

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
FRANKLIN COUNTY COURTHOUSE ANNEX
MAY 17, 2011
9:00 AM**

MINUTES

Commissioners Present: Noah Lockley – Chairman, Cheryl Sanders – Vice Chairman, Joseph Parrish, 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 Lockley called the meeting to order.

Prayer and Pledge (9:02 AM)

There was a prayer followed by the Pledge of Allegiance.

Payment of County Bills (9:03 AM)

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

Shannon Hartsfield – Appointed President – Seafood Workers Association (9:04 AM)

Mr. Hartsfield informed the Board that elections will be held on May 26, 2011 @ 5:00 PM at the Eastpoint Fire Station. He said he has encouraged as many of the seafood workers as possible to attend the meeting and vote in the election.

Commissioner Putnal wanted to be sure it was okay for all of the Commissioners to attend the meeting.

Commissioner Jackel discussed some of the problems encountered by the seafood workers and dealers by the closing of Area 1642 and the recall of seafood. She read a FDA National Press Release that stated that oysters and seafood from area 1642 in Apalachicola Bay should not be consumed but then the day after the Press Release came out, Area 1642 was re-opened.

Commissioner Jackel expressed her disappointment that the State was not issuing a statement

to counter the FDA's statement. Commissioner Jackel said she would like the Board's support in inviting the Commissioner of Agriculture to come to a Board Meeting and become more familiar with seafood workers and what they do in the County. Commissioner Sanders discussed the problems with the Secretary of Agriculture not wanting to meet with the Commissioners to discuss these issues.

Motion by Jackel, seconded by Putnal, to send a letter to the Commissioner of Agriculture inviting him to meet with the Board and seafood workers to discuss the recall issue, the State's unwillingness to issue a counter statement to the FDA's statement and other seafood issues and also copy the letter to the Legislative Delegation and the Tallahassee Democrat; Motion carried 5-0.

Bruce Millender – Seaquest Seafood (9:15 AM)

Bruce Millender, of Seaquest Seafood, stated that he had purchased over 1,000,000 pounds of seafood, at a loss of \$600,000 (\$300,000 paid to seafood workers, and the other \$300,000 for packaging) during the recall time. He explained the process he uses to make sure his oysters are safe. He stated that at first all of the agencies involved approved the distribution of his seafood but then the FDA changed their mind and stopped him from selling any of the seafood. Mr. Millender also discussed the problems this recall has caused for him and other seafood dealers economically. He asked the Board, as a seafood business owner, for some guidance with this matter.

Chairman Lockley said that Franklin County is at the bottom of the chain and has to look for guidance from the State.

Mr. Millender said he had watched the seafood business decline and is afraid that the oyster industry is going to be next. He said the citizens depend on the County Commissioners to lead and guide the seafood dealers in what to do about this matter.

Commissioner Lockley said there is nothing the Board can do except support the Franklin County Seafood Workers and any decisions they make.

Commissioner Jackel, Commissioner Parrish and Mr. Millender discussed the details of how his seafood is processed.

Commissioner Sanders suggested filing a class action lawsuit against the State of Florida and the FDA.

Attorney Shuler said he believed the only option would be for the seafood workers to file law suits.

The Board discussed this matter further.

Mr. Millender expressed his concerns of the oyster industry coming to an end if the State doesn't change the manner in which they regulate the industry. He was in favor of a meeting with the County, seafood workers, and the State to come up with fair regulations for the seafood industry.

The Board and Mr. Millender discussed night harvesting, time/temperature controls, and other issues.

Chairman Lockley suggested that if the State doesn't come to Franklin County then maybe we should go to them.

Motion by Sanders, seconded by Jackel, to send a letter to Federal Legislative Delegation informing them of the FDA statements and the financial burdens that it has caused the seafood workers, and would like a response or to schedule a meeting here in the County; Motion carried 5-0.

Commissioner Sanders suggested having the seafood workers and dealers come up with some figures showing how much loss was incurred due to the recall.

