

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
SEPTEMBER 16, 2003**

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

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

(Tape 1-33) Commissioner Putnal made a **motion to pay the County bills.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

DORIS SHIVER-GIBBS-SUPERVISOR OF ELECTIONS

(Tape 1-47) Ms. Shiver-Gibbs said she was at the Board meeting to update the Commissioners on the "Polling Place Survey Results-ADA Accessibility Study" she, with the assistance of the County Engineering Technician, Chris Clark, has completed. She presented each Commissioner with a list of the polling places in Franklin County and what improvements need to be made in these specific areas to meet the ADA Accessibility Requirements. She informed the Board she has to submit her survey results to the Department of State by October 1, 2003. She reviewed the list with the Commissioners and suggested if the Board was going to have a paving project in the near future the areas needing paving at the polling places in Franklin County could also be included. She stated the County does not have to pave the entire parking lots in at these places, but does need some paving done around the entrances or where handicap people have to park. She requested the Board continue to allow Mr. Clark to assist the Supervisor's Office in bringing these polling places into compliance with the ADA Accessibility Requirements. Commissioner Mosconis thanked Ms. Shiver-Gibbs for bringing the Board up to "speed" on this project. He suggested the Board continue to allow Mr. Clark to work with Ms. Shiver-Gibbs to take care of this matter. Ms. Shiver-Gibbs said the problem is funding and she asked the Board how these improvements were going to be paid for. Commissioner Mosconis made a **motion instructing Mr. Clark to assist Ms. Shiver-Gibbs, Supervisor of Elections, in determining the amount of each individual improvement to the polling places to the Commission for final approval and funding.** Ms. Shiver-Gibbs said this would be fine with her, but she just wanted the Board to know about these improvements before any paving program was implemented in the County. She stated she was just here this morning to keep the Board updated on these requirements and to inform the Board there was some paving issues in the areas of these polling places, which could probably just be added to the paving program. Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Ms. Shiver-Gibbs reminded the Board Franklin County must be compliant with the ADA Accessibility Requirements by July 1, 2004.

HUBERT CHIPMAN-SUPERINTENDENT OF PUBLIC WORKS

(Tape 1-134) Mr. Chipman said he was going to ask the Board again for an extra employee for the Road Department. He informed the Board he was "short handed" and

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needed to hire someone to take DeWitt Polous' responsibilities in the Road Department since he was going to be totally committed to the Mosquito Control Department. He said he knew Commissioner Creamer wasn't at the last meeting when he asked for an additional employee. He stated he has a person working in a temporary position. Chairman Sanders asked Mr. Chipman if he had the money in his budget to fund a new position. Mr. Chipman replied "he really didn't know if he had that much or not". He said Mr. Wilson was making \$28,000.00 or \$29,000.00 a year. He stated a new employee would only start out at the County's Entry Level Position Salary of approximately \$18,000.00. Commissioner Mosconis said he would make a **motion authorizing Mr. Chipman to advertise the opening of an entry-level position at the Road Department and authorizing Mr. Chipman to add one additional employee to his staff at the Road Department.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-187) Commissioner Creamer expressed his thanks to Mr. Chipman and the Road Department for cleaning the ditches in his District. He said they look very good and he appreciated Mr. Chipman and his crew for their work. Mr. Chipman stated they had cleaned the ditches in Eastpoint and Lanark Village.

(Tape 1-196) Chairman Sanders asked Commissioner Mosconis if he had any comment on the letter from Charley Locke, FDOT Permits/Design Specialist, regarding the improvements to the Bluff Road curve in Apalachicola. Commissioner Mosconis said he knew Mr. Chipman had received a copy of the letter and was in the process of completing the recommendations listed in the letter for the curve. Mr. Chipman said he had ordered the signs the FDOT had asked him to and would place them on the curve when they were delivered to the Road Department.

(Tape 1-218) Alan Pierce, Director of Administrative Services, said he would like to discuss two things before Mr. Chipman left the meeting this morning. He informed the Board a small 6" PVC pipe was installed under Porter Street on SGI by someone other than the County to provide drainage to the street. He explained he, Commissioner Creamer and Chris Clark went over to SGI to see the pipe. He stated they didn't know who placed the pipe under Porter Street, but would recommend the Board have the pipe removed. Commissioner Creamer said this pipe was causing water to flow onto another person's property. He stated the County did not install the pipe in the first place. Commissioner Putnal said if the pipe is causing problems then the County needed to either fix it or remove it. Mr. Pierce stated the consensus they all agreed to was if the County wanted to they needed to remove the pipe. Commissioner Putnal made a **motion authorizing the removal of a 6" PVC pipe from underneath Porter Street on SGI.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-265) Mr. Pierce said the second item he needed to inform the Board about this morning concerning the Road Department was that the County Attorney has prepared a General Release Form to be used by Public Works and the Solid Waste Department in the event of a disaster or state of emergency and the County is working on private property.

He said he would provide the Board a copy of the form for the Board files. He explained the Emergency Management Director would have the forms to disburse as needed.

(Tape 1-322) Chairman Sanders said she would like to discuss Item #9 on Mr. Pierce's report this morning. She stated this item related to the Continuity of Operations Plan for policies and procedures for evacuating County owned buildings for bomb threats, etc. Mr. Pierce stated Linc Barnett, as part of his Continuity of Operations contract with the County, has prepared some policies and procedures for evacuating County owned buildings. He informed the Board he has reviewed the policies and procedures, but since the Clerk of Court is the custodian of the County buildings, would the Board want the Clerk or someone in his office to review the procedures first before they are implemented. He explained he has reviewed the policies and found they provide the basic guidelines for what the County employees need to do if there is a bomb threat or some other similar circumstance that happens in a County building. He recommended the Board approve and adopt these procedures after the Clerk or his representative reviews them. Commissioner Putnal suggested Mr. Pierce schedule a meeting with the Clerk and go over the details of the plan. Mr. Pierce replied he would do this and then bring the matter back to the Board for final approval. Chairman Sanders asked Mr. Pierce when the recommendation was going to be made, in the COOP Plan, as to who has final authority in an emergency situation over the Road Department, Landfill, etc. Mr. Pierce replied this was still being considered, but he knew the Commissioners would have the final authority. Chairman Sanders stated she knew this was a concern for the public. She said they thought the Emergency Management Director would have full authority in these situations. Mr. Pierce said the Commissioners would have the final decision as to whether a state of emergency or disaster declaration is made. He stated once the state of emergency is declared then someone would have to be the final decision maker on the day-to-day basis. He said this is what the Emergency Management Director has been delegated to do. He stated the Commissioners are the only ones that could declare a state of emergency for the County.

