

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
CITY OF CARRABELLE COMMISSION ROOM
DECEMBER 18, 2012
10:00 AM**

MINUTES

Commissioners Present: Cheryl Sanders – Chairman, William Massey – Vice Chairman, Pinki Jackel, Joseph Parrish

Commissioner Absent: Noah Lockley

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 (10:00 AM)

Chairman Sanders called the Meeting to Order and asked for a Moment of Silence for the tragedy at Sandy Hook Elementary School in Connecticut.

Prayer and Pledge

There was a prayer followed by the Pledge of Allegiance.

Approval of Minutes

Motion by Jackel, seconded by Massey, to approve the Minutes of the December 4, 2012 Regular Meeting; Motion carried 4-0.

Payment of County Bills

Motion by Parrish, seconded by Jackel, to approve the payment of the County's Bills as presented; Motion carried 4-0.

Department Supervisors Report

Hubert Chipman – Superintendent of Public Works

Mr. Chipman had no items for Board action.

Commissioner Sanders discussed loggers using County roads that are covered with lime rock and asked Mr. Chipman to monitor those roads for damages.

Fonda Davis – Solid Waste Director

Mr. Davis stated that he has filled the vacant position at the Landfill with Anthony Wood.

Mr. Davis asked the Board to revise a policy regarding employee vacation that would allow employees to get paid for extra vacation time at the end of the year. Commissioner Jackel expressed concerns about the financial aspect of this request and said she would like to speak with the Finance Office before approving this revision. The Board discussed possible options, such as an extension for employees to take leave time.

Motion by Jackel, seconded by Massey, to extend the expiration date for vacation leave to the last day of February for Board employees; Motion carried 4-0.

Right-of-Way Debris Pickup / Recycle Material Hauled November 28th –December 11th FOR BOARD INFORMATION:

NOVEMBER 28TH – DECEMBER 11TH

RIGHT-OF-WAY DEBRIS PICKUP

<i>Apalachicola</i>	<i>Eastpoint</i>	<i>St George Island</i>	<i>Carrabelle</i>	<i>Lanark</i>	<i>Alligator Point</i>
<i>69.29 TONS</i>	<i>36.93 TONS</i>	<i>0 TONS</i>	<i>38.71 TONS</i>	<i>29.19 TONS</i>	<i>21.15 TONS</i>

RECYCLE MATERIAL HAULED

	<i>Apalachicola</i>	<i>Eastpoint</i>	<i>St George Island</i>	<i>Carrabelle</i>	<i>Lanark</i>	<i>Alligator Point</i>	<i>St James</i>
<i>Cardboard</i>	<i>3.82 TONS</i>	<i>3.96 TONS</i>	<i>.82 TONS</i>	<i>1.58 TONS</i>	<i>0 TONS</i>	<i>0 TONS</i>	<i>.22 TONS</i>
<i>Plastic, Paper, Glass, Aluminum</i>	<i>2.44 TONS</i>	<i>.77 TONS</i>	<i>2.23 TONS</i>	<i>2.25 TONS</i>	<i>1.37 TONS</i>	<i>.94 TONS</i>	<i>0 TONS</i>

REQUESTED ACTION: None

Nikki Millender – Parks & Recreation Director

Mrs. Millender had no items for Board action.

Mrs. Millender updated the Board on the Christmas celebration in Eastpoint. Commissioner Jackel thanked Mrs. Millender for her efforts on the Eastpoint Christmas celebration.

Mrs. Millender updated the Board on some planned improvements to the Vrooman Park recreational area in Eastpoint.

Mrs. Millender updated the Board on the newly formed Youth Basketball League in Apalachicola.

Commissioner Jackel commented further on the Vrooman Park project.

Pam Brownell – Emergency Management Director

Mrs. Brownell presented her report to the Board.

Action Items: Approval for the State Homeland Security Grant Program for training and exercise in the amount of \$10,923.00. Fiscal Year 2013-14.

Motion by Parrish, seconded by Jackel, to approve the State Homeland Security Grant Program in the amount of \$10,923.00; Motion carried 4-0.

Information Items:

- 1. In the September 4, 2012 Board report I reported the EOC was activated from August 24-28, 2012 going back to my records. I need to correct this statement the EOC was activated from August 23, 2012 till August 31, 2012.*
- 2. The debris class conducted on December 5-6, 2012 was a great learning experience for some of the departments and the municipalities.*
- 3. Debris Management committee met on December 12, 2012 with the contractors. This meeting was so the committee could ask the potential contractors some questions before we start drafting the contract.*
- 4. Pamela Brownell attended the North Florida Domestic Security Task Force meeting held at FDLE in Tallahassee on December 17, 2012.*

Bill Mahan – Extension Office Director

Mr. Mahan had no items for Board action.

