

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
SEPTEMBER 17, 2002**

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

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

(Tape 1-30) Commissioner Sanders made a **motion to approve the minutes of the meetings held on September 3, 2002 and September 9, 2002.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

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

**KATHY GAIL SEAY-UNPERMITTED MOBILE HOME**

(Tape 1-50) Alan Pierce, Director of Administrative Services, said he wanted to inform the Board he had sent Kathy Gail Seay a letter notifying her that two of the three mobile homes located on her property are occupied and that one of these two mobile homes must be vacated removed from her property. He explained he had given her thirty days to move the unpermitted mobile home from Avenue A in Eastpoint. He stated Ms. Seay and her tenant Tina Shiver were here at the meeting today to ask for an extension to move the mobile home. He said Ms. Seay lives in one of the mobile homes, one she has some rattlesnakes in and in the other one is where Ms. Shiver lives. He said the mobile home with the rattlesnakes in it does not have sewer and water, but the other two mobile homes are connected to water and sewer. He explained this is supposed to be one lot with one sewer and water tap to be used for residential purposes only. He said he knew there were other violations similar to this in Eastpoint and he is working on getting all of them corrected. Ms. Shiver said Ms. Seay does have city water and sewer, but there are also a separate septic tank and well for another mobile home. Ms. Seay said she has gotten rid of all of the rattlesnakes even though her husband has a license to catch venomous snakes for sale. Virginia Fordham, Ms. Shiver's mother, said she had photographs of other violations exactly like this throughout their neighborhood and Eastpoint in general. She said they used up a twenty-four roll of film taking the photographs. Ms. Seay asked the Board to give her at least sixty days to take care of this problem. Chairman Creamer asked Mr. Pierce if he thought giving her an additional sixty days to alleviate this problem would be all right. Mr. Pierce replied he didn't think it would matter as long as it was taken care of by then. He assured the Board he was going to check into all of these other violations. Chairman Creamer said he wanted to make sure Mr. Pierce checked into any other violations similar to Ms. Seay's so everybody would be treated fairly. Mr. Pierce said he would like to have the photographs Ms. Fordham took. Ms. Fordham replied she would give Mr. Pierce the photographs, but not tell him who or where the violations were. Mr. Pierce said he didn't need a motion from the Board regarding this matter since everyone agreed Ms. Seay could have sixty days to move the mobile homes.

**LEONARD MARTIN-FCSO SCHOOL RESOURCE OFFICER**

(Tape 1-517) Lt. Leonard Martin, FCSO School Resource Officer, appeared before the Board at this time. He said he was assigned to Apalachicola High School. He said his concern for the children attending or catching buses at AHS is the School Zone on 12<sup>th</sup> Street right before you get to AHS. He informed the Board he has done a survey, since school started, regarding the kids crossing toward AHS from the East. He said there are also children crossing the opposite way from the West. He stated sometimes the traffic is so bad it can take up to two to three minutes before the children can even cross the street. He explained he thought the problem was the School Zone light is not operating and the words on the sign are not legible. He said the crosswalk needs to be re-painted too. He stated he is very worried about the light not being operational becoming a liability. He explained there is a great need for a crossing guard at this location. He said the cars absolutely do not slow down. Chairman Creamer asked if the School Board didn't hire a crossing guard this year. Lt. Martin replied he didn't think so, but he didn't know for sure. He reminded the Board he was referring to the AHS not Chapman Elementary School. Commissioner Mosconis asked Lt. Martin if he had presented this problem to the Franklin County School Board. Lt. Martin replied he had not, but he had talked to the AHS principal. He stated he thought he would start with the Commissioners. Commissioner Mosconis said he thought the School Board should be responsible or they should request these improvements. He stated he would instruct the Road Department Superintendent Hubert Chipman to go to the area and look at the signs, crosswalk, etc. Commissioner Putnal made a **motion directing Mr. Chipman to go to the area and see what is needed.** Commissioner Williams volunteered to contact School Board Member Jimmy Gander to see if he would have any suggestions on how to resolve this problem. Commissioner Putnal said he would add that to his **motion authorizing Commissioner Williams to contact School Board Member Jimmy Gander to see what the School Board could do to alleviate this problem for the students at AHS.** Commissioner Mosconis seconded the motion. All for. **MOTION CARRIED.**

**HUBERT CHIPMAN-SUPERINTENDENT OF PUBLIC WORKS**

(Tape 1-710) Mr. Chipman said he had met with Assistant Franklin County School Board Superintendent, about this very matter. He stated he suggested to Mr. Clark they just take the post up since the sign doesn't work. He reported his Public Works Safety Director had checked into this complaint and discovered there is no requirement for a light on a secondary road. He said on US Highway 98 the County is required to have a flashing School Zone sign. He stated the County does maintain it as well. He informed the Board if the County places one in this location the other schools in Eastpoint and Carrabelle are going to want one too. Commissioner Mosconis instructed Mr. Chipman to wait until Commissioner Williams reported back at the next Board Meeting. He said the County could at least repaint the signs. He instructed Mr. Chipman to at least place some signs there. Mr. Chipman said he had the signs already and was going to put them up anyway. He stated he has worked closely with Mr. Clark to make sure all of the school safety requirements or laws are being followed. He said he would, if the Board would direct him to, have someone repaint the crosswalk area. Commissioner Mosconis said he would make a **motion instructing Mr. Chipman to repaint the crosswalk area**

on 12<sup>th</sup> Street at AHS. Commissioner Sanders seconded the motion. All for.  
**MOTION CARRIED.**

(Tape 1-772) Mr. Chipman said the rain caused New River Road to go under water at least ten inches deep in some places. He stated he is working on this road and hopefully will have the road raised somewhat so it would not flood so badly.