Department Supervisors Report

Hubert Chipman – Superintendent of Public Works (9:33 AM)

Mr. Chipman stated that his crew is working as best as they can to keep up with mowing the grass in the County. He said they will get to it but it might take a little while.

Chairman Lockley asked that County residents understand the County is short handed right now but things will get caught up.

Commissioner Putnal stated that residents of Wilderness and Ridge Roads are asking for a lime rock or milled asphalt walking path on Otter Slide Road from Avenue A to Ridge Road. He expressed concerns with people walking and pushing baby strollers on the roads, due to a lot of traffic in those areas.

The Board and Mr. Pierce discussed applying for a multi-use walking path in that area.

Van Johnson – Solid Waste Director (9:40 AM)

Mr. Johnson had no items for Board action.

Commissioner Putnal and Mr. Johnson discussed maintaining the grass at Kendrick Park.

Commissioner Putnal said he wanted the grass to look nice for the upcoming softball tournament. They also discussed getting re-use water from Carrabelle.

Commissioner Sanders suggested speaking with Keith Mock about this issue.

Commissioner Jackel and Mr. Johnson discussed savings of approximately \$345,000 by stopping curbside pick-up. Mr. Johnson said much of the loss to the County is from the loss of tipping fees.

Commissioner Sanders agreed that the County needed to look at options.

Commissioner Jackel asked Mr. Johnson to acquire more data and look at other options for curbside pick-ups.

Chairman Lockley and Mr. Johnson discussed charging the private contractors for any debris that is left on County roads instead of being hauled to the landfill.

The Board and Mr. Pierce discussed holding permits until the contractor pays any invoices received by the County for leaving debris on the County Right of Way.

Commissioner Putnal asked that the crews drive through Lighthouse Road in Carrabelle and pick up any debris left on the back roads.

Pam Brownell – Emergency Management Director (9:49 AM)

Mrs. Brownell was attending a Hurricane Conference and was not in attendance.

Action Items: None

Information Items:

- 1. Emergency Management, along with Weems Hospital, EMS, Franklin Sheriff's Office and the Franklin K-12 School, conducted a final planning session on May 9, 2011 for an overturned school bus exercise to be held on June 3, 2011.*
- 2. Emergency Management personnel Pamela Brownell and Mike Rundel will be attending the 2011 Governors Conference May 15 thru May 21. Joyce Durham will stay to answer any phone calls or questions.*
- 3. Joyce Durham will attend the Firewise workshop on May 17, 2011.*
- 4. Joyce Durham will be representing Emergency Management at Cops and Kids day on May 20th.*
- 5. Emergency Management personnel will conduct a hurricane exercise in conjunction with state and local entities on May 23rd and 24th, 2011.*

Bill Mahan – Extension Office Director (9:48 AM)

Mr. Mahan presented his report to the Board and discussed the following items.

UF Wedgworth Leadership Institute – Class VIII of the Wedgworth Leadership Institute will be visiting Franklin County May 16th - 18th to learn more about our fisheries and Natural Resources. I will be hosting the group and coordinating their educational programs. Topics that they are interested in learning more about include the impacts of the oil spill, the impacts of fishing regulations on the industry and the Tri-river Wars.

4-H Tropicana Public Speaking & 4-H Butterfly Development Programs – It's that time of the year again for our Annual 4-H Public Speaking and Butterfly Development Programs. Christy and I are currently working with the local schools to make it happen. The 4-H Tropicana Countywide "Speak-Off" will be on May 26th @ 1:30 pm at the Franklin School Cafeteria. He asked if one of the Commissioners would consider being a judge.