Mr. Mahan discussed a handout that was distributed to the Board.

The Board discussed the proposed changes to fishing regulations and the effect this will have on the County.

Motion by Parrish, seconded by Massey, to send a letter to FWC, Legislative Delegation and the Governor's Office opposing the changes to recreational fishing limits; Motion carried 4-0.

Mr. Mahan discussed the following item from his report.

Franklin - UF IFAS Updates

- 1) *Climate Change – I have organized an informal roundtable meeting for two of our newest FL Sea Grant Specialist (Whitney Gray and Thomas Ruppert) to meet with elected officials from Carrabelle; City Commissioners Cal Allen & Brenda LaPaz and Apalachicola Mayor, Van Johnson to discuss the potential impacts to our area as a result of sea-level rise and climate change. The roundtable is open to the public and will be held at the Community Service Center of Franklin County (the old Apalach HS building) on December 21st at 10:00.*

Open Bids – Weems Hospital – Fire Doors & Electronic Health Records

Mr. Pierce and Mr. Brownsworth, CEO of Weems, opened the only bid received.

Fire Doors Bids:

W. E. Dentmont Construction - \$53,766.00

The Board and Mr. Brownsworth discussed this item and expressed concerns regarding the amount of this bid.

Motion by Jackel, seconded by Parrish, to reject the bid for the fire door and re-advertise on other possible venues, including the TMH website; Motion carried 4-0.

Recess (10:34 AM)

Chairman Sanders called for a recess.

Reconvene (10:45 AM)

Chairman Sanders reconvened the Meeting.

Electronic Health Record Bids:

Razor Insights, Kennesaw, GA – there was no bid amount included.

I Care.com (Mike Ginsburg), Fort Lauderdale, FL – there was no bid amount included.

Healthland, Glenwood, MN – there was no bid amount included.

CSS Health Technology (Terry Dunham), Nashville, TN – \$1.25 million for A – G.

Prognosis Health Information Systems, Houston, TX – there was no bid included.

The Board and Mr. Pierce discussed the reason that no amounts are included in the bids is because the bids are submitted as RFQs rather than RFP.

Motion by Jackel, seconded by Parrish, to forward bids to the Hospital board for a recommendation; Motion carried 4-0.

Mr. Brownsworth invited the Board to the Christmas celebration at the Hospital.

Open Proposals – Fishing Pier Salvaging (10:53 AM)

There were no bids received for this item.

The Board would prefer that this item isn't put out for bids anymore.

BOA – Report (10:54 AM)

Mr. Pierce presented the item for approval.

1. Approved by BOA - a reconsideration of a request for a variance to construct a single family dwelling 5 feet into the side setback line on property described as a 1.10 acre parcel lying in Section 18, Township 7 South, Range 4 West, 578 River Road, Carrabelle, FL Request submitted by Garlick Environmental Associates, Inc., agent for William Lawlor, owner.

Motion by Massey, seconded by Parrish, to approve construction of a single family dwelling 5 feet into the side setback line on property described as a 1.10 acre parcel lying in Section 18, Township 7 South, Range 4 West, 578 River Road, Carrabelle; Motion carried 4-0.

Marcia M. Johnson – Clerk of Courts – Report (10:55 AM)

Mrs. Johnson had no report for the Board.

Alan Pierce – Director of Administrative Services – Report (10:56 AM)

Mr. Pierce presented his report to the Board.

1- Inform the Board that FEMA has obligated some \$647K to repair the road and revetment leading to the St. George Island Fishing Pier and boat ramp. Board direction to have Preble-Rish prepare specifications and to go out for bid for the repairs.

Motion by Jackel, seconded by Parrish, to approve Preble-Rish to prepare specifications and to go out for bid for repairs to the SGI Fishing Pier and Boat Ramp; Motion carried 4-0.

2- Inform Board that Commissioner Jackel has asked me to review the size of ads being put in the local paper, and on review it appears the ads are larger than necessary. Provide Board with copy of memo I sent to the paper advising them of the size of the ad to be used unless special permission is granted for a larger ad.

3- Inform Board I attended an ARPC economic development seminar with staff from other counties in the ARPC. For the Board's information, I learned that the promotional group called Florida's Great Northwest has lost most of its funding and is reorganizing.

4- Provide Board with copy of ad that will run in the paper and at the FAC website for county attorney position. Because of upcoming holidays, after consultation with the Chairman I placed the deadline for responding to the ad for Jan. 14th, with opening to occur at the Jan. 15th Board meeting.

