

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
SEPTEMBER 19, 2000**

**OFFICIALS IN ATTENDANCE:** Clarence Williams, Chairman; Bevin Putnal, Jimmy Mosconis, Cheryl Sanders, 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 1-27) Commissioner Sanders made a **motion to approve the minutes of the meetings held on September 5, 2000 and September 11, 2000.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-32) Commissioner Putnal made a **motion to pay the County bills.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

**JACK ZINGARELLI-HUNTING ISSUES**

(Tape 1-40) Mr. Zingarelli said the State of Florida has taken two weeks of hunting from the hunting season in the Apalachicola River Swamp. He explained this would effect the deer-hunting season. He asked the Board to help the hunters get the two weeks back. Commissioner Mosconis said a Resolution needed to be prepared and submitted to the State. Mr. Wade stated the Representatives, Senators, etc. needed to be notified too. Commissioner Mosconis made a **motion authorizing the Chairman's signature on a Resolution requesting the State of Florida reinstate the two weeks deer hunting in the Apalachicola River Swamp.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-57) Mr. Zingarelli said when he was a Commissioner in the 1970's the State of Florida, Wood Miley's Department, took over the management of Little St. George Island. He explained the County Commissioners were promised they would keep dove hunting open on the Island. He stated they have also stopped dove hunting on Little St. George. Commissioner Mosconis asked Mr. Zingarelli what that decision was based on. Mr. Zingarelli replied he did not know. Commissioner Mosconis said he would make a **motion directing a letter be sent to Wood Miley, Apalachicola Estuarine Reserve, asking him to come to the next meeting to answer questions about the decision to close dove hunting on Little St. George Island.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-122) Commissioner Putnal said he would like to send a letter to the State of Florida asking them not to purchase any more property in Franklin County. Commissioner Putnal made a **motion to send a letter to the State of Florida asking them not to purchase any more property in Franklin County.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Commissioner Putnal said they are intending or trying to purchase all the property Profundis owns around the Carrabelle River. Alan Pierce, Director of Administrative Services, said he had heard a rumor that

St. Joe Development was working a deal with the State. Commissioner Mosconis suggested the letter be sent to Dr. Brock asking him to appear before the Board to layout the plans the State has for this property. Mr. Pierce said a copy of the letter should be sent to the Governor as well. Commissioner Sanders said St. Joe Development should also be asked to come to a meeting or sent a copy of the letter. She stated the County has no communication, only rumors, with St. Joe. She said she would like to find out what St. Joe's intentions are for the County. She said all the rumors and newspaper articles are floating around. She stated, as a Board, the Commissioners really don't have any facts. Freda White, Carrabelle, said she witnessed the surveyors from the State of Florida surveying the Profundis property. She stated they are very serious about purchasing this property. Mr. Pierce said the only good thing about the State buying this particular property is that the State will own the entire length of an alternate evacuation route as opposed to a private company own it.

**BILL MAHAN-COUNTY EXTENSION DIRECTOR**

(Tape 1-247) Mr. Mahan appeared before the Board at this time. He asked the Board if they wanted to consider adding a "clause" requesting the State consider giving preference to Franklin County residents applying for a clam aquaculture leases at Alligator Harbor. Commissioner Sanders replied she was hesitant to do this especially after attending the meeting at Alligator Point. She said she wants to try to work with everybody. Mr. Mahan said he didn't have any strong feelings either way. He stated he would go ahead and submit the Resolution to the State.

(Tape 1-297) He said the Vibrio Vulnificus Risk Management Working Group met on September 6<sup>th</sup> and completed a draft management plan. He said the work group members are now reviewing it. He stated it is a very general plan and is mostly voluntary. He said there is a strong emphasis on education. Commissioner Putnal and Commissioner Mosconis questioned Mr. Mahan about the plan. Mr. Mahan said everyone agreed that reducing illnesses throughout the State is a good idea, but whether the percentages FDA is going to require can be met is unknown.

(Tape 1-544) Mr. Mahan asked the Commissioners if it would be possible for the Extension Office to get some signs and have them placed at critical intersections to help direct people to their new office location at the Airport. Commissioner Mosconis instructed Mr. Mahan to meet with Mr. Pierce so they could solve this problem.

(Tape 1-568) He said the Monarch Butterfly Watch Group that works at the St. Marks Wildlife Refuge has asked for volunteers from Franklin County to establish a tagging station in Franklin County. He explained currently the Extension Office, Research Reserve, and St. Vincent Wildlife Refuge has volunteered to help determine if a tagging station can be set up in Franklin County. He said the key would be to identify nighttime monarch "hanging" sites where groups of butterflies land and spend the night. He asked anyone who knows of any sites in the County to call the Extension Office with the information. He also asked if anyone who is interested in being a part of this group to call his office as well. He informed the Board a monarch tagging training date has been scheduled for predawn on October 26<sup>th</sup>.

(Tape 1-637) He informed the Board he had attached the new UF publication entitled "Protecting Florida's Water Supply, Safe Use and Disposal of Pesticides." He said he pamphlet is written for homeowners and explains how to properly use, store, and dispose of pesticides around the home.

(Tape 1-649) He said a free Kids' Fishing Day sponsored by the UF Aquaculture Demonstration Farm and the FL Fish and Wildlife Conservation Commission will be held on September 30<sup>th</sup> at the aquaculture farm on Highway 69, 8 miles North of Blountstown. He said the event is limited to 250 youth, 125 in the morning 8-10 a.m. and 125 in the afternoon, 12-2 p.m. and a pre-registration is required. He informed the Board to register or to get additional information citizens would need to call the aquaculture farm at (850) 674-3184 with early registration being strongly suggested. He stated he has learned the morning session has been filled and the afternoon is almost full.