VAN JOHNSON-SOLID WASTE DIRECTOR

(Tape 1-457) Mr. Johnson asked the Board to approve the advertisement for the two positions he was allocated during fiscal year 2003-2004 Budget process. He explained the positions are for one Equipment Operator I for the Solid Waste Department and one Equipment Operator I for the Parks and Recreation Department. He informed the Board the selected applicants would begin work on October 1st. Commissioner Putnal made a **motion authorizing Mr. Johnson to advertisement and fill the two positions allocated during the fiscal year 2003-2004 Budget process; one Equipment Operator I for the Solid Waste Department and one Equipment Operator I for the Parks and Recreation Department.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-477) He asked for authorization to purchase the new mechanic's service truck allocated in the Solid Waste Department Budget for fiscal year 2003-2004. He explained the purchase would not exceed the budgeted allotment of \$30,000.00. He informed the Board he would purchase the truck using the State of Florida Sheriff's Association

Purchasing Program. Commissioner Putnal made a **motion authorizing the purchase of a new mechanic's service truck for the Solid Waste Department as approved in the fiscal year 2003-2004 budget from the State of Florida Sheriff's Association Purchasing Program.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-492) Commissioner Putnal told Mr. Johnson he understood "our little football team done real well". Mr. Johnson replied they had done exceptionally well. He invited the public and the Commissioners to the football game tonight at 6:30 p.m. at "Pop" Wagner Stadium.

BILL MAHAN-COUNTY EXTENSION DIRECTOR

(Tape 1-509) He informed the Board Leslie Sturmer, UF IFAS, have tentatively scheduled the next Clam Farmer's Workshop for October 2, 2003 at the FSU Marine Lab. He stated he would participate in the workshop entitled "Computer Applications for Clam Farming".

(Tape 1-528) He said at the last meeting he presented the Commissioners with a list of people and the group they could represent on a DACS Apalachicola Bay Oyster Advisory Committee as specified by Mark Berrigan, DACS. He said the committee should be comprised of members representing various groups with interests in the fisheries and ecology of oyster resources in Apalachicola Bay. Chairman Sanders said the recommendation was this committee would be an independent committee, as opposed to a committee established under the Board of County Commissioners. Commissioner Putnal said he knew they would need a representative from the FCBCC on the committee and he would be glad to volunteer to serve on the committee. Mr. Mahan said he would inform Mr. Berrigan the FCBCC is in agreement with the formation of this committee.

(Tape 1-557) He stated he would like to inform the Board he spoke to a number of shrimp fishermen after the Board's Skimmer Trawl Workshop on September 2, 2003. He said most of them were at least "pleased" with how the workshop went. He said they all agreed they were glad they had the opportunity to voice their concerns about the issue. He said there seemed to be a lot of confusion and misconceptions on the "spraying" of herbicides to control invasive exotic weeds such as Chinese Tallow in the County. Chairman Sanders said this matter would be discussed later in the meeting.

(Tape 1-693) Commissioner Mosconis asked Mr. Mahan the status of the boat ramp acquisition project. Mr. Mahan replied there was a lot of property on the water for sale. Mr. Pierce stated Billy Buzzett, Director of Strategic Planning St. Joe Company, might want, since he is here this morning, to update the Board on the County's request from St. Joe for property to build a boat ramp on. Mr. Buzzett informed the Board he had talked to Mr. Pierce last week as to whether the County needed to formalize, through a letter, their request for property in the 8½-mile area out of Apalachicola for a potential boat ramp site. He said he indicated to Mr. Pierce a letter was not necessary since he had personally talked to George Wilson, St. Joe Company, about the site. He stated he clearly understands what the County wants and is going to pursue some assistance from

Tammy Summers, who works for FDEP, to see if this would be a suitable site for a "seasonal" boat ramp. He said he is still working on this request and would try to resolve the matter soon. Chairman Sanders and the Board asked Mr. Mahan to work "expeditiously" to get some County boat ramps.

DORIS PENDLETON-PROPERTY APPRAISER

(Tape 1-734) Ms. Pendleton informed the Board she has two separate accounts in her office. She said she explained during the Budget Workshop she informed the Board her office collects their own funds for the Mapping Machine since the Clerk's Office doesn't do it any longer. She stated she has, according to Florida Statute, to ask the Commissioners to approve "rolling" approximately \$3,600.00 into her General Funds so it can be used for supplies. She said these supplies would be used for regular mapping supplies for her office to use. Commissioner Mosconis made a **motion authorizing the Property Appraiser, Doris Pendleton, to "rollover" approximately \$3,600.00 in her Mapping Machine Budget to her General Fund Budget.** Commissioner Williams seconded the motion. All for: **MOTION CARRIED.**

JIM BROWN-CITY OF CARRABELLE MAYOR

(Tape 1-784) Chairman Sanders introduced Mr. Brown to the Board and audience. She said Mr. Brown is the new Mayor of the City of Carrabelle. She stated Mr. Brown was with Dan Kleck, Baskerville-Donovan Engineers, this morning. She said Mr. Brown would like to address the Board about the use of County right-of-way by Baskerville-Donovan to install a City of Carrabelle sewer line under and in the County owned right-of-way contingent on a hold harmless agreement begin signed by the City. Mr. Brown stated he was here this morning to ask the County to allow the City of Carrabelle to install a sewer line under the River in Carrabelle rather than over the bridge. He said he ran into a situation in the mid '70's in southern Missouri. He stated his company installed a line over a bridge; a hurricane came through the area, turned the crane over causing the line to break. He said the most pristine rivers in the area, was then filled with raw sewage. He stated he would like permission for the City to use the County's right-of-way to go under the river with this line the City is installing. Commissioner Mosconis asked what the Engineering firm was recommending. Mr. Kleck stated they were recommending to run the force main underneath the river as a preferred alternative to both safety and cost effectiveness. Commissioner Mosconis asked if this was the FDEP position. Mr. Kleck replied FDEP has been involved with the planning of this project as well as three public hearings being held in the City of Carrabelle. He stated FDEP had a lot of input and comments regarding their suggestions and preferences. He said the engineering group had incorporated these in the design and the project has received a FDEP Construction Permit already. He explained they are here this morning to ask the County to allow the City to use the County right-of-way on Timber Island Road. He said in order for FDEP to grant the City the Dredge and Fill Permit for this project they have to know the City has interest in the upland properties on both sides. He stated this could either be by ownership of a property, easement or permission to use a right-of-way. He explained in this case it would be permission granted by the County for the City of Carrabelle to use Timber Island Road's right-of-way for the line. Commissioner Creamer asked how deep the line would run underneath the river. Chairman Sanders replied

thirty-foot from the river bottom. Mr. Kleck replied this was correct and presented an engineer's drawing of the site with the pipe traveling thirty-feet below the river bottom. He said this would be almost impossible for a leak in the pipe to cause any kind of problem in the river. After further discussion Commissioner Creamer made a **motion granting the City of Carrabelle permission to install a City of Carrabelle sewer line under and in the County owned Timber Island Road right-of-way contingent on a Hold Harmless Agreement being signed by the City of Carrabelle and approved by the County Attorney.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

