

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
FRANKLIN COUNTY COURTHOUSE ANNEX
DECEMBER 7, 2010
9:00 AM**

MINUTES

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

Others Present: Alan Pierce – Director of Administrative Services, Michael Shuler – County Attorney, Betty Sasnett – Deputy Clerk

Call to Order (9:10 AM)

Chairman Lockley called the meeting to order.

Prayer and Pledge (9:10 AM)

There was a prayer followed by the Pledge of Allegiance.

Payment of County Bills (9:12 AM)

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

Department Supervisor Report

Hubert Chipman – Superintendent of Public Works (9:12 AM)

Larry Brown, in for Mr. Chipman, and had no items for Board action.

Commissioner Jackel discussed installing speed limit signs on Old Ferry Dock Road and Avenue A.

Commissioner Jackel thanked the Road Dept. for their support in preparing for the opening celebration at the new Eastpoint Pavilion.

Van Johnson – Solid Waste Director (9:14 AM)

Mr. Johnson had no items for Board action.

Commissioner Jackel also thanked Parks & Rec for help in preparing for the opening celebration at the new Eastpoint Pavilion.

Chairman Lockley spoke to Mr. Johnson concerning barking dogs on 24th and 25th Streets in Apalachicola.

Pam Brownell- Emergency Management Director (9:15 AM)

Mrs. Brownell presented her report to the Board.

Action Items: Requesting the Board's approval of the 2010-2013 Homeland Security Grant agreement in the amount of \$20,000 for training and exercise.

Motion by Putnal, seconded by Sanders, to approve the 2010 – 2013 Homeland Security Grant agreement in the amount of \$20,000 for training and exercise; Motion carried 5-0.

The Board and Mrs. Brownell discussed BP's continuing presence in the County and also reimbursement for CGA and GRD.

Information Items:

- The Emergency Management office will be attending the Region 2 meeting on December 15, 2010.
- David Halstead the State EOC director has handed in his resignation and will reapply for the position with the new Governor.
- Update on the Emergency cell service. We have a copy of the Liberty County resolution and Wakulla County is working on theirs. We are putting together a letter of support that we will be asking our municipalities and other emergency services in the county to indorse before we push this to the State level.
- Mike Rundel is still working on collecting data for the Lanark volunteer Firewall inspections.

Bill Mahan – County Extension Director (9:19 AM)

Mr. Mahan presented his report and distributed a handout to the Board.

The Future of the FDACS Shellfish Program – There is some concern about the “future” of the DACS Division of Aquaculture & Shellfish as a result of the November elections. As with any administration change, there will be changes however due to the critical time and situation we

are in relative to the US Food & Drug Administration potential regulations and the Tri-State River Wars some changes may have major negative impacts on our seafood industries.

Some key points to consider are:

- This state based authority is 'required' in accordance with the national Shellfish and Sanitation Program (NSSP) for production and distribution of Florida oysters and clams for interstate commerce.
- The experience of the current shellfish staff is of current historical importance in assistance as the industry is confronted with increasing federal mandates and restrictions that threaten oyster production and processing in Florida. Their roles and knowledge from ongoing events are critical for influencing and protecting Florida's interests in key FDA decisions anticipated in 2011 and the expected increases in federal mandates probable from the passing of the new national Food Safety Bill.
- The shellfish authorities play an essential technical role in assisting the county commissioners in maintaining harmony between progressive coastal developments, productivity and water quality in the Apalachicola Bay system.
- The authorities' shellfish planting and monitoring programs are essential to sustainable production and values for Florida's local industries and associated communities. Regional employment depends on the productivity of the coastal waters.
- The shellfish authorities provided necessary technical support and advice as evidence for Florida's position and concerns for access, quantity and quality of water from the Apalachicola Basin as shared with neighboring states.

Dr. Steve Otwell, of the University of Florida Aquatic Food Products Lab, addressed the Board and discussed the handout distributed by Mr. Mahan.

