

**FCBCC REGULAR MEETING JULY 20, 2004**

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
JULY 20, 2004**

**OFFICIALS IN ATTENDANCE:** Cheryl Sanders, Chairman, Jimmy Mosconis, Clarence Williams, Bevin Putnal, Commissioners, present, Eddie Creamer, Commissioner, absent, Kendall Wade, Clerk, Connie Mckinley, Deputy Clerk, Mark Curenton, County Planner, Michael Shuler, County Attorney.

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

(Tape 1-33) Commissioner Putnal made a **motion to approve the minutes of the special meeting held June 21, 2004.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Commissioner Mosconis abstained from the vote.

(Tape 1-48) Commissioner Putnal made a **motion to motion to approve the minutes of the meeting held July 6, 2004.** Commissioner Williams seconded by motion. All for. **MOTION CARRIED.**

(Tape 1-61) Commissioner Putnal made a **motion to pay the county bills.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-68) Chairman Sanders recognized Ms. Lynn Bannister, Senator Bill Nelson's aid who is present to help with any concerns the Board might have.

(Tape 1-83) Mr. Wade announced that a budget workshop will held next Monday, July 26, 2004 at 9:00 A.M. in the courthouse annex for the fiscal year 2005.

**HUBERT CHIPMAN – SUPERINTENDENT OF PUBLIC WORKS**

(Tape 1-Mr. Chipman reported that Chuck Roberts is doing some work on Twin Lakes Road in Eastpoint, and in the past, he has given the county milled asphalt. He now needs some dirt, rather than take the money out of his budget, Mr. Chipman would like to give him the dirt. Commissioner Mosconis made a **motion to give Mr. Chuck Roberts dirt for work done on Twin Lakes Road, Eastpoint.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-200) Mr. Chipman reported that the Sheriff's Department called him last Sunday to advise him there was a hole in the road in front of the KOA Campground on Alligator Point. Mr. Chipman found that actually part of the rocks along the road had been washed away. Mr. Chipman said he needs rocks or rip rap because the sand is washing away. Mr. Curenton reported that a permit from DEP would be required to put anything more substantial than sand. The Board wanted to know how the county could speed up the permit process for emergency purposes. There was much concern that if something isn't done, people will not be able to get to their homes. Commissioner Mosconis made a

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**motion to have Mr. Curenton contact DEP, Division of Beaches and Shores to proceed with emergency permitting to place rip rap along the road on Alligator Point.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**VAN JOHNSON – SOLID WASTE DIRECTOR**

(Tape 1-273) Mr. Johnson reported that he has received a request from Ms. Charlotte Bacher of St. George Island, requesting on behalf of a group of merchants from the Island, to use the county park. The group wants to hold a four hour children's event at the park on October 10<sup>th</sup> from 5-9 p.m. They will place, at the park, a haunted house, some ghosts and witches and a small live band for entertainment. They will be serving hotdogs and hamburgers to the kids. The group wanted to know what the county requirements were for holding this type of event. There was a question of liability, typically, this would require a separate insurance rider. Mr. Wade said that he would call Craig McMillan, insurance agent and find out about the liability. Commissioner Mosconis made a **motion to allow the merchants from St. George Island to use the county park on October 10<sup>th</sup> for this kid's event.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-348) Mr. Johnson reported that Animal Control Officer Margaret Barber will be absent from work for about six weeks due to non work related surgery. During this time she will exhaust all of her accrued leave and will need approximately 100 hours to continue receiving a paycheck. Several of her co-workers have volunteered to donate some of their sick leave. The Board has granted this type of request in the past and Mr. Johnson is recommending that the Board authorize this. Commissioner Putnal made a **motion to allow co-workers to donate sick leave to Margaret Barber.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-359) Mr. Johnson continued by tell the Board that at 2:00 a.m. on the morning of July 10<sup>th</sup> the office and storage compartment belonging to Waste Management at the transfer station was destroyed by fire. The compactor itself received some damage and should be back in service sometime this week. The Eastpoint Fire Department responded to the fire and had the blaze under control in about an hour. The cause of fire is said to be from an arc inside the breaker box in the office.

