

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
FRANKLIN COUNTY COURTHOUSE ANNEX
APRIL 3, 2012
9:00 AM**

MINUTES

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

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

Call to Order (9:01 AM)

Chairman Jackel called the Meeting to order.

Prayer and Pledge (9:01 AM)

There was a prayer followed by the Pledge of Allegiance.

Approval of the Minutes – March 20, 2012 Regular Meeting (9:02 AM)

Motion by Lockley, seconded by Sanders, to approve the Minutes of the March 20, 2012 Regular Meeting; Motion carried 5-0.

Payment of County Bills (9:03 AM)

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

Department Supervisor Report

Hubert Chipman – Superintendent of Public Works (9:04 AM)

Mr. Chipman had no items for Board action.

Commissioner Sanders asked Mr. Chipman to clear some tree debris, caused by the twister that touched down in the Lanark Village area.

Commissioner Sanders suggested that Chipman order some milled asphalt from C.W. Roberts since they will be in the County doing work soon. Mr. Chipman stated that he will work on it as the milled asphalt helps control the dust.

Commissioner Putnal asked Mr. Chipman if he worked on the shoulders around Ave. A in Eastpoint. Mr. Chipman said he would.

Chairman Jackel, Mr. Pierce and Mr. Chipman discussed the intersection in Eastpoint where EPWS is working on their project. Commissioner Sanders also commented on this item.

Commissioner Lockley stated that there is a problem with speeders on 25th and 17th Streets in Apalachicola and requested signage in these areas. He said he has been told there is an autistic child living in that area.

Commissioner Parrish stated that a 4th stop sign needed to be added at the three way stop in Highland Park to make it a four way stop. He also discussed debris being dumped near D.W. Wilson Park.

Chairman Jackel stated that Eastpoint needs some attention because of trash and debris.

Chairman Jackel and Mr. Pierce discussed tree trimming that is needed in the County.

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

Mr. Johnson had no items for Board action.

Mr. Johnson stated that he has submitted his retirement plans, which will be effective on May 31, 2012.

Chairman Jackel asked that Parks & Recreation please police the Eastpoint Pavilion a little more. She said there are some items in the parking lot that need to be removed.

Commissioner Putnal complimented Mr. Johnson on the Day of Ball and said they did a good job.

Commissioner Sanders suggested installing water fountains at Kendrick Park. The Board discussed this matter further and suggested installing these at all of the County parks.

Commissioner Lockley asked Mr. Johnson to verify that the Senior Citizens Center in Apalachicola is receiving their portion of allocated funds. The Board and Mrs. Johnson discussed this matter.

Commissioner Sanders stated that there is a problem around Carrabelle Beach where trash and debris is being left on the Right of Way on Highway 98 and the public needs to be notified that this is illegal.

Chairman Jackel stated that the same has been done in Eastpoint and asked Mr. Pierce to discuss this matter with Transfield. She asked that if they will not pick it up to report back to the Board so the County can pick it up.

The Board discussed this issue further.

Pam Brownell – Emergency Management Director (9:21 AM)

Mrs. Brownell presented her report to the Board.

Action Items:

1- Requesting the Board to approve and sign the contract with The Management Experts for training and exercise for the 2012 Homeland Security Grant and to piggyback the Jefferson County contact in order to save the county monies and time.

Motion by Sanders, seconded by Parrish, to approve and sign contract with The Management Experts for training and exercise for the 2012 Homeland Security Grant and Jefferson County contract; Motion carried 5-0.

2- Request Board sign Hazard Mitigation Grant Program (HMGP) contract modification for Small Drainage Project in Franklin County. Franklin County will receive an increase in funding for the construction of 10 cross drains throughout the county in order to meet engineering criteria.

<u>Original Grant Funding:</u>		<u>New Grant Funding:</u>	
Federal Share	\$39,365.00 (75%)	Federal Share	\$70,743.00 (75%)
Local Share	\$13,122.00 (25%)	Local Share	\$23,581.00 (25%)
Total Cost	\$ 52,487.00 (100%)	Total Cost	\$94,324.00 (100%)

Motion by Putnal, seconded by Sanders, to approve Board signature on Hazard Mitigation Grant Program contract for Small Drainage Projects, contingent upon review by Attorney Shuler; Motion carried 5-0.