Dr. Otwell discussed the annual report from the Seafood Lab in Franklin County. He said it is time to get the facts together so that the Commission can make decisions that are in the best interest of the County and discussed an opportunity to be able to do this with the new funding that had been given to the Dept. of Agriculture. He suggested that the Board make their interest in receiving funding known soon because the money would be distributed in the near future.

Dr. Otwell discussed the reputation of the seafood industry and said it is beginning to be tarnished due to the production in the Bay and consistent concerns of product safety. He said the Board needed immediate attention to the Seafood Marketing Bureau and plans to merge it with just food marketing in general. He thought the Board should become proactive on this issue immediately.

Dr. Otwell discussed writing a letter to the new Commissioner of Agriculture concerning the regulatory programs that work with the seafood industry in the County in order to retain positions for those who lead these programs.

Mr. Pierce informed the Board that he had a letter ready for review.

Dr. Otwell discussed the new political transition in the State and the need to contact and meet the new players, especially the Dept. of Agriculture. He also discussed the new food safety bill coming out in 2011 and also the lack of funding allocations that were to come from Allen Boyd, who was voted out of office.

Commissioner Jackel asked to meet with Dr. Otwell this afternoon to discuss her meeting with Congressman Elect - Steve Southerland.

Commissioner Putnal discussed oystermen's concerns regarding the size limit on oysters. He asked that another meeting be held concerning this matter so that everyone is on the same page and do what is best for the industry.

The Board and Dr. Otwell discussed these matters further.

Mr. Pierce read the letter he planned to send to the Dept. of Agriculture.

Motion by Putnal, seconded by Sanders, to research forming a forum, including all stakeholders, to create a State of the Union for the Bay and present it to the Board in January 2011 and to send the letter concerning retaining positions of the members of the DACS Staff to the Commissioner Putnam of the Dept. of Agriculture; Motion carried 5-0.

Motion by Sanders, seconded by Parrish, to send a letter to the Dept. of Agriculture highlighting Dr. Otwell's points and supporting his letter; Motion carried 5-0.

Motion by Putnal, seconded by Sanders, to have Commissioner Parrish represent the Board at the Oyster Industry Council Annual Walk on the Hill in Washington, D.C. in February and to pay all travel expenses; Motion carried 5-0.

The Board, Mr. Mahan and Dr. Otwell discussed a meeting to create the State of the Union of the Bay and seafood marketing.

Meg Baldwin- Executive Director- Refuge House (9:51 AM)

Ms. Baldwin addressed the Board and discussed the services of Refuge House services in Franklin County. She said assistance has been provided to victims of domestic and sexual violence for over 10 years in Franklin County. Ms. Baldwin addressed concerns that had been raised by the continuity of full time staffing and said funding had been cut in the past year but Refuge House had been working on new grants and as of November 1, 2010 a new grant would bring more than \$80,000 of funding allocated among Refuge House, Franklin County Sheriff's Office, Weems Memorial Hospital and the State Attorney's Office.

Commissioner Jackel asked if a full time position had been held in Franklin County in the 2010 calendar year. Ms. Baldwin said there was a full time position from July 1, 2009 through January 30, 2010. Ms. Baldwin said there was funding for a part time position from February 1st through November 30, 2010. She said victim services were provided by the Franklin County counselor as well as the Gadsden County counselor.

Commissioner Jackel asked if the part time employee funds that were supposed to be spent for services in Franklin County had been used to employ a part time counselor and Ms. Baldwin said they were not able to find anyone in the County who was qualified.

Commissioner Jackel asked why Franklin County didn't justify having a full time counselor. Ms. Baldwin explained that she believed the County would best be served by having two staff members. She said as of November 1, 2010 the Refuge House was able to provide one and a half staff members and that the new funding would allow for a full time 24 hour rotation for rape crisis in Franklin County. Ms. Baldwin said in early December she had advertised in the local newspaper to fill these positions.

Commissioner Jackel asked that once the positions are filled that Ms. Baldwin come before the Board and introduce the new employees.

Commissioner Sanders asked Ms. Baldwin where the subsidy provided by the County had been used where there was a lapse in employment because the money was taken but services were not rendered.

