Floyd, composed that one and he was sure Mr. Pierce could use the same format. Commissioner Mosconis made a **motion directing Mr. Pierce to compose a "Resolution of Condolence" to be sent to NASA and the families of the Space Shuttle "Columbia" from the residents and officials of Franklin County.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-447) Chairman Sanders asked Mr. Johnson if he had made arrangements with the citizens of Dog Island for the purchase of their solid waste disposal equipment. Mr. Johnson replied he was going with some representatives to Jefferson County to actually look at some similar equipment Thursday. Chairman Sanders asked Mr. Johnson to keep her updated on this issue and how it was progressing.

BILL MAHAN-COUNTY EXTENSION DIRECTOR

(Tape 1-464) Mr. Mahan said he went to the Governor's Office of Tourism, Trade and Economic Development's Economic Assistance Meeting for shrimp fisherman, associated businesses and workers who are being impacted by the current economic situation negatively impacting the shrimp industry in the Courthouse in Apalachicola. He said Judy Creel, Gulf Coast Workforce Board, directed the meeting. He said the shrimp fishermen in attendance expressed their appreciation to the agencies present however, they were not interested in being retrained for new jobs. He said they wanted assistance so they could continue to shrimp.

(Tape 1-503) He presented the first issue of "The Bivalve Bulletin", which is the new UF-IFAS Extension newsletter on shellfish aquaculture issues written by Leslie Sturmer. He informed the Board this new bulletin replaces Ms. Sturmer's old "Shellfish Aquaculture Newsletter". He said the featured stories in this issue included the following: CLAM Software, Lease Contract Renewals and a CLAMMRS Update.

(Tape 1-517) He reported he has talked with Mark Berrigan, DACS, regarding the Apalachicola Bay and River Advisory Committee Scope of Work. He said Mr. Berrigan informed him he is still working on the scope of work for the Advisory Committee and he would send it to him as soon as he completes it.

(Tape 1-547) He said he would like to inform the Board he has left several messages for Ms. Helen Spohrer regarding the boat ramp issue. He reminded the Board she is one of the owners of the property on SGI the Board would like to put a boat ramp on. He said he asked her to contact Commissioner Mosconis if she couldn't reach him. He stated he has not heard anything from her. He said he has done some follow-ups with some people on the idea of building a seasonal boat ramp at 8.5 mile. He stated the feedback he received was mixed, however, he was told it was the only site that might be approved. He said he was told the only way to find out would be to proceed with the permitting process and see what happened. He said the Board would like to proceed with applying for permits then the next step would be for the County to enter into a lease agreement with St. Joe Company for the property and then file for a boat ramp permit. He informed the Board he had checked with DEP about building a boat ramp at the Old Ferry Dock in Eastpoint. He said they informed him they would have great concerns about putting a boat ramp in that particular location due to the commercial oyster bar located close to this area. Chairman Sanders said she knew of a potential problem with the Clam Aquaculture Project in Alligator Point. She stated the clam farmers are concerned about having adequate parking and unloading facilities for their equipment when the clams are ready to be harvested in April or May. She asked Mr. Mahan to check into this matter too. She suggested he check into the "Leonard's Landing" and the "Sun 'n Sand" areas. Commissioner Mosconis said he was tired of waiting on these boat ramp issues to be resolved. He stated he would make a **motion directing Mr. Mahan to work with St. Joe Company in completing a lease for the property at 8.5 mile for a potential boat ramp location.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Chairman Sanders suggested Mr. Mahan check with the St. Joe representatives as well regarding the property near the Alligator Harbor Clam Project to see if they have any property the clam farmers can use for a boat ramp. After further discussion Commissioner Creamer made a **motion directing Mr. Mahan to send Ms. Helen Spohrer a letter to see if she is willing to work with the County in creating a boat ramp on property she owns on SGI-at the old Ferry Dock Landing on SGI.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

ALAN PIERCE-DIRECTOR OF ADMINISTRATIVE SERVICES

(Tape 1-749) Mr. Pierce said he had listed on his report the fact that the County is eligible to seek funding from the Florida Communities Trust for money to purchase property on SGI and Alligator Point for public purposes. He said the FCT grant cycle usually opens in August, but this year it has been moved up to April. He explained the FCT grant application is fairly specialized and very competitive. He asked the Board if they wanted him to seek some guidance from various sources about whether the Board should hire a specialized grant writer for this project, and an idea of how much it might cost to put an application together. He said the Board could direct Mark Curenton, Assistant Planner, and him to do the application, but there is clearly a window of opportunity to buy some land on SGI for a boat ramp. He stated he believes the County needs to do the best application possible. Commissioner Mosconis made a **motion authorizing Mr. Pierce and Mark Curenton to seek these Florida Communities Trust grant for money to purchase property of SGI and Alligator Point for public**

purposes and authorizing Mr. Pierce to contact Deborah Roumelis-Belcher, Roumelis Planning and Development Services, Inc. for assistance if necessary.

Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-813) Commissioner Mosconis asked Mr. Mahan if he was aware of Governor Bush's proposal to cut the Aquaculture Budget in Florida. Mr. Mahan replied he was. Commissioner Mosconis said today at noon there would be a meeting at the Community Center in Apalachicola with some seafood representatives and representatives from the State of Florida. He asked Mr. Mahan to attend this meeting.

(Tape 1-826) Commissioner Mosconis said he had another letter from Grady Leavins, a local seafood dealer, to the Department of Health and Human Services Food and Drug Administration, regarding the proposed budget cut or elimination of the public health responsibilities of the Florida Department of Agriculture and Consumer Services (DACS) Division of Aquaculture. He said, according to this letter, the proposed change would transfer these responsibilities to regional, local or county governments or to non-profit or for-profit organizations. Commissioner Mosconis said he understands that if this proposal goes through then the State of Florida would not be able to ship shellfish products. He stated Mr. Leavin's letter encourages Agriculture Commissioner Charles Bronson and the Governor to keep this program funded. Chairman Sanders said she attended the Annual Legislative Delegation meeting last week. She stated this subject came up and at this time Representative Kendrick is working to have this money budgeted. She said there are larger counties that are really interested in this problem too. Commissioner Mosconis said he guessed everyone would just have to wait and see what happens.

COMMISSIONER MOSCONIS-HEALTHCARE ISSUES

(Tape 1-926) Commissioner Mosconis said he invited Dr. Pierce, ER Doctor at George E. Weems Memorial Hospital, and Dr. Shakra Junejo, FCPHU, and Dr. Shezad Sanaullah to the meeting this morning to discuss the health care crisis regarding malpractice insurance. He stated Dr. Junejo and Dr. Sanaullah were present at this time. He said he didn't want to keep them from their work and asked Chairman Sanders to recognize the doctors to address the Board. Dr. Sanaullah thanked the Board for allowing him to speak to the Board this morning. He said he had recruited the local ER physician, Dr. Pierce, approximately five months ago. He stated he is a Board Certified Emergency Physician for Franklin County. He said he has done an outstanding job in the ER. Dr. Pierce entered the meeting at this time. Dr. Sanaullah said Dr. Pierce has to work seven-days a week, twenty-four hours a day. He stated the problem is Dr. Pierce has been working by himself for four months, which is a vigorous schedule. He said Dr. Pierce has been able to get some physicians to help him. He said the problem is the cost of malpractice insurance and the costs of Dr. Pierce's coverage have increased about four to five percent, which was unanticipated at the time he started work at the local ER. He explained Dr. Pierce is under contract with DasSee Health Care System, which leases the local hospital. He said they give him a certain amount of funds per month to operate the ER and from that budget he has to pay the physicians he has covering some of his shifts, as well as recover his own time and costs. He stated the initial budget would have