Red Snapper Season Opens 01 June – The recreational red snapper season opens June 1, 2011. NOAA Fisheries Service has projected the red snapper recreational quota will be harvested by July 18, 2011. The fishing season will close at 12:01 a.m. July 19, 2011. The 48-day season is the shortest season to date since the Gulf of Mexico Fishery Management Council chose to begin the season on June 1, and is, in part, the result of the increasing size of the fish being landed. For more information on how the red snapper season length was calculated, refer to a document titled “2011 Recreational Red Snapper Quota Closure Analysis” located on the Southeast Regional Office’s Web Page <http://sero.nmfs.noaa.gov>.

Advisory Board of Adjustment Report (9:50 AM)

Mr. Pierce presented the items from the report.

1. Consideration of a request for a variance to construct an addition to an existing dwelling 10 feet into the front setback line off of Sawyer Street and 4 feet into the side setback line on property described as Lot 6, Block 88, Unit 5, 528 Sawyer Street, St. George Island, Franklin County, Florida. The request was submitted by Greg Prickett, agent for Barry M. & Joyce A. Walker, owners. The Advisory Board of Adjustment recommends approval of this request.

Motion by Jackel, seconded by Sanders, to approve a request for a variance to construct an addition to an existing dwelling 10 feet into the front setback line off of Sawyer Street and 4 feet into the side setback line on property described as Lot 6, Block 88, Unit 5, 528 Sawyer Street, St. George Island; Motion carried 5-0.

2. Consideration of a variance to construct a dwelling 3 feet above the 9 ft. height limit above grade on property described as Lot 5, Block B of an unrecorded subdivision, McKissack Beach, 1796 US Highway 98 on Carrabelle Beach, Franklin County, Florida. The request was submitted by Charles Anthony and Betty Jo Morris, owners. The Advisory Board of Adjustment recommends approval of this request.

Motion by Putnal, seconded by Sanders, to approve a request for a variance to construct a dwelling 3 feet above the 9 ft. height limit above grade on property described as Lot 5, Block B of an unrecorded subdivision, McKissack Beach, 1796 US Highway 98 on Carrabelle Beach; Motion carried 5-0.

Recess (9:53 AM)

Chairman Lockley called for a recess.

Reconvene (10:10 AM)

Chairman Lockley reconvened the meeting.

Alan Pierce (10:10 AM)

Mr. Pierce stated that during the break Bill Mahan suggested contacting the ISSC regarding the problems with the statement from FDA.

Mr. Mahan stated that the ISSC put together a committee which had guidelines that the FDA had to follow with recalls. He said he wasn't sure if they had been formally adopted at this time but he would look into this matter.

Motion by Sanders, seconded by Jackel, to amend previous motions to copy the ISSC on the letters being sent out concerning the Area 1642 recall; Motion carried 5-0.

Curt Blair – TDC – Update (10:14 AM)

Curt Blair, of the Franklin County Tourist Development Council, distributed and reviewed a handout discussing advertising and marketing related to the \$1.6 million BP grant. He explained why the TDC was seeking the assistance of an advertising agency and what specifications were used in selecting an agency. He said the Board had asked that the TDC be sure to advertise seafood and the TDC thought an advertising agency would be able to help bring new ideas to the table.

Mr. Blair stated that the TDC contacted Helen Spohrer and asked her to submit a proposal and also that the TDC did discuss bidding these services out but decided that it wasn't deemed efficient since Mrs. Spohrer could offer the needed services within the time restraints put in place by BP. Mr. Blair stated that the proposal was submitted to BP for approval and explained that they were asked for management administration activities items to be removed from the proposal, which is why there was a difference between the original handout and the one submitted this morning.

Commissioner Jackel discussed some of the changes with Mr. Blair, which includes reporting statuses to BP and the Governor's Office.

Mr. Blair explained what decisions will be reviewed by the Board and the TDC versus what the ad agency will do.

Chairman Lockley asked if all changes would be presented to the Board and Mr. Blair said the TDC would continue to report to the Board.

Commissioner Parrish stated that he would prefer that these services be bid out so that the public has an opportunity to be part of the process rather than the appearance of being all inclusive. He said he had received several complaints from the public concerning this issue and thought that qualified individuals should be able to bid on these services.