Ms. Baldwin said the office was maintained so there is continuity in the location so that victims can find them. She said they also maintained communication support as well as developing the new programs.

Chairman Lockley asked if the office was open when there was no Franklin County counselor and Ms. Baldwin said Wakulla and Gadsden County counselors utilized the office when calls were received.

Public Hearing on Update on 5 Year Capital Improvement Schedules (10:06 AM)

Alan Pierce presented the Board with a copy of the Ordinance and the Capital Improvement Schedules.

Mr. Pierce explained that Capital Improvement projects are not listed unless there are known funding opportunities and read the list of projects that had been or expected to be approved.

Commissioner Putnal and Mr. Pierce discussed a location for a boat ramp in Carrabelle.

Michael Allen, of Oyster Radio, asked about one of the boat ramps listed and Mr. Pierce explained that it was the parcel located across from Harry A's on St. George Island.

Motion by Sanders, seconded by Putnal, to approve the 5 Year Capital Improvement Plan; Motion carried 5-0.

Public Hearing on Ordinance on Consumption of Alcohol on Public Property (10:11 AM)

Attorney Shuler asked that, due to scheduling conflicts, this item be re-scheduled for the first meeting in January.

Recess (10:12 AM)

Chairman Lockley called for a recess.

Reconvene (10:29 AM)

Chairman Lockley reconvened the meeting.

Mr. Chuck Colvert- Weems CEO- General Update (10:29 AM)

Mr. Colvert addressed the Board and introduced Cindy Drapal, of Clewiston, Florida, as the new Chief Nursing Officer and said her expertise is in the areas of emergency services, surgical services and ICU type services. Mr. Colvert also introduced Hilda Pippin as the new Interim EMS Director.

Ms. Pippin said she had been working in Franklin County for over 8 years and she loves it here and she is interested in being the EMS Director for the County. She also said she is glad to help out with recruiting people, writing grants or whatever else she needed to do.

Mr. Colvert discussed an incident that had happened recently with the ALS truck. He said in the opinion of the medical staff there would not have been a change in the outcome with the patient involved. He said the incident occurred after the new physician at the hospital had sent the ALS truck out of the County with a stroke victim but had since been told that the County should not ever be left without ALS coverage.

Mr. Pierce and Mr. Colvert discussed a recent meeting with TMH concerning a review of the County's EMS Services. He said he would share the written report from that meeting once it is available to him.

Commissioner Parrish asked Mr. Colvert about the second ALS and attempts to recruit additional paramedics in order to get it back on the road. Mr. Colvert discussed the EMT scholarships which were made available to citizens and said Travis Osburn, of Carrabelle, was chosen to take the EMT classes in Panama City starting in January 2011.

Commissioner Sanders asked Mr. Colvert to keep the Board updated on who applies for the scholarships.

Mr. Colvert asked that the Commissioners recommend any citizens that they feel qualify for the EMT scholarships.

Mr. Colvert updated the Board on the completion of the Weems Urgent Clinic in Carrabelle and also the availability of certain services once the Clinic does open.

Chairman Lockley asked if the equipment had been installed and Mr. Colvert said once the wax was applied to the floor the equipment could be moved in.

Commissioner Sanders said one of the contractors had complained to her about AJAX not paying them for their services but it had been resolved.

Commissioner Sanders discussed invoices being paid for expenses that should have been paid by AJAX.

Mr. Pierce discussed several invoices that had been presented to him also.

The Board and Attorney Shuler discussed whether or not the County should be responsible for costs above the original proposal that have been incurred by AJAX.

Attorney Shuler said that the County should only be responsible for costs above the guaranteed maximum price of the contract if it is an unforeseen circumstance.

Motion by Sanders, seconded by Parrish, to pay all bills for the Weems Urgent Care Clinic only from the two contingency accounts and that any costs incurred above the original proposal should be the responsibility of AJAX unless it has been preapproved by the Board; Motion carried 5-0.

