

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
MAY 16, 2000**

**OFFICIALS IN ATTENDANCE:** Clarence Williams, Chairman; Bevin Putnal, Cheryl Sanders, Jimmy Mosconis, and Eddie Creamer, Commissioners; Kendall Wade, Clerk; Amelia Varnes, Deputy Clerk; Alfred Shuler, County Attorney.

**9:00 A.M.** Chairman Williams called the meeting to order.

(Tape 1-31) Commissioner Sanders made a **motion approving the minutes of the meeting held on May 2, 2000.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-36) Commissioner Putnal made a **motion to pay the County bills.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-54) Chairman Williams said Franklin County now has two certified County Commissioners. He stated he finished his certification process in November and Commissioner Sanders finished in April. He said they would formally graduate in June at the Florida Association of Counties Annual Convention in Orlando. He asked the Board to consider supporting and adopting a Resolution of Support for Rudy Maloy, Leon County Commissioner, for a National position. He stated he would continue this discussion at the end of the meeting.

**BIDS-LANDFILL EQUIPMENT-1 WHEEL LOADER AND 1 COMPACTOR**

(Tape 1-95) Mr. Wade, the Clerk, opened and read aloud the following bids: Ring Power Corporation, 1 Wheel Loader-\$44,356.00, 1 Landfill Compactor-\$116,762.00, total bid \$161,118.00; Tractor and Equipment Company, 1 Wheel Loader-\$68,000.00, 1 Landfill Compactor-\$166,742.00, total bid \$234,732.00; Flint Equipment Company, 1 Wheel Loader-\$44,800.00, 1 Landfill Compactor-\$236,967.00, total bid \$281,767.00. Commissioner Mosconis made a **motion directing the Solid Waste Director, Van Johnson, to review the bids and authorizing him to purchase the equipment.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

**STEVE FLING, PRESIDENT-FCUFA**

(Tape 1-230) Mr. Fling appeared before the Board this morning and presented each Commissioner with a Franklin County United Fire Fighters Municipal Service Benefit Unit (MSBU) Assessment Increase Evaluation Report. He said the Commissioners on November 16, 1999 asked him to form a committee to study the present MSBU Ordinance and come back to the Board with some recommendations. He explained he has done this and the report contains their recommendations for funding increases. He said he realized the Commissioners had not had a chance to review the report before this morning. He stated he would like to highlight a few items. He said the current Ordinance 96-8 specifies \$28.00 per single-family residence and the committee is proposing to raise it to \$70.00 per single family resident. He said they would also like to

implement a \$20.00 assessment for any platted vacant lot accessible by road. Commissioner Sanders interrupted Mr. Fling and informed him that she had checked with some surrounding counties to see if they had a MSBU for fire protection. She informed the Board and Mr. Fling that Liberty County did not have one and Wakulla County has one for \$35.00. She said \$70.00 is tripling the assessment here in Franklin County. After discussion Commissioner Mosconis said he wanted Mr. Fling to present some sort of justification for this increase. He stated he knew the Volunteer Fire Departments also provide First Responder Rescue Services to the citizens as well, but he could not justify raising the MSBU assessment up to \$70.00. He said they might want to check with someone in the insurance industry to see what benefits the VFD's have on insurance premiums. Mr. Fling said he would prepare such a report and bring it back to the next meeting. Jay Abbott, Chief of the SGI Volunteer Fire Department, said he encouraged the Board to adopt an emergency ordinance banning burning in the County. He said it is so dry in the County. Commissioner Mosconis said he thought the State had already adopted one. Mr. Abbott replied he didn't think so. Bill Mahan, County Extension Director, said he had not heard of one begin adopted either. Commissioner Mosconis said he would make a **motion directing Bill Mahan to research the matter and if needed authorize him to issue a no burn order for Franklin County.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

#### **CHARLES SUMNER-SGI CABLE COMPANY**

(Tape 1-612) Mr. Sumner said he heard there had been a lot of questions about the current cable company in Franklin County, Media Com. He said his cable company services SGI only. He informed the Board he felt the solution to the problem would be for the city or the county to build their own cable system. He said it should be very lucrative and quality programming could certainly be provided since the city or county would control the system. He said the costs could also be better contained. Commissioner Mosconis said he was not in favor of the County getting into something he felt should be handled by private enterprise. Mr. Sumner said he knew of several counties who have installed their own systems and have found it was exactly what they needed. He stated he would think about the Board's request to include the rest of the County in his franchise. He said he didn't want to spread himself so thin, but he would think about it.

#### **BILL MAHAN-COUNTY EXTENSION DIRECTOR**

(Tape 1-714) Mr. Mahan updated the Board on the 4-H/FDOT Seat Belt Safety Program and the 4-H/Tropicana Public Speaking Contests and the winners of the events.