Attorney Shuler said the County's bid policy is for the purchase of a tangible item, not necessarily services, although the Board does sometimes require a bid for services. He said the bid process would take 30 – 45 days.

Commissioner Parrish and Mr. Blair discussed how the advertising agency would be paid and from what funding source.

Chairman Lockley and Mr. Blair discussed the length of the contract and the possibility of an extension.

Commissioner Jackel and Mr. Blair discussed the timeline for spending the grant funds.

Chairman Lockley and Attorney Shuler discussed accelerating the RFP process. Commissioner Jackel and Attorney Shuler discussed having the TDC review the RFP's. Commissioner Sanders explained that the bid process would be unfair to Mrs. Spohrer since she has already submitted a proposal. Mr. Blair explained that other local companies that provide similar advertising and marketing services would be used during this campaign project. He said the TDC Board does not intend on ignoring or excluding the offer of services from a variety of different companies. Commissioner Putnal stated that he agreed with Commissioner Parrish but he also thought that it was unfair to take other proposals since Mrs. Spohrer's proposal had already been made public.

Motion by Parrish, to get RFP's for these services; Motion died for a lack of second.

Commissioner Jackel stated that the Board usually takes the recommendation of their appointed Boards and Committees very seriously. She stated that she understands Commissioner Parrish's concerns but she also understands that time is of the essence. She also understands Commissioner Sanders' concerns and would like this service provided by a local agency and was pleased with the services offered by Mrs. Spohrer as the Chairman of the TDC. She stated that after doing her own research, she believes that Mrs. Spohrer is charging about half of what another ad agency would charge and she also said she doesn't believe there is another entity in Franklin County that could offer these services.

Chairman Lockley stated that the Board cannot pick and choose which contracts are given to local contractors. He said if you can't find local contractors then you look outside of the County.

Alan Feifer, Concerned Citizens of Franklin County, stated that there are other local firms that provide these types of services and the Board should try to be more transparent. He asked the Board to reconsider the way this contract will be awarded. He also said that the TDC should change the way in which the contract is awarded. He said he believes that public trust is being violated by this lack of transparency.

Commissioner Sanders stated that the Alligator Point Representative for the TDC voted for Mrs. Spohrer's proposal.

Candy Varnes, Vacation Rental Company on St. George Island stated that national advertising agencies charge 15%. She discussed this matter with Commissioner Jackel further.

Mr. Blair stated that other TDC's were polled to see what they were paying for their ad services and it was from 17%-20%. Mr. Blair explained why the TDC decided to go with an advertising agency.

Commissioner Parrish and Mr. Blair discussed other agencies that will be used for this advertising campaign, some of which are already under contract with the TDC. Commissioner Parrish asked if the Board would have an opportunity to approve any changes to the TDC's budget and/or this marketing plan. Mr. Blair explained that both BP and the Board will have to approve the plan. Commissioner Parrish explained that he wants the Board to see all changes and the new plan for the redistribution of the funds.

Commissioner Putnal asked the TDC to put any future services like this out for RFP's from now on.

The Board and Attorney Shuler discussed the Board's policy on bid requirements, which are determined on a case by case basis. He said the Board can amend the policy if they choose.

Motion by Jackel, seconded by Putnal, to accept the proposal submitted by Mrs. Spohrer and have the TDC present the new allocation and plan for Board approval; Motion carried 4-1, Parrish opposed.

Attorney Shuler and the Board discussed creating a local preference for service and equipment contracts.

Dr. Shezad Sanaullah – Discussion – Leasing County Property (11:11 AM)

Dr. Sanaullah asked for Board action to allow him to lease the Chapman Building so he can relocate his offices. He said his reason for asking had to do with the need for more space and the concern of affordability to continue operating his office in a rural area.

Mr. Pierce stated that the Health Department would be out of the building by the end of June. Commissioner Sanders and Dr. Sanaullah discussed the problems he is experiencing with the two buildings he uses now.