(Tape 1-689) Commissioner Mosconis asked Mr. Mahan to check into the Federal Program, which provides disaster assistance to aquaculture farmers as it does to farmers. Mr. Mahan said it works in the same way as the farmers disaster assistance programs work. He stated the area has to be declared a disaster area by the Federal Government. He explained he knew it was a pilot program as it relates to clam aquaculture. He assured Commissioner Mosconis he would check into the matter further for him.

(Tape 1-736) Commissioner Sanders said the Department of Consumer Services held a workshop on the reclassification of the waters down at Alligator Harbor for shellfish harvesting. She stated they informed the public at the meeting the water in Alligator Harbor was the most pristine they had seen in a long time.

#### **HUBERT CHIPMAN-SUPERINTENDENT OF PUBLIC WORKS**

(Tape 1-813) He said the motor grader is back at the Road Department. He stated the crew is on SGI with the grader working today.

(Tape 1-825) Commissioner Creamer said he would like to discuss Hickory Street in Eastpoint. He stated the street is already open, but it needs some attention. He said people like to use the street to go cast netting in that area. He stated some brush needed cutting, etc. Mr. Pierce stated the street is dedicated to the public and is a public right-of-way, but not completely opened for citizens to use. Commissioner Creamer made a **motion directing the Road Department to completely open up Hickory Street in Eastpoint.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-859) Mr. Pierce said he wanted to discuss a problem that arose this weekend at Alligator Point. He explained the Board needs to take formal action to record the direction he received from the Commissioners when he polled them concerning an evacuation of Alligator Point. He read the following into the record: "On Sunday morning I called all the Board members, after conferring with Tim Turner, Franklin County Emergency Management Director and State officials. Tim and I decided the best

course of action was to order an evacuation of Alligator Point in the event Hurricane Gordon turned back to the North. I polled the members and everyone agreed that evacuation of the Point was appropriate. Tim and I informed the appropriate authorities, including the Franklin County Road Department of the need to protect the road. In the course of Sunday, and continuing into Monday, the Road Department monitored the road conditions and at one vulnerable point along Alligator Point Road placed sand and later some large lime rock boulders to protect the road. The material was placed east of the Campground, and just before the last two houses on the Gulf side-he presented the Board with the photos of the work and map where the work was done-DEP officials called me Monday afternoon because an individual on Alligator Point had reported the County to them for unauthorized construction seaward of the coastal control line. The DEP officials wanted to know was the county building a revetment seaward of coastal control line without a permit from DEP. I told the officials that the County Commissioners had approved an evacuation of Alligator Point because of the threat of Hurricane Gordon and the Road Department had placed sand and rocks to help protect the road in the event the Point was threatened. The action of the Road Department is legal so long as the Board minutes reflect the following; that on Sunday morning the Board declared a State of Emergency, which is what has to occur if the Board is going to authorize an evacuation in the county, and that during the State of Emergency the Board was acting under the part of the Florida Statutes which allows the local government to protect property seaward of the costal control line so long as the Board applies for a permit from DEP within 60 days to cover the work that was done. A motion to reflect this needs to be made, and further the Board needs to direct its engineering firm to apply for a permit for the work. Upon initial review of the situation it may be that the boulders will not be able to remain because they may lack the appropriate density to be used along the Gulf. Usually only granite can be used, but that will be determined during the application. If DEP determines the rocks do not meet the state requirements they will have to be removed." Commissioner Mosconis made a **motion that on Sunday morning the Board declared a State of Emergency- which is what has to occur if the Board is going to authorize an evacuation in the county, and that during the State of Emergency the Board was acting under the part of the Florida Statutes which allows the local government to protect property seaward of the coastal control line so long as the Board applies for a permit from DEP within 60 days to cover the work that was done-directing the County Engineer to apply for a permit for the work already done.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Ms. Bunky Atkinson, President of the Alligator Point Taxpayers Association, appeared before the Board and informed them the Taxpayers Association supported any action the County takes to help save the road at Alligator Point. Ms. Atkinson said she had a copy of the Erosion Study done at Alligator Point in 1985. She stated somebody is making a lot of money doing these studies. Mr. Pierce said the County is paying \$160,000.00 for the study currently being completed. He stated the study is underway as we speak. Mr. Pierce submitted the letter Mr. Bill Wargo presented to the Alligator Point Taxpayers' Association complaining about the work done last weekend during the storm.

(Tape 1-1022) Kendall Wade, the Clerk, said he would like to mention something to the Department Heads before they begin leaving the meeting after they give their reports. He

reminded them that invoices, which are submitted for payment, need to be in the Finance Office by 4:30 p.m. on the Thursday before each Board Meeting. He said he just wanted to remind everybody.