(Tape 1-760) He said the Butterfly Programs are up and going at Chapman, Brown, and Carrabelle Elementary Schools. He said the caterpillars grew quickly and have pupated. He explained the pupa stage in their life cycle should last approximately two weeks and then the butterflies will "hatch". He stated each school is planning a "Butterfly Release" when the butterflies emerge.

(Tape 1-779) Commissioner Sanders asked Mr. Mahan about the Alligator Harbor Aquaculture Project. She said she would like to take the initiative and see if a workshop

can be scheduled to include all of the State agencies involved. Commissioner Sanders made a **motion directing Mr. Mahan to schedule a workshop regarding the Alligator Harbor Aquaculture Project.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** She said she felt the County would need to put something in place to supplement the oyster industry in Franklin County.

(Tape 1-808) Commissioner Mosconis said he would also like to appoint Mr. Mahan to be the lead person concerning these new FDA rules regarding the oyster industry. Commissioner Mosconis said he wanted to make a **motion appointing Bill Mahan as the lead person regarding this matter, instructing him to attend all of the necessary meetings, and to keep the Board totally informed as to what they can do to assist the oyster industry, etc.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Commissioner Putnal reiterated what Commissioner Mosconis said and asked Mr. Mahan to report to the status of this matter to them at each subsequent board meeting. Mr. Mahan said he was informed at the last meeting regarding the USDA ban on summer oystering that the new Presidential Food Safety Initiative as well as the new FDA guidelines was the reason or reasons for this problem. Commissioner Creamer said he felt Franklin County had good support from their representatives in both Tallahassee and Washington.

#### **PH-AMEND THE COUNTY ORD REG LICENSING OF CONTRACTORS**

(Tape 1-937) Chairman Williams announced the opening of a public hearing regarding the Planning and Zoning Office's request to amend the current county ordinance 95-13, Regulating Licensing of Contractors. Mark Curenton, Assistant Planner, stated this amendment has been reviewed and approved by the Construction Licensing Board. He said the CLB attorney, Michael Shuler, prepared the amendment. He explained the amendment does three things; 1. Deletes the Maintenance Man specialty category, a category the county stopped using several years ago as the State of Florida required, 2. Adding a specialty contractor for pressure washing and exterior mildew removal-the purpose of regulating this category is to make sure these contractors have insurance in case they damage a house during the process of pressure washing, 3. Changing the way the county handles late registration-the new procedure is recommended by the CLB. Commissioner Mosconis asked if the new requirement, pressure washing and exterior mildew removal, was to make sure the person doing the work had liability insurance. Mr. Curenton replied yes since there had been some problems with the contractor using too much pressure and damaging the outside of the house. He said the contractor did not have any insurance and the homeowner had to pay for the repairs. Mr. Curenton said the in-county licensing fee was \$50.00 and the out-of-county licensing fee was \$150.00. Mr. Curenton said the CLB recommends all of these changes. George Pruett, a licensed electrical and air-conditioning contractor in Franklin County, asked what the late fee was for renewing a contractor's license. Mr. Curenton replied that if a contractor misses the deadline for renewing his license they would have to pay double the licensing fee if you are more than 90 days late. He explained this has been a requirement of the county, just never added to the ordinance. Commissioner Mosconis made a **motion adopting and authorizing the Chairman's signature on the Ordinance amending Ordinance 95-13,**

which regulates Licensing of Contractors in Franklin County. Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

**DOROTHY INMAN-CREWS, EXECUTIVE DIRECTOR-CAP**

(Tape 1-1158) Ms. Inman-Crews stated she was here this morning concerning moving the Capital Area Community Action Office (CAP) out of the Courthouse. She said she wanted to inform the Board how important the CAP Program is. She stated there was not a new location for them to move to. She said for every eighty-cents the CAP Office gets from the Federal Office to provide these services they have furnish a match amount of twenty-cents. She stated for every dollar, eighty-cents comes from the federal government and the other twenty-cents from non federal match dollars, are used for the services provided in Franklin County. She said they use the in-kind space provided the CAP Office in the Courthouse as a major in-kind match for those dollars. She stated they provide for Head Start for low-income children, emergency home repairs and winterization services for families living in dilapidated housing, etc. She said they also assist residents in paying their utility bills through the Community Service Block Grant Program, as well as providing rental assistance. She stated they also provide the commodities program in Franklin County. Commissioner Putnal said he felt it might be better if the CAP Office was located more centrally in the County. He suggested contacting the Florida Department of Drivers License to see if they could use an office in the old Highway Patrol Building in Eastpoint. Ms. Crews stated if there was a place around Eastpoint where in-kind space could be provided then they would be happy to move. She said the only option they had found was to pay \$1,300.00 per month lease for an office. She stated they simply do not have this kind of money in their budget. She said they count on that in-kind match for the \$400,000.00, per year, they spend in this county. She said they consider that a very small match for the services and dollars they spend in the County. She stated Apalachicola is the most populated part of Franklin County and that is the reason the office is here. She said transportation to a different site might cause problems for low-income families. Commissioner Mosconis asked if the CAP Office had an office in Carrabelle as well. Ms. Inman-Crews answered they have a Head Start Center in Carrabelle. Commissioner Creamer said the Senior Citizens Center is used to distribute commodities. She introduced Tammy Ray, the appointee of the Franklin County Board of County Commissioners, to the audience. Mr. Wade said he certainly sympathized with Ms. Inman-Crews, but he was under pressure from the Chief Judge to install a holding cell in the Courtroom. He explained the Courthouse is just jammed packed with offices and files. He said the county is very near being placed under an Administrative Order from the Circuit Judge for this holding cell. He explained the county has no choice in the matter. He said the same thing happened in Jefferson County where the Chief Judge ordered everybody out of the Courthouse that was not court related personnel. He stated the problem is the Property Appraiser needs to be able to begin using the new equipment he was mandated to purchase for making maps. He said the machine is still in the box because there is no room or place to put it. He stated the only place large enough for the machine is the office where the probation office is now located. He said he and Mr. Eddie Fields, CAP, have been trying to find a new location for the CAP Office. Commissioner Mosconis suggested they consider moving to the Diagnostic Center the Hospital is going to be renovating at the old Health Department

