

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
AUGUST 6, 2002**

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

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

(Tape 1-6) The Clerk, Kendall Wade, informed the Board of some changes to the agenda. He stated Major Ronald Crum, FCSO, would not be here at 10:15 a.m. as scheduled. He said Major Crum told him the Sheriff's Department is working with Florida Power Corporation to alleviate some of the electrical problems at the Jail. Mr. Wade also informed the Board Shakra Junejo, M.D., Director of the Franklin County Public Health Department would be here this morning to present several items for the Board's consideration. He said she did not call until this morning and tell him she would like to make a presentation to the Commissioners.

(Tape 1-7) Commissioner Sanders made a **motion to approve the minutes of the meetings held on July 16, 2002.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-8) Commissioner Putnal made a **motion to pay the County bills.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

HUBERT CHIPMAN-SUPERINTENDENT OF PUBLIC WORKS

(Tape 1-15) Mr. Chipman said he knew the Board was aware of all the problems the rain had caused. He stated he and his crew were working very hard on the roads in the County.

(Tape 1-20) He informed the Board he was receiving numerous complaints from residents in the Eastpoint area about the FDOT ditches and the sidewalks. He stated he tells people they need to call FDOT or VMS, the maintenance group FDOT contracted with to furnish these type services, about the problem. He said the vegetation is so bad it has grown into the sidewalk areas and people cannot walk on them without dodging bushes. He stated the ditches are also clogged up and need to be cleaned and mowed. He restated the ditches and sidewalks are not the responsibility of the County. He stated the overgrown vegetation is so bad in Lanark Village people cannot even see how to pull out onto US Highway 98. Commissioner Sanders asked if the County Commission needed to contact VMS or FDOT about this matter. Mr. Chipman replied he has called VMS and there has not been anything done about the problems. Chairman Creamer reported he called VMS last week himself and asked them to do something about these complaints. Commissioner Putnal said he thought the Board should contact FDOT and tell them the County was not satisfied with the job VMS is doing in the County. Commission

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Mosconis instructed Mr. Chipman to make sure, if he did any of this work on State right-of-way, he documented everything that was done and the dates and times it was done. He said then the County could bill FDOT for the man hours, etc. Commissioner Putnal said he would go ahead and make a **motion directing Alan Pierce, Director of Administrative Services, to call or send a letter to Edward Prescott, FDOT-Chipley Office, about these problems with VMS.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.** Commissioner Sanders said she wanted the outfall ditches, throughout the County, cleaned out as well. Mr. Pierce said he would call Mr. Prescott as soon as the meeting was over.

(Tape 1-115) Commissioner Mosconis said he was concerned about the West Nile Virus outbreak in Louisiana. He suggested the press report on this matter. He stated it is very important to have a lot of public information on this disease. He said he wanted the press to be sure and include some type of public information story about what can be done by a private citizen to lessen the danger of mosquitoes breeding in stagnant water, old tires, etc. Chairman Creamer said he thought this is what Dr. Junejo was going to discuss with the Board this morning. Mr. Chipman explained this was exactly what he was talking about when he mentioned the over grown and clogged up ditches. He said mosquitoes breed in this type of environment.

VAN JOHNSON-SOLID WASTE DIRECTOR

(Tape 1-197) Mr. Johnson said he didn't have anything for the Board's consideration this morning.

(Tape 1-201) Commissioner Putnal said he had received some complaints about the County picking up white goods from County right-of-way. He explained some of the residents who live on roads, particularly Frank McKamey Way in Carrabelle, that have not been accepted by the County yet have not received this service. He asked Mr. Johnson what could be done about this matter. Mr. Johnson reminded Commissioner Putnal about Amnesty Days whereby citizens can bring white goods, etc. to the Landfill for free. He said all they have to do is bring the material to the Landfill. He assured Commissioner Putnal he would check into the matter.

(Tape 1-285) Commissioner Mosconis informed Mr. Johnson that he needed to run his cherry picker truck out to 12th Street.

(Tape 1-290) Commissioner Sanders asked if he had taken care of the Alligator Point problem. Mr. Johnson replied they were working on that project this morning.

(Tape 1-300) Commissioner Sanders asked if he had gotten the big sign for Lanark Village. Mr. Johnson replied the sign should be ready any day and assured her he would check into the matter.

BILL MAHAN-COUNTY EXTENSION DIRECTOR

(Tape 1-310) Mr. Mahan presented each Commissioner with a package of information. He said he had attached a copy of the 2002-2004 Florida Sea Grant Program Director,

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which outlines some of the major research and extension activities that the program would be involved in during 2002-2004; and a flyer about the next round of clam aquaculture education workshops that would be offered to the clam farmers in Franklin County scheduled for August 24th and August 25th.

(Tape 1-352) He reported the Florida Sea Grant Program has agreed to produce a set of "Boater Education" signs on clam aquaculture for Alligator Harbor. He said he was currently working with the UF IFAS Publication group in Gainesville and several clam farmers to finalize the wording on the sign.