**VAN JOHNSON-SOLID WASTE DIRECTOR**

(Tape 1-1038) Mr. Johnson said last Friday he met with Commissioner Putnal and several residents from the Eastpoint area. He explained they wanted to reestablish recycling at the Landfill. He reminded the Board he informed the Commissioners about this matter at an earlier meeting. He said the procedure was stopped due to the liability the County would have. He stated he contacted the County Attorney, Alfred Shuler, to see if the County's insurance company, the Pat Thomas Insurance Agency, would verify the County would be covered for this under the current liability insurance. He said Mr. Shuler sent him a letter; a copy of which he said he would submit to the Board this morning, informing him the County would be covered under the current liability policy. He informed the Board he was going to prepare some guidelines for specific times, dates, etc. to implement the best safety practices possible to allow the public access for recycling. He stated he is just providing this information to the Board this morning for the Commissioners to be thinking about. Commissioner Mosconis asked if this was for people who were not on the County's payroll. Mr. Johnson replied yes, these were citizens who would like to come to the Landfill to go through the items to see if they would like to use any of the material disposed of. He said he would definitely set some guidelines. Commissioner Mosconis stated he wanted people in the Landfill only during normal hours of operation. Mr. Johnson agreed.

(Tape 1-1088) Commissioner Putnal submitted a hospital bill to Mr. Johnson for a emergency room visit by a young person who was hurt during baseball season. He informed Mr. Johnson that the family keeps getting the bill and he understands the Dixie Youth Insurance is supposed to pay the bill. Mr. Johnson said he would check into the matter.

**PUBLIC HEARING-DCA TRANSMITTAL OF ST. JAMES BAY LU CHANGE**

(Tape 1-1111) Mr. Pierce said this public hearing had been duly advertised for this morning. He stated this hearing is to consider approval for the County to transmit to DCA a land use change for 378 acres of land from Public Facilities to Mixed Use Residential. He said the Mixed Use Residential Land Use is proposed because it will allow for a residential golf course development, known as St. James Bay, which is currently undergoing a DRI review. He explained DCA would review the proposal along with the relevant information from the DRI process and make a recommendation back to the County. He stated upon receiving the DCA recommendation for this proposed land use, as well as receiving the DCA recommendation on the DRI process, the County will hold an adoption hearing, which will probably be scheduled for the second meeting in November, to consider adopting the land use and the DRI. He said today the Board is only establishing the County's intent to change the land use, and allow DCA to review it and give the County an opinion. He asked if anyone in the audience would like to be heard on the matter. After no public input Commissioner Putnal made a **motion approving the transmittal to DCA the County's intention of changing the land use**

on 378 acres from Public Facilities to Mixed-Use Residential, known as St. James Bay. Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

**EILEEN ANNIE BALL-FRANKLIN COUNTY LIBRARY**

(Tape 1-1239) Ms. Ball informed the Board she submitted the final construction plans for the Carrabelle Library to the Clerk's Office. Mr. Pierce informed the Board and audience he had taken the plans to his office for storage purposes. Ms. Ball asked the Board to approve the plans at this time. Commissioner Putnal made a **motion approving the plans for the new Franklin County Branch Library in Carrabelle.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Commissioners Putnal, Sanders, and Creamer said they had looked at the plans and were very proud of them.

(Tape 1-1333) She asked for permission to go ahead and advertise for bids to construct the Library. Commissioner Sanders made a **motion authorizing the advertisement of bids for the construction of the new Franklin County Branch Library in Carrabelle.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1352) Ms. Ball said she submitted a lease for temporary housing for the Carrabelle Branch Library this morning. She explained the lease is between Franklin County and Apalachicola Oyster Works, owned by Ben Watkins. She said the County Attorney had reviewed the lease. She stated the lease is for fifteen months, commencing on the 1<sup>st</sup> day of October 2000 and expiring on the 31<sup>st</sup> day of December 2001 for a total rent amount of \$10,500.00. Mr. Wade asked Ms. Ball if this rental amount was in her budget. Ms. Ball replied it was budgeted in next years budget. Commissioner Creamer made a **motion approving the Chairman's signature on the Lease Agreement between Franklin County and Apalachicola Oyster Works, Ben Watkins owner, beginning October 1, 2000 and expiring December 31, 2000 for a total rental amount of \$10,500.00.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1427) Ms. Ball stated that since Ms. Jackie Gay's position had been terminated she would request permission to advertise this opening. She said she has a permanent position budgeted. Commissioner Sanders made a **motion authorizing the advertisement for the vacant position at the Franklin County Library.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1447) Mr. Pierce reminded the Board that Mr. Michael Allen has resigned from the Wilderness Coast Public Libraries Governing Board. He said Ms. Ball had sent a letter to the Board informing them that Mr. Allen had resigned and requesting the Board appoint Ms. Cora Russ to replace him. He said Mr. Allen's term expires on October 1, 2001. Mr. Allen said it was a very important position and he just did not have the time to attend the meetings anymore. Mr. Pierce said this appointee would be the appointee to represent the Franklin County Board of County Commissioners on the Board. Commissioner Sanders said she would like to see if anyone else would volunteer to serve on this Board. Mr. Pierce said there has been no notice advertised, etc. The Commissioners decided they would wait until October 3, 2000 to make the final decision.

They asked Ms. Ball to have Ms. Russ at the Board meeting so they could at least meet her in person. Ms. Ball agreed to have Ms. Russ at the October 3<sup>rd</sup> meeting.