when the Health Department personnel moves to their new building. Susan Ficklen, Administrator George E. Weems Memorial Hospital, said they would try to accommodate Ms. Inman-Crews when the new Health Department is finished. Commissioner Mosconis said he thought that would be a good idea since the CAP Program and the Health Department provide similar services. Ms. Ficklen said she thought they were looking at September to begin work on the Diagnostic Center. Ms. Inman-Crews said she would appreciate anything the Board and Mr. Wade could do for them. Ms. Ficklen said she would work with them as well to see what can be located for the CAP Office. Mr. Wade reminded them again it would probably be September before the Health Department moves to their new building. Ms. Inman-Crews thanked the Board again for their assistance. Commissioner Creamer said he would like to say the CAP Staff, Eddie Fields and Cheryle Bodiford, are doing an excellent job for Franklin County.

#### **BILL MAHAN-REPORT ON NO BURN ORDINANCE**

(Tape 1-1780) Mr. Mahan reported he just called the Division of Forestry and was informed by them Tony Millender, Director of the Carrabelle Division of Forestry, was in Liberty County fighting a woods fire. He said they expected him back in the office later today. He said he talked to Travis Bentley, Sr. Ranger, and was informed they are not aware of any panhandle or State of Florida ban on burning. He stated the Division of Forestry is not issuing any burn permits under any circumstances. He said though this does not prevent someone from burning yard trash. Mr. Mahan asked Mr. Bentley if he thought, with the dry conditions, the County should adopt a No Burn Ordinance. He explained that would be something Mr. Millender would have to decide when he returned. Commissioner Mosconis said it is very dangerous right now and no one should be burning anything. Commissioner Putnal made a **motion directing the County Attorney to prepare an Emergency No Burn Ordinance for Franklin County and authorizing the Chairman to sign the ordinance when prepared all contingent on Mr. Tony Millenders approval.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Van Johnson asked if that included the incinerator at the Landfill. Commissioner Putnal said he meant outside burning. Mr. Fling asked if an emergency ordinance would be issued if Mr. Millender agreed to it. Mr. Shuler said the Board could enact the ordinance and instruct the Chairman to sign it if Mr. Millender agrees to it. He stated the ordinance needed to have a time limit placed in it or repealed when it rains. Michael Allen, WOYS, said the last ordinance specified the ordinance would be in effect until the Emergency Management Director decided it was wet enough to not enforce the ordinance. Mr. Shuler recommended the Board follow the last ordinance. He explained Tim Turner, Emergency Management Director, should work with the Fire Departments and Mr. Millender. Mr. Shuler said the ordinance would be ready by this afternoon and he would prepare the ordinance just like the last one.

#### **BIDS-CARRABELLE PUBLIC LIBRARY BRANCH BUILDING**

(Tape 1-2221) Mr. Wade announced the opening of the Request for Proposals for the construction of the Carrabelle Public Library Branch Building. Mr. Shuler instructed the Board they should open the proposals this morning. He explained if the Board is going to hire a professional consultant then the proposals will need to be ranked and then

interviewed. He stated the Board can accept advice from the Library Advisory Board or Committee, but they cannot make the final decision. He said they should rank them with their first choice being number one and then continue with number two, etc. He stated then they should be interviewed in that order. Eileen Annie Ball, Library Director, assured the Board she would work with Mr. Shuler to make sure everything was done according to Mr. Shuler's instructions. Mr. Wade continued to open the RFP's with the following submitting proposals: Harvard, Jolly, Clees, Toppe, Architects, PA, Panama City, Florida; Baskerville-Donovan, Inc., Apalachicola, Florida; Collins and Associates, Inc., Panama City, Florida; and Clemons, Rutherford and Associates, Inc., Tallahassee, Florida. Commissioner Mosconis made a **motion directing Mr. Shuler to work with the Franklin County Library Advisory Board in reviewing and ranking the RFP's.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Ms. Ball informed the Board they were on a tight time line and needed to award this project as soon as possible. Mr. Shuler said after they are ranked the Board will have to conduct the interviews with the firms. He stated a special meeting would have to be scheduled if needed. Ms. Ball said she was sure one would have to be scheduled since the next meeting is on June 6, 2000. Commissioner Mosconis instructed Mr. Shuler and Ms. Ball to contact the Clerk when they were ready to have a special meeting.