FRANKLIN COUNTY CONSTRUCTION LICENSING BOARD

(Tape 1-1143) Mr. Pierce reminded the Board this issue has been discussed several times. He explained the Franklin County Building Officials had asked the Board to implement a fee in Franklin County, as specified in the Florida Statutes, for subcontractor's doing plumbing, electrical, HVAC and roofing projects in the County. Mr. Pierce said Robin Brinkley, Building Official, was here this morning to ask the Board to consider implementing a change in the County's permitting structure. He explained the all subcontractors would be required to apply their own permits for the type work they are doing on the project such as plumbing, electrical, HVAC and roofing projects in Franklin County. He stated this would allow the building inspectors to know who is supposed to be working on which job and to whom they would need to contact if there was a problem with the project. Mr. Shuler said the last time the Board considered this request he was asked to check into whether this would be an appropriate way to issue permits. He stated he has checked with surrounding counties, the Florida Statutes, the information provided by the Building Officials, etc. and this is the practice followed by all of the surrounding counties. He recommended the Board change the way building permits are issued to comply with the Florida Statutes and the surrounding counties. He said this would mean individual permits would be issued to each general contractor and each subcontractor on the job. Mr. Shuler said this was an ordinance implemented by the County and therefore he would need permission to schedule a public hearing to consider the adoption of an amendment to the ordinance. He stated he would draft a sample amendment for the Board's approval. Commissioner Creamer said this would mean each subcontractor doing any plumbing, electrical, HVAC and roofing on a job would have to apply for an individual permit for their specific job duties. Commissioner Creamer made a **motion authorizing the County Attorney to prepare and schedule a public hearing to consider an amendment to the County Ordinance regulating the issuance of Building Permits in Franklin County.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

BIDS-ONE (1) MODEL 18-20 HEAVY DUTY ULV AEROSOL GENERATOR

(Tape 1-1300) Chairman Sanders said it was time to open the bid for the heavy duty ULV Aerosol Generator being advertised for the Mosquito Control Department. She asked the Board Secretary, Amelia Varnes, to open the bid. Ms. Varnes announced there was one bid submitted by Adapco Solutions and Technology in the amount of \$6,995.00. Mr. Polous said this amount was in his budget. He recommended the Board accept this bid and allow him to purchase the new equipment. Commissioner Putnal made a **motion**

authorizing the purchase, as bid, of one 18-20 Heavy Duty ULV Aerosol Generator from Adapco Solutions and Technology in the amount of \$6,995.00 by the Mosquito Control Department. Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

DEWITT POLOUS-MOSQUITO CONTROL DEPARTMENT

(Tape 1-1346) Mr. Polous said he had already asked the Board to approve a new full time position for his department. He stated he had two part time employees, but would like to move one of them to a full time position. He said he requested \$9,000.00 from the County to fund this position and then the State of Florida would provide the other \$9,000.00 for the position. He stated the State has informed him he was "maxed out" on State Funds, but he did have the money in his regular Mosquito Control County Budget to fund the additional costs. He stated this shouldn't be a problem for the County and asked the Board to authorize the full time position for his department. Commissioner Creamer made a **motion authorizing DeWitt Polous, Director of the Franklin County Mosquito Control Department, to advertise and hire a person to fill the full time position the Board approved for the Mosquito Control Department effective October 1, 2003.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1366) Mr. Polous informed the Board he would be out of the office beginning September 23rd for surgery. He said if the Commissioners needed anything from the Mosquito Control Department they could contact Lamar Hardy at the Road Department or Mr. Layne at the Mosquito Control Department. He stated he should be out of work about ten days.

ANITA GROVE-APALACHICOLA BAY CHAMBER OF COMMERCE

(Tape 1-1392) Chairman Sanders asked Ms. Grove to update the Board on the TDC Meeting. Ms. Grover, Executive Director of the Apalachicola Bay Chamber of Commerce, reported the Commissioners appointed the TDC approximately one month ago. She stated, according to the Florida Statutes, the TDC has been meeting and had Chairman Sanders on the TDC. She said City of Carrabelle Commissioner Raymond Williams, City of Apalachicola Commissioner Van Johnson, Alice Collins and Helen Spohrer, SGI, Linda Blair, Carrabelle Palms-RV Park, Curt Blair, Apalachicola, Beth Moseley, who lives in Eastpoint are the people on the TDC. She stated she thought this was a good group and the second meeting was held on September 9, 2003 and mainly tried to address the issues of how long a member should serve on the TDC, etc. She explained she wanted the Board to know it takes a vote of the citizens of the County to implement a Tourist Development Tax and needs to be on the ballot in November of 2004. She stated there are strict deadlines in the Statutes and they must be met before such a tax can be implemented. She said the administration of the monies has to be considered as well. She informed the Board the members would like to use the money for infrastructure improvements, for instance finishing the bike paths, the fishing piers, repairing boat ramps, etc. She assured the Board the TDC was working on a "game plan" so the tax would be a fair to everyone. She stated she would keep the Board updated on the issue.

TONY MILLENDER-FORESTRY AREA SUPERVISOR-DIV. OF FORESTRY

(Tape 1-1710) Mr. Millender said he was present this morning to present the Annual Franklin County Wild Land Fire Control Report. He stated he had submitted a copy of the report to each Commissioner for their review. He informed the Board there were no changes in the actual 2002-2003 Division of Forestry's fire control assessment to the Board. He said the Division of Forestry's prorated fire control expenditure for fire protection for the past fiscal year was \$75,769.90, which included \$1,378.47 from Franklin County and \$74,391.43 of State and Federal funds. He said the Division responded to fourteen wildfires, which is lower than the nineteen fires reported last year. He stated he felt the reason for the reduction was due to all of the rainfall in Franklin County this year. He said the fires burnt 224 acres. He said this report covers the period from July 1, 2002 until June 30, 2003. He stated the Division of Forestry is promoting "Fire Wise Community" Programs in Florida. He said this program was to instruct or educate homeowners on how to build their homes wisely to reduce wildfire damage to developments. He stated the Division of Forestry in Franklin County issued 104 burn permits. He said they are also assisting the local volunteer fire departments in pursuing grants to purchase equipment, etc. for their individual departments. He stated he assisted the Eastpoint Fire Department with a Federal Grant in the amount of \$33,000.00. He said the Sumatra Volunteer Fire Department, Liberty County, received two of these grants, one for \$22,000.00 and one for \$28,000.00. He informed the Board the Division of Forestry is still assisting individual landowners with fire line plowing. He said the Division helped twelve landowners last year with burning and fire line plowing. He stated they collected approximately \$1,600.00 for their fees. He asked the Board if they had any questions for him this morning. After no questions from the Commissioners he thanked them for all of their courteousness this morning.