probably worked out fine expect for the increase in malpractice insurance. He said Dr. Pierce is at the point where he is essentially doing "Good Samaritan" work. He stated Dr. Pierce is using his savings to get another physician to cover the ER one day a week for him. He said the problem is every time he has another physician cover the ER the malpractice carrier requires him to pay an unbelievable amount of money whether the physician works one-hour, twelve hours, or twenty-four hours. Dr. Sanaullah informed the Board there had to be some relief for Dr. Pierce. He stated he was proposing the County contract with Dr. Pierce so as to bring him under the County insurance's liability umbrella. He said under County regulations he would have "Sovereign Immunity" and therefore relieving him of the burden of carrying malpractice insurance. He said this would be a huge costs savings, which would also allow him to recruit other ER physicians to accommodate the citizens of Franklin County. He said the DasSee contract would then shift directly from Dr. Pierce to the County. He stated then the County would receive the money from DasSee and the County would then pay Dr. Pierce. He said this does not release DasSee of their responsibility to the County. He stated this is the only way he felt Dr. Pierce could continue to operate the ER and provide emergency care. Dr. Sanaullah stated, given the present circumstances, Dr. Pierce would not be able to provide ER care after February. Commissioner Mosconis asked if this same crisis didn't happen to the "baby delivering" doctors about twenty years ago. He said then the midwives came to be a big thing in this Country. He asked Dr. Sanaullah if midwives had "Sovereign Immunity" or why were most babies are delivered by midwives. Dr. Sanaullah replied most obstetric doctors have refused to pay for malpractice insurance and most of them have notices to their patients that they do not carry malpractice insurance. Commissioner Putnal said he has always wanted a local group of doctors to operate the local hospital. He stated he wanted them to take over the whole operation. He said he felt everyone could work a lot closer together by not having to deal with people living in Atlanta operating our local hospital. Commissioner Mosconis said his recommendation and he was going to make a **motion requesting a meeting to discuss this important issue with him representing the Board, Dr. Sanaullah, Dr. Junejo the County Attorney and Dr. Pierce and deciding on a final recommendation for the Board.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Chairman Sanders reminded the Board and public that representatives from Doctor's Memorial Hospital in Perry, Florida would be at the meeting on February 18, 2003 at 10:30 a.m. to discuss the life flight problems and other medical issues. She said Jim McKnight, Administrator of the hospital, and Marty Tompkins, EMS Director, would be at the meeting. Commissioner Mosconis said he would also make a **motion to send a letter to the County's Legislative Delegation expressing the County's support of any legislation supporting the "Sovereign Immunity" bill to assist doctors.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Dr. Sanaullah said he wanted to inform the Board the Federal Government was entertaining a bill to reduce Medicare by 4.4%. He stated this would also be disastrous to Franklin County and asked the Commissioners to send a letter to the County's Federal Legislators asking them to stop this legislation. Commissioner Creamer made a **motion directing a letter be sent to Congressman Allen Boyd requesting the Federal Government not allow Medicare to be cut by any amount.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

PUBLIC HEARING-TRACT 1-10 ACRES IN CARRABELLE

(Tape 1-1760) Mr. Pierce said this was the first of three public hearings to address land-use and rezoning requests. He stated this first tract was for a 10-acre tract of land in Section 21, T7S, R4W, a land-use change from Agriculture to Residential and a rezoning from A-2 Forestry Agriculture to R-1A Single Family Subdivision. Mr. Pierce informed the Board the Planning and Zoning Commission had approved of these changes. Chairman Sanders asked if there was anyone who would like to make a public statement about these changes. Anita Grove, Apalachicola Bay Chamber of Commerce, stated her group is in favor of these changes since it would enable more people to purchase the land and build a home on the property. She said this should create some affordable housing for citizens in the County. Commissioner Putnal made a **motion authorizing the Chairman's signature and adopting an "Ordinance Amending the Franklin County Comprehensive Plan to Change the Permitted Land-Use of a 10-Acre Parcel in Section 21, Township 7 South, Range 4 West Located in Carrabelle, from Agriculture to Residential"**. Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Commissioner Williams then made a **motion authorizing the Chairman's signature and adopting an "Ordinance Rezoning Approximately 10-Acres in Section 21, Township 7 South, Range 4 West, Located in Carrabelle from A-2 Forestry Agriculture to R-1A Single Family Subdivision"**. Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

PUBLIC HEARING-TRACT 2-9.35 ACRES IN CARRABELLE

(Tape 1-1936) Mr. Pierce informed the Board this parcel also had been reviewed by the Planning and Zoning Commission. He said he did recommend approval of the land-use and rezoning, but did not want a cluster development or clustering on this parcel of land. He stated this issue was discussed in June. He said this second tract of land was for 9.35 acre tract of land in Section 10, T7S, R5W, a land-use change from Agriculture to Residential and a rezoning from A-2 Forestry Agriculture to R-1 Single Family Residential. He explained the Planning and Zoning Commissioner recommended these changes be permitted, but the property was only suitable for one house per acre and not cluster development. Chairman Sanders asked if anyone from the audience would like to speak regarding this matter. Mr. Pierce informed the Board there was approximately 6-acres or less of wetlands. Commissioner Putnal said he was adamantly against filling in any of these wetlands. Dan Garlick, agent for the developer, said his client they would get wetland delineation from the USCOE and DEP before any houses were built. He stated this would identify each wetland. He said there were approximately 3 ½ acres of estimated uplands. He said this was the first step in many processes before any structure could be built out on the actual site. Verla Mansfield, an adjoining property owner, said when she bought her property it was zoned as one-acre lots and one family dwelling per lot. She stated she didn't mind if the property was rezoned residential, but she is also adamant about maintaining the integrity of her property and have one permanent dwelling per acre. She said she is totally against clustering of any sort. Mr. Chuck Bennett, also an adjoining property owner, said he too is totally opposed to clustering. Mr. Pierce said there is no prohibition against clustering, but the Board of Adjustment and the Planning and Zoning Commission had denied any clustering development. He said they had

recommended against approving any cluster development on both this parcel and the next parcel being considered for land-use and rezoning changes. After discussion

Commissioner Creamer made a **motion authorizing the Chairman's signature and adopting an "Ordinance Amending the Franklin County Comprehensive Plan to Change the Permitted Land-Use of a 9.35 Acre Parcel in Section 10, Township 7 South, Range 5 West Located in Carrabelle from Agriculture to Residential"**.

Commissioner Williams seconded the motion. Commissioners Putnal, Creamer, Williams, and Mosconis for. Chairman Sanders against. 4-1 MOTION CARRIED.

Commissioner Creamer made a **motion authorizing the Chairman's signature and adopting an "Ordinance Rezoning Approximately 9.35 Acres in Section 10, Township 7 South, Range 7 West, Located in Carrabelle from A-2 Forestry Agriculture to R-1 Single Family Residential"**. Commissioner Williams seconded the motion. Commissioners Putnal, Creamer, Williams and Mosconis for. Chairman Sanders against. 4-1 MOTION CARRIED.

PUBLIC HEARING-TRACT 3-9.08 ACRES IN CARRABELLE

(Tape 1-2433) Mr. Pierce said this tract of land joined Tract 2. He said this tract does not have the extensive wetlands Tract 2 does. He stated this request was for a 9.08 acre tract of land in Section 10, T7S, R5W, a land-use change from Agriculture to Residential and a rezoning from A-2 Forestry Agriculture to R-1 Single Family Residential. Mr. Pierce informed the Board there has been no discussion of cluster development on this parcel of land. He said most of the land is considered uplands. Mr. Bennett said he would like to restate his opposition to these changes and his strict opposition to cluster developments. After discussion Commissioner Creamer made a **motion authorizing the Chairman's signature and adopting an "Ordinance Amending the Franklin County Comprehensive Plan to Change the Permitted Land-Use of a 9.08 Acre parcel in Section 10, Township 7 South, Range 5 West Located in Carrabelle from Agriculture to Residential"**. Commissioner Williams seconded the motion. Commissioners Putnal, Creamer, Williams and Mosconis for. Chairman Sanders against. 4-1 MOTION CARRIED. Commissioner Creamer made a **motion authorizing the Chairman's signature and adopting and "Ordinance Rezoning Approximately 9.08 acres in Section 10, Township 7 South, Range 5 West, Located in Carrabelle from A-2 Forestry Agriculture to R-1 Single Family Residential"**. Commissioner Williams seconded the motion. Commissioners Putnal, Creamer, Williams and Mosconis for. Chairman Sanders against. 4-1 MOTION CARRIED. Mr. Pierce announced the conclusion of the land-use and rezoning public hearings.