**RANDY CORDRAY-ST. VINCENTS NATIONAL WILDLIFE REFUGE**

(Tape 1-2612) Mr. Cordray, Deputy Project Leader St. Vincent's National Wildlife Refuge, said he was here on behalf of the US Fish and Wildlife Service to present Franklin County with the FY 1999 Refuge Revenue Sharing Payment in the amount of \$39,951.00. Mr. Wade thanked Mr. Cordray for the check. Commissioner Mosconis asked if this revenue sharing amount was the same as last years. Mr. Cordray replied he thought it might be a little bit less. Commissioner Mosconis said he thought the check should increase not decrease.

**EILEEN ANNIE BALL-LIBRARY DIRECTOR**

(Tape 1-2667) Ms. Ball said she had placed a letter requesting a raise for her temporary employee, Terry Hatfield, in Carrabelle from \$7.00 to \$8.00 an hour. She stated Ms. Hatfield had replaced Ms. Jackie Gay, who is out on a Worker's Compensation claim since March 1998, at the Carrabelle Branch Library. She stated Ms. Hatfield needed to be moved to permanent status and her salary raised to \$8.00 an hour. She asked the Board that if Ms. Hatfield's temporary status cannot be changed to permanent status then at least authorize the raise. Commissioner Putnal asked if the position would have to be advertised. Mr. Shuler said he would have to check the Personnel Rules to see. He stated he thought the County would have to go through the process anyway. Ms. Ball said she was then requesting the raise for Ms. Hatfield. Mr. Shuler suggested the Board ask Ms. Ball to wait until the next meeting or at the special meeting so he can research the matter. He said he would look into the request and report back at the next meeting. Chairman Williams said maybe it could be discussed at the special meeting if one is called.

**HUBERT CHIPMAN-SUPERINTENDENT OF PUBLIC WORKS**

(Tape 1-2796) Mr. Chipman reported all of the asphalt has been removed from the Bald Point area as requested by the State of Florida.

(Tape 1-2805 Continued on Tape 2) Mr. Chipman said he had prepared a progress report, by date and work that had been done on McIntyre Road. He stated the road has had a lot of work done on the road. He explained he has done all he can do for the road since he is on a budget. Commissioner Sanders asked Mr. Curenton if the County Engineer had discussed McIntyre Road with the Planning Office. Mr. Curenton replied he didn't know whether he had or not. She stated the road is closed past the Nichols' to the Annawakee-Inner Harbor road. Mr. Chipman replied he just wanted something to let the public know they could tear their vehicle up if they go down that road. He said the road is so dry and the Road Department has put a lot of time and money on this road. Commissioner Sanders said the dry conditions have contributed to the road as well. Mr. Chipman said the loggers are really tearing up the road. He stated he asked them to use the other roads to get to their logging areas. He said most of them are cooperating. Lisa Tucker and Carol Thompson, who live on the road, appeared before the Board to complain about the road. They stated they are tearing their trucks up. Ms. Tucker said you have to drive 5 to 10 miles an hour. Commissioner Sanders said that is the normal speed for a dirt road, she assured Ms. Tucker she drives that speed limit on her dirt road. Ms. Thompson said the loggers have torn the road up. After discussion Commissioner Sanders made a **motion directing the Road Department to close McIntyre Road from Highway 319 to the houses to heavy truck traffic.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Mr. Shuler said the County should put the necessary signs up so people will know the road is closed.

(Tape 2-77) Mr. Chipman informed the Board he would be conducting interviews for the two vacant positions at the Road Department tomorrow.

