

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
FRANKLIN COUNTY COURTHOUSE ANNEX  
APRIL 20, 2010  
9:00 AM**

**Commissioners Present:** Joseph Parrish – Chairman, Noah Lockley – Vice Chairman, Cheryl Sanders, Pinki Jackel, Bevin Putnal

**Others Present:** Marcia Johnson – Clerk of Court, Alan Pierce – Director of Administrative Services, Michael Shuler – County Attorney, Michael Morón – Board Secretary

**Call to Order (9:02 AM)**

Chairman Parrish called the meeting to order.

**Prayer and Pledge (9:03 AM)**

There was a Prayer followed by the Pledge of Allegiance.

**Approval of the Minutes - April 6, 2010 Regular Meeting (9:03 AM)**

**Motion by Sanders, seconded by Jackel, to approve the minutes of the April 6, 2010 Regular Meeting; Motion carried 5-0.**

**Payment of County Bills (9:04 AM)**

**Motion by Putnal, seconded by Jackel, to approve the payment of the County's Bills as presented; Motion carried 5-0.**

Mr. Pierce stated that Dan Tonsmeire, of the Apalachicola Riverkeepers, would like to discuss a meeting with the Army Corps of Engineers.

Mr. Tonsmeire discussed a June 16, 2010 breakfast meeting with the new General of the South Atlantic Division of the U.S. Army Corps of Engineers. He said there will be discussion of the concerns and needs of the Apalachicola River.

The Board and Mr. Tonsmeire discussed this event further.

**Wesley Tice – Franklin County Health Dept. Community Wellness Outreach Event on April 23, 2010 (9:09 AM)**

Mr. Tice invited the Commissioners to an Open House event on April 23, 2010 between 6:00 – 9:00

PM at the Franklin County Health Dept.

Mr. Tice also discussed House Bill 7223, the new Medicaid Reform Bill proposed in the State's Legislature, which will completely reorganize Medicaid in the State of Florida. He said it will affect the County's Health Department and approved community providers will be the only providers of services for Medicaid recipients. He said House Bill 7224, appropriations Bill of a \$40 million cut to County Health Dept's., which would reduce Franklin County Health Dept.'s revenue by \$248,000. He said the Senate version of the Bill would only be an \$8 million cut.

Mr. Tice asked the Board to contact their Legislative Delegation and ask them to support the Senate version and not the House version of Bills 7223 and 7224.

The Board and Mr. Tice discussed this matter further.

Mr. Tice discussed a Federally Qualified Health Center (FQHC) like model and said he is working with a colleague to establish one for Franklin County and would come back before the Board in the future.

**Motion by Lockley, seconded by Sanders, to direct Staff to contact Legislative Delegation, on behalf of the Board, to not support House Bills 7223 and 7224, but to support the Senate version as soon as possible; Motion carried 5-0.**

Commissioner Putnal asked for an update on the repairs of the Apalachicola Health Dept.

Mr. Pierce said they hoped to be back in the building by July but he isn't sure if they will meet that deadline at this time. Mr. Tice informed the Board that he had received an additional estimate from the engineer on the repairs that need to be done. Mr. Pierce said the request for an additional \$75,000 came in late yesterday afternoon and he had planned to discuss it with the Board at a later date.

There was further discussion on this matter.

Chairman Parrish asked for a copy of the information received for the new estimate for construction on the Health Dept.

**Doris Pendleton - Property Appraiser - Clarification on Property Records (9:31 AM)**

Doris Pendleton, Property Appraiser, along with Joseph Ferrell, GIS Specialist, wanted to clarify statements made by Pam Brownell, Emergency Management Director, regarding the Property Appraiser's database, at the April 6, 2010 Board Meeting. Mrs. Pendleton said she wasn't being negative against the EOC because she realizes they have a tough job, but she did want to clarify the discrepancies found by EOC. She explained that homes constructed early in the year could not be picked up until January 1<sup>st</sup> of the following year, according to Florida Statutes, so it may seem as though it was overlooked when going by the database. She said another example would be mobile homes that are not showing on the database because the property owner and the mobile home owner are different individuals and are taxed by different authorities. She said the only mobile homes that show on the database are those which show the same owner for the mobile home and the property.

Mrs. Pendleton said she spoke with Mrs. Brownell about one particular parcel that had been issued a permit but did not have a CO (Certificate of Occupancy), which is the result of the property owners dragging their feet to keep from putting it on the Tax Roll.

Mrs. Pendleton said there was also misinformation between her Office and the EOC Office concerning mailing addresses. She said the Property Appraiser's Office is more concerned with mailing addresses, so that property owners are sure to receive their tax statements and the EOC is focused on 911 addresses. She said the Property Appraiser's Office has a very accurate list of mailing addresses but does not have the resources to tie in 911 addresses to the database, although they do key in 911 addresses as they are available to them.

Mrs. Pendleton commended Mrs. Brownell and the EOC for the job that they do.

Chairman Parrish asked Mr. Pierce to elaborate on Fairpoint's upgrade to the 911 Communications System.

Mr. Pierce explained that the Sheriff's Dept. has a grant to pay for upgrading the 911 System to a 2<sup>nd</sup> or 3<sup>rd</sup> Generation System, which would have a map displayed in the dispatch area. He said this map would have a great deal of information available, which would allow the dispatchers to give responders more detailed information when responding to a 911 call. Mr. Pierce said the dilemma with this new system is that the base map, which will provide information to the 911 System isn't completed and asked Mrs. Pendleton to explain where her Office stands with completion of the base map.