(Tape 1-388) Mr. Johnson gave the annual activity report for the Franklin County Animal Control Department. This year's report summarizes all animal control activity throughout Franklin County from July 2003 through June 2004. He also included data from the last two years to serve as a gauge to measure the efficiency of the services this department provides to the public. During the reporting period, 731 dogs and 273 cats were impounded that were either found running at large or turned in by their owners. From this combined total of 1004 animals, the Department turned over 215 to the Humane Society for adoption and gave back ninety-seven to their owners. The remaining 692 animals or 68% had to be euthanized. The Department also issued a total of fourteen

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citations totaling approximately \$600 in fines. Officers investigated nine reported dog bites and attended two animal neglect hearings before the County Judge.

Chairman Sanders was concerned with the number of animals being euthanized. She asked if something could not be done through the Humane Society. Commissioner Putnal asked where the fine money paid goes, and also how much money does the Humane Society save Mr. Johnson's department every year. Mr. Johnson was unsure. Commissioner Putnal asked that Mr. Johnson determine this as budget time is approaching.

Commissioner Mosconis asked who was in charge of keeping up the Island landscaping that was recently installed. Mr. Curenton said that there should not be much maintenance needed.

**BILL MAHAN – COUNTY EXTENSION DIRECTOR**

(Tape 1-509) Mr. Mahan gave the Board a copy of the Florida Sea Grant Program Directory for 2004-2006, "Science Serving Florida's Coast". The booklet provides a brief overview of current research projects and programs conducted by the Florida Sea Grant College Program during the next two years.

Mr. Mahan continued that July 5-9, was the annual Franklin/Holmes 4-H Camp and it was successful with 63 in attendance at the five day camp.

On July 28, the local extension office will be hosting the quarterly district county extension director's meeting. They will be taking a boat ride.

Commissioner Putnal asked about the oyster lab and how it is progressing. Mr. Mahan said they are still looking for a lab technician.

Mr. Mahan reported that in the last couple of weeks, He has been in contact with Dr. Madkour and Phil Manor with FWC about the boat ramp. He talked with Dr. Madkour about the MOU between the County and the FWC and Dr. Madkour said that at this point, an MOU is not necessary for the Florida Boating Improvement Program grant application. Since the property is controlled by FWC, a letter from FWC to Franklin County stating that upon FBIP grant award to Franklin County, a formal Cooperator Agreement/MOU will be entered into between FWC and Franklin County for the period of 20 years after the project completion. This will be sent in lieu of the site control documentation for the grant application. The County should be receiving the letter shortly. Phil Manor was able to provide the Board with a copy of the boundary survey for the Box R to help with the site plan development. The Board asked if the application has been received and if there is any idea when construction can begin. There was some discussion concerning the length of time it has taken to get the application process going.

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**MARK CURENTON – COUNTY PLANNER**

(Tape 1-685) Mr. Curenton told the Board that he has submitted the data and analysis for the land use changes the County included in the Comprehensive Plan. The County can expect the report back from DCA shortly after September 12.

(Tape 1-700) Mr. Curenton continued by telling the Board that he needs authorization for the Chairman to sign a new CDBG Signature Authority Form with a revised address. Commissioner Mosconis made a **motion to authorize the Chairman to sign a new CDBG Signature Authority Form with a revised address.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-720) Mr. Curenton reported that the St. George Island Civic Club has been paying the electric bill for the County park at the end of Franklin Boulevard. They have requested that the County take over the responsibility for this expense. Commissioner Mosconis made a **motion to include the electric bill expense for the county park on Franklin Boulevard on St. George Island in the new budget cycle.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

Commissioner Mosconis asked that the cities be notified of the Blue Wave campaign, a program which will declare the local beaches clean.