(Tape 1-783) He said the emergency evacuation route near Crooked River Road was impassable. He stated it had two bad washouts and didn't see how this could be an evacuation route. He assured the Board he would have the washouts fixed before the day was out.

(Tape 1-796) He reported the culvert pipes for the Eastpoint Drainage Project have been received. He said they are eight feet long and are made of concrete. Mr. Pierce said the County Engineer, David Kennedy, had already worked to identify the driveways that are needed in this area of Eastpoint. He informed the Board it was decided only twenty-eight driveways needed the culvert pipe, but the company sent extra ones. He reminded the Board this is the culvert pipe the construction-engineering group working on the SGI Bridge purchased and gave the culvert pipe to Franklin County as part of their mitigation for the Bridge Project. Commissioner Putnal asked Mr. Pierce to install a driveway for Billy Granger in Eastpoint. He said some of the people in this area do not even have a driveway and are using other driveways to get to his property. Mr. Pierce said he would see if a driveway could be installed for Mr. Granger.

(Tape 1-845) Mr. Chipman said he is upgrading some of the road with lime rock. He stated he has asked Gene Langston, Langwood Industries, to donate the lime rock as he has done before.

(Tape 1-866) Commissioner Mosconis said he has known for several months there is a real communication problem between the Engineer and Mr. Chipman. He stated he didn't know what the answer is. He said for example, yesterday Mr. Chipman had one of his employees waiting on the Engineer, and he never showed up. He said Mr. Chipman has the day-to-day responsibilities of taking care of these problems in the County and sometimes he needs immediate assistance from the Engineer. Mr. Pierce suggested Mr. Chipman and the County Engineer use their cell phones to communicate more efficiently. He said part of the problem is the Engineer is here only one day a week, mostly on Mondays. He stated when Mr. Kennedy comes he has a lot of things already scheduled for him to do. Commissioner Putnal said he thought it was time for the County to hire a full time Engineer. He stated the County is growing. Commissioner Sanders also suggested having Mr. Kennedy check with Mr. Chipman to see if he has anything scheduled for him to review or look at when he gets here. Mr. Pierce replied this would probably work. Commissioner Mosconis said everybody had a cell phone and there was no excuse for these communication problems. He encouraged Mr. Chipman and Mr. Pierce to work on this problem.

(Tape 1-1067) Commissioner Putnal said there were humps in Wilderness and Ridge Roads in Eastpoint. He asked Mr. Pierce what was going to be done about it. Mr. Pierce replied he had talked to Mr. Kennedy and was informed by him the contractor would put some asphalt on the humps to smooth them out. He said the contractor would taper the humps off and make them not so bumpy.

(Tape 1-1127) Commissioner Sanders informed the Board C. W. Roberts Contracting, Inc., was placing the final coat of asphalt on Highway 67.

(Tape 1-1144) Commissioner Sanders said the road on Alligator Point where the new rock has been placed is being undermined. She stated the road goes toward Wargo Beach on Alligator Point. She asked Mr. Chipman to fix this area. Mr. Chipman replied he would have it fixed before the end of the week.

#### **VAN JOHNSON-SOLID WASTE DIRECTOR**

(Tape 1-1166) He asked the Board if he could begin advertising to fill the two positions budgeted for the Solid Waste Department in this year's FY 2002-2003 Budget. He informed the Board the positions are one Mechanic and one Equipment Operator I. He said the selected applicants would not start work until October 1<sup>st</sup>. Commissioner Putnal made a **motion authorizing Mr. Johnson to advertise to fill the two positions budgeted for the Solid Waste Department in FY 2002-2003 Budget, one Mechanic and one Equipment Operator I.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 1-1191) Mr. Johnson said he would also like to request approval to purchase the allocated equipment included in the Solid Waste Department's FY 2002-2003 Budget one new Knuckle Boom truck and one new bush-hog tractor. He stated the purchase would be made off the Florida Sheriffs Association Purchasing Program and/or the State of Florida's Cooperative Purchasing Contract. Commissioner Mosconis made a **motion authorizing Mr. Johnson to purchase one new Knuckle Boom truck and one new bush-hog tractor from the Florida Sheriffs Association Purchasing Program and/or the State of Florida's Cooperative Purchasing Contract allocated in the new FY 2002-2003 Budget.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

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

(Tape 1-1265) Mr. Mahan reported he had attached the September issue of the Florida Aquaculture Newsletter to his report this morning. He said the newsletter is published and distributed by the FDACS Division of Aquaculture and feature stories include "Alligator Egg Harvest...", "Invasive Species Strategic Plan," and the State's new "Pilot Red Tide Management Plan" for Clam Farmers in Charlotte and Lee Counties.

(Tape 1-1357) He announced there would be a special oyster industry meeting hosted by the Apalachicola Bay Oyster Dealer's Association to update the industry on post-harvest treatment issues related to *Vibrio vulnificus*. He said speakers at the workshop, to be held on Tuesday, September 24<sup>th</sup>, would include representatives from Congressman Allen

**FCBCC MINUTES-SEPTEMBER 17, 2002**

Boyd's Office, David Heil-FDACS, Steve Otwell, Gary Roderick and Victor Garrido-UF IFAS and Joanne McNeely and Paul Balthrop, FDACS. He informed the Board he had attached a flyer with further information to the package this morning.

(Tape 1-1422) He said the next UF IFAS, Sea Grant Clam Aquaculture Workshops would be held on September 26, 2002 at the FSU Marine Lab at Turkey Point. He stated the two workshop sessions would be offered, one at 3:00 p.m. and the other at 6:30 p.m. He informed the Board the topic for the workshops would be "CLAMMRS", Clam Lease Assessment, Management and Modeling using Remote Sensing. He explained these workshops would focus on the monitoring equipment and station, how to access the data, real-time and archived data, understanding water quality data and the role of water quality on clam production. He said he had also attached a flier with additional information on this workshop as well.