(Tape 1-370) He said he wanted to update the Board on the Boater Access Project the Board had assigned to him. He explained he spoke with Woody Miley, Apalachicola Estuarine Research Reserve, about working together in identifying new potential boater access points around the County. He said Mr. Miley informed him the Research Reserve would be happy to work with the County to identify any potential boater access points. He explained due to the nature of the Bay, and current state regulations dealing with constructing boat ramps in Aquatic Preserves, good sites are going to be extremely limited. Commissioner Sanders asked Mr. Mahan if he had a list of the accesses the County already owns. Mr. Mahan replied he had received a publication from the Assistant Planner, Mark Curenton, with a list of potential access at the Eastern End of the County. He said the County might want to enter into agreements with private dock owners or private business owners who have a dock to allow the County to use the docks for limited public use, like for oyster boats, etc. He said he would continue to work on this project.

ALAN PIERCE-DIRECTOR OF ADMINISTRATIVE SERVICES

(Tape 1-435) Mr. Pierce reminded the Board and the public the previously scheduled public hearing for August 6th to adopt a PUD Ordinance for the "Summer Camp" development cannot be held because the Board did not adopt the underlying land use change. He said he would officially ask the Board to make a motion to cancel this hearing at the scheduled time of 10:15 a.m.

(Tape 1-458) He said Franklin County School Superintendent Joanne Gander is interested in Franklin County School System using the soon-to-be-acquired old FHP station in Eastpoint for use as an alternative education facility. He said Nelda Parker of the Dept. of Highway Safety has contacted the County Commission about leasing the FHP building to the county, the county has not received a lease yet. He said the county has discussed allowing the County EMS provider, EmergyStat, Inc.; use the building for housing the ambulance service rent-free. He said the DMV is willing to let the County use the building for either purpose, but they want a letter from the County stating, which purpose the building will be used for. He said he understood EmergyStat, Inc. is not interested in using the building because it does not meet their needs. Chairman Creamer said EmergyStat, Inc. needed to contact the County and let someone know if they were not interested in this building. He stated the County really needed to get this lease. Joanne Gander, Superintendent of Schools, said she would ask the Board to consider allowing the school system to use this facility as an Alternative School. She explained

these students who would use the facility have been expelled or for some other reason cannot attend regular school. She said the facility is centrally located and would have a place for basketball goals or other physical activities. She also stated this would keep disruptive students off of the regular campuses. She stated they did not anticipate housing more than twenty students at the facility. Commissioner Mosconis asked Superintendent Gander if there would be any after school activities, which might disturb the neighborhood. Ms. Gander replied there would not be any after school activities at this facility. Commissioner Sanders said she didn't have any problem with allowing the School Board's use of the facility. Commissioner Putnal made a **motion authorizing Mr. Pierce to seek or assist Superintendent Gander with the lease of the old FHP station in Eastpoint for an Alternative Education Facility.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Chairman Creamer said he and Mr. Pierce had discussed the property next to the County Jail on Highway 65. He asked Ms. Gander if she thought the County could acquire or get that property back from the School Board. He asked her if they had any future plans for the property. Superintendent Gander asked Chairman Creamer if he meant the property the County have swapped with the School Board for the County Library in Carrabelle. Chairman Creamer replied yes it was. Commissioner Sanders said she would like to tell Chairman Creamer she didn't mean any harm, but she didn't think this was the right thing to do. She said this was a done deal between the County and the School Board for the Franklin County Library in Carrabelle. She stated she thought it would be wrong to ask the School Board to give the property back to the County. She stated she felt that would be like reneging on an agreement. Chairman Creamer stated adamantly that the County was not taking this property back. He said he was just inquiring about the property. She said that was what she was trying to tell him. He replied he was asking Superintendent Gander a question and informed Commissioner Sanders he didn't appreciate her "rebuking" him about the question. He said he was just asking the question to see if the School Board had any immediate use for the property and if not then the county could possibly use some of the property. Superintendent Gander replied the School Board was considering that location for a District Office and a Bus Barn. Commissioner Putnal asked if the County might be allowed to put a trailer or something like it on one corner of the property to be used by the County's EMS Service, EmergyStat, Inc. Superintendent Gander replied the School Board was completely willing to work with the County regarding this matter.

(Tape 1-707) He said Larry Troy and Jay Abbott, SGI, were present this morning to ask the County to adopt some standards for the construction and placement of docks within the Apalachicola Bay Aquatic Preserve. He said the simplest method would be for the County to adopt the state standards. He explained such action would have no negative impact on a dock that met the state standards, because the County's would be the same, but it would prohibit someone who got a variance from the state standards from automatically getting a county permit. He said such a non-standard dock would have to be reviewed by the county under the county's own variance procedures. He suggested the Board direct Mr. Shuler, the County Attorney, or the Planning and Zoning Commission research this proposal and then report back to the Board with a recommendation. Mr. Pierce presented the information provided to him by Mr. Abbott and Mr. Troy to each Commissioner. Mr. Pierce said there are lots that have eroded,