(Tape 1-740) Mr. Curenton made the Board aware that there are still two seats vacant on the Board of Adjustment. One is an alternate position and one is a regular member. There are also two seats vacant on the Planning and Zoning Commission. The Board asked that Ms. Segree be notified by formal letter of her appointment. Commissioner Mosconis made a **motion to write Bonnie Segree a letter and ask her to accept the position on the Board of Adjustment.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-830) Mr. Curenton told the Board that Franklin County has received a letter from the Florida Department of Environmental Protection notifying the County that they are updating the Florida Beach Management Program Long-Range Budget Plan. This will be used to request funding from the legislature for local projects, such as the Alligator Point Beach renourishment. DEP has asked the County to submit projects for ranking and inclusion in this plan. Mr. Curenton said he has passed this information on to the county engineers so they can prepare the documents to submit for Alligator Point. The Board was very supportive of this action. The Board wanted to submit the Alligator Point Beach renourishment as a number one project.

Commissioner Putnal asked if there has been any progress with the dredging of the Eastpoint Channel. Mr. Curenton said it is his understanding that this is supposed to be done this winter.

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**PUBLIC HEARING – ADOPTION OF COMP PLAN AMENDMENT AND REZONING OF THE SOUNDINGS.**

(Tape 1-936) Mr. Curenton told the Board that in November of last year, the county held a transmittal hearing concerning 30+ acres on property located in the Yents Bayou area. The owners are requesting the property be rezoned from R-3, one unit per five acres to R-1, one unit per acre. The problem is that when the property was originally rezoned from Agricultural to Residential, DCA required the county put language in the comprehensive plan that if this property ever went to a density higher than one unit per five acres, it would require changing the comp plan and providing additional information concerning the feasibility of extending central water and sewer to the property. The owners have provided this information and DCA has accepted this documentation. There were two objections to this request, one is that this property is currently in the Coastal High Hazard area. Under the revised comp plan, this property will not be included in the Coastal High Hazard area, the other objection was DCA wanted more information concerning the suitability of this area for the location of septic tanks. The applicants have provided this data, and the health department has provided evidence that septic tanks are suitable for this site. It was agreed that this property has a fairly high elevation. There was some discussion concerning this site. Mr. Curenton said he has a sign up sheet from DCA of anyone who is interested in receiving notice when DCA issues their Notice of Intent. There was no public comment. Mr. Curenton explained that basically the motion should read that the county approves the amendment to the Comprehensive Plan, to amend one sentence in Policy 2.2D1 of the Land Use Element.

(Tape 1-1259) Commissioner Putnal made a **motion to approve the amendment to the comprehensive plan concerning The Soundings.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1315) Commissioner Putnal made a **motion to approve the rezoning from R-3 Single Family Estate Residential to R-1 Single Family Residential.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

((Tape 1-1322) Mr. Curenton continued his report by telling the Board that, also related to Alligator Point, Colonel Robert B. Keyser of the Army Corps of Engineers has written the County in reply to our letter of May 17<sup>th</sup>, in which the County indicated we preferred the beach renourishment option over extending the revetment for protecting Alligator Drive. In their letter, the Corps indicates that the beach renourishment option is not guaranteed and urges the County to reevaluate our position on extending the revetment. Mr. Curenton has not yet discussed this with Colonel Keyser. Chairman Sanders said the Board needs to continue with beach renourishment. Chairman Sanders asked Ms. Banister if Senator Bill Nelson would help with this situation. She said that he would be willing to help. Mr. Curenton was asked to get Ms. Banister all correspondence and documentation concerning this beach renourishment. There was much discussion concerning this matter.

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**PUBLIC HEARING – LOT 26 CANNONBALL ACRES, DOG ISLAND FROM P-1 PRESERVATION TO R-1 SINGLE FAMILY RESIDENTIAL.**

(Tape 1-1601) Mr. Curenton explained to the Board this is a 4.1 acre parcel located between existing residential property. Mr. Wood, the proposed property owner is planning to trade property with the Nature Conservancy for property they own. There is one concern, the surrounding property is zoned R-3 which is one unit per five acres, but because of erosion, the proposed property does not have five acres total. After discussion, the property owner has agreed to have documentation in place that would allow him to build only one home on this four acre parcel. There was some discussion concerning what type of documentation would be required. Mr. Shuler agreed that he would draft something that would limit Mr. Woods to one unit and this would be recorded in the public records.