**MARILYN WALKER-EMS DIRECTOR**

(Tape 1-1658) Ms. Walker and Susan Ficklen, George E. Weems Memorial Hospital Administrator, appeared before the Board at this time. Ms. Walker stated she and Ms. Ficklen went to Tallahassee as directed by the Board at an earlier meeting. She said they met with the State of Florida EMS grants people. She stated they have agreed to help the County providing the County would help purchase an ambulance. She explained the State would in turn supply the communication system. Ms. Walker said a new ambulance with a twelve lead monitor defibrillator cost \$128,000.00 and the communication system, after a site and range survey was conducted by the State, would cost approximately \$200,000.00. She said the State is going to pay for the whole communication system, \$200,000.00. She stated they also asked her for a five-year plan to show where the County is going with the ambulance service, expansion, improvement, better quality service, etc. She explained the plan is included in the material she submitted this morning and the plan has been approved by the State of Florida. She explained this matter does not have to be attended to today, but the material must be submitted by the end of September 2000. Commissioner Sanders said she would like to look at the five-year plan. Ms. Walker said it was included in the material submitted this morning and she explained there was nothing in the plan that could not be changed or amended. After a lengthy discussion the Commissioners asked Ms. Walker and Ms. Ficklen to come to the Year-End Board Meeting on September 29, 2000 at 9:00 a.m. so a final decision could be made about their request to purchase a new ambulance.

**MARCUS R. KELLY-PROJECT MGR.-SGI BRIDGE CONSTRUCTION**

(Tape 1-2775) Mr. Kelly, Project Engineer, Sverdrup Civil, Inc., appeared before the Board this morning. He introduced Brian Eckstock, representing Parsons-Brinkerhoff and FDOT, and stated they were currently working under a temporary permit to do the work being done at the SGI Bridge site at the present time. He said the final DEP Permit should be approved by October 10, 2000. He stated the agencies involved with the permitting are going to meeting in Panama City next Tuesday, but he was not sure about the exact time and location. He said that would be established later today. He stated the permit is scheduled to be approved with conditions with some of these conditions implicating the County commitments to the project. He stated he felt it would be prudent for the Commissioners to select a representative to attend this meeting. Commissioner Mosconis asked if this was next Tuesday, September 26, 2000, or the Governor and Cabinet meeting. Mr. Kelly said the meeting was in Panama City and they were here to request the County send a representative. Commissioner Mosconis said he would be glad to go. Mr. Kelly said as soon as the time and place had been decided he would let Commissioner Mosconis know. Commissioner Creamer made a **motion authorizing Commissioner Mosconis to attend the meeting regarding the permitting of the new SGI Bridge in Panama City, Florida on Tuesday, September 26, 2000.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

**BECKER BOATENREIDER, CHIEF-DOG ISLAND VFD**

(Tape 1-2926) Mr. Boatenreider said he had, in his hands, an agreement between Franklin County and the Dog Island Volunteer Fire Department to provide fire protection in the Dog Island Fire District. He said the agreement provides the MSBU funds be sent directly to the DIVFD instead of the Dog Island Conservation District. He said the agreement was approved and adopted on February 16, 1993. He stated he knew the DIVFD was not incorporated at this time, but has been incorporated since then. He asked the Board to take action to send the MSBU funds to the DIVFD instead of the DICD. He said the County Attorney has seen the incorporation papers and he knows the County Attorney has informed the Board of the incorporation of the DIVFD. Mr. Wade said basically the County has an agreement with both the DIVFD and the DICD. He informed the Commissioners that when the Dog Island MSBU funds are distributed they are sent to the DICD instead of the Volunteer Fire Department as is done in all the other districts. He said Mr. Boatenreider wants the money sent directly to him at the Volunteer Fire Department. He asked Mr. Shuler what should be done about there being two agreements, one with DICD and one with the DIVFD. Mr. Shuler said he believes the situation is that the County contracted with Volunteer Fire Department's in the unincorporated areas and with the Cities of Carrabelle and Apalachicola for fire protection. He said it turned out, that after the contract was done with the DIVFD, it was discovered they were not incorporated, therefore not a legal entity. He said this year the Fire Department has incorporated and are now a legal entity. He stated the reason it was paid to the DICD is because the County cannot give money to an unincorporated association. He said now that they are a legal entity the Board can contract with the DIVFD if they so desire. Commissioner Sanders asked who the agreement was with, the DICD or the DIVFD. Mr. Shuler replied we had an agreement with the DIVFD. Commissioner Sanders said we also have one with the DICD. Mr. Wade suggested Mr. Shuler look into this situation since there are two valid contracts. Commissioner Sanders agreed and made a **motion directing the County Attorney, Mr. Shuler, to check into these contracts and come back to the Board with a recommendation at the next meeting.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Mr. Boatenreider said he has difficulty getting any bills paid for the Fire Department by having to deal with DICD. He said the Fire Department needs to get their MSBU funds. Commissioner Sanders asked Mr. Boatenreider to be patient and let Mr. Shuler look into this matter. Mr. Wade said he agreed this matter needed to be straightened out once and for all.

**NAN WHEELER, FUNDING SPECIALIST-FLORIDA ASSN OF COUNTIES**

(Tape 1-3318) Ms. Wheeler introduced herself to the Board. She said she was here this morning to assist the County if possible. She explained they have just branched out and created a new service entitled "Grants Assistance to Small Rural Counties". She said Franklin County was on her list and she would be the person the Commissioners would call for grants assistance. She asked the Commissioners to name a person or persons she should meet with on the County level to assist the County in getting things funded. Mr. Pierce said it would probably be him and Mark Curenton, Assistant Planner and Grants Coordinator. Ted Mosteller, Chairman of the Apalachicola Airport Advisory Committee, said he too would like to be on her list. Chairman Williams said he wanted to meet with

her also about some grants for non-profit groups to fund computers, etc. She thanked the Board for their participation this morning.