Information Items:

1 - Franklin County Emergency Management Director, Pam Brownell, along with your Public Information Officers, Tom Durham and Rachel Ward, took part in the " Media Event" on St. George Island March 21, 2012. This event was sponsored by the Franklin County Tourist Development Council.

2 - The weather siren and lightning detection presentation, requested by the Franklin County K-12 School and supported by Emergency Management, was a success. We hope the school, the two municipalities and the Franklin County Parks and Recreation Department consider purchasing similar weather sirens.

3 - On March 23, 2012 Emergency Management met with local Animal Control, the Franklin County Humane Society, Leon County Animal Control and the Animal in Disaster Agency to develop a workable disaster plan for animals.

4 - Franklin County Emergency Management participated in training in the use of EMnet. This is a communications tool used to activate the State Emergency Alert System sending emergency notifications to county residents from the EOC. Training with this FEMA Integrated Public Alert and Warning System will be ongoing.

5 - Franklin County Emergency Management will be participating in the State Evacuation Exercise in Tallahassee on April 5, 2012.

6 - Franklin County Mosquito Control will meet with State and Local ESF 17 (Animal Protection) on April 12, 2012 at 10:00am at the EOC.

7 - Northwest Florida Water Management District expects to have approval soon from DOT on platforms for the hydrologic monitoring stations for the Ochlockonee and Crooked Rivers. They have also been receiving monitoring and telemetry equipment for these platforms last month.

Bill Mahan – County Extension Director (9:24 AM)

Mr. Mahan had no action items but discussed the following items from his report.

Gulf of Mexico Fishery Management Council (GMFMC)

Gulf Grouper Recreational Season Opened April 1, 2012 – The GMFMC reminds anglers that the recreational harvest of shallow-water groupers - except for gag - reopens April 1 within the 200-mile limit of the Gulf of Mexico federal waters.

The annual February 1 - March 31 closure of Gulf recreational shallow-water grouper includes gag, black, red, yellowfin, scamp, yellowmouth, rock hind and red hind. The two-month closure during spawning season helps reduce overfishing of gag and rebuild its populations so that larger annual harvests may be possible in the future. Note the gag recreational season remains closed. Gag will open July 1 and close October 31. Size limits and bag limits (22" and 2/person) for gag have not changed.

Mr. Mahan discussed an EIS Meeting he recently attended at the Research Reserve on the Glades Reservoir Proposal.

Ms. Cindy Drapel – Hospital Update (9:26 AM)

Ms. Drapel reviewed her submitted report and discussed the results of the cost report which was submitted to Medicare.

Chairman Jackel and Ms. Drapel discussed the debt on the report. Chairman Jackel suggested submitting the debt to the agency at this time if they are considering paying old debts. Chairman Jackel and Ms. Drapel discussed writing off some of the old bad debts.

Chairman Jackel and Ms. Drapel discussed out-sourcing versus in-house billing costs. Ms. Drapel stated that the billing cost is adjustable by volume.

Chairman Jackel and Ms. Drapel discussed keeping separate financial reports for Weems East. Chairman Jackel stated why she thinks it is important to have separate reporting for Weems East in order to effectively analyze how well things are going and Commissioner Sanders agreed that cost comparison is important.

Ms. Drapel stated that collections are going well at Weems East and stated that the new CFO is still in the process of working towards compiling these types of reports.

Ms. Drapel recognized Steve Lanier, CFO of Weems Hospital.

The Board and Mr. Lanier discussed the training that TMH has offered. Mr. Lanier discussed upcoming training with TMH.

Commissioner Sanders and Ms. Drapel discussed Weems embracing the providers throughout the County so that they feel inclusive with Weems in order for the residents of Franklin County to be served effectively. Commissioner Sanders discussed the need to show respect to these doctors in order for them to feel a part of Weems.

Ms. Drapel discussed her attempts to reach out to Dr. Bracato and said she has a collegial relationship with Dr. Miniati.

Commissioner Lockley offered to meet with Dr. Bracato, Dr. Miniati and Ms. Drapel to discuss any problems they may have and to work out any issues.

Ms. Drapel asked for Board action to approve a Resolution for an EMS grant.

Motion by Sanders, seconded by Putnal, to approve the Resolution for EMS Grant based upon Attorney Shuler's review; Motion carried 5-0.

Ms. Kim Barnhill – Health Department – Discuss core contract (9:47 AM)

Kim Barnhill, Interim Health Officer of the Franklin/Jefferson/Madison County Health Departments, introduced herself to the Board.