**VAN JOHNSON-SOLID WASTE DIRECTOR**

(Tape 2-86) Mr. Johnson said he approached the Board regarding a raise for one of his employees at the Landfill. He explained he could fund the difference in the salary of the Heavy Equipment Operator and Heavy Equipment Operator II for the employee out of the Small County Solid Waste Grant. He said Ms. Williams, Finance Officer, had checked with the State of Florida Department of Environmental Protection. He explained they informed Ms. Williams this was a valid expenditure. Commissioner Mosconis made a **motion authorizing Mr. Johnson to promote the Landfill employee to Heavy Equipment Operator II and raise his salary to meet the job requirements to be funded through the Small County Solid Waste Grant.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-110) He stated the Board allowed him a temporary position for the Recreation and Parks Program. He said the Board authorized this temporary person to assist him with the ball fields, recreation, etc. He stated the salary for that person was to be budgeted from the Solid Waste Department. He explained he is preparing his budget request for the next fiscal year and asked the Board if the position is going to be made

into a permanent position, if so then should the salary be added to the Recreation Department Budget instead of the Solid Waste Department Budget. Commissioner Mosconis asked if Mr. Johnson used this employee to perform other duties. Mr. Johnson replied he did do other things. Commissioner Mosconis instructed Mr. Johnson to budget the position as it is now in the Solid Waste Department Budget. Mr. Johnson informed the Board the employee's primary duties was for parks and recreation. Mr. Johnson said he was going to put the position in the Parks and Recreation Budget.

(Tape 2-176) Commissioner Putnal asked Mr. Johnson the status of the compost. Mr. Johnson replied the compost is ready and the testing has been done by Savannah Labs. He informed the Board the results showed the compost is Type C compost, which means the compost, cannot come into contact with the general public. He explained it can be used for gardens, etc. He said it just cannot be used in such places as public parks, public gardens, etc. He said the compost is ready and whoever is interested will need to bring a pick-up truck to the Landfill.

**MARK CURENTON-ASSISTANT COUNTY PLANNER**

(Tape 2-218) Mr. Curenton said he needed to inform the Board it appears there is going to be some recurring problems from the relocation of the Bald Point Road, which was done several years ago. It appears, even after Mader Corporation's assurance all the lots would be provided access, it is now be discovered some of the lots were never given legal access to the new road. He told the Commissioners that Mr. Shuler is aware of the problem and is assisting the Planning and Zoning Department to decide what needs to be done.

(Tape 2-238) He presented a copy of a letter from J. Ben Watkins informing the Board the sale of his property in Eastpoint, 524 acres, did not materialize. He said Mr. Watkins is asking the Board to take the appropriate steps in rezoning the property back to the original zoning of R-2 because the required conditions, mainly being the availability of sewer are not going to be met. He said the Board's action did state the rezoning was conditional, but since the County does not have conditional zoning it was rezoned and now needs to be zoned back. Commissioner Creamer said the problem is when the motion was made on January 18, 2000, it was contingent on Mr. Watkins closing the sale of the property. He stated the sale never closed, but Mr. Pierce in the meantime sent the ordinance to Tallahassee to have it rezoned. He said all the Board needed to do was to restore the original zoning for that property to Mr. Watkins. Commissioner Mosconis said it was totally understood by all parties involved this is what would happen. Commissioner Putnal said he didn't have a problem with it if Planning and Zoning didn't have a problem with it. He stated he did not want to bypass them. Mr. Curenton replied he had spoken to Ms. Gayle Dodds, Chairperson of the P&Z Commission, and was informed by her they didn't hear the request the first time and they preferred not to have to hear the request now. Commissioner Creamer said it was in the motion from the January 18, 2000 meeting that all of rezoning was contingent on the sale of the property. Jim Sisung, Eastpoint Water and Sewer District, stated one of the conditions of the motion was that the EWSD would provide water and sewer to the property and that Mr. Watkins would assist the EWSD by selling them 19 acres for their expansion project so

that water and sewer would be made available to the project. He explained EWSD would soon be able to provide services to the area. He stated, speaking as an individual, he is concerned about the well being of all the residents who live in the Eastpoint community if the County continues to have an increase in the number of mobile homes where no jobs or few jobs are available could cause Eastpoint to still be a relatively poor community. He asked the Board to reconsider rezoning the property back to its original zoning at 1 mobile home per acre. Commissioner Mosconis stated this land is privately owned and the private owner came to the Board with the rezoning request. He explained the Board cannot tell a private landowner what to do with his property. Commissioner Creamer reiterated the condition that was in the motion that everything was contingent on the property being sold. Mr. Watkins said he was not here to argue with anybody today. He stated he knew nothing about this matter being discussed this morning. He said he heard it on the radio. He stated he knew absolutely nothing about the ordinance rezoning his property being formally enacted and sent to the State. He said there were three conditions in the motion and none of them were followed through with. He stated EWSD has no guarantee of expanding their system because they have not even signed the deed. He said he was working with them up until a few minutes ago. He suggested the Board ask Mr. Shuler since he would have never agreed to the rezoning without the contingencies placed in the motion. Frank Venable, Eastpoint, said he agreed with Mr. Watkins on the legal aspects, but he is trying to protect his interest since he is the neighbor of the project. He said he has two-thirds of the run off from that 524 acres. He stated he has tried to follow the path this has taken with Mr. Pierce having this ordinance formally placed on the books. He said he had a copy of the ordinance from the Official Records. He stated it says "Whereas the Board of County Commissioners of Franklin County has received a recommendation from the Franklin County Planning and Zoning Commission for rezoning that certain private real property and whereas,...." He said it is dated the same date, January 18, 2000, as the meeting was held. He stated it was his understanding that a public hearing was held, but he is concerned the EWSD cannot serve the development. He stated a lot of things needed to be addressed. Discussion followed. Ms. Varnes, Board Secretary, asked the Board what they wanted her to do with the ordinance filed in the Official Records. Mr. Shuler said the Board could not approve conditional zoning so therefore the ordinance was null and void. He suggested the Board schedule a public hearing to have the ordinance rescinded or repealed. Commissioner Creamer made a **motion to rescind the motion enacting the ordinance adopted in the January 18, 2000 meeting regarding the rezoning of 524 acres belonging to Ben Watkins in Eastpoint because the Board has determined the ordinance was not proper to enact zoning with conditions.** Commissioner Mosconis seconded the motion. Chairman Williams, Commissioners Creamer, Mosconis, and Sanders for. Commissioner Putnal abstained from voting on the motion. After further discussion Commissioner Creamer made another **motion declaring Ordinance 2000-3 null and void and declaring the ordinance rescinded.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Commissioner Creamer made a **motion directing the Planning and Zoning Department to schedule a public hearing to consider formally repealing Ordinance 2000-3 for the record.** Commissioner Mosconis seconded the motion. All for. Commissioner Creamer then made another **motion rescinding his earlier motion: to rescind the motion enacting the ordinance**

