

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
NOVEMBER 6, 2001**

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

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

(Tape 1-34) Commissioner Sanders made a **motion to approving the minutes of the meeting held on October 16, 2001.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-37) Commissioner Putnal made a **motion to pay the County bills.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

HUBERT CHIPMAN-SUPERINTENDENT OF PUBLIC WORKS

(Tape 1-42) Mr. Chipman said he didn't have anything to report to the Board this morning. He stated he would really like to go ahead and order his new equipment. He asked the Board if they were still going to authorize the purchase of the equipment as was approved in the budget. Chairman Creamer said he didn't think there should be any commitments made on purchasing any type of equipment. He stated the Sheriff has not even ordered his cars. Mr. Chipman stated he would try to wait as long as he could, but he really did need the equipment.

(Tape 1-87) Commissioner Putnal asked Mr. Chipman to check with the Carrabelle City Clerk about the street in front of the Baptist Church in Carrabelle. He said they needed to know exactly where the County right-of-way was. Mr. Chipman stated he would contact the Carrabelle City Clerk about this matter.

BILL MAHAN-COUNTY EXTENSION DIRECTOR

(Tape 1-147) Mr. Mahan said he had attached the new issue of WaterWorks, the UF-IFAS newsletter, which highlights the university's aquaculture research and activities around the state. He said the featured stories include toxic algae and green mussels.

(Tape 1-173) He announced the Florida Sea Grant Estuarine had hired Dr. Chuck Jacoby as their newest ecologist. He said Dr. Jacoby would be visiting Franklin County next week to learn more about the Apalachicola Bay System and the surrounding area.

(Tape 1-183) He informed the Board a Franklin County Erosion Workshop would be held Thursday, November 15, 2001 at the Franklin County Senior Citizen Center in Carrabelle. He said registration would begin at 1:00 p.m. EST, with the workshop concluding around 4:30 p.m. EST. He stated the Franklin Soil and Water Conservation District are sponsoring the workshop in conjunction with the local USDA Natural Conservation Services office located in Blountstown.

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(Tape 1-210) Mr. Mahan said the Research Reserve and the Extension Program have begun their Monarch Butterfly Tagging Program for 2001. He said this was the second year for the program, which works closely with the St. Marks Monarch Butterfly Tagging group. He informed the Board, after going out twice, they have counted over 400 individuals and of those almost 200 were captured, tagged and released.

(Tape 1-236) He said DACS has scheduled a "Clam Aquaculture Lease" Workshop for November 14th at the Franklin County Senior Citizens Center in Carrabelle beginning at 6:00 p.m.

(Tape 1-253) Commissioner Putnal said he wanted to ask Mr. Mahan a question. He asked if the University of Florida had a lab to check or verify the findings of the test done on the local oysters. He said he, as well as many other people, didn't think there was a Red Tide event in the Bay. He stated the bay has been closed for quite some time now and many people are wondering if there really is a problem in the bay. He said there are no dead fish, etc. He stated several oystermen have told him they have been going out collecting oysters and eating them. He said none of them have gotten sick. Chairman Creamer said he had a stack of petitions signed by residents of Franklin County objecting to the method in which DACS has decided to determine when to open the bay. He read the following into the record: "This petition is being presented to the DACS in objection to the method in which they have decided to determine when to open our bay. They have been relying on a lab to inject mice with an oyster that has been blended into a liquid. We believe that the injection of any protein into a mouse could cause death. We also believe that the lab should feed the mice the oyster solution orally, or simply do a toxin level test on the oyster meat. Furthermore there are many people in Franklin County that have been and still are eating raw oysters from our local bars with no ill effects whatsoever. The seafood workers in Franklin County do not need to be put out of work for these long periods of time with no regard to how we are to survive. We the undersigned agree that we are being treated unfairly and want a different method for determining the opening of our bay." He presented the petitions to the Board. He asked the Board to send a letter to the DACS Commissioner Charles Bronson with the petitions informing him of the seriousness of this problem. Commissioner Putnal made a **motion to send a letter to DACS Commissioner Charles Bronson informing of the seriousness of the "Red Tide" problem in Franklin County and directing these petitions be sent with the letter to Commissioner Bronson.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Chairman Creamer said he thought this could even be a form of retaliation against Franklin County which stems from the trip he and Commissioner Sanders made to Virginia for the ISSC meeting. Commissioner Putnal said he totally agreed. Chairman Creamer said this was a good way for them to have a "get back" at him and Commissioner Sanders. Commissioner Mosconis said he thought some fresh water could help disperse the Red Tide. He asked the Board if they would like to have a letter sent to the Doug Barr, Executive Director of the Northwest Florida Water Management District, asking them to release some fresh water into the river so it could flow to the bay. Commissioner Mosconis made a **motion directing Mr. Mahan to send a letter to Mr. Barr requesting his help as the Executive Director of the NFWMD to work with the USCOE to increase the**