(Tape 1-1468) Commissioner Mosconis asked Mr. Mahan the states of the Boat Ramp Accessibility Study he is supposed to be compiling for the Board. Mr. Mahan replied he is still working on the matter. Commissioner Mosconis said, to him, this was a priority project. Mr. Mahan said he knew it was a priority, but he had many other priorities as well such as Post Harvest Treatment priorities, Clam Farming priorities, Red Tide priorities, etc. He stated he was juggling the project on his priority list.

(Tape 1-1485) Commissioner Sanders asked if the Counties ISSC dues are currently paid. Mr. Pierce said he was sure the Board authorized payment of the dues. Chairman Creamer said he spoke to Ms. Jenkins in the Finance Office and she informed him she would check and see. Commissioner Sanders said this was a priority issue too.

**FDOT-RURAL COUNTY WORKSHOP**

(Tape 1-1538 Continued on Tape 2) Tommy Barfield, FDOT, said his group wanted to come this morning and speak to the Commissioners on a number of issues concerning Franklin County. He said this is an annual workshop used to inform the Commissioners of the upcoming FDOT projects. He presented a map listing all of the 2003-2007 Adopted Work Program. Commissioner Mosconis asked if Mr. Barfield if he had an estimated time for the SGI Bridge completion. Thomas P. Shafer, P. E., FDOT Midway Operations Engineer, informed the Board the tentative completion of the SGI Bridge was February or March, 2004. Mr. Barfield said he also wanted to inform the Board US Highway 98 from State Road 65 to the Carrabelle River Bridge would be resurfaced. He stated the project is scheduled for September, 2003. He said another resurfacing project, CR 65, is to be resurfaced all the way from US Highway 98 all the way up to the Liberty-Franklin County line, is scheduled for December, 2003. Commissioner Putnal asked when FDOT was going to pave US Highway 98 between Carrabelle and Eastpoint. Mr. Barfield replied he didn't think this repaving project is being considered. Chairman Creamer said it was listed as being schedule for September 2003. Mr. Barfield agreed and said he had mentioned that this project would be advertised and scheduled for September 2003. He informed the Board another project was considered an Enhancement Project, providing sidewalks on US Highway 98 from County Road 65 to Washington Street in Eastpoint, was scheduled for October 2004. He stated another

Enhancement Project for Bluff Road in Apalachicola was for a bike path from the Ned Porter Sports Park to Apalachicola City Limits, which is being scheduled for September 2005. Mr. Barfield said the County was participating in the County Incentive Grant Program where FDOT provides 35%, 50% or 65% depending on which system it's on. He explained if it is on FDOT's system they participate in 65% of the costs, if it is on the County's system they participate 35%, which is where most of the County projects are included. He said the first project is CR 65, Patton Drive, Water Street, etc. all of which are scheduled for completion in December 2002. He stated if the Board wants an extension they would need to send a letter to him or Gene Martin, FDOT Director of Production requesting one. Mr. Pierce said he would need authorization to send a letter requesting an extension on the projects. Commissioner Mosconis made a **motion authorizing the Chairman's signature on a letter requesting an extension for the projects Mr. Barfield listed above the County is working with FDOT on since the contract completion date is scheduled for December 2002.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Mr. Pierce asked about Phase III of the SGI Bike Path. He asked if they had any date in mind to begin this project. Mr. Barfield replied currently there is a fully funded five-year program, which carries FDOT through 2007. He said so the first consideration for Phase III of the SGI Bike Path would probably be 2008. Elizabeth Birriel, P.E., FDOT, introduced herself to the Board. She said she managed the VMS Management Asset Contract. She asked if anyone had any comments or concerns regarding this matter. Commissioner Mosconis asked her if she was the contact person when the Board can't get any action out of VMS. She replied she was. Chairman Creamer presented Ms. Birriel with some photographs of some ditches, etc. throughout the Count. He said the Board has had many, many serious complaints about the ditches in Eastpoint. He stated the Board has called and called trying to get someone to clean the ditches. He said a lot of individual citizens cleaned them themselves. Commissioner Mosconis said it was just as bad west of Apalachicola. Commissioner Sanders said it was bad all over the County. Mr. Pierce said he thought VMS was assuming the Florida Department of Corrections was going to continue to provide inmates to clean the ditches and sides of the roads. He stated since VMS is a private company or contractor State inmates cannot assist them in the roadwork. He said then there is a problem with the ditch flooding because it was cleaned out mechanically, but the debris was not removed. He stated the sides of the roads needed mowing as well. He informed the Board he had talked to Neel Brown, VMS, to see if VMS could get inmates to use. Mr. Pierce said that is not the responsibility of the County. He said VMS is a privately owned company with a contract with the State of Florida Department of Transportation to do ditch maintenance, road cutting, etc. Chairman Creamer said it also needed to be brought to the attention of FDOT that these ditches were not cleaned until VMS was contacted by phone and letter again and again. Commissioner Sanders said she thought VMS had problems throughout the County. She stated they mechanically cleaned the ditches out, but failed to remove the debris or mow the side of the ditches. Ms. Birrell said FDOT has a contractor who provides mowing to the sides or shoulders of the roads. Commissioner Mosconis asked if Ms. Birriel if she had driven in on the west side of Highway 98. Ms. Birrell replied she had driven in on SR 65 and a portion of East Highway 98. Commissioner Mosconis asked her to leave and travel west on Highway 98. She replied she would try to. He said three weeks ago VMS started clipping the

