

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COURTHOUSE ANNEX – COMMISSION MEETING ROOM
JUNE 7, 2016
9:00 AM
MINUTES**

Commissioners Present: William Massey – Chairman, Noah Lockley, Cheryl Sanders, Rick Watson

Others Present: Michael Morón – County Coordinator, Michael Shuler – County Attorney, Marcia M. Johnson-Clerk of Court, Lori P. Hines-Deputy Clerk to the Board.

Call to Order

Chairman Massey called the meeting to Order.

Prayer and Pledge

There was a prayer followed by the Pledge of Allegiance.

Approval of Minutes

On motion by Commissioner Lockley, seconded by Commissioner Sanders, and by unanimous vote of the Board present, it was agreed to approve the minutes from the meeting held on May 17, 2016.

Payment of County Bills

On motion by Commissioner Sanders, seconded by Commissioner Watson, and by unanimous vote of the Board present, it was agreed to approve payment of the County's Bills.

Department Directors Report

Howard Nabors - Superintendent of Public Works

Mr. Nabors reported a little bit of road was lost at Gulf Shore Blvd. on Alligator Point. He explained the road in front of the KOA was closed off due to flooding. He stated on the west end of St. George Island on the bay side, all the roads are under water due to the storm surge. He said the roads are closed but when they dry out a little, they will get in there and fix the roads. Commissioner Massey thanked Mr. Nabors and his department for doing a good job.

He also thanked Mr. Nabors and Mr. Davis for helping with the benches in Eastpoint. Mr. Nabors reported half of the employees are taking inmate classes today and the other half will take classes tomorrow.

Commissioner Sanders said the storm undermined the water line down Gulf Shore Blvd. so there are no water lines. Mr. Nabors reported they are not sure if it is busted or not but they can see the line. Commissioner Sanders stated this is why they are trying to get FEMA (Federal Emergency Management Administration) to approve the alternate route because they know this is an issue.

Mr. Moron stated Mr. Nabors and the Road Department got praise from the Mayor of the City of Carrabelle and another man concerning an email received about speed limit signs on Highway 67. Mr. Moron said he sent the email to Mr. Nabors and got the letter the next week thanking the Road Department for all their work. He reported Mr. Nabors took action quick to fix the problem. Commissioner Sanders stated this is why there is a commissioner in the Road Department. Mr. Nabors agreed sometimes the speed limit drops very quickly in a short distance. Commissioner Sanders reported once she got the email and was familiar with the area, as she drives it every day, then she saw there was not a sign in the other direction and knew what the man was talking about. Mr. Nabors reported sometimes people take the signs.

Fonda Davis - Solid Waste Director

Mr. Davis did not have a report at this time. Chairman Massey thanked Mr. Davis for helping with the benches.

Commissioner Lockley reported the item he discussed with Mr. Davis and Attorney Shuler is on hold as the individual may be giving the item to the City for a monument. He agreed they will wait and see what is done. Attorney Shuler stated he talked with Mr. Davis and he got all the information but the problem the man encountered was not from the County but was from a private contractor. Attorney Shuler said the County did everything they should have done and Mr. Davis did a great job.

Commissioner Sanders asked for an update on the Franklin County Debs. Mr. Davis reported the team will be moving on to State and he will be coming to the next Board meeting asking for the \$2,500 for the team. Commissioner Sanders stated the Board has already approved placing signs and they need signs designating the years they won the state championship dating back from 1999 to present day. She said the signs should be fashioned so they can add or remove information on the sign. She stated there are a lot of teams that have won state championships and they need to be acknowledged at the county lines. Commissioner Sanders reported the signs were at the Panacea side of Highway 98 and west of Apalachicola. **Commissioner Sanders made a motion to place these signs at the Panacea side of Highway 98 and west of Apalachicola. Commissioner Watson seconded the motion. Motion carried; 4-0.**

Pam Brownell - Emergency Management Director

Mrs. Brownell appeared before the Board and presented the following report:

Action Items:

1. Opening of RFQ's for Homeland Security Grant for Training and Exercise.

On motion by Commissioner Lockley, seconded by Commissioner Sanders, and by unanimous vote of the Board present, it was agreed to open the RFQ's. Mr. Moron and Attorney Shuler opened the RFQ's, as follows:

Disaster Strategies and Ideas Group, LLC	Tallahassee, Florida
The Management Experts, LLC	Tallahassee, Florida
Kratos	Huntsville, Alabama
Kenneth Schroeder	Apalachicola, Florida

Mrs. Brownell reminded the Board there is no preference given to local contractors. **On motion by Commissioner Lockley, seconded by Commissioner Watson, and by unanimous vote of the Board present, it was agreed to turn the RFQ's over to Mrs. Brownell and the committee to rate the RFQ's and make a recommendation to the Board.** Attorney Shuler asked who the members of the committee are. Mrs. Brownell replied her office and Mr. Moron. She said they have score sheets and the bidders were informed in the RFQ how this would be scored.

2. Request the Board Approval and Signing of Debris Monitoring Contract.
3. Request the Board Approval and Signing of 2016-2017 EMPA Grant in the amount of \$105,806.00 and the EMPG Grant in the amount of \$53,538.00.

On motion by Commissioner Watson, seconded by Commissioner Sanders, and by unanimous vote of the Board present, it was agreed to approve and sign the 2016-2017 EMPA Grant in the amount of \$105,806.00 and the EMPG Grant in the amount of \$53,538.00. Commissioner Lockley asked Mrs. Brownell to explain the grant for the public. Mrs. Brownell reported the EMPA grant is received from the state trust fund to operate her office. She said her office is basically run by these two grants. She stated the EMPG is a federal grant that helps to run their programs.

Information Items:

1. Hurricane Season Started June 1, 2016.
2. Franklin County EOC Staff continue to promote our Re-Entry Tag program and encourage all residents to apply for their Re-Entry Tag.

3. June 4 from 10-2, Franklin County EOC hosted its 2nd Annual Disaster Expo. This Expo allows our office to inform and educate Franklin County Residents about Planning ahead for Natural Disasters and ways to be prepared.

Commissioner Watson asked if there are other storms. Mrs. Brownell agreed there are two more waves so they will monitor the activity.