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even though they are platted lots, there is not enough land to build a house or any structure on. He stated the residents are concerned about docks being constructed on lots, which do not have enough land to even go onto with a vehicle. He said these lots consist of a few square feet of land remaining above the mean high water mark. Mr. Abbott said this land is not build able. He said the information in the packet from DEP and other agencies it is stated a dock cannot be built unless a residence can be constructed on the property. He stated the Aquatic Preserve Rules apply to most of these areas and this is the standard they want the county to adopt. He asked the Commissioners to read the packet of information they provided them this morning. He said these are rules that have not been enforced any where in Franklin County. He stated his group would like to see some uniform rules for the county. He said most people knew when they bought their property there was not enough land for a house, much less a dock. He said USCOE automatically approves dock permits and DEP mostly approves or automatically approves the permits. He asked this matter be considered at the next Board Meeting on August 20th. He urged the Board to make sure they reviewed their packets and think about this proposal. He said most of these variances are not considered "hardship cases". He said this property is sold with all of these conditions. He encouraged the Board to adopt these standards.

(Tape 1-982) Mr. Pierce informed the Board, at the last meeting, he spoke to the Board about the construction of non-habitable structures, such as gazebos, arbors, and pergolas, in the courtyards in Lanark Village. He said the Board directed him to check and get some input from the Lanark Village Review Committee. He stated four members of the Committee had responded to his questions: Mr. Vilasi and Mr. O'Connor had no objections; Mr. Jasper though such structures should be prohibited unless they were portable, and Mr. Collins did not have a specific opinion about the structures, but he did not want the Board to adopt more rules unless they were going to be enforced. Mr. Pierce told the Board he and Mr. Curenton inspected Lanark Village and counted twenty-five encroachments into the courtyards, which do not meet existing Lanark Village rules. He said he has talked to Bonnie Dietz, Lanark Village Association President, about the large number of encroachments and she suggested the Association have a meeting on September 9th to discuss this problem. He said he would attend the meeting and at this time he recommends the Board allow the Lanark Village community discuss this problem first before the county takes any action. He stated Barbara Rohr might be at the meeting this morning to discuss one particular encroachment next to her apartment in Lanark Village. Ms. Rohr said she would like to speak to the Board this morning about the structure that completely blocks her view she has from her yard. She stated it makes it appear as though she lives in a little five by seven courtyard. She said there is no air flow through the structure and makes her living arrangements undesirable. Mr. Pierce said Ms. Rohr has structures on both sides of her apartment. Ms. Rohr said she understood after these structures had been on the property for seven years they would be grandfathered in. She stated she wouldn't have any choice about the matter. She said there are very few that have been built recently. Commissioner Putnal said he would make a motion authorizing Commissioner Sanders and Mr. Pierce to attend the meeting scheduled for September 9th with the Lanark Village Association and prepare a

recommendation for the Board's consideration. Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1111) He informed the Board Mr. Curenton has requested an extension for the existing Derelict Vessel Grant because the person the county awarded the bid to, Mr. Townsend, has his barge stuck up the river and said he can not remove the final vessel, known as Treasure 1, from East Pass until the river rises. He said the extension for the project was given until November 1, 2002.

(Tape 1-1122) He said Health Galloway would like permission to place fill in the 300 block of Gulf Beach Drive right-of-way for the purpose of filling in a depression behind six lots so a water lien can be buried there to provide water to these lots. He stated currently there is a sand blow out with about a four-inch hole, which makes it impossible to place a water line. He explained the water line itself is an allowable structure in the right-of-way. Commissioner Mosconis made a **motion approve Mr. Galloway's request for permission to fill in the 300 block of Gulf Beach Drive right-of-way for the purpose of filling in a depression behind six-lots for a water line to be buried so water can be furnished to the lots.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1149) Mr. Pierce asked the Board to send a letter of support for a turn lane at the intersection of US 98 and Island Drive in Eastpoint. He explained FDOT Secretary Edward Prescott said he would put one in if there were room in the right-of-way. Commissioner Sanders made a **motion authorizing Mr. Pierce to send a letter of support for a turn lane at the intersection of US Highway 98 and Island Drive in Eastpoint to FDOT Secretary Prescott.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1200) Commissioner Sanders asked Mr. Pierce to contact the FDOT office and see when they would have some additional milled asphalt. Mr. Pierce said he called the County Engineer, David Kennedy, and he informed Mr. Pierce there wouldn't be much milled asphalt to use. He said they were going to overlay the asphalt on the two roads in Eastpoint. Mr. Pierce stated he would call anyway and request the milled asphalt.

(Tape 1-1241) He said he wanted the Board to know he had been reminded by seafood dealers that the problem with oyster houses in residential areas is going to get worse if the Board doesn't address the issue with the DACS. He recommended the Board send a letter to the Secretary of Agriculture requesting the Department make it a policy not to issue licenses to oyster houses until the county issues a letter of no objection, and also requesting the Department hold all oyster houses to the same environmental and public health standards, because currently oyster houses in commercial areas are being held to a much higher standard than oyster houses in residential areas. Commissioner Mosconis made a **motion authorizing a letter be sent to the Secretary of Agriculture requesting DACS make it a policy not to issue licenses to oyster houses until the county issues a letter of no objection, and also request they hold all current oyster houses to the**

same environmental and public health standards. Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1295) He asked the Board if they wanted to direct the County Engineer to design and permit a storm water system to relieve flooding occurring at the end of River Road in Carrabelle. He said there is not a county maintained ditch for storm water. He stated the solution is going to require the participation of three parties. One property owner, Gary Sanford, is willing to provide the land for a retention area; another property owner, Jim Sanchez, is willing to provide an easement for drainage if the county will build and maintain it, and then the county would be responsible for designing and getting a permit for the system. He explained such an effort is beyond what Mr. Kennedy can do so there would be an additional fee for engineering services. The Board instructed Mr. Pierce to check into prices for the project and then report back to the Board with a cost estimate.