**adopted in the January 18, 2000 meeting regarding the rezoning of 524 acres belonging to Ben Watkins in Eastpoint because the Board has determined the ordinance was not proper to enact zoning with conditions.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1558) Mr. Curenton informed the Board that Mr. Pierce was asked by Dames & Moore, who were calling the FDOT engineers for a program called Public Lands Highway Discretionary Funds, whether the County wanted to resubmit the resurfacing of CR 67 as a project for funding. He said since the deadline for applications is May 12<sup>th</sup> and the County learned about the program on May 8<sup>th</sup>, he agreed to let Dames & Moore list the CR 67 project for funding. He presented the letter from Dames & Moore to the Board.

(Tape 2-1601) He presented a copy of a letter he sent to Ms. Catherine Florko, DEP, stating the County does not propose any changes to the State of Florida Long Range Budget Plan for Beach Renourishment. He explained the Alligator Point area is listed in the plan as needing assistance and when the erosion control study has been completed the County may seek changes to the plan. He said until the study is completed the County has no data to support any specific change.

(Tape 2-1622) Mr. Curenton presented a copy of the executed contract approving funding of the beach erosion study. He said even though the Board has discussed the study on several occasions, Mr. Pierce was reminded by Ms. Varnes the minutes do not clearly reflect the Board directed the Chairman to sign the contract. Commissioner Sanders made a **motion authorizing the Chairman's signature on the Alligator Point Beach Erosion Study dated May 1, 2000.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1648) He said the County is eligible for an additional \$245,000 for hazard mitigation projects because of damages attributable to Hurricane Earl. He said the application deadline is August 31<sup>st</sup>. He read the following eligible activities into the record; Acquisition of low to moderate income owner-occupied homes which have received flood damage, elevation of low to moderate income owner-occupied homes which have received flood damage, or water drainage improvements. Because there are not many low to moderate owner-occupied houses, which have received flood damage, Mr. Pierce believes the County should focus the program on improving water drainage on County roads. Mr. Pierce has already asked David Kennedy, the County Engineer, to get some ideas of the types of drainage improvements that might be done for the available funds. Roads that flood in Carrabelle and Apalachicola would also be eligible, so Mr. Pierce recommends the County Commissioners give him a list of roads they want Mr. Kennedy to investigate. There would be a 12.5% match required by the County for the work, so if all \$245,000 was used, it would require the County to furnish the \$30,650 cash match. Mr. Pierce does not know whether it can be in-kind or cash, but even if it is cash, the cash could be budgeted or paid from the Road Department for materials, because it would be for lime rock or culvert pipe so it would be better to only pay \$12.5% of the costs than pay for the whole cost. Commissioner Mosconis said this was a good