Erik Lovstrand - Extension Office Director

Mr. Lovstrand appeared before the Board but did not have any additional items to his written report.

Franklin County Extension Activities May 18 – June 7, 2016

UF/IFAS Extension Faculty have been involved in the following Extension activities this period.

General Extension Activities:

- Extension Director collaborated on article for Tallahassee Democrat on migratory bird species that use our local barrier islands as crucial stopover habitat.
- Extension Director taught 2 modules of the Florida Master Naturalist program on the topic of Birds.
- Extension Director assisted the new Gulf County Extension Director with conducting staffing interviews for a new Administrative Assistant for the Extension office.
- Extension Director prepared new County Extension Budget request.
- Extension Director participated in NW Extension District Natural Resources program implementation team meeting.
- Extension Office Manager/Program Assistant has compiled required documentation to bring the Extension office Affirmative Action file up to current required standards.

Sea Grant Extension:

- Extension Director posted article on impacts of artificial lights on sea turtles on the Northwest District “Panhandle Outdoors Live” web site.
- Sea turtle lighting equipment continues to be distributed to beachfront property owners.
- Extension Director provided presentation for Research Reserve Lecture series titled “**Apalachicola Bay and its Oysters.**” There were 46 people in attendance.
- Extension Director met with Bay and Gulf County Sea Grant Agents to plan for multi-county sea turtle lighting project. Grant agreement between FDEP, FWC and IFAS is being drafted. This project seeks to increase the dark skies area on turtle nesting beaches in and near our existing conservation areas in the 3 counties.
- Extension Director attended the Florida Sea Grant Strategic Planning Meeting in St. Petersburg to work on the 5 year strategic plan. Travel funds provided by Sea Grant.
- Extension Director provided required shellfish harvester certification training at the Wakulla Extension office.

4-H Youth Development:

- Franklin County's Making Strides 4-H club continues to meet.
- Extension Staff are assisting local parents and youth with registration for 4-H Summer Camp. Staff also sent out letters to local businesses to give them the opportunity to provide camp scholarships for local youth.
- Extension Office Manager/Program Assistant has been taking on-line 4-H training to assist with program logistics and record keeping.

Family Consumer Sciences:

- Family Nutrition Program Assistant continuing to implement in-school curriculum in 2nd-4th grade Franklin County classrooms.

Agriculture/Horticulture:

- Extension Director provided many field visits to homeowners to assess issues and make recommendations regarding turf grass, pecan trees, gardens, pests on citrus, ambrosia beetles in avocado, and more.
- Wakulla County Extension Director provided gardening program at local library branch.

Mike Cooper - Weems CEO – Report

Mr. Cooper informed the Board they do not have an update on the insurance for the accident that occurred when an individual ran into the building. He said this area cannot be cleaned up until the insurance company releases the area. He reported the exterior wall was damaged and there may be a fissure on the interior wall but he does not have an estimate. Mr. Moron stated the insurance company called yesterday and they are sending an insurance adjuster. He said the situation was explained and they were given a telephone number for Mr. Craig Gibson. Mr. Cooper stated thankfully this is not in a patient care area but involved the attached maintenance shop.

Mr. Cooper reported the new ambulance is due to be picked up a week from Friday. He said Mr. Jarod Wester, EMS Director, will pick up the vehicle and drive it back.

Mr. Cooper stated on April 1st the third ambulance was moved to a full time paramedic unit. He explained it was previously a part time BLS (Basic Life Support) unit running 12 hours a day, Friday-Monday but now runs 24 hours a day, 7 days a week at a paramedic level. He reported since it was implemented on a full time basis, the response times have gone from 12.4 minutes per run to 8.7 minutes per run. He stated the national average is 9.4 minutes so they are now under the national average. He said the average monthly runs for two months have increased by 15. Mr. Cooper explained there have only been 10 instances of ambulances having to come from outside their zones. He stated there are 3 zones-Apalachicola zone, central zone and the east end zone. He said when the other ambulance was not full time, the ambulances ran out of their zones regularly. He said there have been no instances when an ambulance was not in the

county. He reported the previous month, in March, there were runs they could not respond to because there were no ambulances and they were delayed to a couple of other calls. He stated the cost of having this unit on the road is an additional \$21,000 a month. Commissioner Watson questioned if the 15 additional runs are up from last year. Mr. Cooper stated this is an increase over previous months. He said they were averaging 140 runs up to April 1st and then in April and May the average runs were 155. Commissioner Watson asked if this is normal during the summer season. Mr. Cooper said he does not have the information but they can look into it. He explained they have not done a detailed analysis year by year so he is not sure if this is seasonal. He stated February and March were extremely busy. Commissioner Watson reported since there is increased usage then there should be increased revenues. Mr. Cooper reported it depends on the kind of run it is. He stated Mr. Wester is trying to pick up some runs where he can be selective about who the payor is but they will not have all the information until the payments start coming in. Mr. Cooper stated EMS payments are also slower coming in.

Mr. Cooper informed the Board he talked with Mr. Marc O'Bryant, Tallahassee Memorial Hospital, and he thinks he will be able to attend the June 21st workshop.

Mr. Cooper said they are still looking into converting the clinics to rural health clinics as it would increase their reimbursements from Medicare by \$100,000-\$150,000. He stated they have been working on this for over a year and CMS has released this project to AHCA (Agency for Health Care Administration) so it is now at the state level but he does not have an implementation date.

Mr. Cooper stated he thinks an email was sent to the Board but he wanted to inform them they met with Sheriff Mike Mock and Ms. Ginger Coulter, Franklin County Sheriff's Office, about working together on their medical issues. He said they had a productive meeting about how to reduce the costs and keep the money in the county. Mr. Cooper reported the Hospital is meeting tomorrow with their staff that will be affected by this issue. He stated their staff will then travel to the Sheriff's Office next week to see what the work flow actually is so they will know if they can complete the work. He stated by the time of the workshop or hopefully before, they will submit a proposal to the Board. He explained at the very least this proposal will take the profit out of the 3rd party proposal. He reported they have talked with Mr. Wester about the potential of stationing an ambulance at the jail to cut down on time if prisoners have to be transported. Commissioner Watson said this is a very positive development and he encouraged them to proceed with this proposal. He reported there may also be an opportunity to assist the school board. Mr. Cooper stated there is good infrastructure so there are other places in the county they can put it to work. Commissioner Lockley questioned what staff will consist of. Mr. Cooper said the Sheriff's Office is interested in getting out of adjudicating bills. He explained when the inmates are taken for services then the Sheriff's Office is billed and they have to determine if there is a contract for the item and send it in for payment. He reported the Hospital would send their financial people to the jail to review the work flow and the number of bills involved so they can determine how many hours would be

involved in get them adjudicated. Mr. Cooper explained the other item would involve treatment of the prisoners and passing out medication. He stated they need to review the volume and the environment so they could determine the staff they would need to provide.