BRIAN MARTIN-DIVISION OF FORESTRY

(Tape 1-1999) Mr. Martin said this discussion about spot spraying herbicides in Franklin County was a continuing discussion from previous meetings. He said the Board asked him to request a representative from the Apalachicola National Estuarine Research Reserve (ANERR) to attend the meeting this morning. He introduced Jean Huffman, Biologist and Land Manager at the ANERR, to speak to the Board this morning as to what the ANERR's opinion of what the affect of spot spraying herbicides in the County would do. Ms. Huffman said the ANERR wanted to go on record as "strongly" supporting the spot treatment with herbicides in Franklin County. She gave the Board several examples of invasive species and what the potential problems would be for the County if they didn't try and stop these invasive plants before they became a real problem with overgrowth. Commissioner Mosconis said he had past experience with FDOT spraying pesticides and herbicides on the roadways in Franklin County. He stated this is why the Commissioners passed an ordinance prohibiting it in the County. He said the FDOT did not use experience sprayers and the pesticides got into the water and the Bay. He stated it looked to him like the areas he served in Vietnam where "Agent Orange" had been sprayed. He said he just didn't trust this type of spraying. Chairman Sanders said she thought the deer in Franklin County loved one of the invasive plants, the "Cow Itch Vine". After discussion Commissioner Mosconis made a **motion instructing the County Extension Agent, Bill Mahan, to work with Mr. Martin to see what can be**

done about the invasive plant species in Franklin County to insure the safety of the waters in the County. He informed Mr. Martin he would have to work very closely with Bill Mahan since he is an experienced Marine Agent. Mr. Martin thanked the Board for their time this morning.

ALAN PIERCE-DIRECTOR OF ADMINISTRATIVE SERVICES

(Tape 1-2750) Mr. Pierce reported that several months ago the Board accepted and recorded the final plats for Magnolia Ridge Phase I and II. He said the developers submitted a bond for the road improvements and most of the bond has been released since the roads have been properly constructed and meet County guidelines. He stated the Chris Clark had inspected the swales and found them to be properly constructed. He asked the Board to direct the County Attorney to follow the proper procedures needed to release the remaining bond on Magnolia Ridge Phase I and II. Commissioner Creamer made a **motion directing the County Attorney to implement the proper procedures to release the remaining bond the developers on Magnolia Ridge Phase I and II have pledged to the County for the road construction in the developments since they have been inspected by the Building Department and been approved for acceptance by the County.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-2776) He provided the Board with the original Federal Functional Classification Workshop notification. He said the FDOP District 3 is in the process of reviewing the Functional Classification of the roads within District 3, which includes Franklin County. He stated the notification has a County Map attached with the Functional Classification indicated for each road in Franklin County. He said the only change on the map is CR 67, which has been changed from a minor collector to a major collector. The letter he presented to the Board stated FDOT would be contacting the County to set a date and time for this workshop. Mr. Pierce stated there is really nothing significant on these maps, but he did ask FDOT to review the Functional Classification of CR 370/Alligator Drive. He stated the reason FDOT had CR 67 on their list, which would make the road eligible for certain Federal Funds to improve the road, was because it met the criteria as an evacuation route. He said he informed the FDOT representatives that Alligator Drive also serves as an evacuation route. He stated FDOT replied back to him they would consider Alligator Drive during this workshop discussion. He explained classifying the road does not make it a State Road, it would only provide the County some opportunity to received Federal Funds if a Federal Disaster damages the road. Chairman Sanders said she knew the Florida Legislature was going to be submitting different "bills" to make the State of Florida FDOT take back some of the roads they have given to the County for maintenance. She stated the Florida Association of Counties is going to support these "bills".

(Tape 1-2856) He asked the Board to approve a JPA Amendment for Fund Reallocation and the required Resolution of Authorization-FCBCC for three roads that have already been paved under the CIGP Program. He informed the Board the three roads were: Patton Drive in Eastpoint, South Bayshore Drive in Eastpoint, and Water Street in Apalachicola. He explained there was some shifting of funds by the County Engineer

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from one road to the other, which would need to be reflected in the JPA. He stated Ruth Williams, Finance Officer, recommends these JPA's be signed so she can get the records straight and the County can get the reimbursement from FDOT. Commissioner Putnal made a **motion authorizing the Chairman's signature on a JPA Amendment for Fund Reallocation and the required Resolution of Authorization FCBCC, which was used to pave three roads in Franklin County: Patton Drive in Eastpoint, South Bayshore Drive in Eastpoint and Water Street in Apalachicola.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-2888) He asked the Board to approve Modification Number 2 to the Agreement identified as DCA Contract No. 01UN-6P-02-29-15-027, which reinstates the funding for the installation of shutters on the Carrabelle Senior Citizen Center. Commissioner Putnal made a **motion authorizing the Chairman's signature on Modification Number 2 to the Agreement identified as DCA Contract No. 01UN-6P-02-29-15-027, which would reinstate the funding for the installation of shutters on the Carrabelle Senior Citizen Center.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-2910) Mr. Pierce said he wanted to inform the Board the County and the USCOE had been negotiating, planning a revetment project to protect approximately 1,000 feet of Alligator Drive from the end of the existing rock revetment going east. He told the Board a survey has been completed and the USCOE has determined it cannot build a vinyl sheet pile revetment with some rocks at the base to keep the structure within the existing County right-of-way on Alligator Point. He stated there is a series of lots, which have mostly washed away, but are still owned by private individuals. He said the USCOE has informed him they would like for the County to own these lots before they begin construction. He informed the Board the lots are Lots 1 and 2 and Lots 6-9. Block B, Peninsular Point Unit 1 on Alligator Point. He said the Property Appraiser has appraised these lots for approximately \$1,000.00 each in value. He stated in the long run these lots needed to be acquired by the County for whatever future construction the County might make in this area. He said the County or FCBCC has never condemned property. He asked the Board what direction they would like to provide to County Staff regarding this issue. He reminded the Board the County has funds in the Bald Point Trust, which could be used to purchase these lots. Commissioner Creamer said he knew the property owners would want more than \$1,000.00 for their property. He stated he would make a **motion directing the County Attorney to send a letter to these property owners to see if they are interested in selling their property to the County and instructing him to check with the Property Appraiser to see if a "bottom line" purchase price can be suggested.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3144) He presented the Board with a copy of a letter signed by Chairman Sanders supporting the grant application from the Franklin County Literacy Center for the Governor's Mentoring Initiative. He asked the Board to approve her signature on this letter because the letter had to be submitted before this regular Board Meeting date. He said there was a strict time line. Commissioner Creamer made a **motion authorizing the Chairman's signature on the letter to the Bureau of Grants Management-Florida**

Department of Education in Tallahassee supporting the grant application from the Franklin County Literacy Center for the Governor's Mentoring Initiative.