idea and made a **motion authorizing Mr. Pierce and Mr. Kennedy to move forward-pursue this project; drainage improvements for public roads.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1805) He said Mr. Pierce had mention to the Board at the last meeting about the need to provide some additional assistance for the Building Official, Robin Brinkley. He said the Planning & Zoning Department has been bringing in more revenue than was budgeted, so there is unallocated revenues to hire an additional person. He said Mr. Pierce recommends the following changes in his office: Board action to create a new position as Plans Examiner/Assistance Building Inspector and promote Rachel Ward to this position. Promote Rita Preston to Administrative Assistance, Ms. Ward's current position. This leaves Ms. Preston's position vacant, so P&Z could hire a new secretary at the entry-level salary. Both promotions would receive a \$3,000 raise. The entry-level position would start at \$13,520, which is \$6.50 an hour. At this time Mr. Pierce expects Ms. Ward to use one of the two department vehicles, but if necessary the Board needs to budget \$600 a year for mileage in the event Ms. Ward or Mr. Pierce has to use their private vehicle in the case the cars are being utilized. All of these changes will cost \$20,120.00 in salaries. The Planning Office takes in approximately \$30,000 in contractor registration each year. Mr. Pierce recommends this course of action because this allows for internal promotions, which have not occurred in P&Z in over 10 years and it will be easier and cheaper for the Board to authorize these promotions. He presented the Board with a list of duties for these positions and the recommended salary increases. Mr. Shuler, after being asked, said he didn't think the promotional positions would have to be advertised, but the new vacancy, secretary, would have to be. Mr. Curenton stated they realized this. The Commissioners said they wanted to table this issue until Mr. Pierce came back at the next meeting and Commissioner Sanders made a **motion to table this request until the next meeting when Mr. Pierce could be here.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2057) He said he received a telephone call from Ms. Shirley Walker, SHIP Administrator, requesting the Board allow them to move the \$83,000.00 budgeted for new homes into the down payment assistance budget. He said they feel it would aid more people. Commissioner Sanders made a **motion to authorize moving the funds, \$83,000, for new construction to the down payment assistance budget.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2109) He asked the Board to approve three grant applications; Eastpoint Sidewalk Extension-\$54,450, the Bluff Road Walking/Bicycle Path to Ned Porter Park-\$70,400, and the SGI Bicycle Path Phase III-\$660,000. Commissioner Creamer made a **motion authorizing the Chairman's signature on these grant applications.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2148) He said he also had a grant application for renovation of the Old Jail into office and storage space. He asked for Board approval so the Chairman could sign the grant application. He stated the total cost for the project is \$481,000 and the County is asking for \$351,000. He explained the County would have to provide the match amount

of \$130,000. Commissioner Creamer made a **motion authorizing the Chairman's signature on the grant application for renovation of the Old Jail.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Commissioner Putnal asked where the matching funds would come from. Mr. Curenton replied from the Capital Outlay Budget.

(Tape 2-2219) He informed the Board that Mr. Kennedy has gone over to Carrabelle to look at the proposed County Recreation Complex. He explained Mr. Kennedy recommends the County request a Wetlands Delineation on the property to determine exactly where the wetlands are located. He stated according to Mr. Kennedy it should cost the County approximately \$1,000.00. Commissioner Sanders made a **motion authorizing the County Engineer to secure a Wetlands Delineation on the property in Carrabelle for the proposed County Recreation Complex.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2296) He said the Planning and Zoning Commission met in regular session on May 9<sup>th</sup> and recommends the following action: Wilson Caraway to construct a private dock at 437 River Road in Carrabelle-Federal and State Permits have been issued. Commissioner Putnal made a **motion approving the construction of a private dock for Wilson Caraway.** Commissioner Sander seconded the motion. All for. **MOTION CARRIED.** Warren Rabinowitz to construct a private pier at 315 Magnolia Bay Drive in Eastpoint-Federal and State Permits have been issued. Commissioner Creamer made a **motion approving the construction of a private pier for Warren Rabinowitz.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Robert Herren to construct a private pier on Lot 13, Osprey Village, SGI-Federal and State Permits have been issued. Commissioner Creamer made a **motion approving the construction of a private pier for Robert Herren.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Jerry Thompson to construct a private dock with two boat lifts on Lot 1, Block 57, Unit 5, SGI-Federal and State permits have been issued. Commissioner Creamer made a **motion approving the construction of a private dock for Jerry Thompson.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Bobby E. Turner, Jr. to construct a dock and mooring pilings at 3 White Way on the New River-Federal and State permits have been issued. Commissioner Putnal made a **motion approving the construction of a dock and mooring pilings for Bobby E. Turner, Jr.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** The Commission recommended approval for Tiffin Interiors to add 4,620 square feet of commercial space to their existing store on Island Drive in Eastpoint-all of the parking requirements have been met. Commissioner Creamer made a **motion approving the addition of 4,620 square feet commercial space for Tiffin Interiors.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** The Commission recommended approval of a sketch plat of a 10-lot subdivision known as Beacon Ridge, Phase III, at Carrabelle Beach. Freda White, agent for Edwin Brown, submitted the request. The roads are already in place. Commissioner Putnal made a **motion approving a sketch plat "Beacon Ridge Phase III" for Edwin Brown.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** The Commission recommended approval for a rezoning of a 2-

acre parcel south of the campground in Eastpoint on South Bay Shore Drive from R-1 Residential to C-2 Commercial Business as requested by the owner, George Allen. The Board needs to set a public hearing to consider this request, possibly on June 20<sup>th</sup>. Commissioner Creamer made a **motion authorizing the scheduling of a public hearing to consider rezoning 2 acres from R-1 to C-2 as requested by the owner, George Allen.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2492) Mr. Curenton reminded the Board there is still a vacancy on the Planning & Zoning Commission. He said the position should be an appointee from Commissioner Putnal's district. Commissioner Putnal said he was going to make a **motion to appoint Dan Rosier, Carrabelle, to the vacant at-large position on the Planning & Zoning Commission.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Commissioner Mosconis expressed some reservations since Mr. Rosier was a new resident in Franklin County. Commissioner Putnal told Commissioner Mosconis that Mr. Rosier was really interested in the County and wanted to be involved with the County.