Mr. Cooper reported, in relation to the building program, he has a phone conference today with Culpepper Construction Company and Adams Consultants. He stated this is the planning and design stage that will result in the guaranteed maximum price (GMP) that Culpepper will sign off on. He reported it will then be time for a decision. He stated they are right on the budget that was given and will be within the budget. He explained it starts this afternoon and includes the medical equipment with one caveat. He said one issue that has come up within the last couple of weeks is new legislation passed from CMS that requires all radiology equipment to be digital. He stated there are 3 different types of radiology equipment-plain film, digital film and the kind they have, which are plain film they take and digitize. He reported they have a radiology cassette that they place into a machine and it makes it digital so they can send the records anywhere by computer. Mr. Cooper stated they are going to give you less reimbursement beginning in 2017 if the records are not completely digital. He said the first year the reduction will be 5% and then an additional 5% up to 10% the next year. He reported the Hospital has the ability to upgrade the equipment instead of buying new but he is not sure of the cost of upgrading versus purchasing new equipment. Mr. Cooper stated if the building program moves forward then they would be moving in the new facility by the end of 2017. He explained if you take the existing equipment to the new facility, it will involve deconstruction costs to take the equipment off the walls, upgrading costs and then re-installation charges. He said this total may be close to what new equipment would cost so he is getting estimates for both options. He reported this item may not fit in the medical equipment budget as they did not expect this expense.

Mr. John Graham, Weems Memorial Hospital, appeared before the Board to discuss the April financials. He said they were doing well until April and it was a low revenue month in both the hospital and the clinics. He explained they are \$142,000 in the red for the month and \$162,000 in the red year to date. He discussed the balance sheet and said the cash on hand is 8.3 days. He stated there are two A/R net day numbers-one is 89 and one is 37. He explained the 37 days indicates claims that have insurance and how fast they are turning around as that is where most of the cash is. He said they have also broken out the numbers by the unit (hospital, EMS, clinics) and these will tie back to the numbers on the front page. He reported year to date they are writing off about 50% of what they charge for the ambulance due to contractual adjustments such as bad debts and charity. Mr. Graham referenced the \$408,000 due from Medicare, Medicaid and Others on the balance sheet. He explained they have turned in to Medicare \$800,000 worth of bills for items they had to purchase to meet meaningful use guidelines for electronic medical records. He said these bills were submitted in April and they estimate 50-55% of the money should be coming in within 45-60 days. He explained the amount depends on their Medicare percentage of payor mix. He stated CMS has approved the state's plan to implement the LIP and DSH payments next year. He reported Weems Memorial is a Tier I hospital and their numbers, according to the plan that was presented, would increase

from \$393,000 in 2015 to over \$1 million in 2016. Mr. Graham said Medicare has accepted Florida's methodology for doing this but the total funding depends on all the other hospitals in the state that participate in intergovernmental transfers. He reported this process will be ongoing until sometime in August and they will know better than what the LIP and DSH payments will be. Mr. Graham said, in relation to short term cash, there is \$92,000 Medicare is ready to pay but there was a glitch in the system. He said there were problems with billing and claims but they are working through the glitches. He reported there is also another \$111,000 coming from Medicaid that is partially LIP/DSH. He stated they will provide an update when the money comes in. He said there will be cash coming in but there are also the obligations of the Health Care Trust Fund (HCTF) and vendors. Commissioner Sanders said at the last Board meeting they reported there was 13 days cash on hand when they actually only had 8 days. Mr. Graham commented the balance sheet goes month to month. Commissioner Sanders stated she praised Mr. Graham for this and that afternoon or the next day they got more money from the HCTF. She said if there had been 13 days cash on hand then they would not have had to borrow from the HCTF to make payroll. Mr. Graham answered this is a day to day thing and cash on hand is a figure computed as of the end of a period of time based on their overall payables. Commissioner Sanders questioned what the problem is with the cash flow that the Hospital is not even able to make payroll. She said they reported 13 days cash on hand compared to the previous month when there was 8 days cash on hand so they should not have had to borrow \$90,000 on May 18th. Commissioner Sanders stated they came before the Board on May 17th and made them think everything was good and then had to borrow on the 18th. She went on to say this does not make her feel like the hospital is financially stable. Mr. Graham discussed the timing of payroll and said when they have to fund it on a Tuesday or Wednesday, it represents 8 1/2 days cash on hand. He stated there are other key vendors and ER doctors that they have to keep current. Mr. Graham explained one high invoice can take several days cash on hand in a moment. He reported days cash on hand is a ratio computed figure at the end of a month. Commissioner Sanders questioned how many patients they have at the Hospital stay overnight on average. Mr. Graham answered 2-3 patients. Commissioner Sanders questioned if sometimes they have no patients. Mr. Graham answered yes, and said sometimes there are 6-8. Commissioner Sanders asked if the providers are making sure they are taking care of the patients or sending them home. She stated she is aware of one instance where a person needed to stay in the hospital but the doctor would not let them stay so the person got worse and had to go to another hospital. Commissioner Sanders said they were told in May they would see a big turn around and reimbursements would start coming in. She asked if this has happened. Mr. Graham answered in it is beginning to happen in short term cash. Commissioner Sanders questioned if they have reimbursed the HCTF. Mr. Graham answered not yet. Commissioner Sanders asked Mr. Cooper if he told the Board the turnaround would happen in May. Mr. Cooper reported they expected the reimbursement to be the middle of May, four months after the new computer system went on line. He said they placed the system January 19th and thought they would be back to the normal cash flow within 4 months. Mr. Cooper stated they are generating about \$335,000 monthly in cash and when they are running strong it is just short of \$400,000. He reported the cash flow is still less than normal but they are starting to see the big Medicare payments in the hopper but they have not