**ALAN PIERCE-DIRECTOR OF ADMINISTRATIVE SERVICES**

(Tape 1-3496) Mr. Pierce said he needed Board action to lay out a soccer field at Ned Porter Park in Apalachicola. He said the field can be built with in-house labor and materials. He stated Mr. Donnie Wilson and Hap Gregg, the new Methodist minister in Apalachicola, are eagerly seeking the field. He said they are trying to organize soccer in this part of the County. Mr. Pierce informed the Board this was the area in the Park reserved for tennis courts, however the grant was not approved therefore the courts were not built. Commissioner Mosconis made a **motion authorizing the construction of a soccer field at Ned Porter Park in Apalachicola.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3592) He asked for approval of a Resolution supporting the purchase of approximately 20 acres of land in Carrabelle for a park and to amend the County's capital improvement element of the comp plan to show the need for the park. He said the plan will reflect that \$75,000.00 has been earmarked for land acquisition, but that amount, minus the local match, will come from the FRDAP program. Commissioner Sanders made a **motion authorizing the Chairman's signature on the Resolution supporting the purchase of approximately 20 acres of land in Carrabelle for a park.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3624) He presented a copy of the 2000 Annual Repetitive Loss Plan. He asked the Board for approval of the Chairman's signature on the annual certification. He explained this certification gives property owners in the County a 5% discount on their flood insurance premiums. Commissioner Creamer made a **motion authorizing the Chairman's signature on the 2000 Annual Repetitive Loss Plan.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-Continued on Tape 2) Mr. Pierce asked the Board to direct the Chairman to sign the DEP Stormwater Permit for the new Carrabelle Library and to authorize a check for \$100.00 to pay for the permit fee. He asked the Board to also authorize the Chairman to sign the DOT Access Permit for the new Carrabelle Library when it is submitted for the County by Preble-Rish, engineers for the new library. Commissioner Sanders made a **motion authorizing the Chairman's signature on the DEP Stormwater Permit, the DOT Access Permit for the new Carrabelle Library and authorize the expenditure of \$100.00 for the DEP permit.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-17) He asked for the Chairman's signature on the annual SHIP Certification for the report prepared by Shirley Walker, SHIP Coordinator. He said Ms. Walker was assisted in preparing the report by Florida Housing representatives and stated he believed the report was accurate. Commissioner Creamer made a **motion approving the Chairman's signature on the annual SHIP Certification.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-36) He said he needed Board authorization for the Chairman to sign the DOT Access Permit for the new Apalachicola Airport Road. Commissioner Creamer made a **motion authorizing the Chairman's signature on the DOT Access Permit for the Apalachicola Airport Road.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-50) He presented a copy of an agreement he signed after the September 5, 2000 meeting with the Let the Children Play Foundation from SGI. He said they agree to use a 50 x 160 area of the County Park property for a children's playground. Mr. Pierce assured the Board this agreement does not allocate any funds for the playground.

(Tape 2-65) He provided a copy of a check for \$825.00 received following the adoption of the guidelines for renting the EOC Office at the Apalachicola Airport.

(Tape 2-95) He asked for the Board to approve a contract in the amount of \$3,985.00 between Franklin County and ARPC for a hazardous materials analysis in the County. He explained the Board has to do this every 2 years, and the ARPC has always done the work. Commissioner Creamer made a **motion approving a contract in the amount of \$3,985.00 between Franklin County and ARPC for a hazardous materials analysis.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-121) He informed the Board that every 4 years the County is required to update its CEMP, or Comprehensive Emergency Management Plan. He said the update should have been completed by August 2000, since the Board last adopted the CEMP in August 1996. He said Tim Turner, Emergency Management Director, and he both were asking the Board to adopt a Resolution re-adopting the 1996 plan for 2 reasons; One, the County is obliged to adopt a CEMP every 4 years in order to stay compliant with the State Division of Emergency Management, and in order to continue to receive DEM funds; Two, with a turn-over in the County EOC Office Mr. Turner has not had time to re-write the Plan and so it is legal to adopt the existing plan, even though parts of it will have to be changed. He said Mr. Turner is working to understand the plan requirements so he can get the plan into compliance with the new State rules. Commissioner Creamer made a **motion adopting and authorizing the Chairman's signature on the August 1996 Comprehensive Emergency Management Plan.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-156) He asked for the Board to approve the Emergency Preparedness and Assistance Base Grant in the amount of \$105,806.00. He explained these funds assist the County in operating the Emergency Management Office. Commissioner Putnal made a **motion authorizing the Chairman's signature on the Emergency Preparedness and Assistance Based Grant in the amount of \$105,806.00.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-165) He said he also needed Board action to approve a new Mutual Aid Agreement with the State to provide assistance between local governments when a disaster exceeds the County's ability to respond, but does not rise to the level of FEMA assistance. He said Franklin County signed the previous agreement in 1995 and the agreement has recently been revised by the State. He stated he would like the Board to direct Mr. Shuler to review the agreement. Commissioner Creamer made a **motion authorizing the Chairman's signature on the Mutual Aid Agreement with the State contingent on review and approval by Mr. Shuler.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-209) Mr. Pierce informed the Board he needed action to correct Ordinance 2000-7, which created a Specialty Cleaning Contractor, but failed to list the fee to be charged for registration. He said the fee is the same as it is for all other specialty contractors. Commissioner Creamer made a **motion adopting the Corrected Ordinance 2000-7 and authorizing the Chairman's signature on the Ordinance.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-238) He said the next item was a little complicated. He said he needed Board action to approve an Interlocal Agreement between Gulf and Franklin County to cover a 90-day window between October 5, 2000 and January 5, 2001 for the purpose of having a licensed Building Official available. He explained Robin Brinkley, the current Building Official, has a provisional license, which expires October 5<sup>th</sup>. He said he and Mr. Brinkley requested an extension, but the extension was denied. He informed the Board Mr. Brinkley is schedule to retake the Building Official test in November. He said he met with the Gulf County Administrator Don Butler, and Gulf County Building Official Michael Hammond, and they are willing to work with us, so long as Franklin County holds Gulf County harmless from any claims arising from inspections done during this period. He said after discussing the situation with the State, the following action by the Franklin County Commissioners will keep the Franklin County Building and Planning Department functioning the same: The Board needs to recognize that Robin Brinkley will apply for a provisional license as a 1 and 2 dwelling inspector which would allow him to continue doing most of the inspections he is currently doing; Rachel Ward is recognized as applying for a provisional plans examiner license, for which she has already taken the test, but has not received her score. As provisional plans examiner, by State law she is authorized to sign building permits for residential construction. She will also apply for a provisional building inspector license, which she has intended on getting anyway, and this will allow her to issue commercial building permits. He explained, under this scenario, Mr. Hammond would not actually be needed to do any inspections, but he would be available for consultation and inspection if either Robin or Rachel needed him, and Robin and Rachel will be operating under his license. He said without this procedure beginning October 5<sup>th</sup> the County will not be able to issue any building permits or do any inspections. Commissioner Mosconis made a **motion approving and authorizing the Chairman's signature on an Interlocal Agreement between Franklin County and Gulf County from October 5, 2000 through January 5, 2001 for the purposes of having a licensed Building Official available contingent on Mr. Shuler's approval of the Agreement, as well as approving the titles for Robin Brinkley and Rachel Ward.**

