

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
MAY 21, 2002**

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 1-25) Commissioner Sanders made a **motion to approve the minutes of the meeting held on May 2, 2002.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-29) Commissioner Putnal made a **motion to pay the County bills.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

SHERIFF BRUCE VARNES

(Tape 1-36) Sheriff Varnes said he would like to discuss the inmate, Michael Crutchfield, matter. He reminded the Board he had brought the matter of a hospital bill being sent to him by Bay Medical in Panama City for emergency care given to Mr. Crutchfield, a prisoner arrested on a Terre Bonne Parrish, Louisiana warrant, to the Board on February 8, 2002. He said on February 8, 2002 at the Board Meeting the Board instructed the County Attorney, Alfred Shuler, to send a letter to the Sheriff of Terre Bonne Parrish. He stated a law firm, representing Bay Medical, has notified him they intend to sue the County if this bill is not paid. He explained, after thoroughly researching this matter, that the County would be liable for this hospital bill. He informed the Board he went over to Bay Medical and met with their attorneys and paid the bill and the filing fees, etc. as required by their attorneys. He stated he wanted the Board to know this matter had been handled. He said he knew this matter had been discussed at the last Board Meeting and there was some questions as to why he had not paid this bill. He said the Board never actually instructed him to pay this bill and had instructed the County Attorney to work with the Governor's Office to see if Louisiana would be forced to pay the bill. He stated he called Mr. Shuler before he paid this bill and was informed by him it would be okay to pay this bill. He said Mr. Shuler felt like he did, the County was fighting a losing battle and there would just be more expenses incurred. He said he could not afford to have an adversarial relationship with Bay Medical since he does have to send seriously injured or sick inmates to them for medical care. He stated they did give him a discount on the bill when he paid it. He said he wanted to inform the Board this morning that he would not include inmate medical expenses in his budget application this year. He stated he would submit his budget excluding any inmate medical services. Commissioner Mosconis asked the Sheriff if the hospital did give him the discount they promised. Sheriff Varnes replied they did give him the discount they agreed to earlier in his negotiations with them. Commissioner Mosconis asked Mr. Shuler if he was going to continue to pursue payment of this bill

from Louisiana. Sheriff Varnes said if they do send the money he wanted it deposited back into his budget. Commissioner Mosconis said if the money were received the Sheriff would get it back. Mr. Shuler said he was going to contact the Governor's Office. He informed the Board he did receive a reply from William F. Dodd, Attorney for the Terre Bonne Parrish Sheriff's Office, denying they were required to pay any medical expenses for Mr. Crutchfield since he was arrested and incarcerated in Franklin County. Sheriff Varnes said he wanted to be sure the Board understood he would not be submitting any inmate medical expenses in his budget when he submits his new budget for this year's budget workshops. He asked them if they had any questions about this matter. He said he wanted to be sure the Board understood that he would not be including any inmate medical expenses in his budget and the Board would need to consider and think about this at budget time. The Board thanked the Sheriff for informing them about this matter.

RODNEY GLASS

(Tape 1-192) Chairman Creamer said he wanted to deviate from the agenda this morning. He stated Rodney Glass, Eastpoint, was present this morning to address the Board regarding his oyster house on Wylonda Avenue. He said the Board adopted a motion at the last meeting directing Alan Pierce, Director of Administrative Services, to send a letter supporting Mr. Glass's oyster house in a residential district so he could acquire his license for another year. He said Mr. Pierce had received a complaint from Peggy Miller, a neighboring property owner, opposing the allowance of oyster houses in Sandy Acres Subdivision. He explained she told Mr. Pierce she owned 60-acres near Mr. Glass, which she plans to develop in the future and she does not want an oyster house degrading her property. Mark Curenton, Assistant Planner, said the letter was not finished since Ms. Miller complained about the oyster house location. He stated Mr. Pierce was going to ask the Board how to proceed with this matter this morning. Chairman Creamer said the Board promised Mr. Glass several months ago to submit this letter supporting Mr. Glass's oyster house for one-year. Commissioner Sanders said she agreed and felt the Board should honor their promise. The Board instructed Mr. Curenton to inform Mr. Pierce to write the letter. Mr. Curenton said he would take care of this matter. Mr. Shuler informed the Board he had suggested at an previous meeting the use is not consistent with the zoning in this area. He said the Board could give Mr. Glass a timetable to work with so he could comply with the zoning code. Commissioner Putnal said he was approached by a gentleman, Shelly Rowell of Carrabelle, who informed him he was denied a permit for a modular home on his property. Mr. Curenton asked Commissioner Putnal to give him the information regarding Mr. Rowell and he would check into why he was told this. Mr. Glass asked why there was a seafood operation on Pine Drive in Apalachicola. He asked why they were allowed to have a seafood business in a residential area and he was not. He said the property is zoned C-4. Mr. Curenton said he would check into this matter as well.