amount of water flowing down the Apalachicola and into the bay in an effort to rid the bay of the red tide algae. Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Commissioner Mosconis also made a **motion to send a letter to the Governor requesting an emergency declaration for Franklin County to be declared an "Economic Disaster Area" as soon as possible.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

VAN JOHNSON-SOLID WASTE DIRECTOR

(Tape 1-920) Mr. Johnson informed the Board he didn't have anything to report to the Board this morning.

(Tape 1-926) Commissioner Sanders thanked Mr. Johnson for attending a meeting in Lanark Village to answer some of the questions the residents had regarding the Landfill operation.

PUBLIC HEARING-CAMP GORDON JOHNSTON MUSEUM

(Tape 1-942) Alan Pierce, Director of Administrative Services, reminded the Board this matter had been discussed several times. He said David Butler, CGJ Museum Director, appeared before the Board and announced that he had done everything the Board had asked him to do regarding this project. He stated he did have access to the museum from Highway 98. Commissioner Sanders said she was concerned about any of the property owners near the museum being land locked. Mr. Butler assured her this would not be a problem. Mr. Pierce said he had sent the necessary certified letters to the adjoining property owners informing them of this final public hearing. He stated one letter, from Bob Dietz, had been received in his office objecting to the changes. He said he had received no other correspondence of any kind opposing to the changes. Ms. Zelma Bailey, a resident of Lanark Village, asked the Board to be sure she could still access her front door. Mr. Butler said the CGJ Board agreed to keep the area in front of Ms. Bailey's, as well as the other two residents near there, open for them to use. Commissioner Sanders asked Mr. Butler to state, on record, that the CGJ Board had agreed to have the rezoning and land use change reverted back to the original land use category, residential, and the original zoning category R-1, Single Family Residential from Z-1, Public Facilities, if the museum was not a success. Mr. Butler agreed to this on record. Mr. Pierce said if this was the case then the matter would have to be presented to the Board again if this ever happened. Commissioner Sanders stated this is what she wanted. Mr. Butler again agreed the CGG Board would have the land use and zoning changes, approved this morning, reverted back to the original zoning and land use categories if the museum was not a success. He again reassured the Board the liquor license would be returned to the state. He said the license would not be used in any way for the museum. After discussion and questions Commissioner Sanders made a **motion adopting a land-use change from Residential to Public Facilities for a tract of real property in Section 12, T7S, R4W, the Camp Gordon Johnston Museum in Lanark Village.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Commissioner Sanders then made a **motion adopting a zoning change from R-1, Single Family Residential to Z-1, Public Facilities for a tract of real property in Section 12,**

T7S, R4W, the Camp Gordon Johnston Museum in Lanark Village. Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

BILL HARTLEY-APALACHICOLA BAY & RIVER KEEPERS, INC.

(Tape 1-1522) Mr. Hartley said he would like to invite the Board to a presentation entitled "Watching Development on our Coast-Working with St. Joe Development Corporation". He stated the presentation would be held on Thursday, November 8, 2001 at the Eastpoint Firehouse, 24 Sixth Street, Eastpoint, at 7:00 p.m.