(Tape 1-1770) Mr. Wood appeared before the Board and explained why he wants to trade property with the Nature Conservancy. Basically, the Wood's property will extend the Nature Conservancy property in an area that is very sensitive. In return the Woods will get property that is currently zoned preservation, but is surrounded by residential property. Mr. Woods said that he has no problem agreeing to building only one house. Commissioner Putnal made a **motion to approve the landuse change of Lot 26, Cannonball Acres, Dog Island from Preservation to Residential contingent upon stipulation to build one house.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

Commissioner Putnal made a **motion to approve the rezoning of Lot 26, Cannonball Acres, Dog Island, from P-1 Preservation to R-1 Single Family Residential contingent upon stipulation to build one house.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**PUBLIC HEARING – REZONING OF LOT 5 GULF VIEW WOODS, EAST OF LANARK FROM R-1 SINGLE FAMILY RESIDENTIAL TO R-1A SINGLE FAMILY RESIDENTIAL SUBDIVISION.**

(Tape 1978) Mr. Beecher Lewis is requesting that Lot 5, Gulf View Woods, east of Lanark be rezoned from R-1 Single Family which is one unit per acre to R-1A Single Family Residential Subdivision which will allow three units per acre. The requirements for this rezoning include availability of central water and sewer and the project be located on a paved road. Mr. Lewis' property meets both of these requirements. It was determined that this type of rezoning has been done in this vicinity previously. There was no public comment. Commissioner Williams made a **motion to approve the rezoning of Lot 5, Gulf View Woods, from R-1 Single Family Residential to R-1A Single Family Residential Subdivision.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

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**PUBLIC HEARING – LAND USE AND REZONING OF A 9.27 ACRE PARCEL LOCATED IN EASTPOINT OFF OF ISLAND DRIVE AND PATTON DRIVE FROM P-1 PRESERVATION AND R-1 RESIDENTIAL TO Z-1 PUBLIC FACILITIES.**

(Tape 1-2093) Mr. Curenton explained that this property was purchased by the State several years ago to preserve the Cat Point oyster bar. DEP is now planning to build their new Estuarine Research Reserve facility on this site. Commissioner Mosconis asked Mr. Curenton what the flood zone for this parcel is. Mr. Curenton said the property, for the most part is located in a velocity zone and would be considered a High Hazard area. It would have to meet all construction requirements for this zone. There was some discussion concerning the fact that this property is in a High Hazard, velocity zone. Commissioner Putnal asked if anything had been done concerning moving dirt for the new school between Eastpoint and Carrabelle as discussed at a previous meeting. Chairman Sanders said that so far nothing has been done.

Commissioner Mosconis made a **motion to approve the land use change of a 9.27 acre parcel located on Patton Drive and Island Drive in Eastpoint from Preservation and Residential to Public Facilities.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

Commissioner Mosconis made a **motion to approve the rezoning of a 9.27 acre parcel located on Patton Drive and Island Drive in Eastpoint from P-1 Preservation and R-1 Single Family Residential to Z-1 Public Facilities.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

**BID OPENINGS FOR SHERIFF'S DEPARTMENT GENERATOR**

(Tape 1-2404) Mr. Wade told the Board five bids have been received for the generator and installation of the generator. The bids were as follows: Bay Building & Repair gave choice of three units, Ring Power Corporation in the amount of \$36,390, Kossen Equipment, Inc, Mobile, Alabama, in the amount of \$38,538, Contractors Depot in the amount of \$ \$44,428. The installation bids were as follows: Jankowski Electric in the amount of \$22,125 and Alternative Electric in the amount of \$2,987. The Board ask Ginger Coulter along with other representatives from the Sheriff's Department to review the bids and come back later in the meeting with a recommendation for the Board.