PUBLIC HEARING-ROAD ABANDONMENT

(Tape 1-2511) Mr. Pierce said this public hearing was about 3 years late since there was already one house built in the not yet abandoned right-of-way. He said this abandonment was for a partial abandonment of Bald Point Road in Alligator Point. He stated the surveyors, title insurance companies, property owners, realtors, etc. believe the County had abandoned the road although the County never actually conducted a public hearing to formally adopt the abandonment. He stated that is what everyone is doing here this morning. He said this is more of a clean up than anything else. He stated this is part of the Bald Point Road, which washed away in front of "The Point" Lounge. He said this

portion of road was formally abandoned, but the abandonment being discussed this morning has never been approved. He said this is the final public hearing to consider abandoning a portion of the Bald Point Road. Chairman Sanders stated there really is no choice in this matter because there is a big house sitting in the middle of this property. Mr. Pierce said the developer actually tore the road up and gave the County land for a new road so this property was supposed to be abandoned. Chairman Sanders asked if there was any public comment regarding this road abandonment. After no public comment Commissioner Putnal made a **motion authorizing the Chairman's signature on the Resolution Abandoning Road.(See Resolution Abandoning Road in FCBCC file and recorded in Official Records).** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

WILLIAM "BILL" WAITE-ADVANCED ENVIRONMENTAL TECHNOLOGIES

(Tape 1-2595) Chairman Sanders said she would like to recognize Mr. Waite at this time. She stated she realized he was not scheduled on the agenda, but had called and wanted to speak to the Board about an important matter. Mr. Waite thanked the Board for allowing him to speak to them this morning without being on the agenda. He stated he represented, Advanced Environmental Technologies, LLC, and wanted to inform the Board they have discovered a contaminated testing well in Eastpoint. He said his company specializes in petroleum contaminated sites from leaking underground storage tanks. He stated the State Trust Fund pays for these assessments and clean ups. He explained there are several sites across the state. He said his company is the contractor for the Eastpoint area. He stated the contaminated well was at Ard's Coastal Station on the corner of US Highway 98 and School Street. He said the site has been confirmed and is considered "contaminated". He stated they haven't found the edges of the contamination yet, but the State of Florida DEP, has asked them to place several more testing wells in this areas. He said that is where the County comes in because the location is on a County right-of-way. He stated he actually needed an agreement approved by the County allowing his company to go into the right-of-way near School House Road in Eastpoint to install a monitoring well. He presented a "Permission to Enter Property" between Franklin County and Advanced Environmental Technologies, LLC to go within the County right-of-way of School House Road at the northeast corner of the intersection of US Highway 98 and School House Road. Thomas M. Shuler, County Attorney, said he had reviewed the agreement and added an addendum to the agreement, which included a hold harmless statement and a completion date of July 1, 2003 if the work was not completed by then. Mr. Waite stated this was agreeable with him and asked the Board to authorize the Chairman's signature on the agreement. Commissioner Creamer made a **motion authorizing the Chairman's signature on a "Permission to Enter Property and Addendum" as requested by Advanced Environmental Technologies, LLC to install a monitoring well on County right-of-way of School House Road at the northeast corner of the intersection of US Highway 98 and School House Road in Eastpoint.** Commissioner Mosconis seconded motion. All for. **MOTION CARRIED.**

RED CROSS CAPITAL AREA CHAPTER-RESOLUTION

(Tape 1-2769) Chairman Sanders asked Ms. Gathena Parmethas, representative of the Capital Area Red Cross Chapter if she was ready to address the Board. Ms. Parmethas said she was here this morning to present a proclamation acknowledging February 16th through February 22nd 2003 Hazardous Weather Awareness Week. She informed the Board the whole month of February is being designated Disaster Resistant Neighborhood Month. She said this particular week is consider the special week for disseminating information regarding hazardous weather week. She said this is when tornado drills are held throughout the State. She explained the Red Cross has been working in the school systems to bring attention to fire and weather safety awareness. She introduced Josh and Eunice Dykes of Apalachicola to the Board and audience. She stated they are tireless volunteers who have worked with young children in the school system. She said this year they are extending the program to grades 6 through 12 in assemblies. She stated they are also going to be working along with the Ministerial Alliance and the other senior citizens groups to make sure everyone is aware of disaster preparedness. She presented the proclamation to the Chairman and the Board's individual signatures. Commissioner Mosconis made a **motion adopting a Resolution acknowledging February 16th through February 22nd 2003 Hazardous Weather Awareness Week and the month of February as "Disaster Resistant Neighborhood Month"**. Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

ALAN PIERCE-DIRECTOR OF ADMINSTRATIVE SERVICES

(Tape 1-2850) Mr. Pierce said he would like to recognize Curt Blair, a member of the City of Apalachicola's Traffic Safety Committee. He said Mr. Blair is here to update the Board of County Commissioners exactly what the committee is doing to improve some of the dangerous intersections in town. He also introduced City Commissioner Mitchell Bartley to the Board and audience. Mr. Blair informed the Board the Committee wanted to explain what the committee is doing and what they plan to do in the next few months. He said several months ago the City of Apalachicola appointed a Traffic Safety Team, which serves the purpose to locate and recommend solutions to traffic safety problems throughout the community. He stated there are some funds available from FDOT for remedying these problems. He said one of the requirements of FDOT for obtaining these funds is the appointment of such a group. He stated there is also a group appointed by the City of Carrabelle to serve that area as well. He said there are two general areas of responsibility, one is to identify projects and bring them to the attention of the governmental entity responsible, and the second is to develop general public education activities such as bike rodeos, etc. He stated he was here to inform the Board his committee would be interacting with the Commissioners, County Staff, etc. to bring attention to identifying the traffic hazards in the County. He said this is a requirement of FDOT to become eligible for State funding if the County does not have the funds to fix these problems. He said this would be a positive thing for Franklin County. He stated one of the problems the committee is working with is the drainage problem on the streets near Apalachicola High School, which are both hazards to the traffic and students who travel in that area. He stated another place of concern is the area near Isabelle's Store located at the intersection of US Highway 98 and The Prado. He explained there are several other issues they are working on too. He stated the committee has a number of

community members to address these problems. He said there is a good cross section of people on the committee. He identified Ella Mosconis, B. T. Hinson, Dixie Partington, Chief of Police Andy Williams, a representative from the Apalachicola Times, Bob and Diane Dieter, Dan Garlick, Betty Taylor-Webb with the City of Apalachicola, Ginger Conrad, Anita Grove and City Commissioner Mitchell Bartley. He thanked the Board for allowing him to inform them of these important matters and request the County work with this committee to relieve some of the traffic problems throughout Franklin County. Commissioner Mosconis said he was very concerned about the intersection in Eastpoint where Island Drive and US Highway 98 intersect. He said he knew the County had tried repeatedly to get a traffic light there, but had been unable to do so. He suggested the committee add this area to their list.

DORIS PENDLETON-PROPERTY APPRAISER

(Tape 1-3136 Continued on Tape 2) Ms. Pendleton said she was back before the Board this morning regarding the Sumatra Cemetery. She stated this issue had been discussed and discussed. She stated she had reviewed the Board Minutes of the meeting held on November 5, 2002. She said, as far as she can tell, there was a motion made for the Franklin County Attorney and the Liberty County Attorney to pursue the process to find out who actually owns the Sumatra Cemetery. She stated this has been three months and the only thing she can tell has happened is that Mr. Drew Branch, Jr. has published an notice in the Liberty newspaper stating the Sumatra Cemetery belongs to him and anyone wishing to bury family members there must have his approval. She said Mr. Branch seems to be moving with this issue and the County isn't doing anything. Chairman Sanders said the last time the Board heard anything about this matter Mr. Branch had sent word to the Board members he would be willing to convey the property to a church for administration purposes. Mr. Shuler reported he had a conversation with Mr. Branch's attorney around the middle of December. He said he was informed Mr. Branch's attorney he would send the County a letter confirming Mr. Branch's intent or desire to transfer ownership of the cemetery to some church group in Sumatra. He reported he has never received a letter from anyone. Ms. Pendleton stated Willie B. Lewis, a member of the Sumatra Cemetery Committee, is present this morning. She said Mr. Lewis was present at a meeting where this discussion took place. She stated before she commented on that issue she said really didn't know why the County is just letting Mr. Branch decide he is going to turn the property over to the church. She presented a deed from T. Drew Branch and Daisy S. Branch to Thomas Drew Branch, Jr. conveying all of the property in questions "Except Two (2) acres for the Sumatra Cemetery". She said this deed clearly reflects Mr. Branch does not own the cemetery property. She stated this deed was recorded in the Franklin County Official Records on March 29, 1968. She asked why the Board was going to just give it to him and let him decide what he wants to do with it. Commissioner Mosconis asked Ms. Pendleton if she had every "figured out" who owns the property. Ms. Pendleton replied she didn't know, but that is why she has come to the Board on numerous occasions. She said the Board ordered a title search a long time ago when Mr. Alfred Shuler was the County Attorney. Chairman Sanders agreed a title search needed to be done. She again stated the deed less and except the Sumatra Cemetery consisting of Two acres. She said Mr. Branch does not have the right to place signs on the property or notices in the newspaper stating people cannot be buried there