HUBERT CHIPMAN-SUPERINTENDENT OF PUBLIC WORKS

(Tape 1-380) Mr. Chipman said he didn't have anything to address the Board about this morning.

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(Tape 1-397) Kendall Wade, the Clerk, asked if the Road Department was through placing asphalt in the driveways around Paradise Lane in Apalachicola. He said he had several telephone calls wanting some of the asphalt placed in individual driveways that had not had any placed in them yet. Commissioner Mosconis said it depended on whether any was leftover or not. He stated they would try to stretch it out. Commissioner Sanders and Commissioner Putnal said they would like for the asphalt to be stretched over to the Eastern end of the County. Commissioner Sanders said they were desperate for asphalt on the roads. Commissioner Mosconis said he was working on a "deal" to get them some. Commissioner Sanders said she was working on it too, so maybe between the both of them they could get some asphalt.

(Tape 1-419) Commissioner Sanders asked about the letter from the City of Carrabelle requesting the County's assistance in opening West Second Street at Avenue H in Carrabelle. Mr. Chipman said he informed the City of Carrabelle Mayor Wilburn Messer that the County couldn't help them with this situation. He stated he informed them DEP would not allow the County to disturb this area since it possibly contained wetlands. Commissioner Sanders said she thought it was a peat bog. Mr. Chipman said it contained a lot of wetlands.

(Tape 1-442) Commissioner Sanders said she had received a written request from Elaine Connell, owner of 3-lots in Gulf Wynn Subdivision in the Lanark Village area, to have the County give her access to her 3-lots. She stated Ms. Connell has agreed to allow the County to construct a road from Florida Avenue that does not go all the way to Highway 98 as long as she can reach all 3-lots. She said the name of the street on the County Plat is Titi Street. She stated, after discussing this matter with Mr. Curenton, the County would need a survey so the County would know exactly where the privately owned property is. Mr. Chipman asked if the property owners had a survey done recently. He said if they had one then the County wouldn't need to have one done; he would just use one of these surveys. She said she would make a **motion authorizing Roddenberry Surveying to conduct a survey on Titi Street, Gulf Wynn Subdivision, Lanark Village and authorizing Mr. Chipman to open the road if feasible; contingent on Commissioner Sanders checking with the property owners to see if they have a recent survey.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-545) Commissioner Mosconis said the Apalachicola Bay Charter School is ready to begin construction. He stated the transfer of deed will be completed Thursday and then they would be ready for the County to open the road for them. He said he would call Mr. Chipman later in the week so they can go and look at the site. He stated they had already completed a survey on the property.

(Tape 1-582) Mr. Curenton said he had received a telephone call from a gentleman on SGI who lives on Cook Street near the area people use to launch boats from, Porter Street. He stated people are still launching boats at this site and said the gentleman wanted the County to do something about it. Commissioner Mosconis asked how the new boat ramp at the "Luau" site is working. Mr. Chipman said it was working fine.

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Chairman Creamer instructed Mr. Chipman to make sure the area was blocked off and signs were placed there as directed by Mr. Shuler at the last Board Meeting. Mr. Chipman said the signs had been ordered and he would get them put up as soon as he receives them.

(Tape 1-634) Commissioner Sanders said there is still a problem at Gulf Shores Blvd. on Alligator Point. She stated the County planted pampas grass in this area and people are driving over the pampas grass. She said the area needed to be totally blocked off or there was probably going to be an accident there. She informed the Board the County Engineer instructed her not to block the area off. Mr. Shuler said the County has a legal right to close the area, but the method used to block the area has to be approved for safety reasons. He stated if someone runs into the blockade at midnight and injures themselves or others then the County could be liable. He recommended the Board not allow anything to be placed in this area that the County Engineer doesn't regard as safe. He suggested the enforcement issue be addressed by asking the Sheriff to devote some resources to catching individuals who are driving through this area. Commissioner Sanders said in the past the County placed some delineators in the area to block it off. She asked if the County could put some more delineators back to block it off. Linc Barnett, Alligator Point, said he felt the problem was the County left approximately 6-feet between the delineators so people could drive through them. He said maybe the County could place them end-to-end. Mr. Shuler again stated this matter needed to be approved by the County Engineer. He said it was definitely a safety issue. Commissioner Sanders said she would check with the County Engineer, David Kennedy.