Commissioner Putnal and Mr. Pierce discussed problems with road and street names not being consistent in order for the maps to be correct. Mr. Pierce said this would cause a lot of extra work with creating the base map.

Chairman Parrish and Mr. Pierce discussed that Liberty and Calhoun Counties will share this 911 System and will be back up for each other in the case of system failures. Mr. Pierce said in the past, with the current 911 System, there has been no way to use a back up due to a power outage but with the new system, Liberty or Calhoun could pick up Franklin County's 911 System and help dispatch calls, but the base map has to be completed to allow for this to happen. It would also allow for Franklin County to help Liberty and Calhoun Counties in the same situation.

Chairman Parrish said it was important to move forward to establish the base map to be able to interact with the new 911 System.

Mr. Pierce said Pat McWhinnie, of the Franklin County Sheriff's Dept., is looking at other counties to see how this map could be completed.

Commissioner Sanders expressed concerns about the possibility of penalties being imposed because grant money has been used but the project is not completed.

Mr. Ferrell stated that the data on the map is currently about 50% accurate right now. He said with a perfect base map there are numerous usage capabilities, especially with the 911 System. Mr. Ferrell explained that the GIS map works the same as Google Earth, so by clicking on a parcel you would be able to determine all information about the property, such as the street it is located on, square footage and property owner. He said the current map isn't a very good one which had prompted him to contact the Department of Revenue, FEMA and several firms trying to find out the best way to update the map. Mr. Ferrell said he isn't able to fix the map by himself and he hasn't been able to find the funding it would take to complete the map. He said as time goes on, the cost of completing the map goes up, with the current cost at \$7.50 per parcel, which is what the vendor charges. Mr. Ferrell said the cost of accurately completing the map would be in the neighborhood of \$100,000.

The Board discussed the possibility of finding a funding source to help with completion of the map.

Chairman Parrish suggested letting Mrs. Pat McWhinnie work on this map, but in the meantime search for some type of funding source and said he would like to address this item at the next meeting after the Board has received additional information on this matter.

### **Department Supervisors Report**

#### **Hubert Chipman – Superintendent of Public Works (9:52 AM)**

Mr. Chipman presented his report to the Board.

Mr. Chipman updated the Board on shoulder work on roads and other work throughout the County. He wanted the citizens to know that Avenue A in Eastpoint has not been released for shoulder work at this time.

He also said that Mosquito Control had started in the County.

Commissioner Sanders thanked Mr. Chipman on work completed thus far, especially with working around the vacant position at the Road Dept. Mr. Chipman said he is working on filling the position.

**Motion by Sanders, seconded by Putnal, to give Mr. Chipman permission to fill the vacant position, at entry level, at the Road Department; Motion carried 5-0.**

Commissioner Sanders stated that all Department Heads are to come before the Board, not a Staff member, if there are problems.

Commissioner Jackel asked for Board support to install stop signs on Pine, East 6<sup>th</sup> and West 6<sup>th</sup> Streets on St. George Island.

**Motion by Jackel, seconded by Sanders, to install stop signs on St. George Island; Motion carried 5-0**

Commissioner Lockley asked Mr. Chipman to look into a drainage problem on 9<sup>th</sup> Street.

**Motion by Lockley, seconded by Jackel, to clean 9<sup>th</sup> street ditches; Motion carried 5-0.**

#### **Dan Rothwell – Report - Item 2**

Mr. Rothwell asked to discuss Item 2 on his report so that all other Department Heads are updated on this issue.

##### *2. Chili Drive Drainage Survey and Design:*

*Survey has been complete at a value of \$1,500.00 and design plans are at 40% at a value of \$6,000.00. The intent of the project is to drain the area of West Gorrie Drive at Chili Boulevard and Chili Boulevard at West Gulf Beach Drive.*

Commissioner Sanders asked Mr. Chipman to work with Mr. Johnson on problems where trash is left for pickup on the sides of the road.

Commissioner Putnal asked Mr. Rothwell and Mr. Chipman to look at ditch drainage problems on Ridge Road and Buck Street in Eastpoint.

**Tony Attala – Hexaport Building Systems – Updates (10:06 AM)**

Tony Attala, Hexaport Building Systems, thanked the Board for their support and said he had been contacted by companies, such as Hand in Hand, to do some work in Haiti since the publicity he received from a past Board meeting. He said he had not been contacted by anyone from the State.

Commissioner Sanders stated that Mr. Bill Ruic at the Apalachicola Airport had some contact information that might be beneficial to Mr. Attala. She offered, on behalf of the Board, to help in any way possible, aside from monetary contribution.

**Department Supervisors Report Continued**

**Van Johnson – Solid Waste Director (10:09 AM)**

Mr. Johnson had no items for Board action and/or approval.

Mr. Johnson informed the Board that he had made a job offer to Tracey Evans to fill the position left vacant by Freddie Brown's retirement and would be hiring Mr. Evans once he receives required drug testing results.

Mr. Johnson informed the Board that there had been increased bear activity, especially in the Eastpoint and Carrabelle area. He said last week a bear had attacked and killed someone's pet. Mr. Johnson asked the Board to please contact FWC to reconsider their management practices as it relates to bears in Franklin County.