come through yet. Commissioner Sanders reported the liabilities are \$1.656 million which is up and she questioned the increase. Mr. Graham said it is a function of the collections and revenue. He explained in 2 years they have been through 8 systems. He reported the Medicare money will come in and the glitches are being worked through and eliminated. He referenced the first page for the hospitals and clinics and said it is also a revenue problem due to the gross charges, visits and activity. He explained payroll is \$160,000 which is 8 days cash on hand. Commissioner Sanders reported back in December they approved the Hospital getting \$920,000 out of the HCTF to help them out until the money turned around. She explained now in June there is only \$105,000 left out of the \$920,000 to access for payroll or other expenses. Commissioner Sanders questioned what their plan of action is when the \$105,000 is gone because the HCTF is not being reimbursed. Mr. Cooper stated he is hopeful they will not need the \$105,000. He commented he cannot answer what the plan is as they have not got to that bridge yet. He said the next payroll is covered by the money Mr. Graham referenced that will be coming in. Chairman Massey asked if this money has been received. Mr. Cooper said payroll will be covered by tomorrow with the money that is coming in. He explained they can see what will be shipped to them tomorrow. He went on to say sometimes they can see the checks in process but can't tell when the money will be released. Mr. Cooper reported when the money is released, then they can see a day before they are going to receive the money. Commissioner Sanders said on May 17th she was happy because they had a good report but the next day they borrowed money. She stated they could have told them the day before they needed money. She reported the Board asked questions and she feels they were not told the honest truth. She said they need more honest answers when they ask questions. Commissioner Sanders reported the Board does not micromanage as it is their job to run the hospital. She said the Board's job is to oversee the money and they need honesty and truth. She went on to say when they are not truthful with her and the people then she tends to lose respect for people. Mr. Cooper apologized for what happened at the last meeting and the day after but said it was not intentional. He explained they had talked about cash 2-3 weeks before the payroll because they knew it was going to be close but he told Mr. Graham not to take any draws before talking to him about the exact amount. He said Mr. Graham was on vacation for 4 days and he was gone the next day so the first time they had talked in two weeks was at the Board meeting. He explained he had no idea they were going to take money the next day. Commissioner Sanders stated they could have said they may need to borrow money to make the Board aware of the situation. She said \$90,000 was taken the next day and since then another \$148,000 for payroll and that makes her think someone is not being honest with the Board. Mr. Cooper reported rural health care is precarious and sometimes they do not know they will need money the next day. He said the Board should assume every time he walks up, he may need money. Commissioner Sanders stated she would like them to say it when they are asked a question. Mr. Cooper said it was not intentional and the last time was a timing issue and he apologized but they are doing the best they can to turn it around. Commissioner Sanders asked what happened to the turnaround they expected. Mr. Cooper explained during conversions they expect deep cuts but for a short time. He went on to say this cut was not as deep but continued for a longer time period than they expected. He stated they are starting to see the billing get back to where it needs to be. Mr. Cooper reported they started with a

\$200,000 delay on outpatient lab charges so they had no charges going out and \$180,000 on swing bed charges that did not go out due to glitches in the system. He said all of the things have been fixed and they thought they were getting back on track but every time another module was added, it shut down the billing for two weeks. He explained this is the reason the money was needed for payroll as they were not billing so no money was coming in. Mr. Cooper reported, as of today, there are no glitches in the system he is aware of but that may change tomorrow. He said this is a better system than they had a year ago but the entire implementation of adding new modules will take until next year. Chairman Massey reported something needs to get straightened out because the HCTF is not to run the hospital. He said they cannot go into it again as there is only \$105,000 left. Mr. Cooper stated they are always going to need subsidies. He said 60-65% of the business is paid through a government agency and they do not cover costs. He stated another 10-15% do not pay anything. Chairman Massey reported a lot of money is gone. Commissioner Sanders stated this is what concerns her about building a new hospital. She reported they need to be in a better financial position if they expect to build a new hospital. She said patients are not being admitted and are going home sick and then having to go to other hospitals. She said in the future if they need money, they need to notify the Commissioners. She reported a plan needs to be prepared for what they are going to do. Mr. Graham said the meaningful use money has been delayed by necessary concern and care on their part. He stated they had to insure everything was correct so they would not receive the money and then have to return it. Commissioner Lockley stated since the beginning until now they have had different CEO's and they always start over and then a new system is put in for billing. He said they are receiving enough money to take care of the hospital and for the first time they are using more and something is not right. He said this problem needs to be straightened out. He reported the money coming from sales tax and collected from patients should be enough to build a hospital and more. He stated the hospital payment will be \$400,000 and they are collecting \$1.8 million from the sales tax. He said the hospital should be taking care of itself and it needs to get on track.

Public Hearing - Rezone a 10 acre parcel in Carrabelle, Florida - Jeanne Dail

Mr. Moron said the Planning & Zoning Commission approve the rezoning. He described the location of the property and said the request is to go from R-1 Single Family Residential to R-2 Single Family Mobile Home. He stated all of the comments and objections were scanned to the Commissioners on their ipads. Chairman Massey said he also brought in some additional letters today. Mr. Moron asked if the Board should open the hearing up for public comment. Attorney Shuler advised the Board they can open the hearing for public comments. Attorney Shuler asked if the applicant is present. Mr. Moron asked if the person making this request is present. Mr. Robbie Chapman, a resident of Carrabelle, said he owns the property in front of this property and thinks the request is to rezone both pieces of property. Chairman Massey reported the property is behind Mr. Chapman's property. Mr. Chapman questioned a sign on the property showing both pieces of property. Attorney Shuler reviewed with Mr. Chapman the diagram of the property being considered for rezoning and informed the Board it does not include Mr. Chapman's property. Commissioner Sanders stated she had questions about this

request to start with. She reported in 2006, a request was made to change this property from I-1 to R-1. She said the reason it was R-1 is the people objected to R-2. Commissioner Sanders reported she is not in favor of the property being R-2 as the people objected in 2006 and they are objecting now. She stated she received their public comment with the petition and the letters. Attorney Shuler asked if the applicant is present. No one responded. Commissioner Sanders questioned if the applicant was notified of the public hearing. Attorney Shuler agreed, to his knowledge, the applicant would have been notified. Mrs. Amy Kelley answered yes, the applicant was properly notified. **Commissioner Sanders made a motion to deny this request. Commissioner Watson seconded the motion. Motion carried; 4-0.**

The meeting was recessed at 10:08 a.m.