Alan Pierce – Director of Administrative Services – Report Item # 17 (11:05 AM)

Mr. Pierce presented Item #17 from his report to the Board.

17- Mr. Chuck Colvert is on the agenda to provide an update on several items. My report is a supplement to his report.

A) Inform the Board that the Mr. Colvert and the Hospital administration is getting quotes to install GPS's in the ambulances as Chairman Lockley had requested.

B) The Hospital cash balance was substantially increased last week by a \$175,000 payment from the state of Florida for DISH and LIP payments. The state payment was late in coming and was not for the full amount as apparently the amount of those payments is being reduced by the state.

C) Mr. Colvert and the Hospital Board met in an application meeting with USDA to discuss the funding of the reconstruction of Weems Hospital. Mr. Joe Fritz, USDA regional director, has informed the Hospital that it meets the eligibility criteria for funding. In order to complete the application process, which does not obligate the county to actually spend any money, but it will obligate USDA on the interest rate it charges the county, the county needs to advertise a Request for Qualifications for Architectural Services for the renovation.

A requirement of the USDA application is that the county has an architect under contract to do the renovations if funding is approved. The application process and subsequent review will take several months and it is the recommendation of the Hospital Board to move forward the USDA application as the expectation is that interest rates will rise over time and so it is better to get an interest locked in soon. The current USDA interest rate is 3.75%.

Motion by Parrish, seconded by Jackel, to advertise a Request for Qualifications for Architectural Services for the renovation of Weems Hospital; Motion carried 5-0.

Chairman Lockley asked about the qualifications of the architectural services and whether or not they had to have experience with constructing medical facilities.

Attorney Shuler explained how this process works.

Mr. Colvert said the Hospital Board had set a target date to have the application turned in to the USDA by January 16, 2011.

Commissioner Putnal said one of the most important things the County has done recently is upgrading the medical facilities for the residents.

Mr. Colvert said with the recent merging of local banks the Hospital Board was aware that there would be a need for additional jobs in the County. He said currently the hospital uses a company out of Tennessee for billing services but thought they might be able to do it in house and provide some extra jobs to those who have lost jobs at the banks.

Marcia M. Johnson – Clerk of Courts – Report (11:16 AM)

Mrs. Johnson was attending a Clerk of Court conference in south Florida.

Alan Pierce – Director of Administrative Services – Report (11:16 AM)

Mr. Pierce presented his report to the Board.

1- Inform Board that Rep. Patronis thanked the Board for direction on the septic tank inspection issue. He has written back saying he voted against the initial bill and is co-sponsoring a bill in this session to repeal the inspection bill. The past special session delayed implementation until July so there will be time to get the inspection repealed before it goes into effect.

2- Board action to write Commissioner-Elect Putnam in support of maintaining certain key personnel in the shellfish part of the Dept. of Agriculture. The letter specifically recommends the quality work of David Heil, Mark Berrigan, and Allen Pierce.

This item was discussed earlier in the meeting.

3- Provide Board with copy of the changes recommended by DACS staff relative to the Bay shellfish harvesting areas. Essentially DACS is moving some of the boundaries so that active oyster bars will no longer be split into two different management areas.

4- Inform the Board that the military operation that will be at the airport and in the surrounding counties in March, 2011 has been expanded to add another week of exercises.

5- Board action to sign FWC time extension for the Ochlockonee Boat Ramp until June 30, 2011. The Board asked for the extension and now FWC has approved it. The final activity at the boat ramp is being held up pending Withers Construction's completion of a DOT contract.

Motion by Sanders, seconded by Jackel, to approve signing an FWC time extension for the Ochlockonee Boat Ramp until June 30, 2011; Motion carried 5-0.

6- Board action to appoint an alternate to the Transportation Disadvantaged Coordinating Board. The County Commission Chairman is automatically appointed but in his absence an elected official in the county, including city commissioners, will serve as the Chairman of the Transportation Board.

This item was tabled.