Commissioner Sanders expressed her concerns with the increased bear activity in the County, especially with the recent bear attack on a goat within the Carrabelle City limits and what else could be attacked. Commissioner Sanders asked Mr. Johnson to keep a documented file on bear incidents in the County to present to FWC for some type of proactive action by FWC.

Commissioner Jackel suggested getting this item on the next FWC meeting agenda, which is on April 28th & 29th in Tallahassee. Mr. Mahan said he didn't see a problem with having this put on the agenda.

Commissioner Lockley was against allowing bears to roam around in communities.

**Motion by Putnal, seconded by Lockley, to support Mr. Johnson's request to contact FWC about the increased bear activity in the County and ask Chairman Parrish and Mr. Johnson to attend the next FWC meeting to discuss this matter; Motion carried 5-0.**

Commissioner Putnal asked Mr. Johnson to address the problem of having beach sand mixed with clay,

on the baseball field in Carrabelle. He said it has created a lot of dust. Mr. Johnson discussed the problem, saying that lightning had struck and one of the pumps was out, which prevented watering the fields. Mr. Pierce explained that the problem is that the clay is not wet enough and Mr. Johnson stated that he will add clay to the field.

**Dan Rothwell – County Engineer (10:25 AM)**

Mr. Rothwell stated that the action items in his report had been addressed earlier in the meeting.

**1. BOARD ACTION: Stop Signs on East and West Pine St on St. George Island :**

*Staff requests Board approval to install stop signs on East Pine St at East 6<sup>th</sup> St and on West Pine Street at West 6<sup>th</sup> Street for safety concerns as a result of the special combination of a residential area, mix vehicle use, pedestrians and vehicle speed.*

**2. BOARD ACTION: Indian Creek Breakwater Maintenance:**

*Staff requests Board approval to have the Public Works and Parks and Recreation Departments prepare the site for an inspection by Administrator Leslie Craig of NOAA on Wednesday April 28, 2010.*

**3. 2010 County Paving Project Invoice:**

*Staff has approved consultant invoice of 3/27/10 for \$4,054.85 for professional services.*

Mr. Rothwell clarified that this invoice was paid to Preble-Rish.

**4. 2010 County Paving Project:**

*C. W. Roberts is to be back in Franklin County working in Apalachicola for the upcoming weeks and is working in Lighthouse Estates on road re-construction.*

**5. Ochlockonee Bay Boat Ramp:**

*The Teddar ramp and ramp approach have been installed. The concrete retaining wall is currently being constructed and the beach area has been cleared of construction debris. The dredging around the ramp has not been started yet.*

**6. Chili Dr Drainage Survey and Design:**

*Survey has been complete at a value of \$1,500.00 and design plans are at 40% at a value of \$6,000.00. The intent of the project is to drain the area of W Gorrie at Chili Blvd and Chili Blvd at W Gulf Beach Dr.*

**7. Indian Creek Park Project:**

*Staff has been working with the Apalachicola River Keeper, Apalachicola National Estuary Research Reserve Center staff, and Parks and Recreation Department to continue the beach stabilization project and to schedule planting of marsh grasses behind the break waters.*

**Pam Brownell - Emergency Management Director (10:26 AM)**

Mrs. Brownell had no items for Board action and/or approval.

1. We have Re-Entry out reaches scheduled during the month of April at the following locations.
  - Alligator Point on April 10 (9:00am-12:00) at the Missions by the Sea Church
  - St. George Island on April 14, 21, and 28 (9:00am-12:00pm) at Jay Abbott Fire House
  - Eastpoint on April 15 (10:00am-12:00pm 1:00pm-3:00pm) at the Adult Learning Center
  - Carrabelle on April 22 (10:00am-3:00pm) at the Senior Citizens Center
  - Lanark Village on April 29 (9:00am-12:00pm) Challis Hall

Mrs. Brownell reviewed this schedule, based on a request from Commissioner Sanders.

Commissioner Jackel and Mrs. Brownell discussed scheduling Re-Entry out reaches in the evening to accommodate residents who work.

2. Management Experts, the consultant for the Emergency Management office conducted a School Shooting Table Top Exercise on April 13, 2010 at the Franklin County School. We had great participation from all agencies.

3. Management Experts will be conducting a Full Scale Functional Exercise at the school on April 26, 2010 at 3:00 pm. Commissioners are invited to observe.

Mrs. Brownell asked that the Board members, if possible, to attend this function.

4. April 28 & 29, 2010 I will be attending a Debris Management class in Tallahassee

5. April 9, 2010 we held a Meet the Media Day and served lunch. We had great participation for this.

#### **Bill Mahan - Extension Office Director (10:29 AM)**

*Franklin - UF IFAS Updates*

Mr. Mahan had no items for Board action and/or approval but discussed the following items from his report.