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

(Tape 1-3170) Mr. Pierce said Dave McClain, ABARK, was here this morning to ask the Board to support a planning study that ABARK and 1,000 Friends of Florida would like to conduct in the Eastpoint area. He explained they are seeking private funding from the Laura Jane Musser Fund for an Environmental/Community Initiative. Mr. McClain informed the Board ABARK has applied for this funding for an Environmental Stewardship Project Planning Grant for the Eastpoint area. He stated the application was due yesterday so he didn't have the opportunity to explain the request to the Board. He said Environmental Stewardship Programs are considered programs that work to preserve or manage natural resources whether ecological, economic or aesthetic in value. He explained this would be most effective when a broad range of community members and stakeholders are involved in both the planning and implementation of the program. He stated involving local citizens in "hands on" grass roots approach to stewardship could help develop a common vision of the future and harness their energies to make this vision come true. He said this was some description of what the grant entails. Commissioner Creamer said he didn't have any particular questions for Mr. McClain, but he did want to state for the record: "Whenever this visioning process started in the County it was for St. James Island (on the eastern end of the County) and reluctantly I said he would agree to this for St. James Island, but as far as his District, he didn't want any visioning done in his District. My District is different, its unique, and I just don't see this being done in Eastpoint. I have not and will not support this program or grant". Commissioner Creamer said issues can be discussed in the "Visioning Workshops", but he didn't want, and he stated at the beginning of the workshops, he didn't want this done in his District. He said he has been very clear about this. Mr. Pierce said the Visioning Project is for all of Franklin County with a few specific areas, St. James Island being one of them. He stated Eastpoint has not been addressed. Mr. Pierce said the new Comprehensive Plan, which the visioning workshops were to be used to compile, would be for the entire County. He said Mr. McClain is looking for funding to complete a more specific plan for the Eastpoint area. He stated the visioning process has not identified Eastpoint with most issues. Mr. McClain said he has not been able to talk to each Commissioner individually to see exactly what each one of them thought about the project before the application was submitted. He stated ABARK and 1,000 Friends of Florida had submitted the application. He thanked the Board and said he was here to get concept approval for these groups to complete this project in a "more cooperative way", and if this can't be done then it just can't be done. Commissioner Creamer reiterated he would not support such a project or grant and did not want the other Commissioners to support it either. He said he was the Commissioner representing Eastpoint and SGI and didn't want the other Commissioners supporting it either. Mr. McClain said this was a missed opportunity and he had great regrets about it.

(Tape 1-3603 Continued on Tape 2) Mr. Pierce asked the Board to allow several people speak regarding the SGI Fishing Piers. He said Kent McCoy, SGI, had sent him and the Commissioners an e-mail listing different piers around the State of Florida and in

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California. He stated he has asked John Soule, Pensacola Fishing Bridge Company, the operators on the Pensacola Bay Bridge Fishing Bridge, to briefly discuss what he sees as opportunities for use of the SGI Fishing Piers. He asked the Board, after hearing Mr. Soule, to decide if the Commissioners would like to make a Request for Proposals for operating the fishing piers or just leave them open to the public. Mr. Soule introduced himself to the audience and the Commissioners. He stated he operates the Pensacola Bay Fishing Bridge as a contractor manager with the Escambia County Board of County Commissioners. He informed the Board his career, over the past twenty-five years, was bridge construction. He said his passion has always been fishing and he worked in Franklin County when the bridge in Carrabelle was constructed. He stated he is asking the Board to consider three things: leaving the bridge as long as possible; direct the County Staff to move forward with Request for Proposals or Qualifications from interested parties in operating the fishing piers; and the final thing is to consider a private enterprise contractor to operate the bridge for the Commissioners. He said these fishing piers would be a definite attraction to this area. He said he operates the Pensacola Bay Bridge Fishing Bridge, under a contract with ECBCC and by the ECBCC budgeting, each year \$200,000.00 a year for repairs, etc. on the bridge. He encouraged the Board to move forward with these request because time is of the essence and said the fact the new SGI Bridge would be completed in early 2004, should make the Commissioners want to move ahead with the privatization or private operator for the SGI Bridge Fishing Piers. Commissioner Putnal said he knew this would take some time if the County had to advertise the Request for Proposal's and he knew the bridge contractors were on a tight time line to finish the new bridge. He stated he would go ahead and make a **motion directing the County Staff to advertise a "Request for Proposals" for a company to maintain and operate the Old SGI Bridge Fishing Piers.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-681) Mr. Pierce said he would like to provide the Board with two letters signed by Ted Mosteller, Apalachicola Airport Advisory Committee (AAAC) Chairman, and myself to Donnie Duce, FDOT Aviation Program Manager, regarding the future improvements at the Apalachicola Airport. He stated Mr. Duce has called him to inform him FDOT is waiving the local match for a 60' X 60' commercial hangar the AAAC would like to see built at the airport. He said, if the Board is interested in proceeding with the hangar, then the Board would have to authorize him to request a JPA from FDOT for the construction of this commercial hangar at no cost to the County. He reported Mr. Mosteller would like to see the construction of the commercial hangar follow the same path the T-hangars did, with the County Building Official reviewing the plans and monitoring the construction and allowing the Engineering Technician, Chris Clark, to assist in "shooting grades". Commissioner Mosconis made a **motion authorizing Mr. Pierce to request a JPA from FDOT for construction of a 60' X 60' Commercial T-hangar as well as a waiver of the local matching funds for this project.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Mr. Pierce informed the Board the FDOT 100% participation amount totaled \$120,000.00 for this project.