7- Inform the Board that FWC has written back supporting the development of primitive camping areas at Butcher Pen Landing. I met briefly with Mr. Louie Roberson when he was in town Friday, Dec. 3, to inspect the courthouse for the full FWC meeting being held in February, 2011. The FWC requests the Board select a representative to meet with the FWC and work out the details with them. Board action.

Motion by Parrish, seconded by Sanders, to appoint Alan Pierce to meet with FWC and work out details for the development of primitive camping areas at Butcher Pen Landing; Motion carried 5-0.

8- Inform the Board that the 10,000 square foot hangar at the airport is finally making progress. The slab for the building was poured last week, and the metal hanger will be erected shortly. Mr. Mosteller is still getting inquiries about the hanger and I have told him to let any interested parties know of the progress and for the airport committee to review any proposals and get them to the Board.

9- Board action to sign the \$500,000 Energy Conservation grants submitted by the Governor's Office. I have scheduled an energy audit of the courthouse and the City of Carrabelle tomorrow. The county knows the courthouse windows will be replaced but the City of Carrabelle does not yet know what it wants/needs to replace to conserve the most energy. The other part of the grant will be to install solar panels on the Annex roof. Mark Curenton and I will be in training on Dec. 9 to learn more about the grant requirements. This is federal stimulus money so there are a lot of grant requirements. I have contacted Governance to see if they are interested in any part of the administration as they did help the county get the grant.

Motion by Jackel, seconded by Sanders, to sign the \$500,000 Energy Conservation grants submitted by the Governor's Office; Motion carried 5-0.

Commissioner Jackel asked about an audit that had previously been approved for the Clerk and Mr. Pierce said this audit was being done by Progress Energy at no charge.

Commissioner Putnal expressed his concerns about power surges with computers and asked about a back-up system for the solar panels on the Annex roof.

Mr. Pierce said all of the electric appliances are plugged into the grid and will still function in the event the solar panels malfunction.

10- Board action to approve the contract for Ms. Debbie Belcher to administer the CDBG contract for raising the approaches to bridge over CR 67. At a previous meeting the Board selected Ms. Belcher but the minutes did not reflect the Board voting on her contract.

Motion by Sanders, seconded by Jackel, to approve the contract for Debbie Belcher to administer the CDBG contract for raising the approaches to the bridge over CR 67; Motion carried 5-0.

11- Inform the Board that I received a letter from Opportunity Florida reminding the Board that it has chosen not to participate in the Florida Rural Broadband Alliance, LLC, and that the Board is no longer a member of Opportunity Florida. The Board will still be a Rural Area of Critical Economic Concern (RACEC) as that is a designation by the Governor. We will still have a voice in Opportunity Florida as the Gulf Coast Work Force Board is still involved in both Opportunity Florida and in the Broadband Alliance.

12- Inform Board I have been involved in a continuing series of teleconferences with county administrators from the 6 counties west of us regarding response and recovery to the BP oil spill. The latest teleconference was Thursday, Dec. 2. The summary of the call was: none of the counties (including the larger ones of Escambia and Santa Rosa) have a say or a seat in the discussion of recovery efforts or access to BP funds; NACo and the Florida Emergency Preparedness Association are trying to get the attention of BP for the affected counties; Governor-Elect Scott has not made any statements regarding the recovery so it is unknown what his position will be. Escambia County has adopted a Resolution that the other county administrators are taking to their respective Boards.

13- Board action on a Resolution being adopted by all 7 Gulf coast counties affected by the BP oil spill. The Resolution states that the recovery will be supported by a Unified Recovery Plan (which has yet to be finalized and is not part of this Resolution), that each county will request its state and congressional delegations support the development of a Unified Recovery Plan; that the 7 counties agree to establish a 501-(c)(3) to serve as the fiduciary agent for all BP fine dollars and other future funding opportunities as a result of the oil spill. The consensus of the group is that a regional approach is going to be likely to get dollars then 7 counties making their own individual requests.

If the Board adopts the Resolution it would then be presented to our local delegation.

Commissioner Jackel expressed concerns that supporting this Resolution might hinder any future BP claims for Franklin County.