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unless he approves it. Mr. Willie B. Lewis said Mr. Branch's attorney came to a meeting at the Sumatra Baptist Church several months ago. He said the attorney, Bill Brown, informed the people of the church Mr. Branch would like to deed the cemetery property to a church somewhere in Sumatra. Mr. Lewis said Mr. Branch decided on the Sumatra Baptist Church and his attorney asked the members if they were interested in the cemetery. Mr. Lewis replied the members all informed Mr. Brown they were very much interested in acquiring the cemetery. He stated then Mr. Brown informed them Mr. Branch had informed him he would be willing to convey the property to the church if he could still make the decisions as to who could be buried in the cemetery. Mr. Lewis stated the members decided they weren't interested in this type of situation. He said they wanted a committee to decide who is buried in the cemetery. He stated he felt Mr. Branch just wanted to put the liability on the church. He said, just recently, a lady died and her family, who has lived in Sumatra since 1954, couldn't bury her in the Sumatra Cemetery because Mr. Branch wouldn't let them. Commissioner Mosconis asked Mr. Shuler how much it would cost to have a title search done and a Quiet Title lawsuit filed on the property. Ms. Pendleton said T. Drew Branch, Jr., since December, has deeded that property, the two acres, to Edwin Brown and Mr. Brown has then deeded the property back to Mr. Branch. Ms. Pendleton explained Mr. Branch is simply trying to establish a clear title for himself. She said this is why the County must have this matter settled. Commissioner Creamer asked Mr. Shuler, if the deed was correct, then what did the County need to do to have this matter cleared up. Ms. Pendleton said in a lot of cases when a person owns property and there is a less and exception included in the deed, the person actually did not own that particular property in the first place. She explained this is the reason deeds state on them "Less and Except". Mr. Shuler stated he didn't really know what had been done regarding this matter. He said he would estimate a title search would cost \$150.00 to \$200.00. Commissioner Mosconis said he knew the Board had instructed Mr. Alfred Shuler to have a title search done on the property several months ago. Mr. Shuler stated there might have been one done. Commissioner Mosconis stated this was not the first conversation the Board has had about the Sumatra Cemetery. Mr. Shuler said his understanding was that the Liberty County attorney was going to pursue the Quiet Title Action. He said the reason for this was that Sumatra was actually located in Liberty County. He stated if the Board instructs him to pursue the matter then he would, with direction from the Board. Chairman Sanders stated she absolutely thought something should be finalized so this matter could be cleared up once and for all. Mr. Shuler said he still thought the search could be done for \$150.00 to \$200.00, but did not want to estimate what the litigation costs would be. He stated at least \$5,000.00 or more. Commissioner Putnal asked if the Liberty County Attorney had been asked what the status of their case was. Kendall Wade, Clerk of Courts, said he thought the attorney in Liberty County had talked to Mr. Shuler's father, the former County Attorney, about this matter. He suggested Mr. Shuler contact the Liberty County Attorney to see if anything has been done. Mr. Shuler said he needed instruction from the Board as to what they want him to do. Commissioner Mosconis said Mr. Shuler needs to check and see if either Mr. Alfred Shuler or the Liberty County Attorney has already done anything. Mr. Shuler replied anything the Board instructs him to do would be contingent on him checking with these attorneys. Commissioner Creamer made a **motion instructing the County Attorney to check with the Liberty County Attorney and the former Franklin**

County Attorney, Mr. Alfred Shuler, to see what work, if any, they have done regarding this problem. Ms. Pendleton asked the Board to please do whatever was necessary to expedite this matter. She said this debate has been going on for a year or so. Chairman Sanders stated she had been on the Board for five years and this matter had been discussed for all of those five years. Ms. Pendleton again asked the Board to please clear this matter up as soon as possible. She said it is really affecting lives of people who want love ones buried in the Sumatra Cemetery. Mr. Shuler said the Board is instructing him to contact the Liberty County Attorney to see what has been done regarding the ownership of the Sumatra Cemetery and then report back to the Board at the February 18, 2003 meeting. Commissioner Creamer stated emphatically he wanted the Franklin County Attorney to start some action now because he is tired of nobody doing anything about this problem. Commissioner Creamer said he would like for Mr. Shuler to check with the Liberty County Attorney to see what, if anything, has been done regarding this matter. He said he wanted this matter pursued and a resolution to this problem. Commissioner Creamer said he would amend his **motion directing the County Attorney to check with the Liberty County Attorney to see if any action has been taken regarding the ownership of the Sumatra Cemetery and to report back to the Board at the February 18th meeting with this information.** Commissioner Putnal said he would second the motion. Commissioner Mosconis said he wanted some kind of response, in any case, at the next Board Meeting on February 18th. All for. **MOTION CARRIED.**

ALAN PIERCE-CONTINUED

(Tape 2-42) Mr. Pierce continued his report at this time. He presented the first annual report for the St. James Bay DRI. He informed the Commissioners he was just submitting this for the Board record. He said the report is also submitted to DCA. Chairman Sanders asked Mr. Pierce if he had discussed the destruction of the Crooked River Road due to the contractors of the development tearing the road up. She stated she felt the developers or contractors are responsible for repairing the road because they are the ones using the road the most. Mr. Pierce stated he thought the developers or contractors would have to repave Crooked River Road. Chairman Sanders said she wanted to make sure this was understood with the developers and the contractors. He stated he has explained this to the developers.

(Tape 2-80) Mr. Pierce said he also wanted to submit to the Board a certified letter from DEP regarding a Notice of Intent to Sell Surplus Land. He explained the State of Florida is proposing to sell two parcels of land on Timber Island. Commissioner Mosconis said he wanted to make a **motion directing the County Attorney to check into Franklin County acquiring this property on Timber Island if possible.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-126) He informed the Board he had received a letter from FDOT relaying the fact they do not want the County to transfer the Landscape JPA from Franklin County to Keep Franklin County Beautiful, Inc. He explained the State, according to the letter, prefers to enter into the JPA with Franklin County so the County would remain responsible for the project. He stated if the County does want to receive the funds for the

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project, an estimated \$100,000.00, then he and Mr. Curenton would have to be responsible for the beautification project. He stated the County could involve KFCB, Inc., in this project by allowing them to provide assistance in planning and maintenance. He said so, as it stands now, the County would have to be totally responsible for the beautification project for the new entrance of the SGI Bridge Project.