The meeting reconvened at 10:20 a.m.

Planning & Zoning Report

Mr. Moron presented the Planning & Zoning Report, as follows:

CRITICAL SHORELINE APPLICATION:

- 1- **RECOMMENDED APPROVAL: (Unanimous)** Consideration of a request to construct a Single Family Private Dock at 959 New River Harbor Road, Lot 4 New River Harbor, Carrabelle, Franklin County, Florida. Has all State and Federal Permits and meets local requirements. The Dock walkway will be 20' x 4' with an 8' x 30' terminal platform and a 12' x 20' uncovered boatlift. Request submitted by James and Martha Barnett, applicant whose agent will be David Keith, Docks 4 Less. (Proposed House)

Commissioner Lockley made a motion to approve this request. Commissioner Watson seconded the motion. Commissioner Sanders asked if the boat lift will be uncovered. Mr. Moron answered yes. Mr. Moron reported Mrs. Amy Kelley, Planning & Building Department, is present if there are any questions. **Motion carried; 4-0.**

- 2- **RECOMMENDED APPROVAL: (Unanimous)** Consideration of a request to construct a Single Family Private Dock at 2215 Conch Drive, Lot 10 & 11, Oyster Bay Village, St. George Island, Franklin County Florida. Has State and Federal Permits and meets local requirements. The walkway will be 480' x 4' with a 20' x 8' terminal platform with (2) 12' x 20' uncovered boatlifts. Request submitted by GEA, Inc., agent for Nancy Juneau, applicant. (Has Existing House On-Site)

On motion by Commissioner Watson, seconded by Commissioner Lockley, and by unanimous vote of the Board present, it was agreed to approve this request.

- 3- **RECOMMENDED APPROVAL: (Unanimous)** Consideration of a request to construct a Single Family Private Dock Extension on Lot 76, Holiday Beach, Unit 1, 82 Fiesta Drive, Alligator Point, Franklin County, Florida. Has State and Federal Permits and meets local

requirements. The dock will extend 40' x 4' and move the boat lift to the end of the dock. Request submitted by Mark Martinko, applicant. (Has Existing House On-Site)

Commissioner Sanders discussed the location of this property and asked if this dock is longer than the others in this area. Mrs. Kelley answered no. **On motion by Commissioner Sanders, seconded by Commissioner Lockley, and by unanimous vote of the Board present, it was agreed to approve this request.**

LOT LINE RE-CONFIGURATION APPLICATION:

- 4- **RECOMMENDED APPROVAL: (Unanimous)** Consideration of a request to re-configure the lot lines at 1533 Alligator Drive, Alligator Point, Franklin County, Florida. The line between Lot 4 Block M, Unit 3 Peninsular Point and the East Half of Lot 3, Block M, Unit 3, Peninsular Point would a less and acceptance of 2438 square foot of property from and too each property to keep the East Half of Lot 3, Block M, Unit 3, Peninsular Point a buildable lot of record. Request submitted by Barbara Wither, applicant. (See Attached Site Plan)

Mrs. Kelley described the change to the lots. Commissioner Sanders asked the reason for this request. Mrs. Kelley stated they are selling the property on the east side. She said the applicant is selling this house on Lot #3 as she has an existing house on Lot 4. Mrs. Kelley stated in order to make that a buildable lot; they had to give up some of their property. Commissioner Sanders asked if this will still meet the requirements for her land and house. Mrs. Kelley reported they are giving up equal amounts of property and it is the same square footage. Attorney Shuler said he does not attend the Planning & Zoning meetings but does attend the Board of Adjustment meetings and became aware of this request at that meeting. He stated with the approval of the Planning & Zoning Commission, the Board has allowed re-configuration to occur in other subdivisions throughout the County so it is consistent with the prior actions of the Board so he did not recommend being against this request. He pointed out the individual needs to do a re-plat. Attorney Shuler said he informed the Board of Adjustment of this item and also mentioned it to staff. He advised the Board as part of any approval, there would be a requirement for a re-plat. Attorney Shuler reported he spoke with the applicant at the Board of Adjustment meeting and with staff after the meeting. He explained the surveys are already drawn so it should not be a hardship. He said in order for the Board to legally change the lot lines in a platted subdivision; the applicant must go through a re-plat. **Commissioner Sanders made a motion to approve this request subject to Attorney Shuler's comment and condition upon a re-plat being completed.** Mrs. Kelley informed the Board she spoke with Mrs. Withers after the meeting and told her to be prepared to do a re-plat. Mrs. Kelley reported she will inform Mrs. Withers of the next step. **Commissioner Lockley seconded the motion. Motion carried; 4-0.**

Mr. Moron presented the following item from his report:

6. Inform the Board that the meeting scheduled for June 14th had been cancelled due to a lack of quorum. Staff is trying to reschedule this meeting on a date in June when all of the members are available.

Mr. Moron reminded the Board they cannot afford for one member not to show as they are at the minimum number of members. He said until there are additional members, this may happen more often. Mrs. Kelley stated they have called the June meeting off as they could not get another meeting scheduled so they will have the regular meeting in July. Commissioner Sanders reported the problem with a quorum is the reason the alternates were appointed. Mr. Moron said they can't even fill the seats. Mrs. Kelley reported there are 9 seats and 2 alternates and they only have 5 seats filled. Commissioner Sanders stated her seats for District #2 are filled. Chairman Massey said he cannot get anyone to serve. Commissioner Watson asked Mr. Moron to let him know the vacant seats and he will try to get someone to serve. Mrs. Kelley agreed to send this information.

Marcia M. Johnson - Clerk of Courts - Report

Mrs. Johnson did not have a report at this time.

Alan Pierce - RESTORE Coordinator – Report

Mr. Pierce was not present and did not have a report.