Attorney Shuler explained that the Board would be bound to this Resolution but not necessarily prohibited from any future claims. He said he thought it would be better to submit any future claims as part of this unified recovery plan.

Commissioner Parrish explained how the process would benefit Franklin County and all surrounding Gulf Coast Counties.

Motion by Putnal, seconded by Parrish, to support a Resolution, for a unified recovery plan, which will be adopted by all 7 Gulf Coast counties affected by the BP Oil Spill; Motion carried.

14- The Legislative Delegation meeting has been set for Thursday, Jan. 6, at 4 PM, here in the Courthouse Annex.

15- Inform the Board that Mark Curenton went to the state Historical Board meeting ranking historic preservation grants to follow the outcome of the county's Armory grant. The grant was ranked 24th out of 49 projects. The county asked for \$300,000. If fully funded the grant would install air-conditioning, and make other improvements to the building. The funding will be contingent upon the Legislature approving funds for the Historic Preservation program.

16- I have been approached by two individuals interested in a long term lease of the Armory with the intention of making the same type improvements listed in the county's grant. They would be willing to make a \$250-300,000 investment in the building if they can get a 20 year lease. They would continue to use the building for functions as they are in the catering business in Indiana. If the Board wants to move forward with a lease then we will have to see who else is interested in leasing the building as we cannot just select someone to lease public property, but we have to advertise for proposals.

The benefit to leasing is that improvements would be made without having to rely upon state grants. The downside is that rental costs would go up, and the availability would be controlled by a private group. Board direction.

Commissioner Sanders said she didn't want to lease the Armory to a private entity because it was the original intent of the Board to preserve the Armory in memory and honor of the men and women throughout the County who had served in the Armed Forces.

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B) The Hospital cash balance was substantially increased last week by a \$175,000 payment from the state of Florida for DISH and LIP payments. The state payment was late in

coming and was not for the full amount as apparently the amount of those payments is being reduced by the state.

C) Mr. Colvert and the Hospital Board met in an application meeting with USDA to discuss the funding of the reconstruction of Weems Hospital. Mr. Joe Fritz, USDA regional director, has informed the Hospital that it meets the eligibility criteria for funding. In order to complete the application process, which does not obligate the county to actually spend any money, but it will obligate USDA on the interest rate it charges the county, the county needs to advertise a Request for Qualifications for Architectural Services for the renovation.

A requirement of the USDA application is that the county has an architect under contract to do the renovations if funding is approved. The application process and subsequent review will take several months and it is the recommendation of the Hospital Board to move forward the USDA application as the expectation is that interest rates will rise over time and so it is better to get an interest locked in soon. The current USDA interest rate is 3.75%. Board action to authorize Request for Qualifications for architectural services.

This item was discussed earlier in the meeting.

18- Remind Board that the next Board meeting is Dec. 21, at 5 PM, in Carrabelle.

19- Provide Board copy of Mr. Dave McClain's report on his trip to meet with Senator Nelson on behalf of the ACF issue.

20- Chairman Lockley has a constituent whose house was damaged in a fire last week. She has no insurance to do repairs. Her income makes her eligible for SHIP funding but there is a waiting list for rehab projects. The Board has \$60,000 worth of SHIP funds reserved for disaster victims. Does the Board want to acknowledge this person as a disaster victim and approve up to \$25,000 worth of SHIP disaster funds to assist in rebuilding her house? The \$25,000 figure was selected as it is the maximum amount of money that could be spent on a rehab project.

Commissioner Sanders asked if there was an emergency fund set aside for cases like this one. John Sink, of Franklin County Housing Board, said \$25,000 was the maximum amount available if applying for a disaster.

Mr. Sink said there was emergency money available but the maximum allowed was \$10,000.

Motion by Parrish, seconded by Jackel, to approve disaster funding contingent upon a quote for fire damage costs; Motion carried 5-0.