*Invasive Exotic Plant Workshops - The Franklin County Extension Program has teamed up with the Apalachicola Invasive Working Group, the Nature Conservancy and assorted state & federal agencies to schedule a series of Invasive Exotic Plant Workshops. Workshops are scheduled for Gulf, Jackson, Liberty and Franklin Counties. The Franklin County Workshop will be on April 20<sup>th</sup> from 6:00 – 8:00 PM at the Apalachicola National Estuarine Research Reserve.*

*Oyster School – This year's Oyster School is scheduled for April 28 – 29. The Franklin County Tourist Development Council is again providing some financial support for the School though it's Seafood Marketing Funds. Companies sending representatives to this year's school include Darden Restaurants, Disney, Outback, Southern Restaurant Group, Central Seafood, LA Foods and Beaver Street Seafood. We also hope to get a few local chefs to attend. Please note, Commissioners are invited to the ever popular hands-on Sensory Evaluation of Local Seafood Session at 5:00 pm April 28<sup>th</sup> at 13-Mile.*

*Next FWC Meeting - The FWC will meet April 28 and 29 at the Florida Public Safety Institute northwest of Tallahassee. The Commission will consider both inland and marine issues. The sessions will begin at 8:30 a.m. both days and are open to the public. On Wednesday, April 28, the agenda will focus on inland issues. The Commission will discuss amnesty rules for people relinquishing nonnative pets such as pythons. If approved, this will codify the FWC's earlier executive order allowing license holders to accept the unwanted snakes despite Florida Administrative Code prohibitions against unpermitted owners buying, selling or transferring these reptiles of concern.*

*Since FWC staff is requesting substantial changes to the previously advertised amendment and considering a new "conditional species status" that would eliminate these species as pets, staff will recommend the Commission restart the rule-making process with a final public hearing to be held at the June Commission meeting.*

*Commissioners will consider several final rules for captive wildlife. One rule would require new facilities housing Class I, II or III wildlife to meet local building and zoning codes. Another rule amendment would require Class I and II wildlife facilities to make their Critical Incident and Disaster Plans available for inspection by the local emergency manager. More detailed captive wildlife shipping labels will also be considered. Commissioners also will finalize revisions to allowable boat speeds in state manatee-protection zones in Sarasota County. Revisions also include changes to the types of activities that can be covered by permits issued for commercial fishing and professional fishing guide activities. Wednesday's session will include discussions of draft rules for the FWC's approval process for local boating ordinances and uniform marker requirements. Technical corrections to the guidelines for two Boating and Waterways grant programs are proposed for approval. Staff will propose rules related to the taking of wildlife on airport property when necessary to ensure the safety of aircraft and human life.*

*New Florida statutes allow the Commission to issue permits for visitors to engage in recreational activities other than hunting on wildlife management areas, so staff will propose a rule amendment delineating various visitor permit types, associated fee structures and regulation changes for the WMAs. Commissioners will hear updates on its Florida Youth Conservation Centers Network, implementation of the FWC's gopher tortoise management plan and the Northern bobwhite management plan. On Thursday, April 29, the Commission will address marine fisheries issues. The Commission will consider a proposed rule amendment that would apply the same closed season for the recreational harvest of red snapper in Gulf of Mexico state waters as this year's closed season in Gulf federal waters.*

*A final public hearing will be held on a proposed rule that would include all species of bonefish found in Florida in the FWC's bonefish management rules, extend current Florida bonefish regulations into adjacent federal waters, and require that bonefish be landed in a whole condition. In addition, a final public hearing will be held on a proposed rule that would maintain the current number of commercial ballyhoo lampara net endorsements, allow all ballyhoo endorsement holders to sell their endorsement to other commercial fishers from July 1 - March 31 each year, limit any one entity from holding more than two ballyhoo endorsements at any one time, prohibit leasing of the endorsement, and allow only one endorsement per saltwater products license and one saltwater products license to be associated with a single endorsement. Another final public*



*hearing will be held on a proposed rule that would allow oyster harvesters to stow hand tongs on their vessels from sunset to sunrise so they can transit to oyster bars before dawn and begin harvesting oysters at sunrise. The meeting will be held at the Florida Public Safety Institute's Pat Thomas Law Enforcement Academy, 215 Academy Drive, Havana, about 15 miles northwest of Tallahassee, off U.S. 90. Go to <http://academy.tcc.fl.edu> for maps and directions.*

**Recess (10:31 AM)**

Chairman Parrish called for a recess.

**Reconvene (10:49 AM)**

Chairman Parrish reconvened the meeting.

**Discussion - Bids for Carrabelle Urgent Care Center (10:49 AM)**

Mr. Pierce offered some preliminary information and stated that there is a guaranteed maximum price (GMP) of 1.2 million dollars.

Jay Smith, of AJAX Building Corporation, spoke of his outreach efforts on getting local contractors to bid on this project and said there were 68 total bids on 19 different bid packages. He said 6 of the 19 approved bids were from local contractors, which will receive \$607,000 of the total project. He said four different companies who are Franklin County property taxpayers, which will allow over a million dollars of this project to stay in Franklin County. He said there are still landscaping and irrigation projects to bid out.

Mr. Smith distributed and reviewed a handout with the financial information breakdown and schedule of the project, which includes an alternate of a helipad. He said that upon Board approval they would begin applying for permits and plans to be mobile at the site on May 4, 2010 and wrap up completion by late December.

The Board discussed this project with Mr. Smith.

Commissioner Sanders thanked Mr. Pierce, Attorney Shuler, Chuck Colvert and the Hospital Board for their efforts on this project.

**Motion by Putnal, seconded by Lockley, to accept the proposal of the 1.2 million GMP for the Urgent Care Center in Carrabelle; Motion carried 5-0.**

Mr. Pierce suggested having Mr. Colvert represent the County at any construction meetings.

**Motion by Putnal, seconded by Jackel, to approve Chuck Colvert as the Owner Representative for this project; Motion carried 5-0.**

Mr. Pierce stated that Robin Brinkley will inspect this project and make weekly reports to keep the

Board updated.