**CHAD GUNTER TO DISCUSS RIP RAP REVETMENTS ALONG COUNTY OWNED PROPERTY.**

(Tape 1-2750) Mr. Gunter appeared before the Board, representing Drew Smith a property owner on St. George Island. He told the Board that at Patton and Bruce Street on St. George Island, there is extensive erosion along the county road end. He asked that the Board allow the property owner to construct a revetment to prevent any further erosion on this property. He produced photos to illustrate the amount of erosion in this area. Mr. Curenton explained that this Board would have to address this matter as this is county owned property. Mr. Gunter explained that before the property owner goes to the state for any permits, they need approval from the county because this is county owned property. Mr. Shuler explained that this is much like a request the board addressed at the

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last meeting when someone wanted to build a pier off of county property. Mr. Shuler said there may be a liability issue. Commissioner Putnal was concerned that the county would give permission for this revetment and thereby deny access to the water for the public. Mr. Shuler said that the county is not giving anything away, the property owners would need to sign an agreement recognizing that if the county needs to use that water access they can do so. Mr. Shuler told the Board he would draft an agreement and bring it back at the next meeting for the Board's review.

(Tape 1-3046) Mr. Curenton continued with his report by telling the Board that the Building Department is running out of room to store old building permits. He proposed just keeping permits for 10 years and then disposing of them. Commissioner Mosconis asked if there was any statute that addresses the length old documents need to be kept. Mr. Shuler said he would research this. Commissioner Mosconis made a **motion to have the county attorney research the length of time documents need to be kept and allow the building department to follow this.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

Chairman Sanders asked the status of the CDBG Grant for Lanark Village. Mr. Curenton said that Preble Rish has completed the design for the 100 year storm and turned it in to the State for their consideration, and is now in the review process. We are hoping that the entire project will be funded.

**RACHEL WARD – PLANNING & ZONING COMMISSION REPORT**

(Tape 1-3164) Ms. Ward gave the following recommendations from the Planning and Zoning Commission meeting at their July 8<sup>th</sup> meeting. They recommended approval of the following three dock applications:

(Tape 1-3195) William Bassett to construct a single family dock at 401 East Sawyer Street, Lot 5, Block 81, Unit 5, St. George Island. Commissioner Mosconis made a **motion to approve the construction of a single family private dock on Lot 5, Block 81, Unit 5, St. George Island.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3237) Bert Pope to construct a 500 ft fishing pier at 3186 US Highway 98, St. James (This is the old Lorenzo's property). Commissioner Mosconis made a **motion to approve the construction of a fishing pier at 3186 US Highway 98, St. James.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3255) Bruce McLeod to construct a single family private dock at 505 West Sawyer Street, Lot 20, Block 89, Unit 5, St. George Island. Commissioner Mosconis made a **motion to approve the construction of a single family private dock at 505 West Sawyer Street, Lot 20, Block 89, Unit 5, St. George Island.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**



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(Tape 1-3295) Ms. Ward reported that the Commission recommends approval of a request to rezone Lot 92, Tarpon Shores, 128 Otterslide Road, Eastpoint, from R-2 Single Family Mobile Home to R-4 Single Family Home Industry for Karen Stephens Sykes. Commissioner Mosconis made a **motion to schedule a public hearing.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3335) The Commission recommends approval of a request to rezone Lot 1, Block 1, Lanark Village from R-1 Single Family Residential to R-5 Multi-family for Ron Gray. The parcel is located across the street from the apartments and because of the size lot, which is a little less than one acre, this would allow Mr. Gray to build one additional unit on the property. There is currently an existing house which he would leave, he wants to building one additional house for a total of two units. Commissioner Putnal made a **motion to schedule a public hearing.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3388) The Commission recommends the Board correct a scrivener's error at 18 North Franklin Street, Eastpoint. The property is currently zoned R-4 and the Commission feels it should be zoned C-4 Residential Mixed Use. The property is owned by Buck Cash, who has his a/c business on the property. Ms. Ward stated she had researched the property records to find that a funeral home was built on the property in the late 1970's and operated for several years. Since that time, the property appears to have been used as commercial (the nursing home located its business office there for several years) with a residence periodically being located on the property. Mr. Cash wants to expand his business and found that the property is zoned residential. Commissioner Putnam made a **motion to correct the scrivener's error and zone the property at 18 North Franklin Street C-4.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3388) Ms. Ward continued by telling the Board the Commission recommend sketch plat approval for a 15.71 acre parcel to be subdivided into four lots to be known as Kelly's Landing. This approval is contingent upon the rezoning of the parcel which is scheduled in August, the use of aerobic systems for sewage treatment and one multifamily dock for the subdivision. This request was submitted by Garlick Environmental Associates, Inc., agent for Coastline Properties, LLC. The Board asked for a map showing the property. The property is located off of River Road. Commissioner Putnal made a **motion to approve sketch plat for a 15.71 acre parcel to be subdivided into four lots to be known as Kelly's Landing.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3543) The Commission recommends approval of a final plat for a 5 lot subdivision known as East Bay Coloney. This is a 10.27 acre parcel located in Sections 25 and 26, Township 8 South, Range 7 West, South Bayshore Drive, Eastpoint. The request is submitted by Garlick Environmental Associates, Inc., agent for Fighting Chairs Partners, LLC. Ms. Ward explained that this parcel is located next to the Las Brisas