shoulder on West Highway 98. He stated some of the clippings still remaining on the sides of the road have been lying there for three weeks. He said instead of cleaning it up as they clipped it they just clipped it and left it there. He stated he didn't know what schedule VMS was working on unless you called it a "Leisurely" schedule. The Commissioners made numerous complaints about the service VMS was providing in Franklin County. Mr. Pierce, said after talking to the Road Department, the Commissioners, citizens, etc. it appears to everyone that there is a labor and equipment shortage at VMS. He stated he really never sees anything being done by VMS in the County. Doug Aarons, P. E., VMS, appeared before the Board and said in some of the other counties they have contracts with some of the Cities to provide some of the work within the cities. He stated they are allowed to use inmate labor when VMS is not. He asked if Franklin County would be interested in partnering with VMS in this maintenance work. Mr. Pierce replied this was the first time he had heard any such discussion. Commissioner Putnal said he didn't think the Road Department could handle much more work. Mr. Chipman said he could handle the ones in Eastpoint since he has been doing this already. He stated he could probably take care of the some of them in Lanark Village too, but he couldn't do anymore than he already is. Mr. Pierce said, on another note, he had received a letter from H. E. Prescott, P. E., District Secretary, FDOT, regarding the Counties request to install a left-turn lane at SR 30 (US Highway 98) at Franklin Boulevard. He said the District Traffic Operations Department evaluated the location, however, a left turn lane cannot be accommodated at this location due to right-of-way and geometry constraints. Mr. Pierce asked what would happen in the event a hurricane struck Franklin County, would FDOT assist the County, or would VMS be responsible. Mr. Barfield replied his attentions are for VMS to simply pickup where FDOT left off and assist any way they can. He assured the Board FDOT would be assisting if a hurricane hit Franklin County, especially with US Highway 98 repair. At this time the workshop was concluded.

**GEORGE ALLEN-EWSD BOARD MEMBER**

(Tape 2-26) Mr. Allen said he was a member of the Eastpoint Water and Sewer District. He stated he was asking the Commissioners to assist the District in acquiring the property, on Highway 65 near the County Jail, the County is currently negotiating with the St. Joe Company about. He said the District has been operating under a sewer moratorium since late 1996. He stated the District has been renovating the existing Waste Water Plant for the past 15 months and they are at substantial completion, upgrading our capacity from 165KGPD to 300KGPD and treating to Advanced Waste Water Treatment standards. He said they had not added any new sewer customers in the past six years. He asked the Commissioners to commit to supporting the purchase of the 49.7-acre tract of land from the St. Joe Company on Highway 65. He explained EWSD is prepared to enter into a contract with the St. Joe Company for the purchase of the land described in the June 13, 2002 appraisal report from Boutin and Brown Realty Advisors, Inc. He asked for permission to notify the St. Joe Company of the County's commitment to the purchase of this property by Eastpoint Water and Sewer District and that the District is ready to enter into a contract. After some discussion Commissioner Mosconis made a **motion directing Mr. Pierce to assist Mr. Allen in negotiating with the St. Joe Company regarding the purchase of the 49.7 acre tract of land on Highway 65 by**

**the Eastpoint Water and Sewer District and to inform the St. Joe Company Franklin County is in support of this project.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

**TONY MILLENDER-FOREST AREA SUPERVISOR**

(Tape 2-252) Mr. Millender thanked the Board of allowing him to present the annual Cooperative Franklin County Fire Control Agreement between Franklin County and the Department of Agriculture and Consumer Services, Division of Forestry. He submitted a written report to each commissioner reflecting the number of wildfires, nineteen (19), burning a total of 788.5 acres, in Franklin County from July 1, 2001 through June 30, 2002. Commissioner Sanders said for the past few years the Division of Forestry has been focusing on "Urban Interface". She explained this is where the Division uses control burns or the burning of underbrush to keep wildfires from getting so close to residential neighborhoods. Mr. Millender informed Commissioner Sanders the subject has been discussed and implemented nationwide. He thanked the Board for allowing him to present his report to them this morning.

**AIMEE LEMCKE-DISTRICT MANAGER-EMERGYSTAT, INC.**

(Tape 2-510) Ms. Lemcke said she was at the Board Meeting this morning to address the Board about EmergencyStat's current contract with DasSee, the company operating the local hospital. She said they are currently five months past due with their payments to EmergencyStat, Inc. for operating the local ambulance service. She said DasSee owes EmergencyStat \$25,000.00. Commissioner Mosconis asked her if she had talked to Mike Lake, CEO, DasSee about the past due bill. She replied she has talked to Mr. Lake and he has assured her on numerous occasions the "check was in the mail". She stated she has not seen the check or even, after asking, a copy of the check he supposedly mailed to EmergencyStat, Inc. Chairman Creamer said DasSee is \$25,000.00 behind today to EmergencyStat. He stated he is sick of DasSee never paying their bills on time. Commissioner Mosconis said his patience is getting thin. Chairman Creamer said he has talked to Ms. Lemcke and they both seem to think this is going to be an ongoing problem as it has been in the past. He suggested the Board try to get another company to operate the hospital. Commissioner Mosconis said he knew another company that would come in and operate the hospital. Chairman Creamer said he wanted the County Attorney to send DasSee a letter and tell them they better have EmergencyStat paid in full by this Friday. He said he wanted to also have the County Attorney to relay the Board's feelings that DasSee has violated their contract with the County. He said he wanted to see if someone else couldn't take over the hospital. Commissioner Sanders asked Mr. Shuler, the County Attorney, for some advice. Mr. Shuler replied non-payment to EmergencyStat is between EmergencyStat and DasSee and it is up to EmergencyStat to enforce their contract with DasSee. He said the County would be concerned if DasSee didn't pay EmergencyStat and the ambulance service was cancelled. He stated then this would be a violation of the contract the County has with DasSee, which is to provide ambulance services to Franklin County. Commissioner Mosconis said he would make a **motion directing Mr. Shuler to promptly write a letter to DasSee, Inc. relaying the feelings of the Board to Mike Lake, CEO, DasSee.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** HE said he wanted Mr. Shuler to be sure and tell them the County is going

to be looking for a replacement for DasSee if they did not start paying their invoices to both the County and EmergyStat, Inc. Chairman Creamer encouraged Mr. Shuler to research this matter and go ahead and get something done if possible.