Bryon Griffith & Estelle Wilson - Dewberry - Amendment to Contract & Gulf Environmental Benefit Fund

Ms. Wilson discussed the second Addendum to the contract with Dewberry Engineers, Inc. She explained this is a U.S. Treasury requirement. She stated each Commissioner has a copy on their ipads. She explained this Addendum needs to be approved so they can get it to Treasury so the Planning Grant can be approved for them to prepare the Multi-Year Implementation Plan (MYIP). Attorney Shuler said he has reviewed the proposed Addendum and made some corrections. He stated this matter was discussed with Mr. Alan Pierce, Restore Coordinator, and he feels this is a necessary step to move forward. He reported this Addendum comes with his and Mr. Pierce's approval. Commissioner Sanders asked about the specific change in the Addendum. Attorney Shuler reported there was a termination provision in the original contract but the U.S. Treasury wanted additional language added to conform with certain federal circulars. He explained it was easier to add the language as it was not a material change to the terms of the contract and was in favor of the County. He said the terms and services in the contract remain the same. He advised the Board the termination clause is actually more of a benefit to the County. **On motion by Commissioner Lockley, seconded by Commissioner Watson, and by unanimous vote of the Board present, it was agreed to approve the Addendum.** Mr. Griffith stated there are no material changes to the contract or the scope, schedule or structure of the application.

Mr. Griffith informed the Board it has come to their attention and the counties in Florida that are participating in the Gulf Environmental Benefit Fund, the National Fish & Wildlife Foundation component of the original Transocean Settlement, the State received \$354 million

to distribute on behalf of the Foundation. He said the notice received from the State indicates the manner in which they will evaluate proposals for the fund will be through the state portal. He stated it is time for counties to get their best candidates in shape as the State will evaluate the proposals for these funds and others. He explained in speaking with Mr. Pierce about the process, he asked their guidance in how the Board should move forward. He said the Board has a July 1st closing date to get project abstracts properly constructed and placed in the portal as the projects will be awarded in 2017. He discussed the mechanics of getting the best possible abstract and features of the projects in shape so they will score well against other projects in the portal. He advised the Board as they look into the structure and move forward they need to move forward with not the most projects but the best projects. He reported the County needs to isolate the things they have strong conviction for getting done. He said these projects will be reviewed by not only the National Fish & Wildlife Foundation but also the Restore Council, the NRDA process and others. Mr. Griffith said if the focus is limited, then there will be a higher rate of success. He stated they need direction from the Board on what the limited focus subset of projects could and should be and then they need to get the projects together. Mr. Griffith said they are under contract and in a position under task order to help with this project if the Board makes that decision. He stated if the Board is not interested then they need to exercise some option for getting these projects identified, well crafted and into the state portal in time. He advised the Board these larger funds controlled by organizations such as the National Fish and Wildlife Association or the big Restore Council is gravitating mostly to regional projects. He said an example is cooperation on artificial reef development taking place here and in Gulf County. He reported on the economic and environmental front for natural resources access, there is a bike path project that is being promoted here. Mr. Griffith stated there is long line extension bike path proposal in Wakulla County and Gulf County is taking part in a bike extension project. Mr. Griffith said, in speaking with Mr. Pierce, one of the featured projects may be the channel dredging and could be characterized from the standpoint of boating access, resource recovery, water quality and water flow. He stated there are also some scientific components that should be featured for this project. Mr. Griffith explained the projects needs to speak well for the County as the people who are reviewing the projects may not know much about Franklin County. Commissioner Watson asked if this money will also be spent over a period of years for these projects. Mr. Griffith said the Transocean Settlement was direct to National Fish & Wildlife Foundation and they are on a 5 year path to execute the full obligation and expenditure of the funds. Commissioner Watson asked if this application would contain 2-3 projects. Mr. Griffith stated some counties will submit a large number of projects but he does not think this is the best idea. He advised the projects should be able to be tested for the Board's conviction, should be highly featured and represent this fund would be a great way to get these projects done. Commissioner Watson questioned if the County should only submit projects they anticipate getting funded from this money. Mr. Griffith discussed the time constraints as the projects are due July 1st and said this fund will go looking there for projects and he thinks other component funds will look in the same place and the county may find the projects to be evaluated and considered. Chairman Massey asked if this money can be used for dredging. Mr. Griffith said right now the components on the control of the funds would not prohibit it but it would be better for the project to demonstrate more than its

dredging value and what is done with the spoil material will also be very important. Commissioner Lockley asked if there is anything in this fund for jobs. Mr. Griffith answered the Gulf Environmental Benefit fund is not set aside as an economically driven jobs driver fund. He explained if the County has specific projects that have the strength and merit of the Board then at some point the structure of the Triumph fund will emerge which have direct association with jobs development programs. He stated the portal should contain the projects that represent what the County needs, why they need it and what their intent is to support it. Chairman Massey asked if some of the money will also come out of Triumph. Mr. Griffith stated Triumph will spend money later and will look for good project ideas. Commissioner Watson asked how the Board could go about finding these projects. Chairman Massey stated a letter needs to be done as the Eastpoint Channel needs to be dredged. Mr. Moron said Mr. Pierce left a note that the Board needs to understand that not all the work on this project can be billed to Restore. Mr. Griffith agreed and said in the Gulf Environmental Benefit fund, they will be looking for matching fund. He said this is when the Board would move very quickly into the MYIP development and the Restore funds could be used as local match. He explained the Board already has the allocation in the fund and it will be added to yearly. He said the County needs to develop a plan to draw down the money from the account. He reported some of the projects will not happen quickly but the County can pre-obligate the funds to be the match for the companion grant funds. He explained matching the funds will magnify how much gets done with the Restore money. Chairman Massey questioned if the matching funds can be used for the dredging project. Mr. Griffith explained if the Gulf Environmental Benefit Fund agreed to this project then they could use the matching funds. Chairman Massey said it will help the County if they can use matching funds for this dredging project. Mr. Moron said the Board meets again on June 21st so that would only give them a short time to submit the projects. Mr. Griffith said they will need some indication the Board would like to employ them for this project. Chairman Massey asked where the letter should be submitted. Mr. Griffith answered the projects would need to be submitted digitally into the state DEP portal. Commissioner Watson asked if the County will receive higher points for regional projects. He also inquired what Gulf County and Wakulla County are doing for these funds. Mr. Griffith reported they are looking for regional projects. He said Gulf County and Wakulla County are working on bike paths and artificial reefs. Mr. Griffith reported the County does not have to isolate all these projects but can participate and cooperate to gain attention. Commissioner Lockley asked if any of them are looking at regional dredging. Mr. Griffith answered not yet. He explained the greatest cost is in mobilizing and demobilizing the dredge equipment. He stated these projects should be looked into closely by the three counties. He reported many counties need a lot of maintenance dredging and may need to look into purchasing their own dredge equipment. He reported his company is doing some review work in Pasco County and they need a lot of maintenance dredging so it may be better for them to own the equipment. Chairman Massey discussed maintenance dredging and removal of derelict vessels. Mr. Moron asked if Mr. Griffith is looking for the projects the Board is interested in and whether or not Dewberry will be completing the work for the county. Mr. Griffith said the County has the potential to be reimbursed by Treasury for Dewberry to complete the project development work for the portal but there is also a chance the County will not be reimbursed. He stated Treasury reviews items