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Subdivision on South Bayshore Drive. Commissioner Putnal made a **motion to approve final plat of a five lot subdivision to be known as East Bay Coloney.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3534) Ms. Ward reported that the Commission discussed having two meetings a month, alternating between the Courthouse Annex and the Senior Center in Carrabelle. No decision was made. This Planning & Zoning Commission meeting was fairly short and the next time there is a lengthy meeting, the Commission will again consider having two meetings a month.

(Tape 1-3543) Ms. Ward reported that the Commission members asked if the Planning & Zoning Commission report could be given earlier in the meeting as they have to wait until the end of the meeting and feel there are many important issues that could be addressed earlier in the meeting. It was suggested that this report could come after Hubert Chipman and Van Johnson's report. Commissioner Putnal made a **motion to move the Planning & Zoning Commission meeting report after the Department Heads report.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**PUBLIC HEARING – PARTIAL PLAT ABANDONMENT – LOTS 18, 19, 20, BLOCK Y, LANARK BEACH**

(Tape 1-3677) Everitt Hawker, on behalf of L & H Investments, appeared before the Board and requested abandonment of lots located on the beach front. Mr. Hawker presented a map showing how the lots will be reconfigured. This has been advertised in the local newspaper. Chairman Sanders asked if notices have been sent to the adjacent property owners. Ms. Ward was asked to address this issue. Ms. Ward told the Board that an outside party generally does the advertisement. Mr. Shuler said that generally certified notices are not sent for these types of notices. The advertisement meets the statutory criteria for this abandonment. Mr. Shuler said that it doesn't appear that this will increase density or lots sizes. These are consistent with lots in the neighborhood. The property owner said that he has not spoken to any other property owner in the area. The property owners said that these lots will be about sixty eight feet wide and the others in the area will be fifty feet wide. Commissioner Putnal made a **motion to approve contingent upon the adjacent property owner begin notified by certified mail.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**PATRICIA POWELL – RETIREMENT PLAN PRESENTATION**

(Tape 2-399) Ms. Powell, District Manager of AIG Valic Financial Advisors, Inc. in Tallahassee appeared before the Board to discuss retirement plans for governments. She stated they specialize in tax deferred annuities. She asked that this information be distributed to the county employees. This would allow employees to pay directly into their retirement plans.

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(Tape 2-530) Ginger Coulter with the Sheriff's Department came back before the Board with the results of their review of the bids for the Sheriff's Department generator. She recommends that the Board award the bid for installation to Alternative Electrical in the amount of \$2,987. They recommend accepting the bid from Ring Power in the amount of \$36,390. Commissioner Putnal made a **motion to accept the bid from Alternative Electrical for installation of the generator in the amount of \$2,987, and Ring Power for the generator in the amount of \$36,390.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-570) Ms. Coulter addressed the Board asking for additional money for inmate medical needs. She said that about a month ago, the Board authorized \$25,000 in additional funds, that has just about been exhausted, and she is asking that the Board authorize another \$35,000 from contingency. Commissioner Putnal made a **motion to authorize \$35,000 from the contingency fund for inmate medical needs.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Mr. Wade was asked about insurance to cover inmate medical needs. Mr. Wade said he has not been able to find any insurance to cover this.