PROPOSALS-CDBG APPLICATION & ADMINISTRATION

(Tape 1-1552) Chairman Creamer announced the opening of Proposals for the CDBG Application & Administration. Kendall Wade, the Clerk, opened the following proposals: Summit Professional Services, Inc., Berryman & Henigar, and Roumelis Planning & Development Services, Inc. Mark Curenton, Assistant Planner, said the proposals would have to be reviewed and ranked by the CDBG Committee the Board recently appointed. Commissioner Mosconis made a **motion to submit the proposals to the CDBG Committee appointed by the Board to review and rank the proposals and to come back to the Board with a recommendation.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

ALAN PIERCE-DIRECTOR OF ADMINISTRATIVE SERVICES

(Tape 1-1682) Mr. Pierce presented the Board with a letter from FDOT regarding the Small County Outreach Program Waiver Request. He said FDOT is allowing the County to waive the local match for the CR 67 Paving Project. He stated this means that when the state waives the local match the project can only utilize the funds the state has and no more. He said, at this point, he had forgotten exactly how much the state had awarded the County for this project. He stated, by losing the local match, the County would not receive any more money from FDOT for the project. He said the County can either revise the project so it would meet the state funding or go ahead and accept the project and fund whatever is left over after the state funds are expended.

(Tape 1-1807) He asked for the Board to approve the advertisement of bids for the Courthouse Annex. He said he has scheduled the bid opening date on the December 4th agenda at 9:30 a.m. Commissioner Mosconis made a **motion approving the advertisement of bids for the Courthouse Annex to be opened on December 4th at 9:30 a.m.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1848) He said he had two items regarding the CDBG Stormwater Project as follows: the Board needs to schedule a public hearing to amend the CDBG contract with the state on the November 20th agenda at 9:45 a.m. Commissioner Williams made a **motion to schedule a public hearing to amend the CDBG contract with the state on November 20, 2001 at 9:45 a.m.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** The Board needs to sign the contract between Preble-Rish, Inc. and Franklin County for the engineering and design of the CDBG project. Mr. Shuler has reviewed and approved the contract. Commissioner Williams made a **motion**

authorizing the Chairman's signature on the contract between Preble-Rish, Inc. and Franklin County for the engineering and design of the CDBG project.

Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1924) He said he had several issues from the last Board Meeting to discuss. He stated the Planning and Zoning Commission recommended the approval of the following items, but they were tabled until this meeting: Authorization to schedule a public hearing for a rezoning request for 10 acres from R-6, 1 unit per 10 acres, to R-1, 1 unit per acre in Section 18, T8S, R5W, and further described as located on US 98 about one mile west of Yent's Bayou. The applicant is Sharon Gardner, who only wants to create 2 lots, one six acre parcel and one four acre parcel, but there is no zoning district, which allows this type of division and only this type of division. The applicant had offered to put a deed restriction in, which would be enforceable by the County to prevent the two parcels from being further subdivided, but the County has allowed other similarly located parcels at one unit per acre, so any further subdivision is not really a County issue. If the applicant does not want to further subdivide then she can just prevent it by putting in her own private restriction against further subdivision. He said he needed the Board to authorize the scheduling of a public hearing to address this request. Commissioner Sanders made a **motion authorizing Mr. Pierce to schedule a public hearing to consider the rezoning request submitted by Sharon Gardner.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval of a sketch plat "Doc's Sea Shores", a four-lot subdivision on 4.1 acres of land in Section 35, T7S, R5W. The lots would all be at least one-acre and 100-foot wide. Commissioner Sanders asked if this was the sketch plat that was presented for approval while Mr. Pierce was gone. Mr. Pierce replied yes it was, some of the land was on the north side of the road and the remainder of the land was on the south side of the road. Mr. Nick Saporito said the developer had addressed that problem and presented the Board with a copy of the "Declaration of Covenants and Restrictions for Doc's Sea Shores". He said Mr. Shuler, the County Attorney, had reviewed the document and approved it. He stated in the declaration they have reflected that both of these parcels are considered one parcel. He said the property has to contain one full acre to be a build able lot. Mr. Shuler said there is language in these covenants, which state the lot portion above and below Highway 98 are to be one as to total one-acre per lot. He stated he thought the County would be all right with this in the covenants. Commissioner Putnal made a **motion to approve the sketch plat entitled "Doc's Sea Shores".** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

BIDS-RESURFACE FRANKLIN COUNTY ROAD 6.92 MILES

(Tape 1-2235) Mr. Pierce announced the opening of bids for the CR 67 Resurfacing Project. He said the project contained 6.92 miles and would contain the area from SR 30 to Gully Branch Road. He opened the following bid: C. W. Roberts, Inc. in the amount of \$759,500.00. Mr. Pierce asked the Board to submit this bid to the County Engineer for review and recommendation. Commissioner Putnal made a **motion to submit the bid to the County Engineer for review and recommendation.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