(Tape 1-967) Charlie Schultz, EmergyStat, Inc., Manager, said he wanted to address the Board this morning. He said he would like to inform the Board their radio system is operating and working great. He stated they could converse from Alligator Point to Apalachicola. He said they are doing continuing education hours for the EMT's and EMS's. Mr. Schultz said the CEO has authorized him, when a third ambulance is needed when one has to go out of town to a hospital, to call in a third ambulance and the personnel to man the ambulance. He stated most of the employees don't leave in Franklin County that he would have to call people in from Panama City, Tallahassee, Perry, etc. Mr. Schultz informed the Board it would take him approximately two hours to bring people into the County to cover the third ambulance. He said by the time EmergyStat, Inc. gets people properly trained and working in Franklin County they live for higher salaries being paid in surrounding counties. He stated at the present time there are six or seven employees in the County. He said there are three employees who live in Franklin County, the remainder are from out-of-county. He stated this is why it would take a couple of hours to get an ambulance crew in the County. Mr. Schultz asked if the County would consider a raise for the EmergyStat, Inc. employees. Chairman Creamer said he had talked to Mr. Schultz before the Budget Workshop or the budget process and told Mr. Schultz that if he had anything to present during the budget process to let him know before the workshops started. He stated Mr. Schultz never contacted him and now the budget has been finalized. He told Mr. Schultz he would have to wait until next year to request this. He said this is the whole reason he told Mr. Schultz when the budget process would begin so he could have ample time to make any request. Commissioner Mosconis said the County had a contract with DasSee to provide ambulance service to Franklin County, so he thought Mr. Schultz should be talking or asking DasSee for a raise.

**ALAN PIERCE-DIRECTOR OF ADMINISTRATIVE SERVICES**

(Tape 2-1216) Mr. Pierce reported Dell Schneider was not here to discuss his need for an easement along Timber Island Road for a sewer line that eventually will be owned and maintained by the city. He said this matter did not need to be discussed until Mr. Schneider was at the meeting.

(Tape 1-1228) He said he needed Board action on a request from Baskerville-Donovan Engineers on behalf of the City of Carrabelle to trench the south lane of River Road for a gravity sewer line to serve some 120 customers. He said the trench would be filled in, patched and the entire overlaid with new asphalt, although the engineer, Mark Flammia, could not determine how long it would be between patching the road and the overlay being put down. Commissioner Putnal said he wouldn't make such a decision. He stated there should be a better way to do this. Commissioner Sanders said she has had telephone calls on River Road informing her they do not want sewer service. She stated that puts the Board in a dilemma until someone from the City of Carrabelle comes to inform the County what exactly and at exactly what time these things are going to be

done. Commissioner Putnal said he did not want the whole road torn up. He asked Mr. Pierce to invite either the engineer or someone from the City of Carrabelle to a Board meeting to discuss or present their plans.

(Tape 2-1342) He said Dick Barnhardt, SGI, has been following the nursing home situation and asked him to give the Board the following information. Mr. Barnhardt suggests the Board adopt a Resolution requesting our Legislative Delegation introduce legislation during the upcoming session for counties such as Franklin County to receive a waiver or exemption from the current moratorium on nursing homes opening up if all of the nursing homes in the County have closed. He said the Legislative action might be necessary because it is possible that the owner of the Apalachicola Nursing Home, Harold Stewart, let his license sit inactive so long that it may not be eligible to be reactivated. Commissioner Mosconis made a **motion authorizing the Chairman's signature on a Resolution requesting the Franklin County Legislative Delegation introduce legislation during the upcoming session for Counties like Franklin County to receive a waiver or exemption from the current moratorium on nursing homes opening up if all of the nursing homes in the County have been closed.**

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

(Tape 2-1366) Mr. Pierce presented the deed to Harry M. and Mary M. Middlebrooks' property on Alligator Point. He reminded the Board this is the house and vacant lot the County purchased using FEMA funds. He explained he now need authorization to advertise for bids for the demolition of the house. Commissioner Mosconis made a **motion accepting the Warranty Deed from Harry M. and Mary M. Middlebrooks for Lots 3 and 4, Unit 1, Peninsular Point in Alligator Point and authorizing Mr. Pierce to advertise for bids for demolition of the house.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1418) He presented the lease between the Board and St. Joe Timberland Company for 88 acres of land for the proposed Carrabelle Recreation Complex. He said the lease signed by the Chairman is a regular lease for twenty-five years, with a payment of \$3,000.00 per year. He explained this particular document does not have an option to purchase, but the lease was submitted to the County Thursday afternoon and had to be postmarked to Tallahassee on Friday. He said he went ahead and had the Chairman sign the lease as submitted, on the assurance from Brian Duke, St. Joe attorney, that a separate option to buy contract would be submitted shortly. He stated the lease of twenty-five years is the minimum acceptable to the State; the total lease payment of \$75,000.00 is the funds available to the County from the FRDAP Grant and requires a County match. He asked the Board to accept the lease and to authorize the Finance Office to pay \$250.00 a month as the lease requires. Commissioner Sanders made a **motion accepting the lease between Franklin County and St. Joe Timberland Company for 88 acres of land for the proposed Carrabelle Recreation Complex and authorizing the Finance Office to pay \$250.00 a month as the lease requires.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.** Billy Buzzett, St. Joe Company, assured the Board the option to purchase contract is on the way. He stated they just wanted to accommodate the County in meeting the deadline for filing the FRDAP Grant. He said the purchase

**FCBCC MINUTES-SEPTEMBER 17, 2002**

price of the property would be reduced by the lease payment. Mr. Pierce asked Mr. Buzzett about the property on Highway 65 being sold to Eastpoint Water and Sewer District as earlier discussed in the meeting. Mr. Pierce stated he would call George Allen and try to schedule a meeting for all the parties involved in this request.