Ruth Williams asked where the money for the generator is going to come from. There is about \$80,000 left in contingency. There was discussion concerning looking for grants to pay for the generator. Commissioner Mosconis made a **motion to have Ms. Williams identify money from the emergency management grant to use for the generator and take the remaining funds necessary from the contingency fund.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**KENDALL WADE – CLERK**

(Tape 2-743) Mr. Michael Lake, CEO of Weems Memorial Hospital appeared before the Board to discuss three issues. He said that currently, they are up to date on their lease, the second issue is medical malpractice insurance. He has not been able to find any insurance that would meet the requirements of the lease. There was some discussion concerning self insurance. He also said his workers compensation insurance has gone up. He asked that the Board amend the current lease and allow him to carry the state minimum which is 750,000/1,500,000. Commissioner Putnal asked if there is anything Senator Nelson could do as this is a rural community hospital. There was much discussion concerning the problems with medical malpractice all over the country. Mr. Shuler said that they could change the contract to allow the above insurance requirements either by an addendum to the contract or simply by waiving the default. Commissioner Putnal made a **motion to amend the contract to reduce the insurance coverage from 1,000,000/3,000,000 to 750,000/1,500,000.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1130) Chairman Sanders asked Mr. Lake about the taxes being in arrears. He stated he has talked with Mr. Harris. Currently, there are \$41,000 owed in back taxes and he has agreed to pay these over a six month period.

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(Tape 2-1137) He said that other small county hospitals, offer free care if the county will forego the taxes. He talked about all the updated equipment that the Hospital now offers. He is asking that next year the county consider working with the hospital on the tax situation. There was much discussion concerning the financial situation of the Hospital. Commissioner Mosconis asked how the staff feels about how the hospital is operating.

(Tape 2-1403) Mr. Lake was asked if Medicare still has a program that will help subsidize small counties. Mr. Lake said that what Medicare subsidizes is very small considering the costs of operating the hospital.

(Tape 2-1492) Mr. Wade continued his report by saying he has been in contact with Jacksonville Communications concerning the speakers, he has not yet heard from them. He asked for permission to check into digital recording systems. The County has had problems with this recording system. He will check further and hopefully report at the next meeting.

(Tape 2-1529) Mr. Wade reported that he had spoken to Janice Watson concerning the Revolving Loan Fund that the county has through the Apalachee Regional Planning Council. We still have three people who are making payment to the Revolving Loan Fund. The Revolving Loan Fund was addressed during the county audit. This is because there were recipients who never paid on their loans. There were no funds included with the Revolving Loan Program to pursue through the court system, collection of these funds. The Board will have to direct someone to pursue collection through the court system. Mr. Shuler said his concern is that is it even feasible to pursue collection of these defaulted loans. He is not sure that these debts are even reasonably collectable. It was agreed that Mr. Wade would get with Ms. Watson to see if they are even pursuable. Commissioner Mosconis feels that this should be the responsibility of the Regional Planning Council as they wanted to administer this program. There was much discussion concerning this matter.

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

(Tape 2-1850) Mr. Shuler reported that he has three ordinances that will be address at a public hearing. He has a recommendation to settle the Thom Lewis suit concerning the low water crossing on St. George Island. Mr. Shuler has prepared a written agreement which the attorney for Mr. Lewis wants the county's signature to be included. Mr. Shuler explained that by signing the agreement Mr. Lewis agrees to waive any future claims in consideration of the county building the low water crossing. The second item, they want a specific time frame for construction. He recommends 120 days. It was estimated that construction of the crossing would be about \$2,000. The other two issues they want included are contractual rights to have the county maintain the low water crossing and swale. Mr. Shuler feels this is not necessary as the county is already responsible for maintaining infrastructure so no contract is needed. The other issue they want is to add a requirement to the agreement that if either party had to go to court to enforce this agreement, that the prevailing party would be responsible for attorney fees. Mr. Shuler

recommended they not agree to this part of the agreement. He does not have a problem with the time frame of 120 days or signing the agreement. Commissioner Mosconis made a **motion to accept Mr. Shuler's recommendation to include the county's signature on the agreement and to place a time frame on construction.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