(Tape 1-1400) He presented the Board with a copy of a letter he sent to Jeanni McMillian, Jenni's Journey's, SGI, concerning the advertisement of her house for sale as if it is part of her business. He stated the neighbors are concerned she, Ms. McMillian, is turning residentially zoned property into commercial property and the neighbors are asking the County to make her stop using her house on a canal to load and unload her business customers onto her rental boats. He said the problem is with multiple cars coming and going and parking along Porter Street. He advised the Board he might need Mr. Shuler to give him some legal advice in the near future.

(Tape 1-1449) Mr. Pierce presented the annual Status Report, as required by the Revised Tenth Amendment to the 1977 DO and Chapter 380 of the Florida Statutes, of the Resort Village Development, Phipps Ventures, Inc. on SGI.

(Tape 1-1454) He stated Mike Hughes was supposed to be at the meeting this morning to discuss the need for the Board to tighten the rules allowing parking and short-term use of RV vehicles in residential areas of Franklin County. He said Mr. Hughes was not here, but operates a campground in Lanark Village. He stated he is concerned about people using the County for storage of RV's and the use of RV's in residential areas. Commissioner Sanders made a **motion directing Mr. Pierce to discuss this matter with the Planning and Zoning Commission members and see if they can give the Board some direction.** Mr. Pierce stated his suggestion would be to amend the County Ordinance to ban the use of RV's in residential areas, but he would also recommend the Planning and Zoning Commission address this issue for their comments and recommendations. Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

PUBLIC HEARING-LAND USE AND REZONING REQUEST

(Tape 1-1571) Mr. Pierce said this is a public hearing to consider a request for approximately 3.32 acres in Section 10, T7S, R5W, located on Mill Road near Carrabelle land-use to be changed from Agriculture to Residential. He stated the rezoning request is for the 3.32 acres to be changed from A-2 Forestry Agriculture to R-1 Single Family

Residential. Chairman Creamer asked if anyone in the public would like to speak to this issue. After no comments or Mr. Pierce reporting no letters opposing the changes Commissioner Putnal made a **motion adopting an ordinance to change approximately 3.32 acres in Section 10, T7S, R5W, located on Mill Road near Carrabelle land use be changed from Agriculture to Residential.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Commissioner Putnal made a **motion adopting an ordinance rezoning approximately 3.32 acres in Section 10, T7S, R5W, located on Mill Road near Carrabelle from A-2 Forestry Agriculture to R-1 Single Family Residential.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

ALAN PIERCE-CONTINUED

(Tape 1-1727) Mr. Pierce continued his report at this time. He said he needed board approval to accept the ranking, by the CDBG Selection Committee, of the only application for CDBG grant writing and administration submitted. He said the Committee ranks Roumelis Planning and Development Services first and recommends the Board enter negotiations to sign a contract for the services. Commissioner Sanders made a **motion authorizing the CDBG Selection Committee and the Board to enter negotiations with Roumelis Planning and Development Services for the CDBG grant writing and administration projects.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1744) He asked the Board for direction on how to proceed with a request from Larry Witt who is working for a client Hurley Booth. He said Mr. Booth claims to own Lanark Reef, now referred to as Jordan Island by Mr. Witt. He said Nick Yonclas, attorney for Mr. Booth, has submitted a deed to the county indicating the land is owned by Mr. Booth. He said the land does not show up on the county land use maps. He stated Mr. Witt thinks the property should be zoned R-1. Mr. Pierce informed the Board they would most likely want the County Attorney to investigate this, because the state has previously claimed the land. Mr. Pierce said Mr. Booth is paying approximately \$7.00 a year in taxes on the property. Michael Shuler asked if Mr. Pierce had seen the "Tift Deed" to the property. Commissioner Sanders said she would make a **motion directing the County Attorney to check into the matter and make a recommendation to the Board at the next meeting.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1859) Mr. Pierce said Janice Hicks, FCPHU, would like the County to submit a FRDAP grant to build four tennis courts in Ned Porter Park in Apalachicola. He stated there is room for the tennis courts and the county previously submitted a grant, but was not funded. He explained, if the Board closes out the SGI Park Grant in time, which it should, the Board could submit another FRDAP Grant for some sort of project in another part of the county where the county already owns land, such as Eastpoint. He informed the Board, at this time, the county is ineligible for submitting a grant to build something. He asked the Board if they wanted to submit at least one grant, and to direct Mark Curenton to hold a public to discuss the grant request, because such a public hearing gets points in the application process. Commissioner Mosconis made a **motion directing**