(Tape 1-750) Mr. Curenton said he had a request from Alice Pitts, SGI, to have the alley behind "Fisherman's Headquarters" posted with a "Do Not Block Alley" sign. He said she is having a problem with people parking in the alley behind this business. Commissioner Mosconis said he would make a **motion authorizing the Road Department to post the alley behind "Fisherman's Headquarters" on SGI with a "Do Not Block Alley" sign.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

VAN JOHNSON-SOLID WASTE DIRECTOR

(Tape 1-795) Mr. Johnson informed the Board the new 963C Caterpillar Track Loader he ordered from Ring Power Corporation for use at the Landfill is scheduled to be delivered by the end of the week. He said the Board approved this expenditure on February 5, 2002. He asked the Board to authorize the transfer of \$204,398.00 from the Tipping Fee Budget to the Solid Waste Department Budget. Commissioner Putnal made a **motion authorizing the transfer of \$204,398.00 from the Tipping Fee Budget to the Solid Waste Department Budget to purchase the new 963C Caterpillar Track Loader.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-818) He stated the Florida DEP's Pensacola Office has requested a meeting with County staff. He explained the purpose of the meeting is to discuss the continued high concentration of iron at the Landfill. He said, a while back, at the recommendation of DEP the County redeveloped several monitoring wells in an attempt to address this issue.

He said the iron concentrations have not dropped to acceptable DEP standards or levels. He said now DEP wants to meet with staff to discuss the problem again. He said the meeting has been tentatively scheduled for June 17, 2002 at 10:00 in Pensacola. He told the Board Jeff Brown, Preble-Rish, Inc., the County Engineering firm, would go with him to Pensacola. He said it was his understanding a lot of landfills in this district are experiencing this same problem. He stated, in those cases, DEP had those Counties do a Contamination Assessment, which called for the installation of additional wells to show how far from the site the high concentration of iron had extended. He asked the Board to authorize his attendance at this meeting. Commissioner Putnal made a **motion authorizing Mr. Johnson and Jeff Brown, Preble-Rish, Inc., to attend the meeting scheduled for June 17, 2002 at 10:00 in Pensacola with DEP to discuss the iron concentration at the Landfill.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-915) Mr. Wade said he would like to discuss something with the Board at this time, which involves Mr. Johnson in his capacity as Animal Control Director. He said the current Animal Control Ordinance does not provide instructions as what would happen if someone, who was issued a civil citation by the Animal Control Department, did not pay the fine or show up for their scheduled court date. He stated Judge Russell, the County Judge, has researched this matter and has instructed the Clerk's Office to have the Governing Board of the Ordinance, the Board of County Commissioners, authorize the Court to issue an "Order to Show Cause" as to why the person did not show up for a hearing or pay the fine. Mr. Wade stated he would probably be presenting these requests to the Board from time-to-time. Mr. Shuler said he talked to Judge Russell about this matter yesterday. He stated the Statute states an arrest would follow a request by the local Governing Board, the Commissioners, to either pay the fine or attend a hearing. He said the Board could approve this "Order to Show Cause" request when they occur. Mr. Wade stated this was the first one he had seen and the person listed on the request was Destry Burnstein. He explained there probably wouldn't be that many. Commissioner Putnal made a **motion to request the Court to issue a "Order to Show Cause" on Destry Burnstein, Case Number 010000411NMA, issued on 3/17/02.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

BILL MAHAN-COUNTY EXTENSION DIRECTOR

(Tape 1-996) He presented the Board with the latest edition of "WaterWorks", a statewide newsletter produced by UF/IFAS, which highlights the university's programming efforts in fisheries, aquatic sciences, aquaculture and pond management. He said feature stories include, "Blountstown Aquaculture Facility Closed", and "Curbing Cormorants."

(Tape 1-1023) He informed the Board he attached some information on the schedules of the state's 4-H Summer Camps. He said in addition to the state camps, Franklin, Holmes, and Jackson Counties are teaming up to offer a weeklong County 4-H Camp at Camp Timpooshee the week of June 17-21, 2002. He stated, since this was the 100-year anniversary of 4-H, the camp theme for this year is "Happy Birthday 4-H".

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(Tape 1-1047) He announced this year's 4-H Tropicana Public Speaking Contest for 4th, 5th, and 6th graders is underway. He stated Brown Elementary held theirs yesterday and Chapman and Carrabelle Elementary will have theirs this Thursday, May 23rd. He said the countywide contest would be next week.

(Tape 1-1067) Commissioner Mosconis asked Mr. Mahan how the boat ramp situation for the Alligator Harbor Aquaculture Project was going. Mr. Mahan replied Commissioner Sanders had been taking care of the situation. He said she talked to him about the meeting she had with St. Joe/Arvida about using their property to park boats, vehicles, etc. for the project. Commissioner Sanders said she is working with St. Joe/Arvida representative Billy Buzzett and she is making sure everything is going as planned.