**PUBLIC HEARING – TOURIST DEVELOPMENT COUNCIL ORDINANCE**

(Tape 2-2140) The first ordinance to be addressed is an ordinance establishing the Franklin County Tourist Development Council, providing for severability and appointing members to the County. Mr. Shuler outlined the ordinance and the establishment of the Tourist Development Council. Commissioner Putnal made a **motion to approve the Ordinance establishing the Franklin County Tourist Development Council, Providing Severability and Appointing Members to the County.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2312) Mr. Shuler explained the remaining two ordinances deal with additional court costs. Mr. Shuler told the Board that these ordinances are being proposed as a result of Article V, in order to address the problem of disparate court funding throughout the state.

(Tape 2-2375) Chief Judge Francis was present to address any questions. Funds coming from these two proposals will help to pay for things like the digital recording discussed earlier in the meeting. The first ordinance requiring \$15 will be applicable to traffic violations, the \$65 will be applicable to criminal charges. He explained what these fees will help to fund. He discussed at length some of the advantages that will come from charging these fees.

(Tape 2-2847) Commissioner Mosconis made a **motion to approve an ordinance providing for the assessment of additional court costs in criminal cases; providing for conflicts; providing for severability; and providing an effective date (\$65.00).** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2887) Commissioner Mosconis made a **motion to approve an ordinance providing for a surcharge to be assessed in non-criminal traffic cases, providing for conflicts; providing for severability; and providing an effective date (\$15.00).** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2893) Mr. Shuler reported that the resolution opposing the FWC rule concerning dog hunters was completed and submitted.

(Tape 2-2910) The St. George Island pier contracts were mailed out to Mr. Sewell at his street address and were returned as being an incorrect address. It has now been mailed to his Post Office Box.

**FCBCC REGULAR MEETING JULY 20, 2004**

**FCBCC REGULAR MEETING JULY 20, 2004**

(Tape 2-2940) Mr. Shuler said he has been in contact with Mr. Dwyer concerning the pier they want to build in connection with Lakes on the Bluff and asked for construction drawing of the proposed pier and he is waiting on a response.

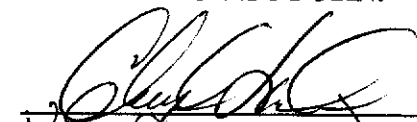
(Tape 2-2982) Ms. Dixie Partington appeared before the Board requesting financial help with the Dixie Theater. She detailed all the benefits that the Dixie Theater has given back to Franklin County. She asked that \$25,000 be set aside for the fiscal year 2005 for this organization. She was asked to come to the county budget meeting on Monday afternoon.

(Tape 2-3316) Mr. Roger Martin appeared before the Board concerning the fishing pier. He said there are no trash facilities, bathroom facilities, etc., and they do not need to be opened until these facilities are in place. The Board agreed that the county has not yet taken over the bridge facilities.

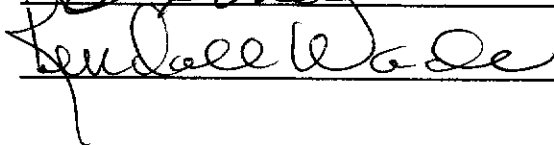
(Tape 2-3380) Chairman Sanders said that the SHIP program has been signed and it has been brought to her attention that the county has a bid policy of \$5000. Mr. Shuler said that this has routinely been applied to goods, but not service contracts. There was some discussion concerning this matter.

(Tape 2-2540) Commissioner Putnal asked what the hold up is on the paving projects. Mr. Curenton reported that the bids are to be opened at the August 3<sup>rd</sup> Board meeting. David Kennedy suggested that a notice be put in the paper listing the roads to be paved.

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



**CHERYL SANDERS, CHAIRMAN**



**KENDALL WADE, CLERK**