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(Tape 2-723) He stated in an separate issue the Board at their FCBCC Meeting on June 3, 2003 accepted a bid from Poloronis Construction in the amount of \$157,311.00 for the design/build of an addition to the main hangar at the Apalachicola Airport contingent on the local funds being available. He explained Bill Ruic, the FBO at the Airport, is going to provide the local funds, however in order for Gulf State Bank to provide Mr. Ruic the \$42,262.00 in local funds the bank requires that Mr. Ruic's lease be extended to cover the payments he will have to make. He said Mr. Ruic is requesting the Board permit him a ten-year extension on the Apalachicola International Aviation Training Center, Inc., Mr. Ruic's business, lease with the County for the airport. He explained it is unknown at this point if Gulf State Bank also wants a ten-year extension, or would accept a shorter extension. He told the Board if the Board doesn't extend Mr. Ruic's lease then the local funds could not be provided for this project. Chairman Sanders asked Mr. Pierce how long Mr. Ruic had been leasing the airport. Mr. Pierce replied the lease is for twenty-years and began on February 4, 1992 and continuing through February 4, 2012, unless terminated earlier. He explained this was the eleventh year of the lease so there is less than eight and one-half years remaining. He said the lease has a provision, Article Two provides the parties with an option of extending the lease for an additional ten (10) year period and thereafter up to three additional five year periods, upon such terms as may be agreed upon. He told the Board the AAAC last night and voted to recommend AIATC's request for at least a ten-year extension. Commissioner Mosconis said he thought this matter needed more thought. He stated he didn't want to make a decision like this right now because he had just heard the information presented to him. He made a **motion tabling this issue until the next Board Meeting on October 7, 2003.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Commissioner Mosconis instructed Mr. Pierce to check with the Finance Officer, Ruth Williams, to see exactly how much money the County is getting from all these improvements being made at the airport. He said all these hangars should be providing some return to Franklin County. He stated these revenues from the airport are used to provide matching funds for these FDOT projects.

(Tape 2-820) Mr. Pierce informed the Board the Planning and Zoning Commission met in regular session and recommends the following: Approval for a single-family dock for Gordon Atkins on Lot 7, Bay View Village, SGI. Commissioner Creamer made a **motion approving a single-family dock for Gordon Atkins on SGI.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval for a single-family dock for Ed Lyon on Lot 1, Block S, Peninsular Point Subdivision Unit 5, Alligator Point. Commissioner Putnal made a **motion approving a single-family dock for Ed Lyon on Alligator Point.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Approval for a single-family dock for Kerry O'Neil on Lot 18, Bay View Village, SGI. Commissioner Creamer made a **motion approving a single-family dock for Kerry O'Neil on SGI.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval for a single-family dock for John and Jean Rosenow on Lot 23, Driftwood Subdivision, on U. S. 98 in Lanark Village. Commissioner Creamer made a **motion approving a single-family dock for John and Jean Rosenow on U. S. 98 in Lanark Village.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Approval of the scheduling of a public hearing

to consider a rezoning Lots 22 and 23, Block 104, David Brown Estates, Eastpoint from R-4 to C-4, as submitted by Jamie Crum, agent for Royce and Martha Hodge. P&Z discussed whether the boundary for commercial uses should be on the north side of U. S. 98 and concluded the best way to hear from the public was to recommend the Board hold a public hearing on this rezoning request. Commissioner Creamer made a **motion authorizing the scheduling of a public hearing to consider a rezoning of Lots 22 and 23, Block 104, David Brown Estates, Eastpoint from R-4 to C-4 as submitted by Jamie Crum, agent for Royce and Martha Hodge.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval of the scheduling of a public hearing to consider rezoning Lot 11, Gulf View Woods, Lanark Village, from R-1 to R-1A, request submitted by Joey Rowell, owner. The property is eligible for rezoning to the subdivision category because it is on a public road, sewer and water are available and it is not along the coast. Commissioner Putnal made a **motion authorizing the scheduling of a public hearing to consider a rezoning of Lot 11, Gulf View Woods, Lanark Village, from R-1 to R-1A, as submitted by Joey Rowell, owner.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval of the scheduling of a public hearing to consider rezoning Lot 6, Block 7, David Brown Estates, Eastpoint from R-1 to C-4 as requested by Dan Dillon, owner. Commissioner Creamer made a **motion authorizing the scheduling of a public hearing to consider a rezoning of Lot 6, Block 7, David Brown Estates, Eastpoint from R-1 to C-4 as requested by the owner, Dan Dillon.** Approval of the scheduling of a public hearing to consider rezoning Lots 10, 11, 12 and 13, Block 5 East, SGI from C-2 to C-4 as requested by Merida Long, owner. The request is to allow the addition of apartments over an existing commercial building. Commissioner Creamer made a **motion authorizing the scheduling of a public hearing to consider a rezoning Lots 10, 11, 12 and 13, Block 5 East, SGI from C-2 to C-4 as submitted by Merida Long, the owner.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval of a sketch plat for "Golden Acre's" Phase II, a 14-lot subdivision in Section 28, Township 8 South, Range 6 West, Eastpoint as submitted by Jackie Golden, owner. The lots are one-acre in size. Commissioner Creamer made a **motion approving a sketch plat for "Golden Acre's" Phase II, a 14-lot subdivision in Section 28, T8S, R6W, Eastpoint as submitted by Jackie Golden, owner.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval of a sketch plat for "Fairway Park", a 17-lot subdivision located in Section 12, Township 7 South, Range 4 West, Lanark Village, request submitted by Larry Witt, agent for Frances Survee. The lots are one-acre in size. Commissioner Putnal made a **motion approving a sketch plat for "Fairway Park", a 17-lot subdivision located in Section 12, T7S, R4W, Lanark Village as submitted by Larry Witt, agent for Frances Survee.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Approval of a sketch plat for a 5-lot subdivision named "Emerald Shores" located in Section 24, Township 8 South, Range 6 West, as submitted by GEA, agent for Jeanne Bonds. This approval is contingent on the Board approving the scheduling of a public hearing to consider abandoning an underlying 3-lot subdivision. Commissioner Creamer made a **motion authorizing the scheduling of a public hearing to consider the abandonment of the underlying 3-lot subdivision so a new sketch plat can be approved for a 5-lot subdivision named "Emerald Shores" located in Section 24, T8S, R6W, as submitted**

by GEA, agent for Jeanne Bonds. Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Approval of final plat of "Village Green by the Sea", a 32-lot subdivision, was tabled until the October P&Z Commission meeting. Approval of a small-scale land-use and zoning change for a 10-acre parcel of land from Agricultural to Public Facilities for the sewage treatment plant for "Summer Camp". Request submitted by Bill Buzzett, agent for the St. Joe Company. The site is approximately one mile north of "Summer Camp", located in Section 19, Township 6 South, Range 2 West.