Mark Curenton to schedule and hold a public hearing to discuss the submission of at least one grant FRDAP Grant. Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

PUBLIC HEARING-LAND USE AND REZONING REQUEST

(Tape 1-2270) Mr. Pierce said this public hearing was for a 1-acre tract of land located at 241 Patton Drive in Eastpoint in Section 31, T8S, R6W, land use designation to be changed from Residential to Commercial. He stated the rezoning request consisted of being rezoned from R-1 Single Family Residential to C-4 Commercial Residential. He informed the property was in the same area as most of the other rezoning and land use changes in Eastpoint. He said the Planning and Zoning Commission has approved the request for this land use and rezoning change. After no one from the public spoke and Mr. Pierce informed the Board no one had sent any letters to him opposing the changes Commissioner Putnal made a **motion adopting an land use change ordinance to change a one-acre tract lying in Section 31, T8S, R6W, located at 241 Patton Drive in Eastpoint from Residential to Commercial.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Commissioner Putnal then made a **motion adopting an ordinance to rezone a one-acre tract lying in Section 31, T8S, R6W, located at 241 Patton Drive in Eastpoint from R-1 Single Family Residential to C-4 Commercial Residential.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

ALAN PIERCE-CONTINUED

(Tape 1-2396) Mr. Pierce presented a written invitation from David H. Melvin, Inc., Consulting Engineers, on the FDOT Eastpoint Sidewalk Project for a public information meeting concerning the proposed construction of a 5-foot sidewalk, the north side of State Road 30 (US 98) from County Road 65 (North Bay Shore Drive) to continue along and tie into existing sidewalk between Jefferson Street and Washington Street-Eastpoint. He said the meeting is Thursday, August 8, 2002, at 6:00 p.m. at Brown Elementary School in Eastpoint. He said the Eastpoint Sidewalk Project was ranked first by the Board, and the estimated start of the project is July 2003. He stated the sidewalk from the City limits of Apalachicola to Ned Porter Park was ranked second by the Board, and it is now in the funding schedule, but he said he feels the funding would not be forthcoming until 2005. He said the third project ranked by the Board was Phase III of the SGI Bike Path, which is not currently on the funding schedule because the first two projects are now on the funding schedule, if the Board wants to move forward with supporting Phase III, it could send the following letter as follows to the FDOT: Jerry Campbell, The Franklin County Board of County Commissioner would like the Florida Department of Transportation to reconsider the St. George Island Bicycle Path, Phase III for funding in the future. The County submitted the original application for this transportation enhancement project in May of 2000, and it is now the County's first priority un-funded project. If you have any questions about this matter you can contact Mark C. Curenton, the Assistant County Planner, at (850) 653-9783. Eddie Creamer, Chairman. Commissioner Mosconis made a **motion authorizing the Chairman's signature on the letter to Jerry Campbell as read into the record by Mr. Pierce regarding the SGI Bike Path, Phase III.** Commissioner Williams seconded the motion.

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All for. **MOTION CARRIED.** Pam Vest said she was concerned about the safety issues this new phase of the Bike Path would cause. She said there are no sidewalks or shoulders and many children, etc. use the path. Mr. Pierce stated he was going to try and ask the State Park to assist the County with this project application since the bike path leads straight to the State Park.

(Tape 1-2803) He reminded the Board they scheduled a public hearing to consider the "Summer Camp" PUD this morning at 10:15. He explained the necessary process was not approved for the developers to get to this stage in their project. Commissioner Sanders made a **motion formally canceling the public hearing scheduled to consider enacting an ordinance adopting a new zoning district entitled "Summer Camp Planned Unit Development" at 10:15 a.m. today.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

SHAKRA Z. JUNEJO, M.D., FCPHU DIRECTOR

(Tape 1-2855) She said she was present this morning to ask the Board to consider three things; one, was a Resolution of Appreciation recognizing Secretary John Agwunobi for his first year of outstanding leadership as Secretary for the Department of Health in the State of Florida; two, was to request permission to donate some outdated computers used by the Health Department to the School Board, and several other worthy causes; and the third thing she would like to bring to the Board's attention is the newest information about the West Nile Virus. She stated she wanted to be sure the public was aware of these problems and take precautions against the West Nile Virus by not being bitten by mosquitoes. Commissioner Putnal said he would go ahead and make a **motion authorizing the Chairman's signature on a Resolution of Appreciation for Secretary John Agwunobi.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Commissioner Sanders said she would make a **motion authorizing the contribution of the outdated computers to the School Board and other worthy cause to use in the community.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** The Commissioners all expressed their concern about the West Nile Virus. She said the Health Department would work with the press to make sure the public is very informed about this illness. She said she would work closely with the County's Mosquito Control Department.