ALAN PIERCE-CONTINUED

(Tape 1-2309) He said he needed Board action to approve the reorganization of the Enterprise Zone Development Board. He said this action would replace the previously appointed Board, which never even met, and all of those appointments have now expired. He said this Board would hopefully provide leadership and guidance to developing Franklin County's Enterprise Zones. He said enterprise zones were authorized by the state several years ago, but the ones in Franklin County have never been very successful. He read the following list into the record: Joe Knight, Earl Solomon, Cliff Butler, Jerry Thompson, Curt Blair, David Butler, Ron Walters, Dean Vail, Betty Croom, Chuck Marks, Rachel Ward. He said the two remaining vacancies had to be filled by a representative in Carrabelle and a Law Enforcement representative. Mr. Pierce said a Resolution supporting these appointees needed to be adopted as well. Chairman Creamer said he didn't see anybody on this list that had lived in Franklin County for a long time. He said this concerned him. After discussion Commissioner Mosconis made a **motion approving the Proposed Enterprise Development Board as presented and authorizing the Chairman's signature on the Resolution of Support for this Board.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

BIDS-13 T-HANGARS FOR THE APALACHICOLA AIRPORT, ETC.

(Tape 1-2849) Mr. Pierce said it was time to open the bids for the Apalachicola Airport Project; 13 T-Hangars, Second Floor Office Space in Main Hangar-10 additional office spaces to Maintenance Hangar. The following bid was opened: Poloronis Construction, Inc. in the amount of \$375,600.00. Commissioner Mosconis made a **motion to submit the bid to the Apalachicola Airport Advisory Committee for review and recommendation.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

ALAN PIERCE-CONTINUED

(Tape 1-2935) Mr. Pierce said at the last Board Meeting the Board directed Mark Curenton to investigate purchasing flashing school crossing signs for Brown Elementary in Eastpoint. He said after talking to several people, it appears flashing school crossing signs are actually made up of several parts, such as the lights, the control panel, the time, and adapter to fit on poles. He said all of these items together cost approximately \$900.00 per flashing light. He said most intersections have two flashing lights, so the total cost for Brown Elementary in Eastpoint would be \$1,800.00 plus the cost of getting the electricity to the lights. Commissioner Mosconis said he thought this should be a School Board expense. Commissioner Mosconis said he thought the Board directed Mr. Curenton to send a letter to the School Board to ask them to pay for these lights. After checking the minutes it was agreed that Mr. Curenton was instructed to send a letter regarding this matter to the School Board. Mr. Pierce said he would be sure the letter was mailed this week.

(Tape 1-2965) Mr. Pierce presented the Board the FDOT's Poston Bayou Bridge Inspection Report. He said there were some minor things to be corrected on the bridge. He stated he would give the Road Department Superintendent a copy of the letter since he felt the repairs could be done by the Road Department.

(Tape 1-3178) He presented the Board with a copy of the Liberty County and Liberty County School Board vs. Department of Banking and Finance, State of Florida lawsuit. He said Liberty County is trying to stop the state from changing the formula of payments in forestry land. He explained the amount being paid Liberty County has dropped. Mr. Wade said he had received a request from the Liberty County Clerk, Robert Hill asking Franklin County to join in and support this lawsuit. He said they also wanted Franklin County to sign and adopt a "Notice of Intent to Participate in the action by Liberty County Board of County Commissioners and the Liberty County School Board versus Department of Banking and Finance, State of Florida". He said the legal costs would be divided amount the participants as a result of this action. Commissioner Putnal made a **motion authorizing the Chairman's signature on the "Notice of Intent to Participate in the action by Liberty County Board of County Commissioners and the Liberty County School Board versus Department of Banking and Finance, State of Florida"**. Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Mr. Wade said if the distribution is changed Franklin County would see a substantial loss in revenue.