one by one when determining reimbursement. He explained they would develop a task order and prepare the projects as there is not much time. Commissioner Watson inquired about the estimate for this work. Mr. Griffith stated he can let them know tomorrow what the costs will be. Mrs. Anita Grove, Apalachicola National Estuarine Research Reserve, questioned if all three counties would be interested in using these funds for derelict vessels. Chairman Massey reported they are in the process of trying to get something done with derelict vessels. Commissioner Sanders stated the derelict vessel program used to be funded through FWC. Chairman Massey reported they only allocated enough money for 10 vessels to be removed from Pensacola to Cedar Key. Commissioner Watson asked if the consensus on the Board is the dredging in Eastpoint is the project they want to do so Dewberry could start some work on it. He said he would like to know what the other counties are doing as far as regional projects. He explained it may impact their decision, as it appears the application would be stronger if it had regional projects. Chairman Massey reported he would like the Eastpoint Channel to be at the top because if it is delayed another year the boats will not be able to get the boats out. Commissioner Sanders stated they had hoped the Eastpoint Channel dredging would be one of the state agency's priorities also. Commissioner Lockley said the Apalachicola Channel needs to be the second project as it is in the same position. **Commissioner Watson made a motion that the Eastpoint Channel dredging is the top project and the Creekmore Channel dredging is the second project.** Commissioner Sanders verified the County is not providing any money at this time. Commissioner Watson responded except for the fee for Dewberry. **Commissioner Sanders seconded the motion. Motion carried; 4-0.** Mr. Moron asked if this motion would also cover engaging Dewberry and the project list. Attorney Shuler said that is the intent of the Board. Commissioner Lockley asked what will happen if the State decides to complete the project. Chairman Massey stated the state would complete the project and the County would back out. Commissioner Sanders asked if anyone knows what conversations Mr. Pierce has had with the state agencies about these projects. Mr. Moron said he has the notes from Mr. Pierce after he met with Mr. Griffith and Mrs. Wilson. Commissioner Watson stated the Board could probably wait until the June 21st meeting to see what other regional projects the Board could respond to. Mr. Griffith verified the task order scope will be preparing the two channels dredging projects for submission to the portal and a rapid review of the sister counties work on regional projects such as bath paths, reefs and anything else that may materialize. Commissioner Watson said also derelict vessels. Mr. Griffith reported he will bring this information back to the meeting on June 21st and if they need to add projects at that time, then they will get the abstracts together. Mr. Griffith informed the Board their obligation does not start until they are ready to sign a task order. Commissioner Sanders expressed concern about the money and said she does not want to obligate the County without a full Board because Commissioner Parrish may have some ideas also. Mr. Griffith agreed they will have time to provide an update on June 21st. He said this will also allow time to cover Commissioner Parrish's priorities. Commissioner Watson asked if any additional motions are needed. Attorney Shuler agreed the Board's action adequately covers the issue including Dewberry's potentially reimbursable fee.

Mr. Richard Fravel, a resident of Lanark Village, conveyed his condolences to Commissioner Parrish's family on their loss. He requested the Board consider an Ordinance regulating air guns in Lanark Village. He explained they are having a problem with the families supervising their children. He reported the Sheriff's Office knows these children very well and this is a bad problem. He reported Attorney Shuler has looked into this matter and it is not a conflict with Florida firearm laws. He requested the Board instruct Attorney Shuler to draw up an Ordinance prohibiting the discharge of air guns, bb guns, sling shots and the like in Lanark Village. He explained this Ordinance is needed so the Sheriff's Office can take some action when called about this problem. **Commissioner Sanders made a motion to direct Attorney Shuler to look into an Ordinance regulating air guns in Lanark Village.** Commissioner Watson asked if the County can have an ordinance that just applies to one part of the County or is it county wide. Attorney Shuler reported the Board can prepare the Ordinance just for Lanark Village. Chairman Massey stated the City of Carrabelle already has an ordinance and the City of Apalachicola may have one too. Attorney Shuler said it is at the discretion of the Board whether this Ordinance is county wide (unincorporated areas) or just for Lanark Village. He said there is a unique zoning category just for Lanark Village due to the nature of the construction and when and how it was built. He explained the Board has justification to create an Ordinance banning air guns just in this area. **Commissioner Watson seconded the motion. Motion carried; 4-0.**

Public Hearing - Litter Control Ordinance

Public Hearing - Animal Control Ordinance

Chairman Massey stated the Public Hearings will have to be rescheduled until the next meeting when Commissioner Parrish is present. Mr. Moron stated the Board has a practice of not adopting Ordinances without the full Board present. Chairman Massey said Commissioner Parrish would also like to speak about these issues. **On motion by Commissioner Watson, seconded by Commissioner Lockley, and by unanimous vote of the Board present, it was agreed to table the public hearings for the Litter Control Ordinance and Animal Control Ordinance and authorize Attorney Shuler to re-advertise.** Chairman Massey apologized to the public for the Public Hearings being continued until the next meeting. Attorney Shuler stated these Ordinances cannot be advertised for the next meeting so it will probably be the first meeting in July.