Commissioner Sanders was in favor of this idea but suggested that Dr. Sanaullah pay at least what the County pays to lease the building for the Supervisor of Elections Office.

Mr. Pierce wanted Dr. Sanaullah to be aware that the building can't be altered in any way and also that the charter school uses the auditorium.

Commissioner Jackel suggested tabling this item until the Board receives a request with a plan in writing from Dr. Sanaullah.

Attorney Shuler stated that the intent to lease the building should be advertised and discussed this matter further with the Board.

Chairman Lockley discussed the importance of local doctors.

Motion by Putnal, seconded by Sanders, to direct Attorney Shuler to advertise the Lease Agreement and schedule a public hearing on this matter; Motion carried 5-0.

Chairman Lockley stated that he wanted Board action regarding the practices of the North Florida FQHC.

Dr. Sanaullah stated that the North Florida FQHC was in violation of their by-laws and they are not adequately serving the residents of Franklin County and that the County is not adequately represented on the FQHC Board.

The Board discussed this matter further.

Motion by Sanders, seconded by Parrish, to send a letter to Legislative Delegation about the practices of the North Florida FQHC in Franklin County and the restrictions that are put on doctors in the County; Motion carried 5-0.

Motion by Sanders, seconded by Jackel, to direct Mr. Pierce to inform the hospital board at the meeting tomorrow that Mr. Colvert stays on as CEO until Tallahassee Memorial appoints

an interim CEO or until a new CEO is selected and also allow Mr. Steve Lanier to be interviewed for the CEO position; Motion carried 5-0.

The Board discussed the CEO selection process and how Tallahassee Memorial is proceeding with this process.

Commissioner Jackel discussed how a local candidate was not given an interview by Tallahassee Memorial and stated her disappointment.

The Board discusses this matter further and agreed that they would like more updates from TMH and to receive them on a regular basis.

Michael Shuler – County Attorney – Report (11:40 AM)

Attorney Shuler presented Item #1 of his report.

SOUTH SHOALS/CAPITAL CITY BANK

Negotiations with Capital City Bank, the owner of the South Shoals subdivision by foreclosure, have reached an impasse, and discussions with the bank about relocating a part of Alligator Drive in-land through the South Shoal subdivision has failed.

I know that the Board is very familiar with the issues and the negotiation efforts. However, does the Board want to schedule a public hearing on June 7, 2011 to bring the public up to date in a formal setting and to discuss options available to the Board to obtain a public roadway through South Shoals?

BOARD ACTION: I request that the Board authorize me to schedule a public hearing.

Commissioner Sanders stated that she was very disappointed with Capital City during these negotiations and discussed this matter further. She said she wants the Attorney to start proceedings with condemnation of this property.

Attorney Shuler explained, in detail, the properties in question.

Commissioner Sanders explained that the residents of Alligator Point were worried that the process is being slowed down. She also warned of the deadline for the FEMA funds.

Attorney Shuler explained that there is a time limit on the FEMA funds to relocate the road and purchase the property and if time runs out the only other option for funding would be the Bald Point Trust.

Alan Feifer, Alligator Point Taxing Association (APTA) Board Member, asked if the County could use the 'quick take' method of the condemnation process.

Attorney Shuler said he would prefer that the Board not move forward with this process so that he could have more time to review the legal process.

Commissioner Sanders stated that she would like the 'quick take' process for the 300 ft. of the road but wouldn't mind using the other process for the other property.

Commissioner Putnal and Attorney Shuler discussed the County's use of that 300 ft. in the past for emergency situations.

Attorney Shuler and Mr. Feifer discussed the time frame for the different processes.

Keenan Powell, who previously worked for FEMA as a contractor, stated previous experience with relocation projects including some history with Alligator Point. He is currently assisting Mr. Pierce with Alligator Point and FEMA. He suggested the Board move forward on this project as soon as possible, before FEMA leaves Florida and removes funding.