BIDS-DEMOLITION AND REMOVAL OF DEBRIS JOLLY HOUSE AP

(Tape 1-1124) Chairman Creamer announced the opening of bids for the demolition and removal of debris of the Jolly House "My Blue Heaven" in Alligator Point. The Clerk opened the following bid: Pigott's Construction, Inc. in the amount of \$62,000.00. Commissioner Sanders made a **motion to submit the bid to Alan Pierce, Director of Administrative Services, for review and recommendation.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

DR. JUNEJO-FCPHU

(Tape 1-1201) Dr. Junejo said she would like to update the Board on the uninsured program the Franklin County Medical Society is working on. She stated the Medical Society has set up a volunteer clinic, Franklin Cares, to see patients. She said they are working with the State Health Office and have advertised the Primary Care Program the Health Department offers at this time in the local newspapers. She said the State has recommended they have a consultant meet with them about how a FQHC operates. She stated she contacted Dave Burgoff and he informed her he would be available to come the first or second week of July for a meeting. She said the medical staff is going to meet at 5:00 p.m. to discuss the purchase of medication for indigent citizens. She stated the biggest problem she has at the Health Department is when she prescribes medication and then the patient cannot afford to pay for it. She said maybe some grant could be pursued or someone in the community could donate funds from time-to-time. She stated, if this is done, then there would have to be an accountability of the medications as they are received and prescribed. She said this is a nationwide problem. She stated she felt the Florida Association of Counties should lobby for price containment on pharmaceuticals so the average citizen could afford to buy them. She introduced Dr. Clarence Gissendanner, a retired U. S. Public Health Service Captain, to the Board. Mr. Gissendanner said he lives on SGI. He said he spent twenty-two years in the Atlanta Office, Bureau of Primary Health Care, working with these type of Federal programs. He said he knew Franklin County was eligible for a FQHC. Mr. Gissendanner expressed his concerns about the health care in Franklin County. He said he would do whatever he could to assist the County is pursuing this FQHC.

MARK CURENTON-ASSISTANT PLANNER

(Tape 1-2291) Mr. Curenton presented the key and recorded deed to the house on Alligator Point "My Blue Heaven" previously owned by the Jolly's.

(Tape 1-2301) He informed the Board a representative of the Alligator Point Water Resources District informed Mr. Pierce not to worry about a survey for the roads discussed at the last Board Meeting. He said the District has said they would be able to install the water lines without any assistance from the County. He said Mr. Pierce did not write the letter as directed by the Board at the last meeting due to this fact.

(Tape 1-2323) He said Mr. Pierce had sent a letter to Mr. Dick Awalt regarding the development of a FQHC in Franklin County as instructed to do by the Board at the last meeting.

(Tape 1-2374) He asked the Board to authorize the current Fixed Based Operator at the Apalachicola Airport to continue to pay \$1,000.00 per month lease payment for the airport. He said Bill Ruic's, FBO, lease contains a clause, which allows the Board to renegotiate his lease payment. He said the County auditors have brought this to the County's attention since the lease expired the last of September. He asked the Board to authorize acceptance of the lease payment in the amount of \$1,000.00 and make the lease retroactive to October 1, 2001. Commissioner Mosconis made a **motion authorizing the lease for the Apalachicola Airport to Bill Ruic, Apalachicola International Aviation Training Center, which expired last September to be extended retroactive to October 1, 2001 and expiring October 1, 2003 at the same lease payment amount of \$1,000.00 per month.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-2418) Mr. Curenton said Ted Mosteller, Chairman of the Apalachicola Airport Advisory Committee, would like to discuss several items related to the construction of the next set of T-Hangars at the airport. Mr. Mosteller presented a letter to the Commissioners regarding the T-Hangars at the airport. He stated they were ready to begin construction. He said they have permits and FDOT Aviation representative Joe Smith's approval to begin the construction. He stated William Poloronis, Poloronis Construction, Inc., was present with another member of the advisory committee, Warren Rabbonwitz, and Bill Ruic, FBO of the airport. He said the first action he needs is for the Board to correct a motion made at the December 4th meeting that referenced a total of \$375,000.00 for the project, when in fact the project amount is \$375,600.00. Commissioner Mosconis made a **motion correcting the motion made at the December 4th meeting referencing a project amount for the additional T-Hangars of \$375,000.00 when it should have been a project amount of \$375,600.00.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Mr. Mosteller said the other item for the Board this morning would be to approve the contract with Poloronis Construction, Inc. for construction of these T-Hangars. Commissioner Mosconis expressed his concerns over the project. Mr. Mosteller informed the Board the advisory board and Mr. Ruic are ready and have everything in place to proceed with this project. He stated he just needs Board approval for the Chairman to sign the contract and

for the County Building Official, Robin Brinkley, to perform the inspections, etc. and to sign off on the request for draws presented to him by Polaronis Construction, Inc. Mr. Mosteller assured the Board he would assist Mr. Brinkley in every way possible on this project. Commissioner Mosconis, after assurances from Mr. Mosteller, made a **motion authorizing the Chairman's signature on the contract with Polaronis Construction, Inc. for the construction of the T-Hangars at the Apalachicola Airport and directing the Building Official, Robin Brinkley, to do the inspections, approve draws, etc. for this project.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