(Tape 2-167) He said the Board has already authorized the advertisement of an "Engineering Technician" position. He informed the Board he has not done so until he was sure all of the funding for this position would be available. He said he was asking the Board to finalize a yearly salary for this position since it did involve knowledge of surveying and general engineer principles. He recommended the starting salary of \$26,000.00 per year. He said the position, like all other County jobs, would require a six-month probationary period. He explained since this was a new position the probationary period would be for both the employee and the Board, since the Board might decide for whatever reason this position is not as beneficial as intended. He said he would need Board action this morning regarding a salary amount. He stated this estimated salary is less than what the County's consulting engineering firm, Preble-Rish, Inc., thought an Engineering Technician could earn in the private sector, but there are more benefits with the County. He said the other matter needing to be discussed is the fact this position would require a County vehicle. He also asked the Board if this position would require a four-day work week, like the Road Department, or a five-day work week like the Courthouse or other County Employees are required to work. Commissioner Mosconis stated unequivocally this position would require the person to work a five-day workweek just like the rest of the County Employees. He also stated he thought this person should be supervised by Mr. Pierce. He said he thought there would be a vehicle available through the Landfill or Road Department. He stated this person could use a "Hand-me-down" vehicle if necessary. Mr. Wade asked where the funding was going to be coming from for this position. Mr. Pierce replied he had talked to the Finance Officer, Ruth Williams, yesterday to try and identify a source. He explained this position would be funded through a line item Ms. Williams identified. He said part of the funding would come from Engineering Services. He stated if this position is going to be a permanent position then the funding would have to be addressed during the Budget process. Commissioner Mosconis made a **motion authorizing Mr. Pierce to advertise for this position, Engineering Technician, and set the annual salary-for a five-day work week, at \$26,000.00.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-247) He asked for the Board to direct Preble-Rish, Inc. to submit a Boating Improvement Grant to help fund the dredging of the Eastpoint Boat Ramp Channel. Commissioner Creamer made a **motion authorizing Preble-Rish, Inc. to submit a Boating Improvement Grant to help fund the dredging of the Eastpoint Boat Ramp Channel.** Mr. Pierce said he wanted to be clear this dredging would not be for the main channel just the area from the boat ramp out to the channel. Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

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(Tape 2-257) He said he was informing the Board he had received a letter from DEP Bureau Chief Paden Woodruff stating if the County does not spend the \$81,000.00 of DEP funds by April 30, 2003 the County would lose the ability to use the funds. He explained the County is currently going to spend approximately \$25,000.00 of the funds for the cost of removing the three houses on Alligator Point purchased with FEMA funds. He informed the Board there would be \$55,000.00 remaining in this DEP fund. He stated he would recommend the Board split the funds in the following manner: Assisting the USCOE on a re-design of the Alligator Point Revetment, which was flawed to begin with and using the second-half of the money to improve a beach access area at the S-curve on Alligator Point that has suffered damage from past hurricanes. He said he is opposed to assisting the USCOE with their re-design project. He stated this would be a way to spend these funds before the County loses them. He said he also wanted to discuss the fact that the USCOE send a letter to the County stating the estimated cost of a re-design effort would cost approximately \$40,000.00 of which the County would have to furnish \$20,000.00. He stated the USCOE has given the County a deadline of March 14, 2003, to sign the agreement they enclosed in the letter and remit the \$20,000.00. He said if the Board chooses to use some of the DEP funds for this project then he would need Board direction and approval. He said if the Board wanted to the agreement could be reviewed by the County Attorney with the intent to discuss it more fully at the next Board Meeting on February 18th. Chairman Sanders said she didn't like this situation any more than Mr. Pierce did. She stated the design was flawed to begin with. Commissioner Mosconis said he would make a **motion to use the DEP funds as Mr. Pierce recommended, \$20,000.00 for the USCOE to re-design the Alligator Point Revetment and the remaining funds, \$35,000.00 to improve the Alligator Point Beach Access area at the S-curve on Alligator Point, contingent on the opinion of the County Attorney.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-364) He submitted a revised letter from the St. Joe Company, Billy Buzzett, Director, Strategic Planning, relating to the preparation of the St. James Island Plan as requested by the Board. He said the letter agreed to include the public comments generated during the Visioning Process in Franklin County.

(Tape 2-383) Anita Grove, Apalachicola Bay Chamber of Commerce, asked to speak at this time. She stated the Apalachicola Bay Chamber of Commerce would like to commit \$1,000.00 toward the Visioning Process Plan for Franklin County. The Commissioners thanked Ms. Grove. Chairman Sanders announced the first scheduled Visioning Workshop on February 18, 2003 at 6:00 in the Courthouse Annex. She invited everyone from the public to attend the workshop. Mr. Pierce said he is going to place a public notice in the local newspaper this week and stated he has sent the media and various other groups a more complete packet by e-mail. He said the County does not have a signed contract with FSU yet, he is moving forward with the process. He informed the Board "The Scope of Work" is almost worked out. He said he knew there would be issues, which have been overlooked and would need to be addressed. He said he has talked with representatives from DCA and they are comfortable with "The Scope of Work", the schedule and they are supportive of the people involved in the process. He stated the

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County Attorney is waiting for comment from the FSU attorney on an issue retaining part of the payment until the whole project is completed and accepted by the County.

(Tape 2-451) He said he would like the Board to clarify the record regarding the land swap the County made with the Harris Brothers. He said the County originally offered to swap the Harris Brothers two acres of land in Apalachicola next to their property for their work on the Eastpoint Boat Ramp. He said the County was unable to provide clear title in a reasonable amount of time, so the Harris Brothers gave the County the land back and then the County gave the Harris Brothers \$20,000.00, which was the value of the land. He said now the County has gone through a process to clear title to the property the Harris Brothers would like to receive the land, and return the \$20,000.00 to the County. He stated as long as the Board agrees that there was a commitment from the County to provide the property to the Harris Brothers once the title was cleared up, which is how the Harris Brothers remember it, the Board can then direct the Board Attorney to proceed with a land swap. He said he did need some action this morning regarding this matter. Commissioner Mosconis said he thought this was the intent of the Board to give the property back to the Harris Brothers when the title was cleared up. Commissioner Creamer, Commissioner Williams, and Chairman Sanders said it was their opinion too. Commissioner Mosconis said he felt the County need to honor their commitment to the Harris Brothers. He stated he wanted to make sure the adjoining property owner, Curt Allen, was aware of this matter. Mr. Pierce said he would like to also recommend the County Attorney send a certified letter to Mr. Allen informing of the County's intent to return the property to the Harris Brothers and that the title to the land belongs to Franklin County. Commissioner Mosconis said he wanted it understood the Harris Brothers would return the \$20,000.00 to the County for the land. Commissioner Mosconis made a **motion authorizing the County Attorney to send a certified letter to Curt Allen informing him the County has clear title to the property adjoining his and that the County intends within thirty-days, upon the return of \$20,000.00 to the County, convey the title to this property in Apalachicola, next to their property, to the Harris Brothers as originally agreed to for the work the Harris Brothers did on the Eastpoint Boat Ramp.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-619) Mr. Pierce said he would like to discuss a request from Mr. Chris Gardner regarding Lot 20, Bay View Village, SGI. He stated Mr. Nick Yonclas, attorney for Mr. and Mrs. Gardner, was present this morning for this discussion. He informed the Board the dilemma is that the reconfiguration of Lot 20 has made the actual property less than one-acre, which does not meet the one-acre lot requirement the County instituted before this lot was reconfigured. He stated there are two lots involved Lot 20 and Lot 21. He explained the lots were platted in the late 1970's and then in 1983 there was some reconfiguration of the lot lines without the County's knowledge or participation so Lot 20 ended up being less than an acre lot. Commissioner Creamer said Lot 20 consists of eight-tenths of an acre. Mr. Yonclas stated historically this is what happened: "There are two lots in this platted subdivision, as Mr. Pierce stated. One of the lots contains 1.4 or 1.5 acres and Lot 20 is 1.3 acres. On the lot next to the Gardner's someone built a house over the property line and the owner of Lot 20 at the time decides to be a good Samaritan

and tries to fix the situation by giving the owners the property the people built their house, which turns out to be .37 of an acre. Lot 20, the lot in controversy, had 1.28 acres so when the property of .37 of an acre was deeded to accommodate this house that was over the lot line, Lot 20 ended up with .91 of an acre. Title passed on throughout time to different owners and his client acquired Lot 20 in the year 2000. Then his client was going to sell the lot and during a diligent title search it was discovered the property consisted of .91 of an acre and was not a full acre lot. They came to Mr. Pierce's office with the problem and were told at his office that they understood the dilemma, but the lot was not buildable because the property was less than an acre. The problem is the prior owner was trying to be a Good Samaritan and trying to give the other lot owner .37 of an acre because the lot owner had built his house over the property line. Mr. Yonclas said he felt Mr. Pierce wanted some guidance from the Commissioners as to what was to be done about this situation. He said his feeling was there was always two separate lots of an acre or more so two houses could be built, one on each lot, and the prior owners caused this problem by trying to do the right thing by giving three-tenths of an acre to solve an encroachment problem caused a bigger problem for the current owners ending up with a hardship of acquiring a lot of slightly less than once in size. Mr. Pierce drew a description of the property for the Board reflecting the problem. After a lengthy discussion Commissioner Creamer made a **motion declaring this property, Lot 20, Bay View Village, SGI as a build able lot even though it is less than one acre in size.**