(Tape 2-1535) He asked for Board action to clarify a previously adopted Resolution renaming all of the Brickyard Road after Eddie Nesmith. He said renaming all of the road would require existing residents along the road to change their mailing addresses, the Planning Office recommends that just that portion of the road leading into Fort Gadsden State Park be renamed Eddie Nesmith Road. He presented a petition "To Reconsider the Renaming of Brickyard Road" sign by most of the residents living on Brickyard Road. Commissioner Mosconis made a **motion to rename only the portion of the road leading into Fort Gadsden State Park "Eddie Nesmith Road"**. Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1587) He informed the Board there will be a meeting with FDOT consultants Post, Buckley, Shuh and Jerrigan on Wednesday, September 25, 2002 at 9:00 a.m. to discuss the Bluff Road Bike Path, which will lead from the City of Apalachicola to Ned Porter Park on Bluff Road.

(Tape 2-1604) He said the Board has received an invoice from Preble-Rish for the beginning of engineering work on the design of Twin Lakes Road in Eastpoint. He stated he has not asked the Board to sign this contract with Preble-Rish because he didn't think there would be funds available in this year's budget. He explained the Finance Officer informed him she could pay part of the invoice out of the remaining engineering funds for this year. He said she needs an answer as to whether the Board wants to pay part of the invoice this year. He stated the contract would also have to be signed by the Chairman. He said this contract is for \$47,300.00 for work, which is part of the County's contribution to make the Twin Lakes Project eligible for CDBG funding. Commissioner Mosconis made a **motion authorizing the Chairman to sign the contract with Preble-Rish in the amount of \$47,300.00 for the Twin Lakes Project in Eastpoint and authorizing the Finance Office to pay a portion of the invoice out of this year's Engineering Budget.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1724) He presented a package submitted by SAE Inc. Grounding Systems regarding the lightning problem at the Franklin County Jail. He said they propose the County authorize payment of \$9,450.00 for an audit and design to alleviate the problem. He said this does not include the cost of actually fixing the problem. He stated this has been an ongoing problem with the Jail. Commissioner Mosconis said he would be glad to give his package to Michael Allen, WOYS, so he could pass it on to Mr. Plessinger, owner of WOYS, to see what he thinks. He stated he talked to Mr. Plessinger about this situation. He said he thought Mr. Plessinger could look over the package and then he could give the Board an option. Commissioner Williams said he thought this matter needed to be addressed. He stated the County has a person out on Workers Compensation since she was struck by lightning. He said he thought there was going to

be a lawsuit about the safety issues regarding the lightning problem. Commissioner Putnal said he just couldn't see spending this much money for just a study and not having anything fixed. Commissioner Mosconis made a **motion directing Mr. Pierce to contact Mr. Plessinger to get his opinion on this matter.** Commissioner Putnal seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1853) He asked the Board to formally adopt the Resolution increasing the building fees. He said the increase was discussed at the Budget Workshop. Commissioner Mosconis made a **motion adopting the new Building Fee Schedule and authorizing the Chairman's signature on the Resolution.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1866) He presented a letter he sent to Ben Withers, Withers Construction Company, regarding the Carrabelle Library and the items he needs to repair at the Library. He asked the Board if they wanted Mr. Shuler to inform the bonding company in case Mr. Withers or the architect does not follow through. He said the concern the Library Director, Eileen Annie, has is that the County accepted the building either September or November last year, depending on whether you count the year starting on the day of the substantial completion inspection on September 28<sup>th</sup> or the point at which the County actually took possession and received the keys to the building. He explained the bond covers the year after substantial completion is done. Commissioner Mosconis made a **motion directing the County Attorney, Mr. Shuler, to notify the bonding company for the Carrabelle Library Project that the contractor or architect has not followed through with the requested repairs or changes to the building.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1970) He said Mark Curenton, Assistant Planner, asked him that the Board direct him to apply for re-certification of the County under the Community Rating System Program. He stated this program currently provides a 10% reduction in property owner's flood insurance premiums because of the County's efforts in minimizing flooding hazards and warning owners of risks. He said it takes Mr. Curenton approximately two weeks to complete the re-certification requirements. Commissioner Mosconis made a **motion directing Mark Curenton, Assistant Planner, to apply for re-certification of the County under the Community Rating System Program.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 2-1982) He informed the Board Mr. Curenton did submit two FRDAP applications on Friday. He said both requested waivers of the County match, and both asked for the maximum funding of \$200,000.00. He said one project was the construction of four lighted tennis courts at Ned Porter Park and the other was for the construction of the Carrabelle Recreation Complex on property leased from St. Joe Timberland.