PH-REZONING REQUEST R-2 TO R-1 22-ACRES WEST OF CARRABELLE (Tape 1-2968) Mr. Curenton said this public hearing was to address a rezoning request submitted by Nick Saporito for 22-acres lying in Section 3, T8S, R5W, West of Carrabelle, from R-2 Single Family Mobile Home to R-1 Single Family Residential. After no opposition to the rezoning was presented and no public comment Commissioner Putnal **made a motion approving the rezoning submitted by Nick Saporito for 22-acres lying in Section 3, T8S, R5W, West of Carrabelle from R-2 Single Family Mobile Home to R-1 Single Family Residential.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-3146) Mr. Mosteller said he would like to address the Board with some additional issues regarding the T-Hangar construction. He said in the general provisions of the contract it requires the engineer to sign all of the necessary documents for the project. He said since Mr. Brinkley has been designated for this project he would need the authority to do everything necessary to complete the project in the place of the engineer. Commissioner Mosconis said he did this in his motion by directing Mr. Brinkley to do everything the engineer would have done. Mr. Mosteller thanked the Board for this motion. He said he also needs a letter of compliance with the Professional Consultants Negotiation Act to meet the requirements of FDOT Aviation. Commissioner Mosconis said he would make a **motion directing Mr. Shuler to write a letter of compliance with the Professional Consultants Negotiation Act to meet FDOT Aviation requirements.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Mr. Mosteller asked the Board to allow the Road Department to assist in this project as well especially regarding the storm water preparations. Commissioner Mosconis said he knew this was understood that the Road Department would assist in this project. Commissioner Mosconis said he was more concerned about the FDOT Highway 98 connection for the Airport Access Road project. He asked Mr. Mosteller about this permit. Mr. Mosteller replied Larry Parker, URS Engineering, informed him the permit was complete and should be in by the end of the week. Commissioner Mosconis said he had been talking to the contractor doing the roadwork and he was informed by him the project cannot go any further until this permit is received. He stated he did not want this project held up because of this FDOT permit. Mr. Mosteller assured the Board he would check into the matter and make sure everything was progressing as scheduled.

(Tape 1-3408 Continued on Tape 2) Mr. Curenton continued his report by stating that Bob Harper, SGI, was present this morning to discuss Board support for the completion of the SGI Bike Path all the way to the State Park. He explained if the Board is interested in completing this project any time soon, then the Board would need to identify the project as having the highest priority for the County. Mr. Curenton said the current rankings were, the sidewalks in Eastpoint, the bike path from Apalachicola to Ned Porter Park and the bike path on SGI to the State Park. He stated he understands the State has funded the Eastpoint Sidewalk project. He said the bike path to Ned Porter Park was ranked second and the bike path to the State Park on SGI as third. After a brief presentation and request by Mr. Harper and Tracy Burdick the Board agreed to leave the projects ranked as they were. Commissioner Mosconis made a **motion directing Mr. Curenton to send a letter to FDOT reaffirming the rankings of these projects by the Commissioners.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

PH-SMALL SCALE LAND-USE AND REZONING CHANGE-2 PARCELS

(Tape 2-123) Mr. Curenton said the first tract to be considered was Lot 5, Block 6, David Brown Estates located on Hatfield Street, in Eastpoint a land-use change from Residential to Commercial and a rezoning from R-1 Single Family Residential to C-4 Commercial Residential. He stated the property belonged to Marcia Vasilinda. After discussion and public comment Commissioner Putnal made a **motion approving the land-use change for Lot 5, Block 6, David Brown Estates located on Hatfield Street in Eastpoint from Residential to Commercial.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Commissioner Putnal made a **motion approving the rezoning for Lot 5, Block 6, David Brown Estates located on Hatfield Street in Eastpoint from R-1 Single Family Residential to C-4 Commercial Residential.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** He explained the second tract to be considered was Lot 6, Block 5, David Brown Estates located on Franklin Street, in Eastpoint a land-use change from Residential to Commercial and a rezoning from R-1 Single Family Residential to C-4 Commercial Residential. He said Joyce Estes was the owner of the property. After discussion and public comment Commissioner Mosconis made a **motion approving the land-use change for Lot 6, Block 5, David Brown Estates located on Franklin Street in Eastpoint from Residential to Commercial.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Commissioner Mosconis made a **motion approving the rezoning of Lot 6, Block 5, David Brown Estates located on Franklin Street in Eastpoint from R-1 Single Family Residential to C-4 Commercial Residential.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-293) He asked for the Board to authorize Debbie Roumelis-Belcher, Roumelis Planning and Development, to re-submit the County CDBG application in December because the application submitted on May 15th is not going to be within the funding range. He explained Ms. Roumelis informed him the County's application, which included improvements across the County required engineering work to be completed by the Eastpoint and Lanark Village Water and Sewer Districts, which were not completed by May 15th, therefore they did not meet the deadline. He said the application did not