Commissioner Putnal said he knew of several people who had this same problem on his end of the County and they were denied a variance. Chairman Sanders said she too knew of several people around Carrabelle Beach that were denied a building permit because their lot contained less than one acre. Mr. Yonclas said he had just been informed by Jeff Galloway, the realtor, the Franklin County Health Department had approved a septic tank permit for the property. Mr. Pierce suggested the Board turn this matter over to the Board of Adjustment for a final decision. He said then if the BOA doesn't approve a variance then the property owner has to carry the matter to Circuit Court for a decision to be made by a Judge. Commissioner Mosconis said he would second Commissioner Creamer's motion. Commissioners Mosconis, Creamer and Williams for. Chairman Sanders and Commissioner Putnal against. 3-2 **MOTION CARRIED.**

(Tape 2-1060) Mr. Pierce informed Mark Curenton, Assistant Planner, has download the U. S. Census figures, and a map using the current County Commission District lines is being drawn so the Board will know how disproportionate the Districts are currently. He assured the Board the map would be presented to the Board as soon as it is ready.

(Tape 2-1097) The Board Secretary, Amelia Varnes, asked the Board to please clarify the previous motion Commissioner Creamer made regarding Lot 20, Bay View Village, SGI. Commissioner Creamer stated he did have one question for the County Attorney before he would restate his motion. He asked Mr. Shuler if the Board should schedule a public hearing for public input. Mr. Shuler answered this is why he would suggest the Board allow him to check into all of these proposals and see what he thinks would be the best way for the County to go with this matter. He said if the Board would direct him to research this problem he would do so and return at the February 18th meeting with a response or suggestion for the Board. Mr. Yonclas had left the meeting and

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Commissioner Creamer asked the Bailiff to go see if he could find him and bring him back to the meeting. After Mr. Yonclas came back into the meeting the Board discussed this matter with him and Commissioner Creamer said he would make a **motion rescinding his previous motion of declaring Lot 20, Bay View Village, SGI a buildable lot and instructing the County Attorney to research and review this matter and return to the Board with a recommendation at the February 18th Board Meeting.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Commissioner Creamer said he wanted this done legally and didn't want something to come back in the next few weeks with a problem. Mr. Yonclas thanked the Board and said he would be back at the next meeting.

(Tape 2-1276) Mr. Pierce said the Board, several meetings ago, directed he contact the roofing contractor that put the roof on the Courthouse Annex to see if he would give the County an estimate on replacing the roof at the Franklin County Jail on Highway 65. He said a similar roof for the Jail, which is called a PVC Membrane Roof, would cost approximately \$70,000.00. He explained a Standard Seam Metal Roof would cost between \$80,000.00 and \$100,000.00. He said there are some funds available to fix the roof there is not enough money in any one budget to fund the costs. Commissioner Putnal said he thought this was a lot of money. Commissioner Creamer asked if the Standard Seam Metal Roof wouldn't be a better roof. The Clerk replied he thought so. He stated the money was not in the budget at this time. Commissioner Putnal said the County could "sell some cars and trucks". Mr. Pierce said there are a lot of vents on the building so it would be labor intensive to fix the roof. Commissioner Mosconis asked Mr. Pierce if they couldn't "patch the roof up" until the next budget year. Mr. Pierce replied they have been patching it for years. Commissioner Mosconis said he thought some "severe-major patching" could be done right now until money could be identified to put the new roof on the building. Chairman Sanders said she visited the jail and she felt there wasn't any more patching that could be done right now. She stated water is leaking into the sides of the building and flowing down the walls of the Jail. Commissioner Mosconis suggested Mr. Pierce ask this roofing contract to spend a couple of thousand dollars to just fix the roof up until next budget year. Commissioner Mosconis said he would make a **motion instructing Mr. Pierce to "diligently" seek a roofing contractor to patch the roof at the Franklin County Jail for several thousand dollars until next budget year when the roof could be totally replaced.** Commissioner Creamer seconded the motion. He said if the roof could just last until October 1st then a new roof could be put on the Jail. All for. **MOTION CARRIED.** Commissioner Putnal suggested the Clerk and Mr. Pierce meet with the Finance Department to see if they could "pool" enough money from different budgets in the County to have this roof replaced. Mr. Wade stated he and Mr. Pierce just told the Board there wasn't enough money to have the roof totally replaced. Commissioner Putnal said he thought this money could be found somewhere. Mr. Wade replied he didn't know where the money could be found since he didn't know where to look for it. Chairman Sanders said the "patching" of the roof was not working and there would probably be even more damage done before the end of the Fiscal Year. Mr. Pierce said he would check to see if he could get a roofing contractor to fix the roof.

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(Tape 2-1443) Mr. Pierce informed the Board two grants have been presented to the Board unsolicited. He said almost eight months ago he was contacted by the State of Florida Division of Emergency Management (DEM) to see if the County was interested in receiving some funds to update the Local Mitigation Strategy (LMS), which the County is required to perform anyway. He said he agreed to accept the money if the County was going to have to do the work anyway. He stated on Friday the grant documents were received by his office. He explained the grant is entitled "The Pre-Disaster Mitigation Assistance Agreement" and would provide the County with \$72,000.00 to update the LMS. He said the American Red Cross is interested in completing the work, but there might be other groups interested in this project. He stated Preble-Rish, Inc. is researching the matter as well to see if they might be interested in conducting this project. He said as long as the Board doesn't want to reject the grant, he would request he be allowed until the next meeting to have a better understanding of the type of work the grant requires, so he could advise the Board on what type of service the Board needs to seek. He said a second grant in the amount of \$25,000.00 from DEM has been received by the local EOC Director, Tim Turner, to develop a County Terrorism Plan and a Continuity of Operations Plan, which means the County would have to develop a plan in the event the County has an event of terrorism, affecting the Commission Meetings as well as the Court Operations. He said the agreement has a budget of \$15,000.00 for the Terrorism Plan and \$10,000.00 for the Continuity of Operations Plan. He said if the Board does not instruct him to reject the grants he would ask the Board to allow him some time to think about this project. He informed the Board there is going to be a meeting at the Courthouse Annex on February 13, 2003 between the State of Florida Court Administrators Office, the County Judge, representatives of the Clerk's Office, Mr. Turner and him to discuss these issues. He stated he should know a lot more about these grants by the next meeting on February 18th.

(Tape 2-1534) He said he wanted to report the Planning Office has many, many projects in process. He stated in addition, the building permit activity is at an all time high. He informed the Board in the month of January the County issued ninety building permits, which is almost double the number of permits issued last January. He explained in one day alone in January the Planning Office collected almost \$6,000.00 in revenues. He said, when he started work with the County in 1988, his office would not collect that much money all month. He explained he is informing the Board of these amounts as proof that while he intended to do most of the Comprehensive Plan Update and asked for an additional position to do so, it has become impossible for him to spend more than a few minutes each day on any one issue. He said Mr. Curenton is as busy with various projects. He stated there would be no way possible he and Mr. Curenton can dedicate hours of a day for several weeks to generating the data and analysis needed for the Comp Plan Update is going to require. He said it is not fair to say that he and Mark are not going to be involved in the Comp Plan Update or Visioning Process since they would have to update the Capital Improvements Element, which lists all of the Capital Improvements the County intends to undertake in the next ten years. He said the Planning Office Staff would provide staff support for much of the citizen effort behind the Visioning Process. He said he has delegated many duties, but he wants to assure the

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Board he and his staff are just as busy as they can be, because whether it was intended or not the Planning Office has developed into a broad based County Administrative Office.