Mr. Pierce said Gulf County is currently drafting the agreement. Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Mr. Pierce thanked the Board for this action and said this would make things a lot easier in the Building Department. He also informed the Board he didn't think Gulf County would be charging any fees for this service.

(Tape 2-359) He asked for permission to remove an 8-year old copier from County inventory. He explained the copier was used a long time in the Clerk's Office. He said it has already been replaced and is sitting unused at the County Extension Office at the Airport. He asked if the Board would allow him to donate the copier to the City of Apalachicola to replace their 13-year old copier that is beyond repair. Commissioner Mosconis made a **motion to remove an 8-year old copier from the County inventory and authorizing the donation of the copier to the City of Apalachicola.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-383) He informed the Commissioners the Planning and Zoning Commission met in regular session on September 12, 2000 and recommends the following action: Approval of construction of a boardwalk and observation platform on East Bay in Eastpoint for Jeanne Bonds. Commissioner Creamer made a **motion approving the construction of a boardwalk and observation platform for Jeanne Bonds.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Approval for the construction of a private dock on Lot 76, Holiday Beach, Unit 1, Alligator Point for Mark Martinko. Commissioner Sanders made a **motion approving the construction of a private dock for Mark Martinko.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Approval for the construction of a private pier on Lot 14, Schooner Landing Subdivision, SGI for Jan Wagenaar. Commissioner Creamer made a **motion approving the construction of a private pier for Jan Wagenaar.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Approval for Carl Stanley to construct a private dock and boatlift on Lot 19, Block C, Unit 1, St. James Island Park. Commissioner Sanders made a **motion approving the construction of a private dock and boatlift for Carl Stanley.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Approval for James Padgett to construct a private dock and boatlift at 379 N. Bayshore Drive in Eastpoint. Commissioner Creamer made a **motion approving the construction of a private dock and boatlift for James Padgett.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Approval for Gerald Baker to construct a private dock on Lot 7, Oyster Bay Village, SGI. Commissioner Creamer made a **motion approving the construction of a private dock for Gerald Baker.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Approval for D. Andrew Byrne to construct a private dock and boatlift on Lot 30, Alligator Point Subdivision, Alligator Point. Commissioner Sanders made a **motion approving the construction of a private dock and boatlift for A. Andrew Byrne.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Approval for James Roberts to construct a private pier on Lot 26, Bay View Village, SGI. Commissioner Creamer made a **motion approving the construction of a private pier for James Roberts.** Commissioner Mosconis seconded the motion. All for. **MOTION**

**CARRIED.** Approval, after some discussion, for George Mahr to construct a boat ramp and groin on Lot 18, Schooner Landing, SGI. Commissioner Creamer made a **motion approving the construction of a boat ramp and groin for George Mahr.**

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

Approval, after some discussion, for George Mahr to construct a private boat basin on Lots 9 and 10, Schooner Landing, SGI. Commissioner Sanders asked if Mr. Mahr had both State and Federal permits for this project yet. Mr. Pierce replied they will have to have them before the local building permit is issued. Mr. Pierce stated this could be tabled until the State and Federal permits were issued. Commissioner Sanders said she would feel more comfortable waiting to approve this request. Commissioner Creamer said he would make a **motion to table this request until both State and Federal permits are received.** Commissioner Mosconis seconded the motion. All for.