score enough points to be included in this funding cycle. He informed the Board the next grant cycle was in December and by that time Eastpoint and Lanark Village should have completed the required engineering of various water line extensions to give the County the additional twenty-five points for the application. He said, according to Ms. Roumelis, the County needs twenty-five more points to be funded. Commissioner Mosconis made a **motion authorizing, Debbie Roumelis-Belcher, Roumelis Planning and Development to re-submit the CDBG application in December.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-327) He said the next item for discussion includes several requests relating to the future of Alligator Point. He said Mr. Pierce discussed these matters with Linc Barnett, President of the Alligator Point Taxpayer's Association. He read the following into the record: 1. Board action to request a 60-day time extension from the USCOE to give the County time to evaluate and receive public comment on the proposed vinyl sheet pile revetment USCOE has designed for Alligator Point Road. The USCOE is proposing to build 2,500 feet of vinyl sheet pile revetment along the road. Mr. Pierce and most of the Alligator Point community, had thought the Corps revetment would be an extension of the existing 1,800-foot granite revetment built in 1995, the Corps propose to remove the granite revetment and replace it with 2,500 feet of vinyl sheet pile. The concrete cap/sidewalk would be removed and replaced with grass and crushed rock. On initial review the only part of the Corps project that has any merit is the 700 feet of vinyl revetment that would extend east beyond "My Blue Heaven" and would provide some protection to the Alligator Point Road in an area where it is fully exposed. At this point Mr. Pierce has called the Corps and asked for a meeting of Corps representatives so the project can be fully evaluated with the people who designed it. The meeting has not been scheduled yet. Stephen Carter, USCOE project manager, said a request for a time extension would be okay, but the Board would need to request one. Mr. Carter is also willing to consider redesigning the project to meet the Board's needs. The Alligator Point community does not favor hardening of the shoreline, but this possible revetment should not be seen as the only thing the County will be doing on Alligator Point. The Alligator Point Road does need some emergency action to protect it from erosion around "My Blue Heaven". He asked the Board to authorize asking for a time extension from the USCOE. Commissioner Sanders made a **motion authorizing a request for a time extension from the USCOE regarding the proposed USCOE Revetment Project on Alligator Point.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** 2. Board action to authorize a Resolution supporting and authorizing the submission of a County DEP application for Florida Beach Erosion Control Program funds for a multi-year project on Alligator Point. The three-year project would have three phases; design and permitting in year one for T-Groins and beach re-nourishment between T-Groins in an area where the Alligator Point Road would continue to stay near the shore. Construction in year two of such structures and beach re-nourishment. Monitoring the success of the structures in year three. There is a May 31st deadline to apply for these funds. The application for the grant funds will not include any commitment pertaining to the exact location and number of T-Groins, that would be developed during Phase One, but a T-Groin system with beach re-nourishment for stabilizing the shore in the area where the Alligator Point Road is going to remain near

shore is the recommended action according to the Alligator Point Erosion Study done last year. In the area where the road might be moved, the Board would be looking at just beach re-nourishment and no T-Groins. The intent of this application is to begin the process of stabilizing and then expanding the beach of Alligator Point. He asked the Board to direct Coastal Technologies to submit the grant request to DEP at no cost to the County. Commissioner Sanders made a **motion adopting a Resolution supporting and authorizing the submission of a County application to DEP for Florida Beach Erosion Control Program funds for a multi-year project on Alligator Point and directing Coastal Technologies to submit the grant at no cost to the County.**

Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** 3. Senator Graham managed to find funds for the USCOE to begin the process of moving sand off the spoil banks in the Apalachicola River. The USCOE is planning to begin moving sand this week to a temporary staging area near Port St. Joe. According to Senator Graham's office, a permanent location for the sand has not been identified. The County went on record several months ago requesting the sand be sent to Alligator Point to help stabilize the shoreline. The DEP grant request to be submitted by Coastal Technologies is going to reference the River sand as a source of sand for beach re-nourishment. By placing the River sand into a program approved by DEP, and ultimately funded by DEP, will strengthen the County's ability to get the sand. Commissioner Putnal asked why the sand was being taken to Port St. Joe. Commissioner Sanders said they could use bigger barges to get in and out of the Port in St. Joe. She stated it made it a lot of easier to haul the sand in and out of the area.

(Tape 2-693) Mr. Curenton said Mr. Pierce had contacted Charles Pattison, 1,000 Friends of Florida, and Ms. Barbara Linczeski, DCA about Sector Planning and Visioning. He said Ms. Linczeski told him DCA's recommendation is that small rural Counties should not try to do Sector Planning because of the tremendous amount of work it requires of the local government. He said Visioning is something DCA does promote. He explained that when Mr. Pierce returns from vacation he will get in touch with Ms. Linczeski and learn more about how Visioning works. He said Ms. Linczeski did a small Visioning effort with the City of Carrabelle several months ago at a City Commission Meeting.