AIMEE LEMCKE, EMERGYSTAT, INC.-EMS GRANT

(Tape 1-3348 Continued on Tape 2) Aimee Lemcke, EmergyStat, Inc. Ambulance Service, appeared before the Board to ask permission to bypass the required bidding process for the communications equipment they wanted to order. She said, due to employee changes, the deadline to spend the funds from this grant is fast approaching. She asked the Board for permission to waive the bid process and go to a sole source to purchase the radio communication equipment. After discussion Commissioner Mosconis made a **motion declaring the communications system for the ambulance service in a state of emergency and waiving the bid process for the purchase of the new communications equipment with EMS grant funds.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-107) Mr. Wade said he wanted the Board to know his office has received a copy of the Ambulance Service Agreement between DasSee and EmergyStat. He asked the Board if they would like to reinstate the \$2,500.00 per month subsidy the County gives EmergyStat since they had submitted the document. Commissioner Putnal made a **motion to reinstate the \$2,500.00 subsidy to EmergyStat, Inc. by the County effective immediately.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

BERT VALERY-VALERY INSURANCE AGENCY, INC.

(Tape 2-138) Mr. Valery presented the Board with a package of information regarding reduced health insurance rates by offering Group Medicare Supplement. After discussion and questions Commissioner Mosconis made a **motion endorsing Mr. Valery's proposal and authorizing him to offer the plan to Franklin County retirees.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

TERRY JANGULA-USCOE

(Tape 1-864) Mr. Jangula said he was here at the invitation of the Board. Mr. Pierce said the three projects they want to discuss are; the dredging of the Apalachicola River-the spoil bars by the Breakaway and Bay City Lodges; the restoration of the Apalachicola Airport property; and whatever information he might have about the Alligator Point Project. Mr. Jangula said he knows there is a Section 14 study going on right now in the Alligator Point area. He stated he also understood the sand from the dredging projects on the Apalachicola River was going to be sent to Miami. The Commissioners and audience expressed their concerns and opposition to this. Commissioner Sanders said she would make a **motion directing Mr. Pierce to send a letter to Senator Bob Graham, Congressman Alan Boyd, Governor Bush and DEP Secretary David Struh's expressing Franklin County's adamant opposition to moving the sand being removed from the Apalachicola River to Miami and demanding the sand remain in Franklin County to be used by it's citizens.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** There was a lengthy discussion about the Alligator Point Road Project. Wally Hilliard, President, Parker Beach Restoration, Inc. offered the Board assistance with applying for the necessary permits. He said he had received a quote from Roddenberry Surveying to complete the survey, as required to apply for the DEP permit, for \$4,000.00. Wesley White, Benedict Engineering, voiced his opinion on the matter. Commissioner Sanders made a **motion directing Mr. Pierce to check into the survey and, if the cost is \$4,000.00 as quoted by Roddenberry Surveying, then approving the cost for the survey.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2012) Commissioner Putnal asked Mr. Jangula if he had received any news on the dredging of the Eastpoint Channel. Mr. Jangula said he knew DEP wanted documentation that the USCOE cannot find any suitable uplands to put the spoil material on before they would allow the USCOE to place the spoil in the water. He stated he needed to talk to Chairman Creamer about this matter. Chairman Creamer said he and Mr. Pierce had contacted numerous people and a suitable place cannot be located. Mr. Pierce agreed and said he would get with Mr. Jangula so some proper documentation could be completed so it could be submitted to DEP. Mr. Jangula said the best place for the spoil material would be on the other side of the breakwater at the Eastpoint Channel. He said even if they would allow them to place it along the shoreline then the USCOE could start the project. He said he would get with Mr. Pierce and Chairman Creamer to pursue this matter.

KENDALL WADE-CLERK

(Tape 2-2139) Mr. Wade said the Chairman was going to have to leave the meeting to go to an appointment in Panama City. He stated before he left he would like the Board to clarify who is going to be Chairman and Vice-Chairman this next year. Commissioner Mosconis said he would make a **motion appointing Eddie Creamer as Chairman for the FCBCC for the next year.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Commissioner Mosconis made a **motion appointing Cheryl Sanders as Vice-Chair for the FCBCC for the next year.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

11:30 A.M. CHAIRMAN CREAMER LEFT THE MEETING AT THIS TIME AND LEFT VICE-CHAIR CHERYL SANDERS TO CHAIR THE MEETING.

ALAN PIERCE-CONTINUED

(Tape 2-2622) He presented the Board with a copy of the DEP permit for the Apalachicola Airport Road Relocation project.