**Scott Maddox – Governance - Presentation of Energy Conservation Grant (11:01 AM)**

Scott Maddox, of Governance, introduced accompanying staff, Paige Carter-Smith and Audrey Moore, and explained his efforts for seeking stimulus funding for the County.

Mr. Maddox said grant applications were put in for this region for many different things and was very disappointed that there was no funding for TIGER Grants. He discussed the Energy Efficiency Conservation Block Grant they were able to secure for the County and the City of Carrabelle.

Mr. Maddox said Franklin County was the largest single award of any funded project out of the entire cycle, with the award being half a million dollars.

He said Governance will contact Mr. Pierce to create a contract to complete the work outlined in the application, the County will then receive the funding and allocate to the City of Carrabelle as a sub grantee.

Mr. Maddox thanked Mr. Pierce for his hard work in this process.

Commissioner Jackel thanked Mr. Maddox for his efforts on this grant and stated that the partnership with Governance had been worth the investment.

Commissioner Putnal and Mr. Maddox discussed seeking federal funding for completing and upgrading the GIS/911 mapping system.

Commissioner Lockley thanked Mr. Maddox and inquired about the length of the County's contract with Governance.

Mr. Pierce, the Board, and Mr. Maddox discussed the use of the administrative grants, possibly for use by Governance.

Commissioner Lockley and Mr. Maddox discussed the possibility of other grants.

Pierce and Maddox discussed the positions that will be provided by the Workforce Board for the County.

**Motion by Jackel, seconded by Lockley, to allow Governance to administer the Energy Efficiency Conservation Block Grant; Motion carried 5-0.**

There was further discussion on grant applications between Mr. Pierce, the Board and Mr. Maddox.

Commissioner Sanders also thanked Mr. Maddox for his efforts with this process.

Commissioner Jackel and Mr. Maddox discussed his campaign to run for Commissioner of the Department of Agriculture and Consumer Services.

Chairman Parrish thanked Mr. Maddox for his efforts and wished him luck on his future endeavors.

**Advisory Board of Adjustment – Report (11:20 AM)**

Mr. Pierce presented the report to the Board.

*(Advisory Board of Adjustment Recommended Approval) Consideration of a request for a variance to construct an observation deck within the Critical Habitat Zone on property described as Lot 10, St. Teresa, 4426 St. Teresa Avenue, St. Teresa, Franklin County, Florida. Request submitted by Gene Strickland, agent for the Henderson Family Real Estate Partnership, owner.*

**Motion by Sanders, seconded by Lockley, to approve request to construct an observation deck at Lot 10 St. Teresa; Motion carried 5-0.**

**Planning & Zoning Commission – Report (11:21 AM)**

Mr. Pierce presented the report to the Board.

**CRITICAL SHORELINE APPLICATION:**

*1. Approve by Planning and Zoning Commission (Unanimous) - Consideration of a request to construct a Single Family Private Dock located at 455 North Sawyer Lane, Lot 22, Block 89, Unit 5, St. George Island, Franklin County, Florida. This dock will be 120' X 4' and have an 8' X 20' platform. This meets all state and federal requirements. Request submitted by Docks 4 Less, agent for David Lawhon, applicant. (House is located on the property.)*

*2. Approved by Planning and Zoning Commission (Unanimous) - Consideration of a request to construct a Single Family Private Dock located at 1431 Evodia Court, Lot 20 Bay Palm Vilalge, St. George Island, Franklin County, Florida. This dock will be 62' X 4' and have a 6' X 20' platform. This meets all state and federal requirements. Request submitted by Garlick Environmental Associates, agent for Robert Staib, applicant. (House is located on the property.)*

**Motion by Jackel, seconded by Sanders, to approve Items 1 & 2 of the Planning and Zoning Report; Motion carried 5-0.**

*3. Tabled by Planning and Zoning Commission - Consideration of a request to construct a Single Family Private Dock located at 835 River Road, Carrabelle, Franklin County, Florida. This dock will be 8' X 200'. This meets all state and federal requirements. Request submitted by Tim & Christina Saunders, applicant. (House is located on the property.)*

Mr. Pierce, the Board, and Attorney Shuler discussed this request.

**Motion by Lockley, seconded by Sanders, to approve Item 3 for a dock on Agricultural zoned property; Motion carried 5-0.**

**SMALL SCALE LAND USE CHANGES:**

3. *Approved by Planning and Zoning Commission (Unanimous) Consideration of a request for Small Scale Land use Change for a 10 acre parcel lying in Section 22, Township 6 South, Range 4 West, North of Carrabelle, Franklin County, Florida from A-2 Forestry Agriculture to R-6 Rural Residential and Land use Change from Agriculture to Rural Residential . Request submitted by William V. Millender, applicant. (Chairman, Tony Millender recused himself because he is related to the applicant.)*

4. *Approved by Planning and Zoning Commission (Unanimous) Consideration of a request for Small Scale Land use Change for a 10 acre parcel lying in Section 22, Township 6 South, Range 4 West, North of Carrabelle, Franklin County, Florida from A-2 Forestry Agriculture to R-6 Rural Residential and Land use Change from Agriculture to Rural Residential. Request submitted by Virginia D. Millender, applicant. (Chairman, Tony Millender recused himself because he is related to the applicant.)*