Ms. Barnhill stated that the County health rankings are available online and asked the Commissioners to visit that site.

Ms. Barnhill informed the Board of the current services of the Health Department. She asked the Commissioners to visit the Carrabelle site as there have been renovations to that building.

Ms. Barnhill discussed the upcoming Health seminar and forum that will be held on April 11, 2012 at the Estuary.

She also discussed two grants requiring Board action, which would provide dental services in Franklin County.

Commissioner Putnal stated that he has received complaints from local contractors that out of county contractors are doing the renovation project at the Carrabelle location. Ms. Barnhill stated that she thought the contractor lived in the County at this time and said she would look into this matter.

Commissioner Sanders explained the need for primary care as well as dental services in the County. She also stated the communication problems the Board has had with the Department of Health and the issues it has created in the County. She said the State will be in sad shape if the people are not provided the services they need.

Commissioner Lockley, Chairman Jackel and Ms. Barnhill discussed using a mobile dental facility in Apalachicola.

Chairman Jackel explained to Ms. Barnhill why the Board has such a bad feeling toward the Department of Health.

Commissioner Putnal and Ms. Barnhill discussed the amount of primary care that is being offered by the Health Department at this time.

Ms. Barnhill explained that the entire State is dealing with a 41% reduction in the Department of Health's budget, which affects all counties.

Commissioner Sanders and Ms. Barnhill discussed some of the previous actions of the Health Department.

Chairman Jackel explained the necessary actions of the Board based on the actions of the Health Departments.

Chairman Jackel and Ms. Barnhill discussed the time frame to begin dental services in the County.

Commissioner Parrish thanked Ms. Barnhill for bringing the dental program to the County.

The Board and Ms. Barnhill discussed the core contract and the amount needed.

Motion by Putnal, seconded by Sanders, to provide the 25% match, in the amount of \$22,500, for the dental care grant; Motion carried 5-0.

Ms. Barnhill asked the Board to allow the Health Dept. to use all \$36,190 of the allocated funds to the Health Dept.

Commissioner Parrish discussed the need to continue a partnership and work closer with the County Health Department.

Motion by Putnal, seconded by Sanders, to rescind prior motion regarding dental care grant; Motion carried 5-0.

Motion by Putnal, seconded by Sanders, to allocate the total allocation, in the amount of \$36,190, to the Health Department with \$22,500 of that funding going toward the dental care grant; Motion carried 5-0.

Recess (10:22 AM)

Chairman Jackel called for a recess.

Reconvene (10:40 AM)

Chairman Jackel reconvened the Meeting.

Dr. Pam Fleege – Early Childhood Services – Support for Grant (10:40 AM)

Pam Fleege, Executive Director of Early Childhood Services, asked the Board for a Letter of Support so that the agency can submit a grant for funding. Ms. Fleege discussed how many children they provide services for and also how many County residents are employed by the agency.

Commissioner Lockley stated that this agency does employ a lot of people in this County and provides good services. He said he has never heard of a complaint against this agency.

Motion by Lockley, seconded by Putnal, to authorize a Letter of Support for grant submission; Motion carried 5-0.

Marcia Johnson – Clerk of Courts – Report (10:43 AM)

Mrs. Johnson had no report for the Board.

Attorney Shuler explained that Board action is needed to authorize the Chairman to sign the Health Department Core Contract.

Motion by Parrish, seconded by Lockley, to authorize the Chairman's signature on the Health Department Core Contract; Motion carried 5-0.

Alan Pierce – Director of Administrative Services – Report (10:44 AM)

Mr. Pierce presented his report to the Board.

1- Provide Board with update on timeline for purchasing Harvester's Licenses. The window to purchase an Oyster Harvester's License is May 17 through June 30. After June 30 the price goes to \$500 to penalize late registration. The requirement for the license was set by the legislature and can only be removed by the legislature.

2- Board action to have Chairman sign Progress Energy form which will allow the interconnection of the Courthouse Annex to the Progress Energy Electric Grid so that the county will be able to sell electricity back to Progress Energy on those days the solar panels are producing more energy than the Annex is consuming.

Motion by Lockley, seconded by Parrish, to approve the Chairman's signature on Progress Energy form, which allows the County to sell electricity back to Progress Energy on the days the solar panels are producing more energy than the Annex consumes; Motion carried 5-0.