Commissioner Putnal made a **motion authorizing the scheduling of a public hearing to consider a small-scale land use and zoning change for a 10-acre parcel of land from Agricultural to Public Facilities for the sewage treatment plant for the "Summer Camp" development.** Commissioner Williams seconded the motion. All for.

MOTION CARRIED. P&Z took no action on a request for a large-scale land use change of 54-acres on SGI from Residential and Resort to Mixed-Use Residential, request submitted by David Wilder, agent for Phipps Ventures. This 54-acres is in the Plantation on SGI and is the property formerly owned by Ben Johnson and developed into Resort Village. P&Z will consider the request at the October P&Z Commission meeting. This parcel of land is also subject to the SGI DRI and a proposed DRI Amendment for this property would be submitted to the Board in the near future. If the Board chooses to change the land use for this property, it would also be considered an amendment to the DRI. P&Z is also working on a proposed set of guidelines for the protection of the commercial area on SGI, and is still working on some proposed guidelines for building docks.

(Tape 2-1250) Mr. Pierce said, in a sudden announcement, Dan Rosier stated he would be resigning from the Planning and Zoning Commission. He stated Mr. Rosier informed them he had an opportunity to assist the Boys and Girls Club in developing facilities and programs in Franklin County and believes he would not have adequate time to serve on the P&Z Commission. He said Harriet Beach had also submitted her letter of resignation as an alternate member to the P&Z Commission. He reported, at this time, the following three seats are open on the Commission: Science Seat, General Public Seat, and an Alternate Member Seat. Commissioner Williams said he wanted to appoint William Key to his position on the P&Z Commission. He stated he wanted Mr. Key to replace Mr. Rosier, who served in the General Public Seat. He told the Board Mr. Key is now serving on the P&Z Commission in an alternate position. Commissioner Williams then made a **motion appointing William Key to the Franklin County Planning and Zoning Commission as the General Public Seat.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Mr. Pierce announced then this would leave the Science Seat and two Alternate Seats open on P&Z.

(Tape 2-1302) Mr. Pierce said Mark Curenton, Assistant Planner, recommends the Board authorize him to submit this year's Community Rating System Application to FEMA. He said the CRS Program allows homeowners to receive a reduction in their flood insurance premiums. He informed the Board the County has to submit a CRS Application to FEMA once every year. He asked the Board for permission to submit the CRS Application for CRS Re-certification to FEMA. Commissioner Mosconis made a **motion authorizing Mr. Curenton to submit this year's Community Rating System**

Application to FEMA and authorizing the Chairman's signature on the necessary documents. Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1317) He informed the Board he received a Memorandum from ARPC regarding the Carrabelle Seafood Commerce Park DRI, also known as the Timber Island DRI had been submitted by Bevis and Associates. He stated there is no longer any county owned property in the DRI; all of the land is within the City of Carrabelle or the State of Florida limits. He explained it appears the Amendment is to add nine more wet slips, some fuel storage, and a fifty-slip dry storage building. He reminded the Board they have not traditionally commented on developments outside its jurisdiction, but asked the Board if they want to make any comments for the record to the ARPC regarding this proposal. Chairman Sanders said the Board wouldn't make any comments regarding this proposal.

(Tape 2-1341) Commissioner Creamer asked Mr. Pierce is he had heard anything or gotten a response for USCOE representative Terry Jangula regarding the Eastpoint Channel Dredging Project. Mr. Pierce replied he had not heard anything from Mr. Jangula. Chairman Sanders said the Board needs to do something about this situation. Commissioner Creamer instructed Mr. Pierce to make contact with Mr. Jangula today. He stated he would ask Congressman Allen Boyd's aide, Bobby Pickles, who has offered to help if he could, to assist the County with this matter. Commissioner Creamer said he wanted a definite date as to when this project is going to be started. He stated he is tired of waiting to have the channel repaired. Mr. Pierce said he would call Commissioner Creamer today and let him know what he found out after the Board Meeting today.

AMELIA VARNES-BOARD SECRETARY

(Tape 2-1372) Ms. Varnes informed the Board Mr. Wade was at a Clerk's Conference this morning in Sarasota, Florida.

(Tape 2-1373) Ms. Varnes presented the Commissioners with a list of nineteen items, which needed to be removed from the County Inventory List. She explained, as reflected on the list, most of the items were "junked" and could not be used by anyone. Commissioner Putnal made a **motion to remove the nineteen items on the Removal of Items from Inventory List from the County's Inventory List.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1401) She said the Franklin County Health Department had submitted their final 2003-2004 County Health Department Budget for the Chairman's signature this morning. She said Janice Hicks, Business Manager II, at the FCPHU had brought the documents in and asked that the Chairman's signature be approved on them. Commissioner Putnal made a **motion authorizing the Chairman's signature on the 2003-2004 Franklin County Health Department Budget.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

THOMAS M. SHULER-COUNTY ATTORNEY

(Tape 2-1424) Mr. Shuler presented the new Resolution for Franklin County Travel and Per Diem Policy as instructed by the Board to prepare. He said this is updates the County's Travel and Per Diem Policy and brings the amounts paid for Lodging at the Actual Costs; for Mileage at \$.36 per mile in a private vehicle; and for Meals-Breakfast When travel begins before 7:00 a.m. and extends beyond 8:00 a.m. to be paid in the amount of \$10.00-Lunch When travel begins before 12:00 noon and extends beyond 2:00 p.m. to be paid in the amount of \$15.00-Dinner When travel begins before 5:00 p.m. and extends beyond 7:00 p.m. or when travel occurs during nighttime hours due to special assignment to be paid in the amount of \$24.00. Commissioner Putnal made a **motion adopting the Resolution for Franklin County Travel and Per Diem Policy and authorizing the Chairman's signature on the Resolution.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1464) He said he has scheduled a public hearing to consider amending the "Turtle Ordinance". He said he has prepared a public notice and scheduled the public hearing for October 7, 2003 at 10:00 a.m. He stated this concerned the problem the Board had faced with the "Turtle Patrol" driving their four-wheelers on the beaches and dunes of Franklin County.

(Tape 2-1482) He said the County has received the final environmental report on the audit for Lanark Reef. He stated he has sent the information to the representatives of Hurley Booth along with the initial recommendation the County Attorney and County Staff had prepared regarding the zoning of the property as something other than residential. He informed the Board the "ball is really in their court now" and he would wait until he received word from Mr. Booth's representatives about the matter.

(Tape 2-1508) He stated he couldn't attend the seminar regarding the Mold and Mildew Problems in Public Buildings. He said since he had a previously scheduled Court Ordered Mediation the same day the seminar was scheduled. He stated he has obtained, at no costs to the County, a copy of the handbook used at the seminar.