5. *Approved by Planning and Commission (Unanimous) Consideration of a request for Small Scale Land use Change for a 10 acre parcel (also known as 7C) lying in Section 22, Township 6 South, Range 4 West, North of Carrabelle, Franklin County, Florida from A-2 Forestry Agriculture to R-6 Rural Residential and Land use Change from Agriculture to Rural Residential. Request submitted by Christina Saunders, applicant.*

6. *Approve by Planning and Zoning Commission (Unanimous) Consideration of a request for Small Scale Land use Change for a 10 acre parcel (also known as 8D) lying in Section 22, Township 6 South, Range 4 West, North of Carrabelle, Franklin County, Florida from A-2 Forestry Agriculture to R-6 Rural Residential and Land use Change from Agriculture to Rural Residential. Request submitted by Timothy Saunders, applicant.*

**Motion by Sanders, seconded by Lockley, to schedule Items 3 through 6 for a Public Hearing; Motion carried 5-0.**

**Marcia M. Johnson - Clerk of Courts – Report (11:31 AM)**

Mrs. Johnson presented her report to the Board.

*1-) I have a resolution for adoption on unanticipated revenue. This is revenue that wasn't included in the budget initially because we didn't know it was going to be received. The resolution needs to be adopted in order for the money to be appropriated and expended for the purpose intended to comply with Florida Statutes 129.06(2)(d). The resolution deals with \$131,260.00 received from the State of Florida. The money was put into account 163.47.525.6401 Machinery and Equipment, E911 Fund for the purchase of E911 PSAP Equipment.*

*Resolution  
Franklin County  
Board of County Commissioners*

WHEREAS, Franklin County is a political subdivision of the State of Florida and subject to Florida Statutes Chapter 129 regarding preparation of budgets, and

WHEREAS, FS 129.06 provides for budget amendments for unanticipated revenues, and

WHEREAS, Franklin County has received unanticipated revenues in the amount of \$131,260.00 from the State of Florida for The Purchase of E911 PSAP Equipment, and

WHEREAS, FS 129.06(2)(d) provides for budget amendments in relation to receipts and expenditures of the nature that is received, and

WHEREAS, this section requires the Board of County Commission to spread on its minutes the expenditures for the purpose of:

163.47.525.6401 Machinery & Equipment \$131,260.00

NOW THEREFORE, BE IT RESOLVED, Franklin County Board of County Commissioners appropriates these unanticipated revenues in the amount of \$131,260.00 in the E911 Fund in order to comply with FS 129(2)(d).

THIS RESOLUTION ADOPTED by the Franklin County Board of County Commissioners this 20<sup>th</sup> day of April 2010.

**Motion by Lockley, seconded by Jackel, to adopt the Resolution for unanticipated revenue; Motion carried 5-0.**

2-) At the last Board meeting, Commissioner Sanders asked for a comparison report on the hospital's operating balance between last year and this year. Here are the figures:

Hospital Operating Balance				
Jan. 09	\$418,899.72	Jan. 10	\$366,744.96	
Feb. 09	\$413,645.73	Feb. 10	\$290,293.46	
Mar. 09	\$448,141.06	Mar. 10	\$364,635.24	
	\$1,280,686.51		\$1,021,673.66	

Chuck Colvert, Weems Hospital Administrator, said numbers are down a little because of a problem that is developing in the community with the loss of the full time physician, Dr. Lionel Caitlin, in Eastpoint, Dr. Chorba is leaving at the end of June, and Dr. Sanaullah has opened two other clinics and is only practicing in Franklin County two days a week.

Commissioner Jackel said she was told by Joel Montgomery, President of North Florida Health Care Facility, that they would be hiring a new full time physician and Mr. Colvert said that Mr. Montgomery told him that Dr. Caitlan had a non-compete clause and told Mr. Colvert not to talk to him about

working at the Urgent Care Center in Carrabelle.

The Board, Mr. Colvert and Attorney Shuler discussed issues with filling the vacancy at the Eastpoint Medical Center and previous actions by Mr. Montgomery to prevent Franklin County from having a full time physician available.

**Motion by Lockley, seconded by Sanders, to send a letter to Federal Legislative Delegation explaining the problem with the FQHC and add a request that North Florida Medical Group allow Dr. Lionel Caitlin to work in Franklin County; Motion carried 5-0.**

Commissioner Sanders mentioned the benefits of having Dr. James Stockwell, Gastroenterologist, of Tallahassee offering testing for residents of Franklin County, which has also helped with the hospital's budget.

Commissioner Putnal discussed his concerns with FQHC funding being handled by someone outside of the County. He didn't believe the County is receiving their share.

**Alan Pierce – Director of Administrative Services – Report (11:38 AM)**

Mr. Pierce presented his report.