3- Inform Board that tourists have received FWC citations for fishing without a license at the St. George Island Fishing Pier and Eastpoint Fishing Pier. The fines have been in excess of \$100. There are many exceptions for freshwater but in saltwater fishing essentially everyone needs a license if you are between the age of 16 and 65. I recommend the Board install signs at the fishing piers stating, "Florida requires a saltwater fishing license for people aged 16 to 64. For license information call 1-888-347-4356." Does the Board want to install signs anywhere else?

Commissioner Parrish suggested installing signage at County boat ramps. He stated that the signs should be placed anywhere in the County that allows for salt water access.

Chairman Jackel explained the options for purchasing licenses.

Commissioner Putnal, the Board and Mr. Pierce discussed the use of licensing funding.

Motion by Parrish, seconded by Lockley, to place signs wherever there is salt water fishing access in the County; Motion carried 5-0.

Commissioner Lockley suggested building a boat ramp, in the future, at the west end of the County.

The Board and Mr. Pierce discussed this suggestion further.

Chairman Jackel asked Mr. Pierce to send a letter to USFWS about the property they own in the west end area of the County and options for creating a boat ramp at this location.

4- Inform Board that I am working with the Clerk's Office to develop the RFP that will be advertised for county auditing services. Since this function is covered by Florida Statute there are many requirements that must be met.

5- Inform the Board that the county did turn in a draft Alligator Point Debris Removal Plan to DEP for their review. In order to keep moving forward I have directed Mr. Dombrowski to develop a bid documents because it is my expectation that we will need to be opening bids in May in order that the work can be done in June or July.

6- On a related note, I met with six FEMA representatives on Alligator Point on Thursday, March 29, and reviewed the status of the project. FEMA is supportive of the county's efforts to relocate the road but encourages us to move forward. An extension of the timeline might be possible but we need to show continued progress. To that end I have directed Clay Kennedy with Preble-Rish Engineers to seek a DEP construction permit that would authorize us to build the new road over the 4 SECON Village lots. I realize the county does not own the 4 lots yet but I cannot wait till the acquisition process is complete to begin permitting. I think it is important that FEMA sees continuous progress if we need another time extension.

In the FEMA meeting we discussed the need for a modification to the project to allow FEMA funds to be spent stabilizing the ends of the road in the event we have to remove the entire revetment in front of South Shoal.

7- Board action to sign Change Order No. 2 which is the Final Change Order on work done re-striping the runway. The engineers, contractor, and Mr. Mosteller have all signed off.

Motion by Parrish, seconded by Lockley, to approve the Chairman's signature on Change Order No. 2, which is the Final Change Order on runway re-striping; Motion carried 5-0.

Commissioner Putnal asked Mr. Mosteller if the two pieces of equipment at the rear of the airport can be traded for services of Mr. Wilson, who would clean the debris from around the fence and replace the fence post at the rear of the airport.

Mr. Mosteller described the equipment and said he would be willing to do this as long as the Board is in agreement.

Motion by Putnal, seconded by Lockley, to ask Attorney Shuler and Mr. Mosteller to confer with Mr. Wilson concerning clean-up services in exchange for the old equipment at the airport and report back to the Board; Motion carried 5-0.

8- Inform Board that the RESTORE Act continues to move through Congress but a new wrinkle has emerged in that now the state wants to be the recipients of some of the money intended for the 8 impacted counties. The FAC, on behalf of the counties, is fighting the state's last minute interference.

9- Board action on the proposed eligibility language suggested by the county's health insurance carrier for the issue of health insurance coverage brought up at the last Board meeting:

Eligibility Requirements for Surviving Spouse/Eligible Dependent to remain on County Health Plan:

- *The surviving spouse/eligible dependent was covered by the County Health Plan at time of death of the insured member – additional dependents cannot be added.*
- *Surviving spouse eligibility ceases when alternate coverage is available*
- *Surviving Spouse/eligible dependent is responsible for 100% of the policy premium.*

Motion by Lockley, seconded by Putnal, to approve proposed eligibility language for health insurance coverage for County employee dependents, the surviving spouse/eligible dependent was covered by the County Health Plan at time of death of the insured member – additional dependents cannot be added, surviving spouse eligibility ceases when alternate coverage is available, surviving spouse/eligible dependent is responsible for 100% of the policy premium; Motion carried 5-0.