BARBARA SANDERS-ATTORNEY FOR JOANNE COOK-ACCESS PROBLEM

(Tape 1-3461) Ms. Sanders said she was probably didn't need to be here today. She stated the Board agreed to act as intermediary between Joanne Cook and the Brett's' in designating or giving Ms. Cook an easement into her property. She stated the Bretts were not here this morning. Mr. Pierce said he didn't contact them because he thought Ms. Sanders was going to contact them. Ms. Sanders said she sort of realized that, but what she wants to do is to just wait until the Brett's submit the proposed final plat. She asked the Board to give Mr. Pierce the direction to begin the dialogue in requesting this easement. Commissioner Sanders said she would make a **motion directing Mr. Pierce to send a letter to the Brett's requesting this easement to make sure Ms. Cook has a driveway access.** Commissioner Williams seconded the motion. All for. **MOTION**

CARRIED. Mr. Pierce said he would report back to the Commissioners if he needed anything further done to assist him.

(Tape 1-3607 Continued on Tape 2) Mr. Pierce said he would continue his report. He said he has changed the way the building permits are being issued to be consistent with the Building Code. He explained the Building Code controls the issuance of building permits, and the Building Code clearly states the Building Official issues the building permits and for a number of years the county has had a procedure where the County Planner and the Building Official both signed the building permits. He explained this started about twenty years ago when the County Building Official ignored zoning and would issue a permit for whatever an applicant wanted, regardless of the County Zoning Map. He stated, since then, the county has adopted a complete set of Zoning Maps, and has employed a number of staff, all well versed in zoning. He said the Building Department has modified the building permit application so whoever fills out the application is required to verify the zoning of the property, so it seems unnecessary for either Mr. Curenton or myself to sign every building permit. He said last year the county issued 968 building permits, and Mr. Curenton and he signed each one, which meant they had to at least look at them, which was time consuming.

(Tape 2-58) He asked the Board to direct the Chairman to sign an "Applicant/Grantee/Recipient Disclosure Certification", which is part of the CDBG Project for Eastpoint and Apalachicola. He said this document also certifies the county has hired Tri-State Roadway Specialties to perform the work on the project. He said he was informed by Mr. Curenton the form needed to be signed. Commissioner Sanders made a **motion authorizing the Chairman's signature on the "Applicant/Grantee/Recipient Disclosure Certification" for the CDBG Project for Eastpoint and Apalachicola.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-67) He said Ms. Debbie Roumelis, Roumelis Planning & Development, is concerned the County will still fall short of the required points on the CDBG project she is trying to prepare. He explained, if the county comes up with another twenty-five points on the application, she believes the county's project, which includes improvements in Eastpoint and Lanark Village will be funded, but she says the cheapest way for the county to come up with more points is to pay for some engineering of the county approved projects before the CDBG project is submitted. He said she explained to him if the county would pay for the engineering design, and surveying for the Twin Lakes Road Paving it would merit the county twenty-five points. He said he has a scope of services submitted to him by Preble-Rish, Inc., to do the required work for \$47,300.00, which is a cost the Board would have to fund. He said by funding the engineering design and surveying of Twin Lakes Road it would give the county the best chance to get funding for some \$375,000.00 in CDBG funds. He said if the Board approves this request this morning the Board would need to increase the engineering services in next year's budget to include this expenditure. The Commissioner instructed Mr. Pierce to bring this matter up for discussion at the Budget Workshop on Monday morning. Mr. Pierce said he would ask the Board for approval of these services in the budget workshop.

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(Tape 2-149) He said he had spoke to Seafood Business Owner, Grady Leavins, about serving on the Planning and Zoning Commission in the Seafood Dealer position. He said Mr. Leavins told him he would think about it. Mr. Pierce said he thanked him and asked him to think hard about become a member of the Planning and Zoning Commission.

(Tape 2-160) Mr. Pierce said he wanted to read the following, his response to the Board's direction for a "blueprint" on how to update the county's comprehensive plan: "The "blueprint" for proceeding with the comp plan update has two parts: content, that is what is going to be updated, and then process, how is it going to be done. Mark and I met with Charles Gautier, DCA, and several of his staff last week and I had a draft of the content for the comp plan update for the Board and Mr. Shuler to consider, but yesterday I received a letter signed by four groups asking for some different language to be considered. All the Board members have received the letter by the four groups. At this time I am not going to submit my proposed language until I have time to review the letter and my language with Mr. Shuler. The process is a bit more complicated, because it is going to require a re-allocation of county effort and resources. One reason the county comp plan is out of date is that Mark and I have both become so involved with other issues they did not have time to continuously update the plan. This is not unique to Franklin County. DCA admitted other rural counties have similarly out of date comp plans, because the state stopped providing significant money for comp planning in 1986, so many small counties have not updated their plans. However, now that the county has a development, which proposes to expand the development pattern of the county, it is necessary to review the whole comp plan and make sure it is structured so the elected officials and the residents know what to expect over the next eighteen years. DCA estimates such a process would take two years, which is probably reasonable because it took the county three years, from 1988 to 1991, to get the current comp plan written and adopted, and that included having the Governor and Cabinet approve it because we were designated an Area of Critical State Concern at the time. The update will not require Governor and Cabinet overview, but there is going to be more citizen involvement this time, which will take extra time. The Board is going to need resources to update the plan. Some of those resources will come from the county, and some will be from agreements with other groups who are willing to support the county's effort. As an example, DCA has a \$10,000.00 grant available and 1,000 Friends of Florida might have a similar grant available. St. Joe/Arvida has previous made a commitment to assist in a visioning effort. There may be other parties who also want to contribute resources. There also may be the possibility of a legislative appropriation because of the state resources at risk in Franklin County. While the Board could decide to hire consultants to update the plan, which is the direction the Board started in 1987, I believe the Board will be better served by directing its own staff to do much of the work, which is what finally happened when the Board hired Mark and myself in 1988. I believe it will be impossible for the Board to hire consultants to direct such a large evolving project. The costs could easily exceed any budget if consultants are expected to go to the numerous public meetings this comp plan update is going to generate. I ask the Board to consider the following proposal: Through agreements with various groups and entities, the Board needs to generate at least \$100,000.00 for a two-year effort to update the plan. The basic breakdown could be \$10,000.00 from DCA, \$10,000.00 from 1,000 Friends of Florida \$20,000.00 of County Funds, and \$60,000.00 in other funds. The funds would be controlled by the Board. A