#### **KENDALL WADE-CLERK**

(Tape 2-2590) Mr. Wade stated that before the meeting this morning Sandy with SGI Water Management called to inform him that Hank Garrett of their firm would not be here at the meeting this morning. Mr. Wade stated they would like an emergency ordinance adopted to conserve water on SGI for the Memorial Day and the Fourth of July weekends. He said the conservation request would be from the Friday before to the Monday after the holiday. Mr. Shuler asked if they send a proposed ordinance. Mr. Wade replied they did not. Michael Allen, WOYS, asked if the ordinance would be to stop people for watering their lawns, washing cars, etc. Mr. Wade replied yes. Commissioner Mosconis asked who would enforce the ordinance. He stated an ordinance such as this would be very hard to enforce. Frank Latham, SGI, suggested they inform the realtors so they can tell their weekly renters. Commissioner Mosconis said the word just needed to be spread around the Island. Mr. Wade said he was asked to bring this to the Board's attention.

#### **FRANKLIN COUNTY SHERIFF'S DEPARTMENT-LINK CARROLL**

(Tape 2-2802) Ms. Carroll said she was here this morning representing Sheriff Bruce Varnes. She stated she was here, as they are every year, to make an amendment to the budget to reflect the grants the Sheriff's Department has received for the year. She explained the County Auditor, Michael Tucker, recommended this action. She presented each Commissioner with a letter detailing each grant and the amount received from each one. She stated she wanted the Board to know they have received these grants and budgeted them. She thanked the Board for their time.

#### **KENDALL WADE-CLERK-CONTINUED**

(Tape 2-2878) Mr. Wade continued his report at this time. He said the County received, from the Florida Bar City, County and Local Government Law Section, a Proclamation proclaiming the month of May as Civility Month. Commissioner Mosconis made a **motion authorizing the Chairman's signature on the Proclamation declaring the**

month of May as Civility Month. Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-3000) He updated the Board on the Article V funding issues. He said the County has received \$375,000 from the State of Florida for this year. He stated the County was also supposed to receive an additional \$100,000 for the last four years, last year being one, of which the County has received \$75,000 of the \$100,000 with the remaining (\$25,000) still owed to the County. He said this totals \$450,000 the County has received this year. He explained he does want to remind the Board this money can only be spent with the Circuit Courts approval. He stated it cannot be spent for anything other than court related facilities. He said the County is still anticipating receiving the \$25,000 before July 1<sup>st</sup>. He reminded the Board this money must be spent within 3 years of receiving it. He said if the County does not use it the money will have to be sent back to the State. He asked the Commissioners to be thinking about a facility, etc.

**ALFRED SHULER-COUNTY ATTORNEY**

(Tape 2-3212) Mr. Shuler said he had nothing, which needed Board attention this morning.

(Tape 2-3222) Commissioner Sanders asked Mr. Shuler if he had contacted Amerigas to see if they had third party insurance for the storage tanks in Lanark Village. Mr. Shuler replied he had tried to call them, but has not been able to reach the right person. He stated he is still working on that request.

**MATTERS FROM THE FLOOR**

(Tape 2-3241) Commissioner Sanders asked Mr. Curenton if he could check into any grants available for sidewalks, especially for Lanark Village. Mr. Curenton replied he would check to see if any grants were available.

(Tape 2-3267) Mr. Wade said the SGI Management Services asked the Board, if they could not adopt an ordinance, then in the interim allow or support them to put an ad in the paper asking the Island residents to conserve water. Commissioner Mosconis said it sounded like him there was more to this than meets the eye. Mr. Wade stated he didn't know, he was just asked to inform the Board of this request.

(Tape 2-3329) Chairman Williams asked the Board to adopt a Resolution to the National Association of Counties, NACO, endorsing Rudy Maloy, Leon County Commissioner, for the position of NACO Second Vice President. Commissioner Sanders made a **motion authorizing the Chairman's signature on a Resolution endorsing Rudy Maloy for the position of NACO Second Vice President.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Chairman Williams and the Board instructed Mr. Shuler to prepare the Resolution.

FCBCC MINUTES-MAY 16, 2000

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD  
THE MEETING WAS ADJOURNED.

Clarence Williams CLARENCE WILLIAMS, CHAIRMAN

Kendall Wade KENDALL WADE, CLERK