10- SCOP update. FDOT has notified the county that the Small County Outreach Program (SCOP) is accepting applications until May 4. Last year DOT had accepted Oak St in Lanark Village as the county SCOP for 2014. The estimated cost of Oak St. was \$1.1M for approximately 2.4 miles of road resurfacing. The project will run from Arizona St. to Doe Lane. In November, DOT moved the project back to FY 2015 because of downward forecasting of revenue. I called Ms. Myra Suggs, DOT, and asked could the county request that Oak St. be moved forward to FY 2014 in this new application cycle. She advised that if the Department received more funding they would automatically review approved projects so that there was no incentive for the county to re-submit Oak St. Further, she explained to me that the SCOP applications they now seeking were for FY 2015 and 2016 and that there were no additional funds to be allocated to FY 2014. The county has the ability to submit 2 SCOP projects for DOT to consider for FY 2015 and 2016. The projects in the pipeline are Bluff Road resurfacing north of Apalachicola, construction funds for the bike path at Carrabelle Beach, and then Oak Street in Lanark. DOT is also resurfacing a section of US 98 in Apalachicola. Board direction for two projects to be submitted for funding in 2015 and 2016.

Chairman Jackel stated that she would like Pine Street on St. George Island submitted as a future project.

Commissioner Parrish suggested South Bayshore Drive as a project that should be submitted. The Board discussed this project further.

Motion by Parrish, seconded by Sanders, to approve East Pine Street and South Bayshore Drive as the projects to be submitted for DOT funding in 2015 and 2016; Motion carried 5-0.

Mr. Pierce reminded the Board of the location of the next Board Meeting on April 17, 2012, which is at the Estuary in Eastpoint.

Mr. Pierce stated that he is working with the Sheriff's Department on hot water and air conditioning issues at the jail.

Chairman Jackel asked Mr. Pierce to look into the removal of cars stacked up on blocks on top of the sidewalk across from the Texaco in Eastpoint.

T. Michael Shuler – County Attorney – Report (11:10 AM)

Attorney Shuler asked Debbie Belcher to address the Board regarding the Eastpoint Water and Sewer project (Item 6 on his report), especially regarding the contractor completing the job and leaving the County.

6. Eastpoint Water and Sewer

While there has been communication between myself and the district's attorney (and Alan with George Allen), no meaningful progress has been made. The district meets again on or about April 19, 2012. I have had no response confirming that the county is on their agenda and my request for a special meeting has not be answered.

When Debbie Belcher notified Alan of the risk that the contractor would complete the job and demobilize prior to the district's meeting April 19, 2012, I requested an emergency meeting, but was informed that they could not get a quorum. Debbie is inquiring of Royal American regarding possible demobilization of the piping crew, which they will not need while they remain in Eastpoint to finish up the USDA pumping station portion of the project.

There is still no Letter of Credit, but I think that Mr. Cox and I are making reasonable progress on that front. I am waiting on proposed language from Mr. Cox concerning their counter proposal. Mr. Cox has asked that we provide a copy of the core sample taken of the asphalt on the subject road. We are in the process of requesting that information from Preble-Rish, and should have it Monday, April 2, 2012.

Mr. Cox's proposal appears to include the option of having a third party determine whether the road patch has failed and whether the county can call on the LOC . However, until I see it in writing, I cannot comment on the district's latest proposal.

Ms. Belcher stated that the Contractor will be here for another month which would give enough time for the County to meet with the EPWS District at their next meeting on April 19th. Ms. Belcher explained that Royal American is willing to work with a contractor of the County's choice for patching repairs.

Clay Kennedy, of Preble-Rish, explained that this service would have to sub-contract this work out because Royal American doesn't pave.

The Board and Attorney Shuler discussed "patching" and the Letter of Credit issue further. Attorney Shuler said he has discussed options with the attorney for EPWS and believes they are making reasonable progress on this issue.

Commissioner Putnal expressed his preference for Royal American to use C.W. Roberts for the road repairs.

The Board and Ms. Belcher discussed serving the four residents that have been denied hook-up for this period of the project. Ms. Belcher said if the cuts are approved these individuals will be hooked up but they can't be served if the cuts are not made.

Attorney Shuler and Ms. Belcher discussed the remaining time of this project, which is a month or a little longer.