(Tape 2-730) He said the Building Department, along with the County's contractors, engineers, and architects, are trying to agree on what the new Florida Building Code, which went into effect on March 1, 2002, really means to them. He said they are trying to determine what wind speed to design for SGI. He asked the Board to direct the County Attorney to assist the Building Department in resolving these questions. Commissioner Mosconis made a **motion directing the County Attorney to assist the Building Department with the new Florida Building Code, which became effective March 1, 2002.** Commissioner Sander seconded the motion. All for. **MOTION CARRIED.** He said there is a debate on the wind speed as to whether it is 140 mph, 135 mph, or 130 mph. He stated there are a lot of different opinions as to what the new code means to SGI.

(Tape 2-755) He said the Planning and Zoning Commission met in regular session on May 14, 2002 and recommends the following: Approval for Wayne Bevis to construct a private dock with boatlift on Lot 15, Schooner Landing, SGI. Commissioner Mosconis made a **motion approving a private dock with boatlift for Wayne Bevis.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval for Rick Starke to construct a private dock with boatlift on Lots 4 and 5, Oyster Bay Village, SGI. Commissioner Mosconis made a **motion approving a private dock with boatlift for Rick Starke.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Approval for Jacky Dodson to construct a private dock with boatlift on Lot 9, Block X, Unit 1, Lanark Beach. Commissioner Sanders made a **motion approving a private dock with boatlift for Jacky Dodson.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Approval to schedule a public hearing to consider a proposed PUD Ordinance for the Old Point Lounge property at Alligator Point. This PUD would allow for the construction of twenty-six residential units on the property while respecting all of the setbacks, height limits, and other County requirements. The zoning would need to be changed from the current zoning of C-2 to PUD. Commissioner Sanders made a **motion authorizing a public hearing to consider a PUD Ordinance for the Old Point Lounge property at Alligator Point, rezoning from C-2 to PUD, for the first meeting in June if feasible.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Approval to schedule a public hearing to consider a small scale land-use change and rezoning at 237 Patton Drive from R-1 Single Family Residential to C-4 Commercial Mixed Use Residential, owned by Bobby Strickland. Commissioner Mosconis made a **motion authorizing a public hearing to consider a small scale land-use change and rezoning at 237 Patton Drive from R-1 Single Family Residential to C-4 Commercial Mixed Use Residential property owned by Bobby Strickland.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Approval to schedule a public hearing to consider a rezoning of Lots 26 and 27, Block 3, Unit 1 East, SGI from C-2 Commercial Business to C-4 Commercial Mixed Use Residential, owned by Tom Hoffer. Commissioner Mosconis made a **motion authorizing a public hearing to consider a rezoning of Lots 26 and 27, Block 3, Unit 1 East, SGI from C-2 Commercial Business to C-4 Commercial Mixed Use Residential property owned by Tom Hoffer.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Denial of a request for a land-use and zoning change for 9.06 acres at Carrabelle Beach from R-4 Single Family Home Industry to C-4 Commercial Mixed Use Residential on property owned by Jeff Johnson. The Commission felt this property, which is in a residential neighborhood, would not be suitable for this type of rezoning and land-use change. Approval of a sketch plat for "Tarpon Run" a 9-lot subdivision between Eastpoint and Yent's Bayou. Commissioner Putnal made a **motion approving a sketch plat of "Tarpon Run" a 9-lot subdivision between Eastpoint and Yent's Bayou.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval of a sketch plat for "Magnolia Ridge, Phase II", which is adjacent to Phase I and south of Twin Lakes Road in Eastpoint. Commissioner Putnal made a **motion approving a sketch plat of "Magnolia Ridge, Phase II".** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval of a final plat for "Doc's Seashore", a 4-lot subdivision near Carrabelle Beach. The entry road is not complete yet so the recommendation is for the

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Board to table this approval until the entry road is constructed. Tabled consideration of a 10-lot subdivision off of C. C. Land Road in Eastpoint because of concerns about wetlands and access. Mr. Curenton said this concluded his report this morning.

KENDALL WADE-CLERK

(Tape 2-1042) Mr. Wade said he was instructed at the last Board meeting to contact Parker Services, the Courthouse air-conditioning contractor, about conducting air quality tests in the Courthouse. He stated they do not provide this type of service. He said they referred him to a company, Air Purification Specialists, Inc., in Pavo, Georgia. He stated this company submitted an estimate of \$4,760.00. He said there is another company, PureAir Control Services, Inc., in Clearwater, Florida who submitted an estimate of \$695.00 to conduct air quality tests. He stated this company would place four monitoring units throughout the courthouse at different locations and one outside of the Courthouse. He said then they would analyze these filters to see what, if any, allergens, etc. are in the air at the Courthouse. He stated he and Mr. Pierce agreed to recommend using PureAir Control Services, Inc., to conduct these monitoring tests at the Courthouse.