(Tape 2-2638) Mr. Pierce said the County has a contract with URS, formerly Dames and Moore, as the project engineers of record for the Apalachicola Airport Access Road project. He said the County has received an invoice for approximately \$10,000.00. He asked the Board if they wanted to pay this invoice and then release URS. He said the County Attorney would have to be consulted. He said he is recommending the Board release URS contingent on Mr. Shuler's approval. Commissioner Mosconis made a **motion to pay URS, formerly Dames & Moore, the final invoice for approximately \$10,000.00 and after consulting with the County Attorney canceling, if possible, their contract with Franklin County.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2694) He asked the Board to approve a form proposed to be used by the Building Department for turning on temporary power to new homes for specific uses. He said one example of this is when a large house is having the floors done and the contractor is trying to dry the floors by using the air conditioning system. He stated both the County Licensing Board and the Licensing Board Attorney recommend the Board allow this form to be used. Commissioner Mosconis made a **motion authorizing the use of a form, approved by the Franklin County Licensing Board and the Franklin County Licensing Board Attorney, Michael Shuler, to be used by the Building Department for turning on temporary power to new homes for specific uses.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2779) He said he would like to clarify the Board record by submitting copies of various FDOT JPA's for the following airport projects: the T-hangars, Security Fence, and the Master Plan Update. He said the Maintenance Hangar JPA was approved on September 4th. He then submitted copies of these three JPA's for the Board record.

(Tape 2-2831) Mr. Pierce said the Gulf Coast Workforce Development Board has submitted their Administrative and Five-Year Employment and Training Plans for the County's approval. He said the package is several inches thick and showed the Board a copy of the document. He said he would like for the Board to direct him to request someone from this Board come to a future Board Meeting to explain and provide an overview for this document. Commissioner Mosconis made a **motion directing Mr. Pierce to invite someone from the GCWDB to a future Board Meeting to discuss their proposed Administrative and Five-Year Employment and Training Plans.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2867) Commissioner Putnal said he wanted someone from MediaCom to come to a future Board Meeting as well. He stated he has complaints all the time about the cost of the cable service and the quality of service. Vice-Chair Sanders said she agreed since she had a lot of elderly people in her District and the price of the cable service just keeps going up. Commissioner Putnal made a **motion to ask someone from MediaCom to come to a future Board Meeting to discuss the costs, etc. of cable service.**

Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Vice-Chair Sanders said she really wanted to know why Messer Road and Lighthouse Point Estates could not get cable.

KENDALL WADE-CLERK

(Tape 2-2948) He informed the Board he had received a letter from Ben Watkins releasing the County from their lease with him for the Courthouse Annex in Carrabelle.

(Tape 2-2969) He said he needed approval for the Chairman to sign a "Certification of Substantial Completion" for the Carrabelle Library. Commissioner Williams made a **motion authorizing the Chairman's signature on the "Certification of Substantial Completion" for the Carrabelle Library.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2990) Mr. Wade presented a copy of a letter he sent to Representative Will Kendrick and Senator Al Lawson regarding the proposed increase for County mandated contributions to the Medicaid program. He said there was a strict time constraint and the letter had to get to them before the special session held the week of October 22nd. Commissioner Mosconis said he would make a **motion authorizing the Clerk's sending letters to Representative Kendrick and Senator Lawson regarding the proposed increase for County mandated contributions to the Medicaid Program.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

ALFRED SHULER-COUNTY ATTORNEY

(Tape 2-3053) Mr. Shuler updated the Board on the progress of the lawsuit Alexis Group versus Franklin County. He said there would be a hearing on November 20th at 11:00 a.m. in the Judge's chambers. He stated he would not be able to attend the Board Meeting that day. Commissioner Creamer asked him to send one of his sons to the meeting that day. Mr. Shuler agreed and said he would mention it to them.

(Tape 2-3116) He said he did not receive any correspondence regarding the zoning violations as discussed in the last meeting.

(Tape 2-3156) He stated several years ago the County was involved in a lawsuit regarding Dog Island. He said some people wanted to build a dock and some of the people didn't want it built. He stated a settlement was reached and now there is a request being made by the attorney for the Dog Island District and the Nature Conservancy to change some of the terms to the settlement. He said he would keep the Board updated on this matter.