Commissioner Sanders and Mr. Powell discussed the possibility of FEMA giving an extension if they see that the County is in the process of trying to acquire this property.

Bill Kimbro, of APTA, was in agreement with the Board's proposed actions, even though he has never been in favor of eminent domain. He said he was not in agreement with using the Bald Point Trust Fund.

Commissioner Parrish stated that he has not previously been in favor of eminent domain but under these circumstances he was in favor of it for safety purposes. He also warned that the 'quick take' process will force the County to find funds to pay whatever amount the Court orders.

Attorney Shuler explained the difference between the long and quick take process and the County's funding responsibility.

Commissioner Sanders stated that she would like for Chairman Lockley to call a special meeting on this process if needed and Chairman Lockley agreed.

Mr. Feifer was still in favor of 'quick taking' the Seacom property since the FEMA funding is available.

The Board and Attorney Shuler discussed this matter further.

Attorney Shuler stated that he would discuss this matter with Mr. Feifer.

Motion by Sanders, seconded by Parrish, to direct Attorney Shuler to start procedures with condemnation of the properties as described by Attorney Shuler with the 'quick take' process for the 300 feet and have Attorney Shuler to determine the best process for the Seacom property and allow Staff to seek support services, including Mr. Keenan Powell; Motion carried 5-0.

Marcia M. Johnson – Clerk of Courts – Report (12:10 PM)

Mrs. Johnson presented her report to the Board.

1-For information, the hospital's operating balance as of April 30, 2011 was \$95,396.31. The same balance for April 2010 was \$317,861.84. The balance in the hospital's capital fund is \$299,580.02.

Commissioner Sanders discussed a situation with an unclaimed body at St. James Bay.

Commissioner Parrish stated that Tallahassee has made changes to this type of service.

Motion by Sanders, seconded by Putnal, to direct Attorney Shuler to look at the County's existing policy on transportation of unclaimed bodies and transportation fees incurred by the County and would also like Attorney Shuler to start the process for RFP's for this service in the County; Motion carried 5-0.

Recess (12:13 PM)

Chairman Lockley called for a recess.

Reconvene (12:27 PM)

Chairman Lockley reconvened the meeting.

Alan Pierce – Director of Administrative Services – Report (12:27 PM)

Mr. Pierce presented his report to the Board.

1- Inform the Board that the Ochlockonee Boat Ramp is finished, but Board action is needed on two items:

A) Board action to approve a change order reducing the terms of the contract with Poloronis Construction by \$5000 as there was an error in the contract. Poloronis is aware of the error and has already signed the change order.

Motion by Sanders, seconded by Putnal, to approve a change order reducing the terms of the contract with Poloronis Construction by \$5000 as there was an error in the contract; Motion carried 5-0.

B) Before the Project is closed out the Board will need to sign a 20 year lease with DOT as the ramp is in DOT right of way. The Board has a 5 year lease with DOT but FWC requires a 20 year lease. DOT has agreed to the longer lease. Mark Curenton is working with FWC and DOT to get a lease that meets both agency guidelines. Board action to direct the County Attorney to review any proposed lease and to authorize the Chairman's signature on an acceptable lease as the county has \$500,000 worth of construction costs that it has not been reimbursed by FWC because of the need for the 20 year lease.

Motion by Sanders, seconded by Jackel, to direct the Attorney Shuler to review any proposed lease and to authorize the Chairman's signature on an acceptable lease; Motion carried 5-0.

2- FWC has announced that it is restructuring the Derelict Boat Removal program. It appears the FWC is now entering into a cost sharing program with participating counties. Is the Board interested in staff learning more about this, or is the derelict boat situation in the county under control?

The Board discussed this matter.

Motion by Parrish, seconded by Jackel, to direct Staff to look into the program further and how it would benefit the County; Motion carried 5-0.

3- Inform the Board and the public that DEP has issued a permit to DOT for the removal of the remaining pilings of the old St. George Island Bridge.