*1- Provide Board with copy of Florida Back to Work Contract with Gulf Coast Work Force Board to create new temporary full time positions. Initially the Work Force Board had advised that the county would be only eligible for up to 5 employees but after talking to Work Force representatives the county might be able to get a few more. It will be several weeks before the Work Force Board knows how many employees it will sponsor.*

*2- Board action to approve SHIP Plan for years 2010-2013. As the Board may recall, the only funds the Legislature appropriated last year was \$350,000 for the Florida Homebuyer Program. At this time there is still \$315,000 of Homebuyer Funds left and if the state does not renew that program then the these funds will roll over into the traditional SHIP programs of major rehab, emergency repair, down payment assistance, and the \$60,000 the Board reserved for emergency repairs after natural disasters. So, if the Legislature does not fund the SHIP program this year, then the Homebuyer Funds should become available as of July 1 for the other SHIP programs. In anticipation of the state not renewing the Homebuyer Program, Ms. Switzer is proposing to amend the SHIP plan to move the Homebuyer funds into the other programs. On Monday, Ms. Switzer received confirmation from the state that the Homebuyer funds will be moved to other programs. Board action to approve SHIP plan.*

**Motion by Lockley, seconded by Jackel, to approve SHIP Plan for 2010-2013: Motion carried 5-0.**

*3- Board action to approve two Resolutions to DOT identifying Lanark Village and Lanark Beach as communities along US 98 and asking DOT to install signs identifying the communities.*

**Motion by Sanders, seconded by Lockley, to approve a resolution identifying Lanark Village and Lanark Beach as communities and asking FDOT to install signs identifying them as such; Motion**

**carried 5-0.**

Commissioner Putnal asked to have Mr. Chipman and Mr. Rothwell to ride around the County and be sure all road signs are in place and none are missing.

*4- Board action to direct the County Attorney to contact the private property owner on the west side of the intersection of Woodill Road and US 98 of the line of sight encroachment that exists because of vegetation on her property is blocking the view of eastbound traffic on US 98. Transfield has been out to the sight and has determined that there are no plants in the state ROW but there is vegetation on private property that could be deemed a hazard and the homeowner might have some liability if an accident occurs.*

*Also, at the Board's direction I will contact DOT and ask that they install "Blind Intersection" signs on either side of Woodill Road. This request has come from the Sheriff's Office.*

The Board and Staff discussed the safety risk of the vegetation and the property owner's refusal to cut it back.

**Motion by Putnal, seconded by Lockley, to instruct Attorney Shuler to contact the owner of the property and contact DOT about installing "Blind Intersection" signs; Motion carried 5-0.**

*5- Board action to have the County Attorney investigate complaints from a property owner on Alligator Point that a house the county condemned after a 2005 hurricane is now a risk to the community and should be torn down by the county and a lien put on the property.*

**Motion by Sanders, seconded by Jackel, to instruct Attorney Shuler to contact the property owner concerning a condemned home on Alligator Point; Motion carried 5-0.**

Commissioner Parrish wanted to be sure that the homeowner was informed before any action is taken.

*6- Inform the Board that Mediacom has sent a certified letter informing the Board of proposed rate hikes on different Mediacom services. New rates will be effective May 7.*

The Board discussed how this affects citizens.

*7- Board update on US Census activities in the county. I have spoken to Ms. Patricia Franzen, US Census supervisor responsible for Franklin, Wakulla, and Gulf counties regarding the census. She encouraged me to let the public know of two items: One, no census forms are being mailed to P.O. Boxes. If your mail is delivered to a P.O. Box you will not get a census form but you will get a visit from a census worker. The US Census will try 3 times to contact you personally at your house. If they fail to contact you they will attempt to determine how many people live in your house by talking to your neighbors. This is called census by proxy.*

*The second item is that they also did not mail census forms to communities for which they thought the majority of property owners were second home, rental, or investment. In Franklin County*

*these communities include Alligator Point, Bald Point, St. Teresa, St. George Island, and some of the beach sections along US 98. These areas will also get personal visits to your house and if you are not home the US Census will attempt to determine how many people live in your house by talking to your neighbors.*

*If anyone has a question about whether they are being counted they should call 850-205-6200. This is the US Census office in Tallahassee that is responsible for Franklin County. You will need to have your house address available when you call and they will tell you whether you have been counted or not.*

Commissioner Sanders expressed her concerns with the U. S. Census not having correct information about county lines.

Commissioner Jackel said she had heard several different stories about confusion with the census takers' information gathering and also she felt like they were employing people outside of Franklin County after promising to hire local people.

The Board discussed the methods used by the U. S. Census Bureau and also contacting Ms. Franzen concerning problems with the manner in which the census is being handled in Franklin County.

**Motion by Jackel, seconded by Sanders, to direct Staff to send a letter to Patricia Franzen, U.S. Census supervisor, explaining problems with the manner in which the census is handled in Franklin County and ask for a remedy to be able to get a better count for Franklin County; Motion carried 5-0.**

*8- Provide Board with copy of letter from DEP saying they are satisfied with the way the county is managing the Courthouse Annex in Carrabelle.*

*9- Provide Board with copy of reports for the Franklin County Health Dept. Building in Apalachicola. According to Mr. Tice, the repair evaluation process has taken longer to get started but that it should still be done on time, which is July.*

Mrs. Johnson said that with the additional funding of \$40,000 the County would end up spending \$128,000 on repairs to the Health Dept. and wanted to be sure that the new air handlers were necessary.

Mr. Pierce asked to hold off on this discussion until the next meeting.

*10- Inform the Board that the Big Bend Homeless Coalition is applying for a grant to the federal Homeless Prevention and Rapid Re-Housing program. If the Coalition is successful in getting additional funds those funds will be able to use for: rental assistance, utility deposits, security deposits, and legal services regarding housing issues. The program is NOT a mortgage assistance program but will provide the above mentioned services. The funds will be available to Franklin County residents who meet the income guidelines. They are currently out of money but expect to get more in late June. Interested persons can call 370-0176 to learn more about the program. The program will be administered by the Catholic Charities of Northwest Florida.*



11- Inform the Board that DOT is letting bids for three projects in Franklin County. They are:

1. Oak St. sidewalk- DOT awarded the low bid to Semper Fi Services. Post, Buckley, Schuh & Jernigan are the inspecting engineers. At the direction of Commissioner Sanders I have notified DOT of the problems Franklin County had with Semper Fi on our sidewalk project. I specifically put them on notice about the sidewalk cracking where a vehicle had driven over it and said that such a problem could occur in Lanark Village because the roads do not have curbs.