(Tape 2-3225) He presented a letter to the Board regarding minor subdivision, subdivisions up to nineteen units, and the allowance of easements. He said the current County Subdivision Ordinance allows the use of easements for access to up to ten lots, in a subdivision of up to ten lots. He said an easement must not be less than forty feet in width. He said our subdivision ordinance defines a minor subdivision as one having up to nineteen lots. He said it seems reasonable that an easement could be used as a side road in a minor subdivision so long as the main road has a standard easement and the easement used for a side road does not serve more than ten lots. He stated he thought this could be achieved by an amendment to the subdivision code. He suggested the Board authorize him to advertise an amendment to the ordinance for public hearing. He said he thought this would be an improvement to the ordinance to allow the use of the smaller easement roads as side roads in all of the minor subdivisions as long as the County doesn't get more than is presently allowed. Commissioner Mosconis said he would make a **motion authorizing Mr. Shuler to advertise this change to the Subdivision Ordinance for public hearing.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-3330) He said he wrote a letter to the owner of the property where a travel trailer had been placed on the beach in Eastpoint. He stated he didn't have a written response, but he thought the trailer had been moved.

(Tape 2-3345) He stated Mr. Pierce had informed him a property owner in the Plantation on SGI had divided a lot, which is prohibited by the DRI for the Plantation. He said the Homeowners Association could enforce these violations. He stated the Board could enforce these restrictions as well.

MATTERS FROM THE FLOOR

(Tape 2-2400) Commissioner Mosconis asked if the roads in Lanark Village had been opened as requested by Ms. Mary Lou Bowman in her letter to the Board. Commissioner Sanders said the matter had already been taken care of and the roads were now opened. She said Iowa and Main Street were pushed through yesterday.

(Tape 2-3441) Jimmy McDaniel, representative of the Seminole Tribe of Florida, said he would like to see if they could open a tourist attraction in Apalachicola. He asked the Board about the Ordinance prohibiting airboat travel in the River and Bay. He said he would like to have an airboat attraction if they could. The Commissioners advised Mr. McDaniel to see Mr. Pierce so he could assist him in looking into the ordinances governing this request.

(Tape 2-Continued on Tape 3) Mr. Frank Gibson, Alligator Point, asked if the Board had heard anything on the Census Count problem. Vice-Chair Sanders replied she hadn't heard anything at all.

(Tape 3-8) Harriett Beach, Lanark Beach Village Association, thanked the Board for all of their assistance in making their anniversary celebration a success.

BILL MAHAN-COUNTY EXTENSION DIRECTOR

(Tape 3-82) Mr. Mahan presented the draft letter he had prepared as requested by the Board addressed to the NFWFMD. He said he had also made numerous telephone calls about the lab question Commissioner Putnal had. He stated there are no other labs in Florida certified to do the bio-toxin testing other than the one that is doing it at the Florida Marine Research Institute in Tampa. He said this is where the Red Tide experts are located as well. He said he called David Heil, DACS, and was informed by him he would be more than willing to contact a researcher in North Carolina who is doing some research in this area. He said this person might be willing to work with the state and verify the state's findings regarding the Red Tide problem in our bay. He said he also contacted the state to find out the most current status of the Red Tide problem in the Bay. He said he was informed there were zero cells in the East part of the bay and there are very high numbers in the West Pass area. He said he was concerned if the fresh water is released like the Board wanted would there be a problem with the cells being ruptured in the West Pass area, which would release the toxins into the water. He stated the fresh water might actually extend the closure in that area. He said the only thing holding up the eastern portion of the bay is the bio-toxin or the toxicity testing. He stated the cells have disappeared it is just a matter of getting the toxin out of the oysters. He said this is almost a catch twenty-two; if the water is released and it's a significant amount so it ruptures the cells then there would be a problem. Commissioner Mosconis and Commissioner Putnal said this wouldn't be a problem because there wasn't enough water up there to be released. Mr. Mahan said if another problem is if a bacteria such as E-Coli was released from up the river then this could potentially close the bay as well. Commissioner Mosconis said this just was not going to happen. Mr. Mahan thanked the Board and told them he was just trying to cover all the bases. He said he would send the letter to the NFWFMD requesting a release of fresh water.

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

Eddie Creamer

EDDIE CREAMER, CHAIRMAN

Kendall Wade

KENDALL WADE, CLERK