(Tape 2-2000) He asked for the Board to take action on replacing two members on the Construction Licensing Industry Board. He said Ralph Dietz has resigned for health reasons and the Licensing Board would like to move Ronald Grey from alternate to full member to replace Mr. Dietz. He explained then the Licensing Board would like to have

Robert Nicholson appointed to the alternate position. Commissioner Putnal made a **motion authorizing the appointment of Ronald Grey as a full member on the Construction Licensing Industry Board.** Commissioner Sanders asked who Robert Nicholson was. Mr. Pierce said he had not even met him. Commissioner Sanders asked who recommended him. Mr. Pierce replied the Licensing Board. Chairman Creamer said he thought Mr. Pierce needed to know who these people were. Mr. Pierce said then he would hold off on this decision to appoint Robert Nicholson as an alternate to the Construction Licensing Industry Board. Commissioner Sanders said she would second the motion appointing Mr. Grey as full member to the Construction Licensing Industry Board. All for. **MOTION CARRIED.**

(Tape 2-2064 Continued on Tape 3) Mr. Pierce said the Planning and Zoning Commission met in regular session and recommends the following action: After lengthy discussion the Commissioner recommends the Board adopt an ordinance prohibiting the issuance of a building permit to construct a dock or seawall on undevelopable residential properties. I am not opposed to this procedure, but there are some situations in the County, were a house on one side of the road might own the land on the water side of the road, and own it specifically for the purpose of building a dock or fishing pier. Larry Joe Colson was supposed to be at the meeting to discuss a related concern of his. Instead of prohibiting docks on undevelopable properties, he is interested in having the county planning and zoning commission grant conceptual approval for non-controversial docks before state and federal permits are obtained. The County Commission would not act until after the state and federal permits are in hand. Mr. Colson says that because of the monthly meeting and the fifteen day closing of the P and Z Agenda, sometimes it takes six weeks to get County approval after the months of waiting for state and federal permits. After discussion Mr. Pierce presented the following dock permits for approval by the Board: Approval for Charles Bennett to construct a private dock on Lot 10, New River Forest Subdivision. Commissioner Putnal made a **motion approving construction of a private dock for Charles Bennett.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval for Glen Williams to construct a private dock and seawall and dredging on a private canal on Lot 38, Holiday Beach, Unit 1, Alligator Point. Commissioner Sanders made a **motion approving construction of a private dock and seawall and dredging for Glen Williams.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.** Approval for Larry and Carole Simmons and Carlton and Nancy Ingram to construct a private dock on Lot 9, Pelican Bay Subdivision, Alligator Point. Commissioner Sanders made a **motion approving construction of a private dock for Larry and Carole Simmons and Carlton and Nancy Ingram.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED. Commissioner Sanders left the meeting before the next issue was discussed:** There was no recommendation on the request from Jimmy Meeks to construct a private dock and boat lift on property lying on the Crooked River and further described as lying in Section 8, Township 7 South, Range 4 West. The Commission was tied 3-3 on this request. He presented a letter from Lucretia Bloodworth opposing this request and stating her reasons why. Jimmy Meeks appeared before the Board and presented the map of his dock approved by all of the state and federal agencies. He said he had all of his permits from the state and federal government. After discussion and asking Mr.

Meeks to move his dock left to where it is on the map the matter was tabled until the next meeting so Mr. Meeks could check into adhering to the Board's request. Commissioner Mosconis made a **motion to table the Meek's request until the next meeting.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**Commissioner Sanders then returned to the meeting at this time.** Approval for a commercial site plan for Pearl Linen to build a metal building at 191 Highway 98, Eastpoint. Commissioner Mosconis made a **motion approving a commercial site plan for Pearl Linen to build a metal building at 191 Highway 98, Eastpoint.**

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

Approval for James T. Démonia to rezone Lots 1-9, and 22-25, Block 1 East, Unit 1, SGI, from C-2 to C-4. There is an existing building on some of these lots and the owner wants to be able to put apartments upstairs. This action is to agree to schedule a public hearing.

Commissioner Mosconis made a **motion to schedule a public hearing to consider a rezoning request submitted by James T. Démonia.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

Approval to schedule a public hearing for Mahr Development Corporation to rezone Lots 1, 2, and 3, Block 9 West, Unit 1, SGI from C-2 to C-2 submitted by Samuel Gilbert. Commissioner Mosconis made a **motion to schedule a public hearing to consider a rezoning request submitted by Samuel Gilbert.**

Approval for Sailfish Investments, LTD. To rezone Lots 4 and 5, Block 9 West, Unit 1, SGI from C-2 to C-4 submitted by Samuel Gilbert. Commissioner Mosconis made a **motion to schedule a public hearing to consider a rezoning request submitted by Samuel Gilbert.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

Approval for Rocky and Pam Moore for a small scale land use change and rezoning for Lots 1, 2, 3, 6, and less 49 feet of Lot 4, Patton Drive in Eastpoint from R-1 to C-4, Willard Vinson's old house. Commissioner Mosconis made a **motion to schedule a public hearing to consider a small-scale land use change and rezoning submitted by Rocky and Pam Moore.**

Commissioner Williams seconded the motion.

All for. **MOTION CARRIED.** Request by Quentin Herndon to rezone 10 acres of land from A-2 to R-2 North of Carrabelle at the intersection of Jeff Sanders Road and CR 67, in Section 22, T6S, R4W was denied.

Approval of the final plat for Sandbar Point, a subdivision North of Apalachicola in Section 27, T8S, R8W, submitted by Jimmy Waddell. Commissioner Mosconis made a **motion approving the final plat of Sandbar Point submitted by Jimmy Waddell.** Commissioner Williams seconded the motion.

All for. **MOTION CARRIED.** Approval for the final plat for Whispering Pines, Phases 3 and 4, a subdivision in Section 29, T8S, R6W, in Eastpoint submitted by Neal Bolton.

Commissioner Putnal made a **motion approving the final plat for Whispering Pines, Phases 3 and 4 submitted by Neal Bolton.** Commissioner Sanders seconded the motion.

All for. **MOTION CARRIED.** Approval for the sketch plat for Palmetto Ridge, a subdivision next to Magnolia Ridge Phase 2 in Eastpoint, submitted by Garlick Environmental. Commissioner Putnal made a **motion approving the sketch plat for Palmetto Ridge submitted by Garlick Environmental.**

Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.** Mr. Pierce said this concluded his report.

**AMELIA VARNES-DEPUTY CLERK**

(Tape 3-319) Ms. Varnes informed the Board Mr. Wade would not be at the meeting today. She explained he was attending a Clerk's Conference in Jacksonville.