**MOTION CARRIED.** On Commercial Development the Planning and Zoning

Commission recommended approval for Mike Willis to construct a 9,000 square foot commercial building on property zoned C-4 located just West of Apalachicola. The building will be adjacent to the IGA and access will be through the existing Bill's Dollar Store parking lot, which Mr. Willis owns. It is intended for Bill's Dollar Store to move into this new building. Commissioner Mosconis made a **motion approving the construction of a 9,000 square foot commercial building for Mike Willis.**

Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Approval for a small scale land use change and rezoning from R-6 to R-1 and sketch plat approval for a 3 lot subdivision on a 7 acre parcel of land described as Lot 13, Emerald Point Beach, just East of Eastpoint submitted by Edwin Brown, agent for Harold and Carol Steinke. Commissioner Creamer made a **motion approving a small scale land use and rezoning change from R-6 to R-1 and a sketch plat for a 3 lot subdivision on a 7 acre parcel of land, Lot 13, Emerald Point Beach for Harold and Carol Steinke.**

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

Approval for a final plat for Beacon Ridge Subdivision, Phase III, all lots are one acre, as submitted by Edwin Brown. Commissioner Putnal made a **motion approving a final plat for Beacon Ridge Subdivision, Phase III as submitted by Edwin Brown.**

Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Approval for a final plat of Ruhl's Adventure, a 5 lot subdivision on the east end of SGI, submitted by Dan Ruhl, all lots are 1 acre. Commissioner Creamer made a **motion approving a final plat of Ruhl's Adventure Subdivision as submitted by Dan Ruhl.**

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

Approval for a sketch plat for a cluster development of Tract 34, East End, SGI. The cluster concept will have to go to the Board of Adjustment for approval, so he asked the Commissioners not to act on the sketch plat until the BOA considers the special exception. A neighbor objects to the proposed development. The Commission recommends the Board direct Mark Curenton, Assistant Planner, to redraw the zoning map for the commercial area of SGI on a larger scale to make it easier to document the zoning on individual lots. Mr. Curenton made this request. Commissioner Mosconis made a **motion directing Mark Curenton, Assistant Planner, to redraw the zoning map for the commercial area of SGI on a larger scale.** Commissioner Sanders

seconded the motion. All for. **MOTION CARRIED.** The Commission also recommends the Board determine there to be a scrivener's error on property West of

Apalachicola, in the Tilton area. Mr. Mark Curenton made this request after reviewing the map against the actual legal description of the property involved. Commissioner Mosconis made a **motion determining there is a scrivener's error on property West of Apalachicola, in the Tilton area.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Mr. Pierce said this concluded the matters from the Planning and Zoning Commission meeting.

(Tape 2-842) Commissioner Sanders asked Mr. Pierce if he remembered when Ms. Cox came to the Board meeting with her concerns about the Ordonia property in Carrabelle. Mr. Pierce replied he did. He informed the Board he reported back to the Commissioners at a subsequent meeting. He said he went to talk to the Ordonia's and the problem is that they have a trailer and a house on the property. He stated they cannot live in the house yet, the power is on, but the final inspection has not been done. He said he also talked to Ms. Cox about the progress of this house. He stated the Ordonia's do not have a lot of money and they are trying to make improvements to the house. Commissioner Sanders asked Mr. Pierce if the house is ready, the electricity is on, then will the electricity be turned off at the mobile home. Mr. Pierce replied they will have to stop living in the mobile home.

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

(Tape 2-877) He reminded the Commissioners about the Final Budget Hearing on September 25, 2000 at 5:15 p.m.

(Tape 2-894) He reminded the Commissioners of the Year-end Meeting scheduled for September 29, 2000 at 9:00 a.m.

(Tape 2-907) Mr. Wade said that in June the Office of the State Court Administrator audited his office. He stated the final results were that the Clerk's Office had certain items in the Clerk's Office software package, administered by ABS in Tampa, that had caused "glitches" in the required information OSCA gets from the Clerk's Office. He said they sent him a final audit package, which was quite thick. He stated they cited things they wanted changed over which he has no control. He explained he sent this audit to his software provider, ABS, and was informed by them they would no longer service the Franklin County Clerk's Office effective September 30, 2000. He said he contacted the Florida Association of Court Clerk's and was informed there were 12 other counties in the same situation. He said the FACC has formed a consortium of several small to medium counties to buy and control software to meet these OSCA requirements. He explained that at the FACC meeting in Tampa last week they all agreed on a provider. He said what he needs from the Board is \$58,361.00 to fund Civil, Probate, Jury, and a Recording and Indexing software applications. He said he had the computers he just needed the software. He said this total included support for the first year. He said this could be funded from the Contingency Budget. He stated he has also contacted the County Auditor, Mike Tucker, to get his approval. He said part of the money will be spent in this year and part of it will be spent after the application is finalized which will be after October 1, 2000, the next Fiscal Year. He said he would ask the Board to approve this to be funded out of the Contingency Budget based on Mr. Tucker's

suggestions. He said Mr. Tucker is going to advise him as to how this needs to be done correctly. Commissioner Mosconis made a **motion approving the expenditure of \$58,361.00 out of the Contingency Budget as requested by Mr. Wade to purchase a Comprehensive Case Management System for the Civil, Probate, Jury and Recording and Indexing Departments in his office.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1020) Commissioner Mosconis said the Board should give some serious thought about purchasing the new ambulance as Ms. Walker requested earlier in the meeting. He said that decision could be made at the Year-end Meeting on September 29, 2000 when a final balance in the Contingency Budget, after all the expenditures, could be determined.

(Tape 2-1040) Commissioner Sanders asked how the Franklin County Web Site was progressing. Mr. Wade replied he had just talked to Ms. Clark, the web site designer, and was informed by her she is in the process of finalizing the Clerk's Web Site. He said he will probably have something to report back to the Board about it at the next meeting.

#### **ALFRED SHULER-COUNTY ATTORNEY**

(Tape 2-1065) Mr. Shuler said Sharon Brownell, an employee at the Sheriff's Department, regarding her lawsuit against the Sheriff, had served him. He said copies of the paperwork have been faxed to the Pat Thomas Insurance Agency for review.