Commissioner Putnal and Ms. Belcher discussed the cut at the intersection of Otter Slide and Avenue A.

The Board discussed the dip in the road at this intersection.

Ms. Belcher updated the Board on the Fair Housing notices she ran in the Times and said she will be placing posters and Fair Housing brochures in the County libraries.

Attorney Shuler presented the other items in his report to the Board. (11:23 AM)

1. Capital City Bank

a. The bank withdrew its motion for emergency injunctive relief scheduled for hearing on March 28, 2012. No action was taken on the motion. I suspect that bank withdrew the motion because DEP agreed to give the bank a 10 day grace period before DEP would counter-sign any consent order agreed to by the county and DEP regarding removing all, or part, of the revetment. The grace period means that the order would not go into effect until counter-signed by DEP, which further means that the county could not act to remove anything from the revetment. At least, that is how DEP and the bank view things. I was asked by the bank to give them a 30 day grace period and refused. I asked DEP not to grant any grace period, but they did so. To my knowledge, DEP did not enter into any other agreements with the bank.

b. The County's motion to dismiss will be heard in Tallahassee on May 2, 2012. I agreed to this because it was the soonest hearing date available. The soonest the motion could be heard in Franklin County would have been at the end of July 2012. Given that our FEMA grants are scheduled to expire November 2012, I wanted the soonest hearing date possible.

c. I request that the Board schedule a workshop for its April 17, 2012 meeting to discuss possible removal of the entire revetment and abandonment of part of Alligator Drive, together with any other issue concerning the condemnation and the bank's lawsuit against Franklin County concerning the revetment.

Board Action Requested: Permission to schedule workshop on April 17, 2012.

Motion by Lockley, seconded by Sanders, to schedule workshop following the Regular Meeting on April 17, 2012; Motion carried 5-0.

d. The appraiser valued the property to be condemned at \$420,000.00. That appraisal has been shared with FEMA, whose initial reaction is that the value is reasonable.

e. A draft resolution for the condemnation will be provided at the meeting for your consideration.

f. April 6, 2012 is the deadline to challenge DEP's notice of violation alleging improper construction debris has been placed in the revetment. I intend to seek a further extension from DEP because the Board has not decided yet what action to take on the revetment. Alan and I will be placing an ad in the paper soliciting bids for both complete removal of the revetment or removal of the construction debris only. Those bids are expected to be opened May 1, 2012.

*2. Highway Patrol Station Property, Eastpoint, Florida
Still no response from the State.*

Chairman Jackel and Attorney Shuler discussed use restrictions on the property or lease. Attorney Shuler said he hopes the State will give the property back to the County.

3. FBO Lease

Attached is my response to the FBO lease proposed by Fly High.

A material issue has arisen concerning the length of the FBO lease. Fly High wants a fixed 15 year lease, with two automatic renewals. Fly High is willing to place a benchmark of 1.5 employees at the five year mark. I appreciate Fly High's concerns and desire for a fixed long term lease. However, as I understand it, the Board either wants a short term lease and discretion to extend it or, you want a long term lease with a unqualified right to terminate. The lease proposed by Fly High does not provide a meaningful exit from the long term lease he proposes.

Board Action Requested: I need Board direction concerning how long you want the lease to be and if you will accept the benchmark of 1.5 employees.

Chairman Jackel asked how many employees the current FBO employs. Mr. Mosteller stated that it was a family operated business, which provides at least 3 positions.

Commissioner Parrish expressed his concerns of providing a long term contract.

Commissioner Parrish and Mr. Mosteller discussed the amount of funds paid by the current FBO versus the new contract.

Mr. Pierce and the Board discussed concerns of the new FBO, such as investing money into making improvements and then the lease being cut short.

Commissioner Parrish expressed concerns of the County not having an out clause.

The Board discussed the length of the lease further and Attorney Shuler explained the concerns of Fly High management with conflicts in the lease agreement.

Chairman Jackel suggested having Commissioner Parrish contact the Fly High management to discuss the terms of the contract further.

Chairman Parrish agreed to meet with the Fly High representative, along with Mr. Pierce, to discuss the length of the contract but asked if the Board is satisfied with the other terms of the contract.