2. Improvements to the St. George Island Fishing Pier Road- DOT will be awarding the bids for this project by mid-May, and award bids before July 1.

3. Improvements at the intersection of Island Drive and US 98 in Eastpoint- DOT is in the design phase of putting in turn lanes at that intersection. Construction is scheduled for 2011.

The Board discussed timelines and details of these projects.

12- Inform Board the County has been provided a copy of the new rules regarding shellfish harvesting. The Notice said the rules will become effective April 26.

Commissioner Jackel mentioned a letter from Commissioner Bronson with the new rules and wanted to be sure these rules were available to the public.

Chairman Parrish thought it would be good if this was condensed and published in the newspaper but because it is seven pages long it wouldn't be possible.

Mr. Pierce said the rules would be available on the County's website, [www.franklincountyflorida.com](http://www.franklincountyflorida.com)

13- Board action to approve signing \$299,946 of CDBG Disaster Recovery Grant to raise the approaches to the Crooked River Bridge.

**Motion by Sanders, seconded by Jackel, to approve signing the CDBG Disaster Recovery Grant;  
Motion carried 5-0.**

Commissioner Jackel said Ms. McMillan had contacted her concerning expansion of her business off of Pine Street and asked Mr. Pierce to research the possibilities of this request.

Commissioner Jackel asked if any of the job description meetings had been held regarding the Road Dept. Mrs. Johnson said she found the job descriptions from the old plan that had never been adopted and forwarded to all of the County Departments and asked them to work on them and get back to her by the first of May.

**Michael Shuler - County Attorney – Report (12:11 PM)**

Attorney Shuler presented his report.

1. Chase Home Finance, LLC vs. Matthew McCullough et al (Case #10-194CA)

*This is a mortgage foreclosure case concerning property located in Carrabelle, Florida. The*

*principal balance owed to the bank is \$141,000.00, plus interest, late fees, costs and attorney fees.*

*The Plaintiff alleges that Franklin County owns an inferior mortgage on the property.*

*BOARD ACTION: I request Board approval to accept service of process, investigate the lawsuit and either file appropriate defenses or, if there is no defense, allow the entry of a default judgment.*

**2. The Bank of New York vs. April Giles (Case #10-192-CA)**

*This is a mortgage foreclosure concerning property located in Carrabelle, Florida. The principal balance owed to the bank is \$108,000.00, plus interest, late fees, costs and attorney fees. The Plaintiff alleges that Franklin County owns two special fire assessment liens on the property.*

*BOARD ACTION: I request Board approval to accept service of process, investigate the lawsuit and either file appropriate defenses or, if there is no defense, allow the entry of a default judgment.*

**Motion by Lockley, seconded by Sanders, to accept service of process for Case #10-000194-CA (Item 1) and Case #10-000192-CA (Item 2); Motion carried 5-0.**

**3. Tri-State Water War Litigation:**

*On June 8, 2010, a hearing on the second, and final, phase of the litigation will be held in Jacksonville, Florida. This is the "grand finale" hearing to determine whether the Corp. of Engineers can allow an increased flow of water down the Apalachicola River pursuant to the Federal Endangered Species Act. The Board has previously directed me to monitor this case. The estimated travel cost is about \$250.00.*

*BOARD ACTION: I request authority from the Board to attend the hearing as described above.*

**Motion by Sanders, seconded by Jackel, to approve expenses for Attorney Shuler to travel for Tri-State Water War hearing in Jacksonville, Florida; Motion carried 5-0.**

**4. City, County and Local Government Law Certification Review Course 2010**

*On May 6, 2010, The Florida Bar will conduct a Continuing Legal Education Course in Tampa on City, County and Local Government Law. The course will focus on topics such as Public Finance, Ethics, Public Sector Employment Liability, Home Rule, Allocation of Taxing Powers and Land Use and Zoning Practice. The estimate cost for travel and registration is about \$600.00.*

*BOARD ACTION: I request authority from the Board to attend this CLE course.*

**Motion by Lockley, seconded by Jackel, to approve expenses for Attorney Shuler to attend the Continuing Legal Education Course in Tampa, Florida; Motion carried 5-0.**

Commissioner Putnal and Attorney Shuler discussed the County delivering dirt and maintaining private property.

Commissioner Putnal and Attorney Shuler discussed changing the rules for private developers when starting development projects for the building of roads in the development. Attorney Shuler said Liberty County had a problem with this because of a conflict between County Government and private businesses. Attorney Shuler said the issue of maintaining roads should be between the developer and

the homeowner, not the County.

Chairman Parrish said this would have negative effects on private businesses if the County were to maintain these private roads.

**Commissioners and Public Comments (12:23 PM)**

There were no Commissioner or public comments.

**Adjourn (12:23 PM)**

There being no further business, Chairman Parrish adjourned the meeting.

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Joseph Parrish – Chairman, FCBCC

Attest:

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Marcia M. Johnson – Clerk of Courts