21- Inform the Board that Monday afternoon I spoke with Ms. Georgia Baggette, 911 Coordinator with Fairpoint, regarding the cell phone calls that are not getting to the Sheriff Dispatch as 911 calls. They have pinpointed the problem in the Nextell cell tower that the calls came into. Ms. Baggette did confirm that Nextell does have direct connections from cell towers to the 911 trunk lines maintained by Fairpoint, but only Nextell knows when a tower is not operating properly. As a safety back-up, all cell towers have the ability to switch cell

phones to a 7 digit phone number, 670-8500, but that is only supposed to happen when there is a problem with the tower. Nextell is still looking into the problem. Ms. Baggette said she would provide me with the email chain of her Nextell contact so that the county can monitor Nextell's responses.

As far as whether all cell phone companies are paying the appropriate amount in 911 surcharges to each county, Fairpoint cannot confirm that. Ms. Baggette said while Fairpoint would love to know how many cell phones are operating in each county so Fairpoint could determine the amount of businesses their competitors are having, the cell phone companies do not report number of cell phones. Evidently the surcharge is turned into the Dept. of Revenue who only reports total receipts to each county.

22- Board action to accept a clerical error on the Sept. 7, 2010 TDC budget the Board approved. The revised budget submitted by the TDC on Sept. 7 had a \$9,000 line item for video production and \$0 for miscellaneous distribution costs. It should have been the reverse- with \$0 for video production and \$9,000 for miscellaneous distribution costs. This typo has caused the Finance Dept not to reimburse the TDC for the large effort of tracking and managing the gift card program because there had been no money budgeted for that cost in the approved budget. Board action to approve an amended revised budget, dated, 9-7-2010, showing the two line items being corrected.

Motion by Sanders, seconded by Jackel, to approve an amended revised TDC budget, dated 9-7-2010, showing two line items being corrected to reflect \$0 for video production and \$9,000 for miscellaneous distribution costs; Motion carried 5-0.

23- Provide Board synopsis of Dec. 1 article about the FDA being stopped from making any changes to regulations affecting the oyster industry. US Senator Landrieu from Louisiana is quoted as saying, "the new food safety bill ensures that the FDA's over-reaching approach is abandoned for good and helps put us on a sustainable path forward to protecting the small number of at-risk consumers, while making sure our oyster industry is vibrant well into the future."

This item was discussed earlier in the meeting.

T. Michael Shuler- County Attorney- Report (11:48 AM)

Attorney Shuler had no items for Board action.

Commissioner Sanders thanked Attorney Shuler on his efforts with the land swap with the City of Apalachicola.

Commissioner Jackel said after reading Attorney Shuler's synopsis of the legal ads in the Times newspaper and said she found it disturbing that the County did not get the discounted

advertising amount. She said this was costing the Board around \$10,000 and didn't believe this was good business on the account of the Times.

Attorney Shuler said he had been leaving messages with the Times with questions concerning this matter but as of yet had not received a return phone call.

Commissioner Jackel discussed comments she had heard about Forgotten Coast TV on Mediacom's channel 3 and wanted to know if the meetings would be broadcast on a different channel in the future. She also asked about the meetings being available online.

Attorney Shuler explained some of the issues between Mediacom and Forgotten Coast TV. Chairman Lockley asked if anyone knew exactly what the problem was with Mediacom and FCTV. Attorney Shuler said it was basically a conflict with the requirements of Florida Statutes and the requirement of 10 hours of programming per day.

Attorney Shuler expressed concerns with the County taking over management of Channel 3. Commissioner Parrish asked that if the meetings continue to be televised, that they are shown in their entirety to resolve any miscommunications with the content of the meetings.

Commissioner Sanders and Attorney Shuler discussed expediting the purchase of the land in Alligator Point.

Commissioners' & Public Comments (12:00 AM)

Commissioner Jackel spoke about the Christmas celebration at the Eastpoint Pavilion. She said Santa rode in on a fire truck and all of the merchants of Eastpoint provided supplies for the event. She said she appreciated the Board's support in her efforts for this project.

Adjourn

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

Noah Lockley – Chairman, FCBOCC

Attest:

Marcia M. Johnson, Clerk of Courts