4- Board action to accept recommendation of committee reviewing architects and engineers for energy grant. There were five architects and one engineering firm applying. The committee ranked Johnson Peterson first, and recommends the Board negotiate with Johnson Peterson Architects, from Tallahassee, for all components of the grant. Johnson Peterson was the firm who successfully administered the Franklin County courtroom renovation and they were the only architecture firm that had shown work experience in installing solar panels on an existing building. While one engineering firm from Gainesville did apply the committee felt that all things considered Johnson Peterson could handle all aspects of the grant.

Motion by Parrish, seconded by Sanders, to accept recommendation of Johnson Peterson by the committee reviewing architects and engineers for energy grant; Motion carried 5-0.

5- Inform the Board that Mark Curenton did receive written confirmation from the Division of State Lands that the county can call the Fort Combs Armory a convention center. The only requirement is that we continue to use the Armory in accordance with the management plan, and that if we want to expand or change the Armory beyond what the management plan requires that we will need state approval.

The Board discussed what is needed to complete the project at Lombardi's to comply with Management Plans for grants received in the past.

The Board discussed what funding would be used at Lombardi and renovating the Armory so it could be used as a convention center.

Mr. Pierce stated that FRDAP would not be funded by the State this year.

Motion by Sanders, seconded by Parrish, to designate Fort Coombs Armory as the Convention Center for Franklin County and direct TDC to use any and all excess funding that is not already encumbered to renovate the armory and complete the Lombardi Seafood Landing Project phases so it will satisfy the requirements in its management plan including the completion of the Maritime Heritage Museum; Motion carried 5-0.

Chairman Lockley asked Ms. Anita Grove, of the Apalachicola Chamber of Commerce, to discuss the plan that she had previously presented to the TDC, which was put on hold.

Commissioner Sanders explained that this item was tabled by the TDC because they weren't sure what all was involved.

Ms. Grove explained the details of this plan and said this project would cost the TDC \$30,000.

Commissioner Jackel verified with Mrs. Grove that there would be no expense to the County for this plan unless the County receives the Sports Illustrated contract.

Motion by Parrish, seconded by Jackel, to direct TDC to support and fund the advertising plan for \$30,000 as presented by Mrs. Anita Grove Executive Director of the Apalachicola Bay Area Chamber of Commerce, from the TDC contingency fund; Motion carried 5-0.

6- Inform the Board that the Hospital has signed a contract to purchase a new CT scanner and will be paying for it out of the Capital Outlay funds. The total purchase price is \$270,890 and funds are available in the Capital Outlay.

The Board, Mr. Pierce and Mrs. Johnson discussed this matter.

Michael Shuler – County Attorney – Report – Continued (12:50 PM)

Attorney Shuler presented Item #2 of his report.

FRANKLIN COUNTY ANIMAL CONTROL

The Board asked me to review whether Franklin County has an inter-local agreement with the City of Apalachicola and the City of Carrabelle regarding animal control services by the County within the municipal limits. I find that no such inter-local agreement exists. Neither city contributes to the cost of Animal Control.

Last week, I spoke with Betty Webb, the city manager for Apalachicola, and Courtney Dempsey, the city manager of Carrabelle, and advised them of my findings and that I would bring this matter before the County on May 17, 2011. I requested that they review their records carefully and if they find any inter-local agreements of evidence of contribution to the County for animal control costs, to please let me know before May 17, 2011. As of the date of this report (May 16, 2011) I have received no communication from either city clerk.

BOARD ACTION: *Pleasure of the Board.*

Commissioner Jackel and Attorney Shuler discussed previous agreements for animal control between the County, the Sheriff's Office, the City of Apalachicola and the City of Carrabelle.

Commissioners and Public Comments (12:53 PM)

There were no Commissioner or Public comments.

Adjourn (12:53 PM)

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

Noah Lockley, Chairman – FCBOCC

Attest:

Marcia M. Johnson, Clerk of Courts