(Tape 2-1528) He informed the Board the "Summer Camp" PUD has been signed by the Chairman.

(Tape 2-1529) He reported a lawsuit filed against the Franklin County BOA and Franklin County by Magnolia Ridge, LLC had been settled. He said the final paperwork is awaiting final signatures.

(Tape 2-1543) He said he has requested bids for the survey project at the Sumatra Cemetery. He informed the Board he would, when he received the cost estimates, etc., report back to the Board to see what the final decision was going to be about conducting a survey at the Sumatra Cemetery.

(Tape 2-1551) He stated he is continuing to research the possibility of implementing a Code Enforcement Board for Franklin County. He said he is considering the

ramifications of such a Board as well. He stated part of the delay is that this is a statewide issue many counties are facing. He said part of the reason is the Article V issues facing the County in July 2004. He stated a lot of counties are looking at using Code Enforcement Boards as a mechanism to avoid certain expenses that the County is going to have to begin incurring for enforcing what the ordinance is on July 1, 2004. He stated he would give an example, if there is a Lease Law or Ordinance and the fine for violating such an ordinance is \$25.00 then the County wouldn't want to have to go to Court to enforce payment of the fine since the new filing fees were going to be increased in July 2004. He said a \$25.00 fine for the County to file a case, which costs \$200.00 in filing fees is futile. He stated this would then be a \$225.00 fine for the people to pay and it would be difficult to enforce these type ordinances. He said he is continuing to check into some other options the County might have.

(Tape 2-1586) He stated he should have discussed this with the Board at the last meeting, but failed to do so. He said he sent a Demand Letter to Baskerville-Donovan, Inc., the engineering firm handling the City of Apalachicola Water and Sewer Improvement Project informing them they need to be aware of the substantial damage to County property on Brownsville Road caused by the B & S Utilities, Inc. He explained this is the company working for the City of Apalachicola and being managed by Baskerville-Donovan, Inc. He said he, in the letter, informed Baskerville-Donovan, Inc. they would have to pay the total cost for repair of the damage done to this road. He stated in the letter he informed Baskerville-Donovan, Inc. they would be responsible for paying C. W. Roberts Contracting, Inc., the County's contractor, for the repair work on the road. He said he basically wanted the Board to know about this letter. Commissioner Mosconis said he wanted C. W. Roberts Contracting, Inc. to fix the road.

PAUL DAWSON-RISK MANAGEMENT ASSOCIATES

(Tape 2-1640) Mr. Dawson thanked the Board to allow him to address them this morning. He stated, as directed, he has prepared a property, auto, and worker's compensation proposal for Franklin County. He presented the proposal to the County Commissioners. He said he would ask them to consider this proposal even though it is late in the year. He stated he has been told the County still does not have their renewal proposal from the current agents so unfortunately the proposals cannot be compared. He said his property and auto premium is some \$40,000.00 plus less than the expiring premium. Mr. Dawson informed the Board his company has insured the City of Port St. Joe, Wakulla County, Gulf County, Jefferson County, Walton County, Jackson County and Santa Rosa County. He encouraged the Commissioners to check with these counties to see how they felt about his company or services they provide. Commissioner Mosconis said he would like for Mr. Pierce to meet with Ms. Williams, Finance Officer, to look over this proposal and come back to the Board with a recommendation. Commissioner Mosconis then made a **motion directing Mr. Pierce to schedule a meeting with Ms. Williams to review this proposal, compare the current providers premium to Mr. Dawson's premium and come back to the Board with a suggestion or recommendation.** He said the County might be able to save some money. Mr. Pierce stated he didn't mind doing this, however he knew Ms. Williams was very busy this time of year with the preparation of the new budget for final approval. He stated he would try

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to check with her to see if she had time to do this. Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

COMMISSIONER MOSCONIS

(Tape 2-1780) Commissioner Mosconis said the local oyster industry finds itself with no worker's comp coverage. He asked Mr. Dawson if he was familiar with the problem, but his company only provided insurance to public entities. Mr. Dawson replied it was a statewide problem and crossed across many business lines. He explained this was a result of a Worker's Compensation Reform Act, which objective was to fix some of these loopholes, shore up some of the problems existing in worker's comp claims. He said however, the Governor asked the insurance companies to reduce the worker's comp rates by 14%, which in terms inside the industry, sent the insurance companies back out prior to the reform taking effect. He said the Governor wanted reduced rates, causing the insurance companies to make less money with no chance to recoup some of the losses they have had in the past. He stated he felt, in the future, it would get better. After further discussion as to how the County could help the oyster industry with this insurance problem Commissioner Mosconis said he was going to make a **motion directing the County Attorney to check with the County's Labor Attorney to see if there is a way "Oyster Shuckers" could be designated as "Independent Contractors" for worker's comp purposes.** Commissioner Creamer said he thought this was where the trouble was. He stated the oyster house owners were having to pay for worker's comp insurance on each shucker, etc. Commissioner Putnal said he would second this motion because he wanted to help any way he could. All for. **MOTION CARRIED.**

(Tape 2-2197) Mr. Pierce reminded the Board he would be on vacation the week of September 22, 2003.

TOM HOFFER-PUBLISHER-FRANKLIN COUNTY CHRONICLE


(Tape 2-2204) Mr. Hoffer said the Concerned Citizens of Florida, Inc. has announced they are going to file a lawsuit against Franklin County on September 18, 2003 in Federal Court regarding the redistricting issue. He asked the Commissioners if they had taken any position concerning redistricting as of today. He said he understood there had been communication between the attorney for the citizens, Robert Rivas, and the County Attorney. Mr. Shuler said the correspondence between he and Mr. Rivas has been in response to a public records request sent in by Mr. Rivas. He stated he was sure Mr. Rivas would contact him once he had a chance to review the material he mailed him. Mr. Shuler said he has not seen a draft of any lawsuit mentioned by Mr. Hoffer.


TOM ADAMS-SGI

(Tape 2-2356) Mr. Adams said he wanted to comment on what Mr. Pierce informed the Board of this morning concerning Resort Village on SGI. He reminded the Board the request by Phipps Ventures is for the land to be converted to 4.3 units per acre. He said he just wanted to remind the Board about the issues concerning the Resort Village DRI and refresh the Board's memory that the original developers of the Resort Village Project on SGI originally requested the Board approve the 4.3 units per acre density when it was loaded with condos.

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


_____ **CHERYL SANDERS, CHAIRMAN**


_____ **AMELIA VARNES, DEPUTY CLERK**