Commissioner Sanders said she would make a **motion authorizing the Clerk and Mr. Pierce to authorize PureAir Control Services, Inc., to conduct indoor and outdoor air quality tests on the Courthouse for their submitted estimate of \$695.00.**

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

(Tape 2-1094) Mr. Wade said GT COM is in the process of tying in their cables to the new Courthouse Annex. He said they have submitted an estimate of \$15,546.00. He informed the Board the County Engineer has reviewed the costs and told him he thought this was an excellent price. He explained the reason for this is the Courthouse already has a GT COM system, therefore the price was a little cheaper. He stated he was just letting the Board know they are coming along with the wiring, etc. at the new annex.

(Tape 2-1128) He stated he was going to update the Board about the traffic ticket the Road Department employee received in a County vehicle due to a limb hanging out of the back of the truck, but the Judge has not made a decision on the matter yet.

ALFRED SHULER-COUNTY ATTORNEY

(Tape 2-1141) He said he was filing an "Answer and Counterclaim" in the Alexis Group versus Franklin County regarding the beach and roads on SGI. He stated the "Motion to Dismiss" was denied by the Judge. He informed the Board the case is proceeding.

(Tape 2-1157) He stated he approved a "Certificate of Public Convenience and Necessity" for Tallahassee Life-Flight to provide Helicopter Emergency Transport services to Franklin County. He explained the Board needs to authorize the Chairman to sign the COPN. Commissioner Sanders made a **motion authorizing the Chairman to sign the Franklin County, Florida "Certificate of Public Convenience and Necessity" for Tallahassee Life-Flight to provide Helicopter Emergency Transport Services to Franklin County.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

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(Tape 2-1164) He said he has started work researching the new Florida Building Code, which was implemented March 1st.

(Tape 2-1266) He said J. Stanley Chapman, attorney for the owners, Elliott and Diane Smith, of the KOA in Alligator Point sent him a letter. He stated the letter expressed their concern about condemnation issues and he explained he did assure Mr. Chapman the County hasn't condemned anything in this County. Commissioner Mosconis said if you read this letter it would seem the County is holding condemnation proceedings this week.

(Tape 2-1297) He informed the Board he is still working on the Carrabelle River "No Wake" zone issue.

(Tape 2-1300) Mr. Shuler said he has not found any legal authority enforcing the statement made by the ambulance service at the last meeting about them being forced to take a patient to the local hospital before going out-of-county for their medical care. He stated he understood Commissioner Putnal had something in writing that made or backed up this policy. Commissioner Putnal said he couldn't remember where he got the information, but he did give the material to the lady complaining about her experience with the ambulance service, Ann McKnight. He said he thought he got the information from Mr. Shuler.

(Tape 2-1372) He said he is also working on a criminal case in which the defendant has hired an attorney, but now wants to be declared indigent and have the County pay his court costs. He said he has a private attorney right now, but wants the County to pay his costs. He stated he is checking into whether the County is bound by statute to pay these costs.

(Tape 2-1412) Mr. Mosteller said he would like to update the Board at this time about the access permit for US 98 and the Airport Road Project. He stated he called Larry Parker, URS Engineering, and was informed by him the County would have the permit by the end of the week. Commissioner Mosconis said this was the best news he has heard in a while.

MATTERS FROM THE FLOOR

(Tape 2-1429) Van Lewis, St. Teresa, said he wanted to thank the Board for the Clam Leases and the Clam Aquaculture Project at Alligator Point. He stated he expects to have over a half-million clams planted on his leases by the end of the month. He said other clam farmers have begun planting clams as well.

(Tape 2-1450) He said he had started reading a new book entitled "The Future of Life" by author E. O. Wilson, Biology Professor at Harvard. He expressed his concerns about pesticides and the County's Mosquito Spraying Program. He also expressed his concerns about outdoor lighting and how to protect animals and people from light pollution. He said he serves on a committee made up of people from Franklin, Wakulla, Gadsden, Leon, Jefferson, and Madison Counties. He said the "Citizens for Alternatives to

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Pesticides" prepared a huge report intended for the County Commissions of each County. He stated they didn't have enough money to print one for each County Commission, but he had one and wanted to make sure the Franklin Commissioners received one. Chairman Creamer asked Mr. Lewis what his point was going to be. He stated the Board had heard this same speech several times especially during mosquito season. He said as far as he is concerned the County will spray mosquitoes this year as well as next year. Mr. Lewis said the County Commissioners would need to educate themselves about these pesticides. He stated that is why he brings these materials to the Board's attention and he would continue to bring these materials to the Board. Chairman Creamer told Mr. Lewis if he would go ahead and submit the information to the Board they would read the material. He stated he is going to push spraying mosquitoes every year. Mr. Lewis replied he was then going to see to it Chairman Creamer was pushed out of office. Chairman Creamer said this would be fine with him. Mr. Lewis said there is a new "thing" you can wear on your wrist that keeps bugs and mosquitoes away from you. Commissioner Sanders said she had one, but in her opinion it didn't work. Chairman Creamer said he was adjourning the meeting at this time.

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

Eddie Creamer

EDDIE CREAMER, CHAIRMAN

Kendall Wade

KENDALL WADE, CLERK