portion of the funds over the two-year period would be used to pay for additional personnel to do some of the work that is currently being done by the existing Planning and Building employees, so that Mark and I can have the time to do the comp plan update. It is my desire to move Rachel Ward into a Zoning Administration position, where she would assume all of the day-to-day planning and zoning matters, and hire an entry-level building inspector. With Rachel Ward as Zoning Administrator, Mark and I would have the time for the comp plan. Mark would continue to be the main grant writer, and I would continue to perform administrative services for the Board. Mark and I both would keep our respective planner titles because those titles will connect us to the comp planning effort. I present this idea for the Board to consider. There may be better ideas the Board may think of so, I ask the Board not vote on this today, but think about it. At next Monday's Budget Workshop I will be asking the Board to set aside \$20,000.00 as it's share of the comp plan update, so that it can be available in next year's budget." Commissioner Sanders said she really liked the idea of citizen's becoming involved in this process. Paul Johnson, APECO, suggested the County approach DCA to have this budget request included in the State of Florida's budget next year as a line item. He said he felt this would be the best way to get some state funds for the comp plan.

(Tape 1-644) He informed he met with Mr. Shuler regarding the Gomez House on Alligator Point. He said Mr. Shuler the contract would be mailed this week. He said this is one of the acquisitions for demolition at Alligator Point. Commissioner Sanders asked about the demolition of "My Blue Heaven". Mr. Pierce replied the house is still standing. He said the contractor "Lost Creek Demolition" should be through with the demolition of "My Blue Heaven" next week.

DAVID MCLAIN-ABARK

(Tape 2-677) Mr. McLain said he wanted to thank the Commissioners for their support with the ACF Water Allocations. He stated because of the continued support, along with the other five counties, his group's concerns are being heard. He said they have been campaigning for several months to meet with Secretary Struhs about the water allocation negotiations. He stated everything is in the works and he felt for sure they were making progress. He said they had the second stakeholders meeting with one of the primary objections with the state being they had not allowed any public participation. He said there were three representatives from Franklin County and the questions they had were addressed to DEP and their expectations from DEP for this ACF Agreement. He stated they were getting some hearings scheduled and he thanked the Board for the Board's continued support.

ALAN PIERCE-CONTINUED

(Tape 2-938) Mr. Pierce said he had one other item for his report. He report Sgt. Gary Montgomery, Courthouse Security, has offered to serve as an alternate on the Board of Adjustment. He asked the Board to go ahead and appoint him. Commissioner Sanders made a **motion approving Sgt. Gary Montgomery, Courthouse Security, to membership on the Franklin County Board of Adjustment in an alternate position.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

KENDALL WADE-CLERK

(Tape 2-950) Mr. Wade said the hospital paid their property taxes, but have not paid the June, July, and August rent for the hospital. He stated that totals \$30,000.00 and suggested the Board direct the County Attorney send them a letter requesting the rent be paid. Michael Shuler said they would write a letter to the lessees.

(Tape 2-965) Mr. Wade reminded the Board about the Budget Workshop beginning at 9:00 a.m. on Monday, August 12, 2002.

MICHAEL SHULER, REPRESENTING THE COUNTY ATTORNEY

(Tape 2-973) Mr. Shuler said he wanted the Board to know the Jimmy Meeks case against the county is moving forward. He stated there has been a motion filed regarding the service on the "Writ of Certiorari" filed by Mr. Meeks attorney.

MATTERS FROM THE FLOOR

(Tape 2-995) Commissioner Sanders asked how the Courthouse Annex project was progressing. Mr. Wade replied he thought very well. He said they were hoping to move in, but lighting struck the air-conditioning unit and this has caused a delay. He stated Mr. Pierce and his office probably would move next week. He said the furniture should be in by the end of August or first of September.