5- Mr. Michael Roberts owns Lot 10, Block 35, Unit 4, St. George Island, and he would like to donate the lot to the Board. I have inspected the lot and it is unbuildable and it is adjacent to state owned land in Unit 4. Board action to direct attorney to contact Mr. Roberts and acquire the lot.

Motion by Jackel, seconded by Massey, to direct attorney to start process of acquiring donated lot by Michael Roberts; Motion carried 4-0.

6- Inform Board that Pam Brownell, EM Director, and I are working through various issues with FEMA regarding T.S. Debbie. Pam is working on getting the reimbursements for debris removal and road repairs and I am working on getting the reimbursements for courthouse damage. There is some \$140,000 in debris removal expenses owed the county, and \$175,000 in courthouse repairs. This is money the county has already spent and the county needs to be reimbursed. FEMA has obligated funds but is seeking documentation on expenses. FEMA has made an error in determining Gulf Shore Blvd is a private road, which it is not, and so we are trying to undo that error and get funding for Gulf Shore Blvd.

The Board and Mr. Pierce discussed this item further.

Commissioner Jackel suggested having a damage assessment company available on retainer to assist the County with these matters.

The Board agreed to discuss this matter further at the beginning of the year.

7- Report to the Board on a proposed structure for RESTORE Council. The Board has heard two different proposals for the structure of the RESTORE Council. Commissioner Parrish asked that I research what other counties have done so the table below represents the current status of RESTORE Councils in the 8 impacted counties. As you can see, there is a wide range of approaches being utilized, but there are some common threads. The other RESTORE councils do not have a majority of elected officials- most seats are for non-elected people, either from communities or from interest groups. Only 4 of the counties have created RESTORE Councils and only one has 15 members. The rest are smaller.

STRUCTURE OF RESTORE COUNCILS OF 8 IMPACTED COUNTIES

COUNTY	# OF SEATS	COMPOSITION
<i>Escambia</i>	<i>7</i>	<i>financial; 1-business leader; 1- Govt. experience; 1- At-large; 1- Economic Dev.; 1- Environmental group; 1- City of Pensacola resident</i>
<i>Santa Rosa</i>	<i>11</i>	<i>5- one resident from each BCC District; 3- one resident from each city in county 1- Navarre Beach Chamber of Commerce 2- Chairman of BCC and one other BCC member</i>
<i>Okaloosa</i>	<i>No council</i>	
<i>Walton</i>	<i>No council</i>	
<i>Bay</i>	<i>No council</i>	
<i>Gulf</i>	<i>15</i>	<i>5- appointments from BCC (1 BCC member and 4 staff) 1-TDC; 1- Port Authority; 1-Gulf Coast College, 1-Gulf Coast Workforce Board; 2- one from each city 1- Environmental issues; 1 Fishing Industry, 1-Chamber/EDC; 1- Local Construction</i>
<i>Franklin</i>		
<i>Wakulla</i>	<i>13</i>	<i>1- BCC member; 1-School Board member; 1- TCC member; 1- Panacea Waterfronts rep; 3- reps from unincorporated communities; 1- Wakulla Chamber of Com. 1- Natural resource rep; 1- fishing industry rep. 1- Wakulla TDC; 1- Wakulla EDC 1- At-large with finance or budgeting background</i>

After reviewing what other counties have done I offer this proposed RESTORE Council structure for Board review:

A 10 member Council- 9 voting members and a non-voting Chairman who is also the Chairman of the BCC. The voting members would be comprised of

- 1- City of Apalachicola appointment*
- 1- City of Carrabelle appointment*
- 1- School Board appointment*
- 1- TDC appointment*
- 1- FCSWA appointment*
- 1- FC Seafood Dealer appointment*
- 1- FC Realtor Association appointment*
- 1- Eastpoint community appointment*
- 1- Environmental Advocacy group appointment*

Commissioner Parrish discussed some ideas for forming the council and stated that he would prefer to have a member of each district, along with the two cities, the seafood workers and dealer and also the environmental advocacy group. He said this would make a 10 member council, which would include the Chairman of the FCBOCC.

Commissioner Jackel stated that she would like to see a TDC member added to Commissioner Parrish's suggestion, which would make an 11 member council.

Chairman Sanders and Mr. Pierce discussed the number of elected officials on Restore councils in other Counties. The Chairman asked the Board how to respond to both cities regarding their request for the 15 member council made up of both cities and the FCBOCC.

Commissioner Jackel stated that the cities need to be informed that the FCBOCC will not move in that direction and gave reasons why she thought it was best.

Commissioner Parrish didn't have a problem with the appointment of a TDC member but wanted all projects to be discussed at public hearings.