(Tape 2-1598) He said he had already informed the Board of the first scheduled public workshop on the Comp Plan Update and Visioning Plan would be February 18th at 6:00 p.m. in the Courthouse Annex. He said he would asked the Board, at this time, to have the Chairman sign the FSU Contract contingent on the County Attorney receiving the final and satisfactory response from his FSU counterpart. Mr. Shuler informed the Board he should have the final draft of the contract between the County and FSU by the end of the week. He said he would review the contract and then present it to the Chairman's signature. Commissioner Creamer made a **motion authorizing the Chairman's signature on the contract between Franklin County and FSU for their work on the Visioning Process and Comprehensive Plan Update for Franklin County.**

Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** He said this contract needed to be finalized so FSU could begin their work on these projects. He stated he was glad this contract had been almost finalized.

KENDALL WADE-CLERK

(Tape 2-1703) Mr. Wade said he would like to allow Smokey Parris, Buddy Ward and Sons Seafood, to address the Board at this time regarding Bob Sikes Cut. Mr. Parrish thanked the Board for allowing him to address them this morning. He presented a copy of a letter sent to the Board of County Commissioners by Olan B. Ward, Buddy Ward and Sons Seafood, requesting the Commissioners send letters to the necessary legislatures to request the dredging of the Bob Sikes Cut by the USCOE. He said the letter reflects the Cut is once again becoming a hazard due to sand and sediment filling the channel making it an impossible passage. He stated this is a reoccurring problem and occurs each year so he is also encouraging the Board to request an annual study or maintenance dredging of the Cut. Commissioner Mosconis said he would make a **motion directing a letter be sent Franklin County's U. S. Legislators requesting the Federal Budget include the dredging of the Bob Sikes Cut as well as annual maintenance dredging of the Bob Sikes Cut.** Mr. Wade said he would be glad to send the letters to the Federal Government. Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Commissioner Putnal said he wanted to say "this is just one example of how when we go against nature it is causing problems, it is going to continue to cause problems, that thing isn't even supposed to be there, but it is, and its going to be a problem from now on, see nature is trying to take care of herself and hold that fresh water in the Bay, and she's filling herself in so we keep cutting a hole so it can go, I just wonder how much damage we are doing to the Bay trying to make it convenient for people to go and come, that's all he wanted to say." Ms. Varnes asked Commissioner Putnal if he was going to oppose the motion. Commissioner Putnal replied he was not opposed to the motion. He stated he was just making a statement.

(Tape 2-1885) Mr. Wade reported to the Board DasSee Health Care Systems has paid the November and December payments. He said they are just behind on the January and now the February payments. He stated he spoke to the County Attorney and asked him to hold the letter the Board had instructed him to send to DasSee demanding payment of the

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past due rent. He said DasSee had just paid this past due amount. He suggested the Board wait until the end of the month to see if DasSee paid the January and February payments.

(Tape 2-1917) Mr. Wade asked for direction from the Board regarding payments to the County Attorney. He presented a memo to each Commissioner with attached information pertaining to the County Attorney billing for services performed through January 29, 2003. He stated the County still does not have a formal contract with Mr. Shuler. He said it was his and his office's understanding Mr. Shuler would be paid on a flat fee basis. He stated Mr. Shuler obviously indicates he wants to bill the County on a cost basis. He said there is no mention of cost reimbursement during the Board Meeting where the County Attorney was selected. He stated when the Board selected Mr. Shuler it was on a flat fee basis on an hourly basis. He said nobody mentioned anything about reimbursing Mr. Shuler for actual costs, such as; postage, copies, etc. He stated he just needed direction from the Board until a final contract is received from Mr. Shuler. Mr. Shuler stated he had not prepared a contract because he was going to wait until after this meeting. Mr. Shuler said he was not trying to treat the Board unfairly. He stated this was just his normal practice of billing for cost expended for any legal work he does. Commissioner Mosconis informed Mr. Shuler, after reviewing the statement, that he was \$1,000.00 to \$1,600.00 over budgeted for the month. Mr. Shuler replied the estimate was based on how he and the Board would decide to handle matters while he is still new at this job. He stated he agreed this invoice was a little higher than he had even expected. He said he contacted the Gulf County Attorney, Mr. McFarland, to see if the bill was in line with his. He stated Mr. McFarland informed him the invoice was in line with what he is charging Gulf County for their County Attorney work. He said Mr. McFarland told him he invoices the Gulf County Commission \$3,200.00 to \$3,600.00 for legal services in a monthly time period. He stated this didn't include litigation costs. He said their total budget for a County Attorney in Gulf County was \$65,000.00. Commissioner Mosconis said he knew different counties have different sums they pay their County Attorney's. He stated he understood the previous Liberty County Attorney charged the Commission approximately \$100,000.00 for a year's service. He said, of course, the Commissioners found another County Attorney and the charges were lowered to around \$40,000.00. Mr. Shuler said he didn't expect the costs for Franklin County to be \$40,000.00 this year. Commissioner Mosconis said no one knew that since the future could bring some type of litigation. He stated he does have some "heartburn" about this invoice. He said he was trying to understand the large sum since it was the first month Mr. Shuler had done the County's legal work. He said if this continues the County would not be able to afford to keep him. He stated another thing is that he wanted to assure Mr. Shuler he was going to get paid. He said the County is not going to withhold his pay. He encouraged Mr. Shuler to stop calling each Commissioner or "running" each one down to make sure he is going to get paid. Commissioner Mosconis said this was unnecessary. He stated the postage fees and the copying fees should not be charged the County since there were plenty of postage machines and copy machines all over the Courthouse he could use. Mr. Shuler replied he felt this was inefficient for him or his staff to walk all the way across the street to use the postage machine or copy machine. He said postage and copy fees are fairly standard charges in the legal system. He stated he had never been questioned about these

fees. He said he didn't remember discussing anything about cost with the Board or the Clerk. He stated he didn't bring the matter up during the County Attorney interviews because he didn't think it would be an issue. He said this item was mentioned or listed in the County Attorney Proposal. He stated he was asked to provide a flat rat for his services. He said he definitely thought it was inefficient to walk over to the Courthouse to put a thirty-seven cent stamp on an envelope as opposed to using his thirty-seven cent stamp at this office. He stated he didn't know what the future held for the Board or him, but he knew this was a beginning of a process. He said the invoice only reflects work the Board has directed him to do. He stated it is a reasonable amount for the time he spent to accomplish each task. He asked the Board if they had any further questions. Mr. Wade said his dilemma today is that the Board Minutes reflect Mr. Shuler be paid on a flat fee not on cost reimbursements. He said if the Board wants him to pay cost reimbursements then the Board would have to direct him, by motion, to do so. Mr. Wade cautioned the Board about being audited during the regular auditing procedure. He said the Board needed to get a contract from Mr. Shuler. Mr. Shuler stated he does not keep track of every costs for example, telephone calls, he said he wasn't worried about this. He said he has consistently billed clients for is for costs he has to advance such as copies, postage, court costs, etc. He said he doesn't worry about a few cents here or a few cents there. He said it is more efficient for him to prepare all the necessary paperwork, postage, etc. in his office and then bill the client. He stated that has been his standard practice for ten years. After further discussion Commissioner Creamer made a **motion to pay the invoice as submitted by Thomas M. Shuler, County Attorney for services rendered by him to the County.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Chairman Sanders said from January 2, 2003 until January 29, 2003 Mr. Shuler has billed the County a total of \$3,672.37. She stated she thought that was a lot more money than this Board was used to paying. Mr. Shuler replied he felt the Board had been "spoiled". Chairman Sanders stated the Board might have been "spoiled", but the Commissioners are the one who issue the paychecks as well. Mr. Shuler said he didn't say that with any disrespect. Chairman Sanders said the Commissioners might be "spoiled", but he would need to remember they are the ones who pay the bills. She stated she thought the agreement was to allow Mr. Shuler a little bit of time until he became familiar with County business and pay him \$2,500.00 a month. She said she thought the Board gave Mr. Shuler a six-month time frame for him to become familiar with the things going on in the County. She said after six-months she thought the Commissioners were going to want to revisit this situation. Commissioner Creamer stated Mr. Alfred Shuler was being paid \$50.00 an hour or so. Mr. Shuler replied his dad received a flat retainer of \$875.00 a month, which would cover 15-hours of work. He said anything above 15-hours he charged the County \$50.00 an hour. Mr. Shuler stated he was fiscally prudent person and wouldn't spend his time, any client's money, or the County's money frivolously. He said there should be a certain level of trust between him and the Board. Commissioner Creamer said he was trying to say the County agreed to pay \$80.00 an hour for Mr. Shuler's services. He stated this amount has almost doubled according to the invoices presented this morning. He said he knew it would cost more, but he did want things kept in check. Chairman Sanders said she agreed and stated she needed to move forward on the Agenda, but the Commissioners would be taking another look at this in six-months. Mr. Wade said he did want to say, in defense of Mr. Shuler, the

County has been fortunate with low County Attorney fees. He stated the County has been experiencing very low legal fees as compared to surrounding Counties.