(Tape 2-1086) Chairman Creamer said he had received several complaints that the ambulance providers were not taking care of the ambulance trucks. He said he heard they've had bumpers tied up with string and other problems. He stated he understood the oil is not being changed. An EmergyStat employee spoke up from the audience and said he had documentation to prove the ambulances were routinely maintained by having their oil changed, tires checked, etc. Aimee Lemcke, Director of EmergyStat in Franklin County, said the bumper was pulled off when they got the ambulance stuck in soft sand and they are planning to repair it. The EmergyStat employee said they had put a new transmission in one of the trucks. He said he felt everything was going great with both the employees and the equipment. Mr. Wade mentioned to Ms. Lemcke the fact the county still did not have proof of insurance on the ambulances reflecting Franklin County as Loss Payee. Ms. Lemcke assured Mr. Wade she would check into the matter.

TED MOSTELLER-CHAIRMAN-AIRPORT ADVISORY COMMITTEE

(Tape 2-1175) Mr. Mosteller presented a list of matters he would like to address with the Board this morning. He said the after meeting with the Airport Advisory Committee last night they would like cooperation from the Board for the following: 1. Seeking permission to pursue 100% FDOT funding for the following projects from the existing JACIP Program. UPIN#PFL000053 Tractor with Sweeper, Loader & Mower Equipment (\$47,279) to be used for maintenance of airport runways/taxiways/ramps and grounds, etc. 2. UPIN#PFL0000505 60' X 60' Maintenance Hangar (Apx. \$102,000) to be leased to AIATC for aircraft repair. 3. UPIN#PFL0000552 60' X 60' Commercial Hangar (Apx. \$120,000) to be used for security for Airport maintenance equipment, etc. 4. UPIN#PFL0000508 60' X 60' Corporate Hangar/Office Space (Apx. \$120,000) to be leased. Except for #1 which is on the State Bid List and funds have already been committed, the projects, #2, #3, and #4 if funding is approved by FDOT would be bid.

Commissioner Mosconis made a **motion permitting the Airport Committee to pursue the above listed projects from the existing JACIP Program.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1224) He said the other items are for information. He read the following into the record: Funding for storm sewer repair/renovation from state and federal sources. A request exceeding a million dollars was not approved by this past Legislature for this project. The problem is increasing detrimentally for safety and usefulness of the airport. Some expressed an air of emergency proportions; Request the City of Apalachicola to extend city sewer to Airport facilities, especially since the airport has extended to the city the use of the airport land for three new water wells. The FAA does require fair market return for any and all Airport land; Request the USCOE be responsible for the additional costs of larger piping under the new entrance road for dredging operations purpose; The problem between Art Little and AIATC concerning his airplane. We understand that each Commissioner was presented with a copy of the complaint; The dollar/year lease, which was just renewed with the USCOE for the Air Force Communications Tower on Airport property. This lease would be worth thousands of dollars a month in a private commercial venture. Again, the FAA requires fair market value return even to other government entities; The lease with the National Guard now that is has apparently not using the building at the Airport, but is leasing part of the building to a private business. Mr. Mosteller thanked the Board for their consideration of these projects and for the Board's concerns in other matters. He did inform the Board the steel structure is being erected on the two new T-hangars and the new entrance road now has a turn lane off US Highway 98.

(Tape 2-1467) Mr. Wade said he wanted to ask Mr. Mosteller if he had heard anything from the new people renting the portion of the Airport property just inside the Airport Gate. He said the county has the signed lease and the rent of \$100.00 per month beginning in June has never been received. Mr. Mosteller said he talked to the Finance Officer about the matter and Mr. Pierce spoke up and said he had called their attorney. Mr. Mosteller said they are using more property than agreed to and putting more containers on the property than they agreed to in the lease. Mr. Mosteller said he would contact Van Johnson about the matter also.

(Tape 2-1600) Chairman Creamer said Ouida Sack, owner of the local flower shop, the Seahorse, called him to inform him the hospital owed her \$200.00 for a past due bill. Ms. Varnes, Board Secretary, also informed the Board of a telephone call she received from a contractor the hospital owed her money for services performed at the hospital. She said the lady informed her the hospital owed her a lot of money for work they had done on the air-conditioning unit. Commissioner Mosconis said he would talk to someone at the hospital about these matters.

(Tape 2-1719) Commissioner Mosconis said he hated to ask this question, but he was going to. He stated the Apalachicola Bay Charter School was finishing up their school campus off of 25th Street in Apalachicola. He said we built the road for them and he said he talked to C. W. Roberts Contracting representatives and they agreed to pave the road

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to the school for \$3,000.00. He stated the school could fund \$2,000.00 and asked the Board members to agree with him to furnish the other \$1,000.00 so this road could be paved. He said next week several hundred students would be at that school and the road should be in good shape. He said it didn't have anything to do with what anybody thought about the school, it was just a school. Commissioner Williams made a made a motion to furnish the \$1,000.00 to finish paving the road for the Apalachicola Bay Charter School in Apalachicola. Commissioner Putnal said he didn't have a problem with helping, but asked where the money was going to come from. Commissioner Mosconis said the Road Paving Fund could be used to fund the \$1,000.00. Commissioner Sanders said she felt the Commissioners needed to look at paving throughout the County. Commissioner Mosconis said he would seconded the motion. All for. **MOTION CARRIED.**

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

Eddie Creamer

EDDIE CREAMER, CHAIRMAN

Kendall Wade

KENDALL WADE, CLERKS