Commissioner Jackel didn't want the public to have the decision making authority on projects, which she believed should be left to the council once it is formed.

Commissioner Massey was in favor of having a workshop to give the public an opportunity to discuss the forming of the council and stated some of his concerns with changes in the forming of the council.

Leslie Cox wanted to know what happened to the residents who have applied for the council based on the ad in the newspaper and wanted to know if those folks would need to reapply. The Board discussed this matter.

Gene Langston asked if the Council is an advisory group or will it be a decision making body. He asked what the criteria will be for determining projects.

Brenda LaPaz, City of Carrabelle Commissioner, was in favor of each district having a member on the council but thanked the Board for working towards creating this council and wished them luck with it.

Recess (11:27 AM)

Chairman Sanders called for a recess.

Reconvene (11:37 AM)

Chairman Sanders reconvened the Meeting.

Chairman Sanders and Commissioner Jackel discussed Mr. Pierce's recommendation.

Calvin Allen stated that he differed with the FCBOCC on that the funding will go to the political coastal subdivisions, which means that the two cities and the County will have equal rights to the funding for projects. He asked the FCBOCC to attend the conflict meeting that will be held in the City of Apalachicola tomorrow evening to discuss this matter further.

Motion by Jackel, to approve Mr. Pierce's recommendation for the Council, Motion failed for lack of a second.

Commissioner Parrish explained why Mr. Pierce's recommendation would not provide his district any representation and reiterated his previous proposal of appointing a representative from each County district.

Commissioner Massey would like additional time to review some of the options and ideas discussed today.

Chairman Sanders stated the importance of the entire County working together on this project as she doesn't believe the funding is worth division within the County. She wants the County to walk hand in hand.

Commissioner Parrish asked the Board to think about his proposal in order to have a broad representation of the County.

Motion by Massey, seconded by Parrish, to table this item until the January 2, 2013 Meeting; Motion carried 4-0.

8- Inform Board that Chairman Sanders, and Commissioners Jackel and Massey, and I attended a meeting of the 8 impacted counties to discuss a revision to the formula to be used to distribute RESTORE funds. The revised formula was proposed by Congressman Southerland's office and it increases the share of funds coming to the smaller counties and decreases the share for the larger counties. By one calculation Franklin County's share would go up by about \$1.2M. The county should be receiving a Resolution spelling out the money to be allocated. When that arrives I will present it to the Board.

Commissioner Parrish updated the Board on the results of the final 'Oil Spill' Committee meeting.

9- Board action to approve JPA to purchase a vacuum truck for airport with grants of up to \$197,109. Foreign objects on the runway that can get sucked up into a jet engine or blown by a prop plane can cause very expensive repairs so the DOT is funding 100% of cost of the vacuum truck.

Motion by Parrish, seconded by Jackel, to approve JPA to purchase a vacuum truck for airport with grants of up to \$197,109.00; Motion carried 4-0.

Mr. Pierce stated that Ted Mosteller is in the process of closing out some of the grants so the County can apply for more grants.

Commissioner Massey stated that some repairs need to be done at C. C. Land Road and Avenue A where a cut was made for the Eastpoint Water & Sewer install in Eastpoint. Mr. Pierce explained that it was an unauthorized cut.

10- Hurricane Isaac Funding Agreement

Motion by Jackel, seconded by Parrish, to authorize Hurricane Isaac Funding Agreement; Motion carried 4-0.

Chairman Sanders asked that a cost estimate is done for Christmas decorations in Lanark Village. Mr. Pierce stated that he will address this matter.

Chairman Sanders asked that the paving project on Highway 67 is done. Mr. Pierce stated that he will address this matter.

Michael Shuler – County Attorney – Report (11:59 AM)

Attorney Shuler presented an item to the Board.

1. Restore Act – City of Apalachicola

Attached are two letters dated December 6, 2012 from the City of Apalachicola regarding their continuing unfounded claim that Franklin County participate in a Ch. 164 conflict resolution procedure regarding the Restore Act. The two letters speak for themselves.

The City of Apalachicola demands that Franklin County attend their joint public meeting on December 19, 2012, at Apalachicola City Hall at 6:00 p.m. (ET).

My draft response letter is attached.

Board Action Requested: Motion approving my draft letter to the City of Apalachicola as drafted or with such corrections or additions that the Board deems necessary.

The Board had no changes to the letter.

Commissioners and Public Comments (11:59 AM)

The Board members wished everyone Christmas Greetings.

Adjourn (12:02 PM)

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

Cheryl Sanders, Chairman – FCBOCC

Attest:

Marcia M. Johnson, Clerk of Courts