(Tape 2-2462) Mr. Shuler provided a letter from Lloyd Monroe, attorney, estimating the costs of the redistricting process at \$75,000.00. He said this is approximately what Mr. Monroe charged Washington County to pursue their redistricting process, which had to be done mostly in the Court system. Commissioner Mosconis said he wanted to remind everybody that if anything was done on redistricting the Franklin County School Board was going to have to pay half of the costs. He stated this would affect them as much as it did the Commissioners. Chairman Sanders said the litigation would cost more too because these were Federal Court issues. Mr. Pierce informed the Board the School Board does not, by law, have to participate in this redistricting process. He said it would certainly be easier on the voters, but the School Board members can keep their present District lines. Commissioner Mosconis said he felt they would be made to cooperate because this was the "will" of the people. He stated the "will" of the people is what mattered and therefore he felt they would be pressured into participating in the redistricting process.

(Tape 2-2642) Mr. Wade continued his report. He said he received a letter from the Law Office of Randall E. Denker regarding the long-standing flooding problem on Thom Lewis's property on SGI. He said Ms. Denker has been retained by Mr. Lewis to try and resolve these flooding problems, which Mr. Lewis said were caused the County. He suggested the Board make a motion to submit this information to the County Attorney for review and comment. Commissioner Creamer said he would make a **motion submitting this letter and information from the Law Office of Randall E. Denker regarding the flooding problem Mr. Thom Lewis, SGI, has on his property he states was caused by work done by the County.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Mr. Pierce said this was the low water crossing the County installed on East Pine Street on SGI. He stated Mr. Lewis has complained about the matter several times. He said Mr. Lewis has informed him the changes have caused water damage to his house on SGI. Mr. Pierce said he was sorry this matter had come to this. Chairman Sanders said this low water crossing was designed by the County Engineer, David Kennedy of Preble-Rish, Inc. Mr. Pierce agreed and until he saw this letter he had not idea the low water crossing was not working properly. Mr. Wade said he would also fax a copy of this letter and information to the County's insurance carrier.

(Tape 2-2735) Mr. Wade said he would like to request the following line item budget amendments for adjusting changes in State Funding and adjusting for the increase in vehicle insurance: Revenue: REVENUE 142.334.610 Mosquito Control Grant \$29,908.00; Decrease 142.334.611 Mosquito Control Grant \$30,543.00; Increase 142.361.200 Interest Earned SBA \$635.000; EXPENDITURES Increase 142.42.562.4500 Insurance \$544.00; Decrease 142.42.562.3100 Professional Services \$544.00. Commissioner Putnal made a **motion approving the line item budget amendments to adjust for changes in State Funding and to adjust for increase in vehicle insurance.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2797) Mr. Charles Schultz, County EMS Director, said he would like to present an EMS County Grant Application, State of Florida, Department of Health, Bureau of Emergency Medical Services, in the amount of \$6,892.60. Mr. Schultz informed the Board this money would be used for the purchase of equipment for the ambulances. He informed the Board he needed the accompanying Resolution of Support signed by the Chairman as well. Commissioner Mosconis made a **motion authorizing the Chairman's signature on the EMS County Grant Application, State of Florida, Department of Health, Bureau of Emergency Medical Services in the amount of \$6,892.60 to update the equipment used on the ambulances and a Resolution of Support for the grant.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Chairman Sanders reminded Mr. Schultz about the next Board meeting. She said the Perry Hospital Administrator and EMS Director would be at the meeting to discuss air ambulance service for Franklin County.

THOMAS M. SHULER, COUNTY ATTORNEY

(Tape 2-2908) Mr. Shuler informed the Board the Court had made a decision in the "Writ of Certiorari" suit filed by Jimmy Meeks. Chairman Sanders said she would not be able to vote or participate in this discussion since she was a party to the lawsuit. She stated she would complete a Form 8B, Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officials. Mr. Shuler explained the Court entered an order on December 17, 2003 returning the matter back to the Commissioners for a decision. He said Mr. Meeks and Dan Garlick, Garlick Environmental, was present this morning to discuss this matter. He stated the Board needed to address the issue of whether this issue should begin the process all over again by presenting the development to the Planning and Zoning Commission or whether the Board just wants to go ahead and approve the development. He said the development has been changed from 10 lots to 8 lots. He stated his recommendation, as well as his fathers, is for the Board to accept the withdrawal of this project by Mr. Meeks at an earlier meeting, and then require Mr. Meeks and Mr. Garlick to resubmit their request back through the Planning and Zoning Commission process. He said the Board has two options; the Board could allow Mr. Meeks to amend his application at this level or the Board could instruct Mr. Meeks to proceed back through the Planning and Zoning Commission process. Commissioner Mosconis made a **motion to accept Mr. Meeks withdrawal of his development made at a previous meeting and instructing Mr. Meeks to resubmit his reduced lot development to the Planning and Zoning Commission for review and comment.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-3741 Continued on Tape 3) Mr. Shuler informed the Board he checked with Washington County as to the actual costs for the whole redistricting case. He said he was informed the total amount was approximately \$100,000.00. Mr. Wade stated he would call the Washington County Clerk to see exactly what was spent on the redistricting litigation.

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(Tape 3-34) Mr. Shuler updated the Board regarding the St. James Plat, the Couch Construction using County Roads for their trucks issue, the "Doc's Seashore" plat and the FSU contract process.

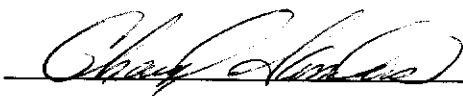
(Tape 3-78) He asked the Board to approve the Chairman's signature on a "Waiver of Service for Summons" in a District Court Case involving the foreclosure of a residence belonging to Chyle J. Bodiford. He said the reason the County is going to be involved is the County had a SHIP Mortgage on the property. He stated the US Government, Rural Development, f/k/a Farmer's Home Administration had the first mortgage and they were the ones filing the foreclosure on Ms. Bodiford. He stated he didn't think the County would be receiving any funds from this foreclosure. He said the reason he is asking for the waiver of service is merely a courteous action to keep the Chairman from having to be served at home. Commissioner Creamer made a **motion authorizing the Chairman's signature on the "Waiver of Service for Summons" in the case United States of America versus Chyle J. Bodiford and Franklin County, Florida, due to the SHIP Mortgage the County has on the property.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 3-110) He said the final issue he would like to discuss is the sales tax referendum. He stated he has researched this matter and found out the Board could use the potential sales tax revenues to support the local ambulance service. He stated there are two provisions in the Florida Statutes, one allows the County Commission to enact a sales tax by referendum and the other allows the Board, by extraordinary vote, impose a sales tax ordinance. He said the Board would have more latitude with an ordinance. Commissioner Putnal said he just saw on TV where the Wakulla County Commissioners were in trouble and going to have to return all the funds collected by their sales tax referendum. He said they used the money to fund their ambulances. Chairman Sanders said this was good information, but she wanted to wait to see what happens. She instructed him to just wait until the next meeting to discuss this matter further.

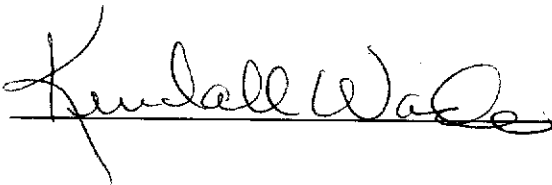
MATTERS FROM THE FLOOR

(Tape 3-190) Ted Mosteller, Apalachicola Airport Committee, said he wanted to inform the Board FAA is finally going to provide some funding for some airport projects.

**THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD
THE MEETING WAS ADJOURNED.**



CHERYL SANDERS, CHAIRMAN



KENDALL WADE, CLERK