(Tape 3-308) Ms. Varnes reminded the Commissioners about the Final Public Hearing, on Monday, September 23, 2002 at 5:15 p.m. at the Courthouse Annex and the Fiscal Year End Meeting on Monday, September 30, 2002 at 9:00 a.m. at the Courthouse Annex.

(Tape 3-321) She presented the new Fee Schedule submitted by the Franklin County Health Department. She stated the memo informs the Board the only increase in any fee is for the Flu Shots. She also informed the Board the FCPHU had a decrease in the amount charged for office visits based on the Medicaid rate. She stated the FCPHU wanted this new fee schedule approved by the Board this morning so it could be implemented on October 1, 2002. Commissioner Mosconis made a **motion adopting the new fee schedule as presented by the Franklin County Health Department.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

(Tape 3-335) She also presented the Franklin County Public Health Unit contract between Franklin County and the State of Florida Department of Health for the operation of the FCPHU for the contract year 2002-2003. Commissioner Mosconis made a **motion authorizing the Chairman's signature on the annual contract, 2002-2003, between Franklin County and the State of Florida Department of Health for the operation of the FCPHU.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

(Tape 3-349) Ms. Varnes stated the Finance Officer, Ruth Williams, was requesting a Budget Amendment for Engineering/Architectural costs for the Courthouse Annex. She said the Board needed to approve the following: In General Fund increase Transfer to Capital Outlay, \$5,000.00; decrease Reserve for Contingency, \$5,000.00-In Capital Outlay Reserve Fund increase Building Engineering/Architect, \$5,000.00; Increase Transfer from BOCC \$5,000.00. She stated the memo reflected the furniture/fixture costs should be finalized soon and then a Budget Amendment would be requested for that. Commissioner Mosconis made a **motion approving the request for Budget Amendment for Engineering/Architectural costs for the Courthouse Annex-in General Fund increase Transfer to Capital Outlay \$5,000.00; decrease Reserve for Contingency \$5,000.00; in Capital Outlay Reserve Fund increase Buildings Engineering/Architect \$5,000.00; increase Transfer from BOCC \$5,000.00.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

**ALFRED SHULER-COUNTY ATTORNEY**

(Tape 3-370) Mr. Shuler said he had been contacted by Nick Yonclas, attorney for Mr. Bloodworth, SGI, regarding the Porter Street Canal. He said he was asked by Mr. Yonclas to not discuss this matter this morning. Mr. Shuler stated he would wait to discuss this matter with the Board until the next meeting when Mr. Yonclas could be present.

**FCBCC MINUTES-SEPTEMBER 17, 2002**

(Tape 3-400) He said he reviewed and approved the final plat of "Blue Water Bay" presented to the Board by Thad and Debbie Brett.

(Tape 3-405) He said he filed a "Motion to Dismiss" in the Meeks Lawsuit against the County.

(Tape 3-436) He stated the group seeking the beaches and street ends in front of SGI Gulf Beaches Units 1, 2, and 3 has submitted a settlement for consideration. He said he would be waiting until he reviewed the settlement and see if it would be acceptable to the Board and the public.

(Tape 3-502) Commissioner Putnal asked Mr. Shuler about the No Wake signs for the Carrabelle River. He stated the people who requested the signs last name was Oaks. He asked what the status of the signs was. Mr. Shuler replied he would have a sample ordinance prepared by the end of October. He said someone else would have to obtain and place the signs.

(Tape 3-595) Commissioner Sanders said she wanted to ask Mr. Shuler if the County should be considering and reviewing redistricting plans. She stated the odd year for redistricting was coming up quickly. She stated next year is the odd year and there is important issues that need to be addressed so the redistricting can be done efficiently and to serve the people fairly. She made a **motion directing Mr. Shuler to obtain the final Census tally and to start gathering the necessary information so the redistricting issue can be finalized next year, 2003.** Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

**LEONARD MARTIN-AMERIPLAN USA**

(Tape 3-660) Mr. Martin said he was here today to present each Board Member with some information regarding a new dental plan, AmeriPlan USA. He presented each Commissioner with a chart of the current dental rates being paid and the new rates he could get for the Board. He said there is a savings of \$15.53 for employees, \$34.07 for employees and one dependant, and \$74.93 for employees and two or more dependents. He asked the Commissioners to look over the plan. Commissioner Mosconis said he would make a **motion directing the Clerk and the Finance Officer to meet with Mr. Martin regarding the proposed dental plan and come back to the Board with a recommendation.** Commissioner Sanders seconded the motion. All for. **MOTION CARRIED.**

**TED MOSTELLER-CHAIRMAN APALACHICOLA AIRPORT COMMITTEE**

(Tape 3-967) Mr. Mosteller said they are currently placing two culverts on the road at the airport. He said as soon as these two culverts are finished they would finish the road. He stated the County requested the Legislature provide funds to repair the storm sewer problem at the airport. He explained the FAA conducted an inspection at the airport last week and they were unhappy to see the situation. He stated FAA has indicated they would provide a grant or funds to repair the storm sewer. He asked the Board to authorize the submission of an application for these funds from FAA. Commissioner

FCBCC MINUTES-SEPTEMBER 17, 2002

Mosconis made a **motion authorizing the submission of a FAA grant to repair the storm sewer problem at the Apalachicola Airport.** He said he was really unhappy with the services the services URS has provided at the Airport. Mr. Mosteller said it was in material whether they used URS or another firm they had to approve the submission of this FAA grant. Commissioner Williams seconded the motion. All for. **MOTION CARRIED.**

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

Eddie Creamer

**EDDIE CREAMER, CHAIRMAN**

Kennell Wade

**AMELIA VARNES, DEPUTY CLERK**