(Tape 2-1110) He informed the Board the Lanark Village Lawsuit is basically at a stand still.

(Tape 2-1136) He said the Amerigas property purchase, Lanark Village, should be closed this month. He asked the Board to go ahead and approve payment to Amerigas of approximately \$11,000.00 or as agreed in the contract. Commissioner Mosconis made a **motion approving payment to Amerigas for the purchase of the Lanark Village property in the approximate amount of \$11,000.00.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1191) He said he sent a letter to Mr. Johnson about the recycling at the Landfill. He stated the matter has already been discussed earlier in the meeting. Commissioner Mosconis said he wanted to make a **motion adopting a minimum age for recycling at the Landfill of 18 years old.** He stated he didn't not want anyone younger than 18 at the Landfill to do public recycling. Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1301) He said he would be attending a conference regarding Jackie Gay's compensation claim in Tallahassee later this week.

(Tape 2-1342) He said he reviewed and sent a letter to the Board regarding the Smith-Ward dog pen problem. He stated according to where Mr. Smith showed him his property line there is probably a roof overhang of the dog pen roof onto Mr. Smith's property. He stated it is definitely not set back according to the County's building

regulations, however the County has not been in the habit of regulating dog pens and other miscellaneous structures. He stated the Board can begin to do that or continue its policy of no interference in fences, dog pens and the like. He explained either alternative can result in litigation and costs to the County. He said the latter course can also result in extensive county involvement in similar situations. Mr. Dakie Ward and Mr. Richard Smith were present at the meeting. They both could not agree to even talk about a solution. They said they had talked several years and could not reach an agreement. Mr. Ward said he would not move the dogs or the pens. Mr. Shuler said the parties could either agree to solve the problem or take it to Court for the Judge to decide the matter for them. Commissioner Mosconis said he thought the Chairman should move on the Agenda since nothing could be resolved.

(Tape 2-2205) Commissioner Sanders said she received a letter from Mr. James Culpepper, Palo Alto, California, who owns property in Franklin County. She said the letter had a \$5,000.00 check attached as a donation to the County to provide sites where residents of St. Teresa, where he owns property, for garbage disposal. She stated this money was to be used to create a St. Teresa Sanitation District. She asked Mr. Shuler what she needed to do with this \$5,000.00 check made payable to the St. Teresa Sanitation District. Mr. Shuler said he would write a letter and return the check to Mr. Culpepper. He stated there was no such district. Commissioner Sanders made a **motion directing the County Attorney to send a letter and the \$5,000.00 check back to Mr. Culpepper informing him there was not a St. Teresa Sanitation District in Franklin County.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-2279) Commissioner Mosconis informed Mr. Shuler there was a company owned by Bruce McCormick interested in coming to the Apalachicola Airport to build a building and open a business there. He asked Mr. Shuler to check into formulating a Memorandum of Agreement for 20 years to lease the property at the Airport to Mr. McCormick. He said the Advisory Committee has expressed an interest in pursuing this business. He said part of the procedure is to prepare a MOA to lease the property to Mr. McCormick for 20 years. Commissioner Mosconis made a **motion directing Mr. Shuler to prepare a Memorandum of Agreement for leasing some property at the Apalachicola Airport to Bruce McCormick for 20 years for Board consideration or approval.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Mr. Shuler said he would check into the matter and prepare something for the Board to consider.

#### **BOB GUYON-PRESIDENT SGI CIVIC CLUB**

(Tape 2-2396) Mr. Guyon said he was here today to ask the Board to assist them with upgrading the water system on SGI. He explained, at the Public Service Commission meeting the other night, they were informed the County Commissioners would have to formally ask the Public Service Commission to upgrade the water system to achieve fire protection standards. Mr. Guyon explained that a rate increase has been requested by the Water Management Services of SGI to place the new water pipes across the new SGI Bridge when it is built. He said at the PSC hearing it was mentioned that the County Commissioners would have to make the request for fire protection to be included in the

new plans submitted by Water Management Services. He said there needed to be adequate fire protection services on SGI. He stated this matter had to be originally initiated by the County Commission. Chairman Williams said he was at the PSC meeting and stated the PSC informed him the County Commission was responsible for the fire protection on the Island. Commissioner Mosconis said he would make a **motion directing the County Attorney to check into this matter and send a letter to the PSC supporting the upgrade of the water system on SGI to achieve fire protection standards.** Commissioner Creamer seconded the motion. All for. **MOTION CARRIED.** Commissioner Mosconis asked if Eastpoint Water and Sewer was interested in providing services to SGI. Mr. Pierce replied he didn't really know. Frank Latham, SGI, stated that they were informed by the PSC that Water Management Services of SGI has exclusive rights to provide water service to the Island. He said that surprised him. He explained they had exclusive rights until revoked by the PSC. He stated that he understood that Water Management Services might include fire protection as part of their application to DEP for permitting purposes. He explained that the attorney should also write or contact Water Management Services to see if they are willing to include fire protection as part of the DEP application, which might solve the problem completely. Commissioner Mosconis instructed Mr. Shuler to do this as well. He said he takes it the Board is telling him the Board favors extending fire protection capabilities for the new water system Water Management Services is going to install. Commissioner Mosconis said he thought Mr. Shuler had the picture.

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

Clarence Williams

CLARENCE WILLIAMS, CHAIRMAN

Kendall Wade

KENDALL WADE, CLERK