Mr. Mosteller said the current FBO asked for a four week extension to begin the lease. The Board discussed further and Attorney Shuler asked that he be given direction on how the Board would like for him to negotiate with Fly High. Commissioner Putnal and Attorney Shuler discussed the termination clauses in the contract. Commissioner Lockley expressed concerns of Fly High not providing the agreed to service but the County having no way of terminating the contract. Commissioner Parrish and Attorney Shuler discussed the renewal and termination wording of the contract and also the cost of rent. Attorney Shuler said this requires a level of trust among the parties. Chairman Jackel was in favor of favorable negotiations with Fly High because she thinks they would provide good services to the County. Commissioner Parrish suggested proposing to Fly High a five year contract with ten year extensions. The Board was in favor of this suggestion.

Mr. Mosteller stated that he visited the Fly High site in North Carolina and was impressed with their facility.

4. Hanger Lease:

The lease I prepared and sent to Mr. Lawrence is attached. His proposal is attached as well. The performance benchmarks are found in Article 2 and Article 5(c) for your review. Board Action Requested: I need Board direction concerning the performance benchmarks of this lease.

Motion by Parrish, seconded by Lockley, to table this item until the next Meeting; Motion carried 5-0.

5. TDC Ordinance

The Ordinance adopting the TDC's two year spending plan is attached. The ordinance must be approved by a majority vote, plus one, of the Board. This will be heard at your April 17, 2012 meeting. Board Action Requested: None.

7. SGI Rate Increase Application

Gene Brown's company has asked for another hearing on his request to increase water rates. He is simultaneously appealing the denial of his last request for a rate increase.

Some residents have raised concerns that Mr. Brown's request for a Proposed Agency Action on the rate increase will exclude or limit the public or fast track the application.

My initial conclusion is that this procedural request by Mr. Brown is not a cause for concern. Among other things, the office of public counsel is going to oppose the request, so the public's interests will be protected by counsel from the office of public counsel. Furthermore, once a PAA proposed order is reached, any substantially affected person may protest it as a matter of right and invoke the right to a full evidentiary hearing, as was done in

the prior request for a rate increase. In short, by requesting the PAA, Mr. Brown may in fact cause the process to lengthen, not contract, because he will go through two, not one, proceeding.

Chairman Jackel stated that she would forward this information to any residents who are concerned with this item.

8. Workshop To Consider MSBU

I request Board approval to conduct a workshop for the purpose of considering a possible MSBU for the purpose cleaning unsafe conditions constituting a public hazard from private property and recouping the expense thereof by special assessment appearing on the property owners ad valorem tax assessment.

Commissioner Sanders discussed the problems at Lanark Village with the burnt out apartments and would like a strong Ordinance concerning this matter. She discussed the possibility of code enforcement in the County.

Motion by Sanders, seconded by Putnal, to authorize Attorney Shuler to move forward with the MSBU workshop; Motion carried 5-0.

Commissioners' & Public Comments (11:59 AM)

Commissioner Putnal and Mr. Pierce discussed repairs needed on the skirts around Woodill Road in Carrabelle.

Commissioner Parrish and Mr. Pierce discussed proposed road projects in downtown Apalachicola. Commissioner Parrish said they need to remove old asphalt before they re-pave those roads.

Commissioner Sanders stated that Highway 67 in Carrabelle needs that same type of project.

Chairman Jackel asked Mr. Pierce to inquire into work done by Royal American in Eastpoint. She wanted to know if there would be a final inspection to the finish work being done.

Commissioner Sanders discussed the event held last Thursday at the Franklin Correctional Institution in Carrabelle. She said she made sure the CI knew how much they were appreciated.

Motion by Sanders, seconded by Putnal, to send a Letter of Thanks to Warden Hosford, Deputy Secretaries and the Secretary of Corrections; Motion carried 5-0.

Commissioner Sanders discussed the Medicaid Bill recently signed by Governor Scott and said FAC will meet to discuss further action on this Bill.

Commissioner Sanders discussed the last Transportation Authority meeting she attended where there was extensive discussion of a bike trail, from Capitol City to the Sea, which might come through Franklin County.

Chairman Jackel discussed the Patriot's Day Cajun Cookout sponsored by the Southern Builder's Association event set for Veteran Memorial Plaza on April 28, 2012 at 12:00 PM.

Chairman Jackel wished everyone a Happy Easter.

Adjourn (12:11 PM)

There being no further business, Chairman Jackel adjourned the Meeting.

Pinki Jackel, Chairman – FCBOCC

Attest:

Marcia M. Johnson, Clerk of Courts