T. Michael Shuler - County Attorney - Report

Attorney Shuler presented the Resolution of the Notice of Intent for the Board to consider adopting an Ordinance to increase the gas tax from 5 cents to 6 cents. He explained there is not a full Board present but in order to complete this process this year to collect the tax next year the statutory deadline of June 10th. He reported this item was already tabled once because Commissioner Parrish was absent at the last meeting and the Resolution was deferred until this meeting. He advised the Board the request is to adopt the Resolution of Intent to

schedule a future public hearing to consider the adoption of an Ordinance. He explained the proposed draft Ordinance is attached to the Resolution. He stated the Board is not adopting the Ordinance just the Resolution that has to be adopted by the statutory deadline of June 10th. He recommended the Board adopt the Resolution and the Ordinance will be scheduled for public hearing prior to October 1st. **On motion by Commissioner Watson, seconded by Commissioner Lockley, and by unanimous vote of the Board present, it was agreed to adopt the Resolution.**

Attorney Shuler asked if the Board has any questions about the draft Bear Ordinance. He explained if the Board is satisfied with the draft Ordinance then they can authorize him to advertise it for a public hearing or they can address it at the June 21st meeting. Chairman Massey said they will address it at the next meeting.

Michael Morón - County Coordinator – Report

Mr. Moron presented the following report:

1. Board action to approve Change Order #1 for the Rehabilitate Airfield Pavement project at the Airport. The total cost of the change order is \$51,578.00, which would bring the total contract price to \$905,934.73. Grant funds are available. The change order involves replacing some Class V RCP pipe, the granular pipe bedding, and the replacement of a new rotating beacon that has reached the end of its useful life.

On motion by Commissioner Lockley, seconded by Commissioner Watson, and by unanimous vote of the Board present, it was agreed to approve Change Order #1 in the amount of \$51,578.00 for the Rehabilitate Airfield Pavement Project.

2. Inform the Board that Mr. Mark Curenton met with FDOT regarding their five-year plan. FDOT has asked that the Board provide a wish list of future projects by the first week in August. These projects can be anything related to transportation such as road repaving, sidewalks, the airport, etc. FDOT is not asking for us to provide engineering or cost estimates at this time but would like the projects prioritized. Board discussion.

Commissioner Watson asked how they develop the list and if each Commissioner should submit a list. Mr. Moron stated each Commissioner submits projects and then the Board discusses it and sorts out the projects by priority. Commissioner Lockley asked if the projects can be in the city limits. Mr. Moron stated he will have to check with Mr. Curenton. Mr. Moron reported they will discuss it further at the next meeting.

3. Board action to appoint a Board representative to the Small County Coalition. There is a vacant position since Mrs. Jackel is no longer a County Commissioner. I have asked the Clerk's office to review the minutes and Ms. Hines couldn't find any action by the Board to fill the vacancy.

Commissioner Sanders reported she is already on this Coalition. **On motion by Commissioner Lockley, seconded by Commissioner Sanders, and by unanimous vote of the Board present, it was agreed to appoint Commissioner Watson to the Small County Coalition.** Commissioner Sanders stated Mr. Moron also needs to be substituted for Mr. Pierce. Mr. Moron agreed to handle this matter.

4. Board action to re-appoint Ms. Carol Barfield to serve on the Capital Area Community Action Board of Directors. This term would be from November 2016 to November 2017. A letter from Capital Area Community Action Executive Director Mr. Tim Center recommending Ms. Barfield's re-appointment is attached.

Mr. Moron said due to their relationship with DEO, they would like the appointments in early way before they expire. **On motion by Commissioner Lockley, seconded by Commissioner Sanders, and by unanimous vote of the Board present, it was agreed to re-appoint Ms. Carol Barfield to the Capital Area Community Action Board of Directors.**

5. Board action to authorize the Chairman's signature on an agreement with Doug Shuler to oversee the Carrabelle Beach Park and St. George Island bathroom renovation projects. The cost of this agreement shall not exceed \$6000 for both projects. Mr. Shuler designed the plans for both bathrooms. Attorney Shuler will review the agreement before the Chairman signs it.

Commissioner Sanders asked about the cost for renovations. Mr. Moron stated this is an agreement to oversee the project. Commissioner Watson asked if this is standard practice to hire someone to oversee the project. Mr. Moron explained if there is a question about the plans then Mr. Shuler can answer it because he drafted the plans. **On motion by Commissioner Sanders, seconded by Commissioner Watson, and by unanimous vote of the Board present, it was agreed to authorize the Chairman's signature on an agreement with Mr. Doug Shuler to oversee the Carrabelle Beach Park and St. George Island bathroom renovation projects.**

6. This item was handled earlier in the meeting.
7. Wakulla County Commissioner Ralph Thomas asked that the Franklin County Board of County Commissioners support a Resolution that would request that Florida Fish and Wildlife Conservation Commission suspend rule 68B 4.0081 (d) limiting net size to 2-inch mesh for restricted species endorsement licensees. Dixie County has also approved a similar resolution. Commissioner Thomas in his email states that "suspending rule 68B 4.0081 (d) would still allow compliance with the Constitutional Amendment adopted by voters, while also allowing our fishermen to utilize gear that enables them to make a living without causing a 98% by-catch and unnecessary slaughter of juvenile fish". A copy of the Wakulla County's resolution and the FWC rule is attached. Board discussion and action.

Chairman Massey reported he talked with Mr. Donnie Nichols and they would like this to go forward. **On motion by Commissioner Lockley, seconded by Commissioner Watson, and by unanimous vote of the Board present, it was agreed to adopt the Resolution, as follows:**

RESOLUTION

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF FRANKLIN COUNTY, FLORIDA SUPPORTING EFFORTS TO ELIMINATE HARDSHIPS CRIPPLING THE COMMERCIAL FISHING INDUSTRY; CALLING FOR THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION TO SUSPEND RULE 68B 4.0081 (d) LIMITING NETSIZE TO 2-INCH MESH FOR RESTRICTED SPECIES ENDORSEMENT LICENSEES IN FRANKLIN COUNTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS a robust economy is vital to the health and welfare of Franklin County and the state of Florida; and

WHEREAS preserving a time-honored commercial fishing industry heritage that has contributed to the economy of the county for generations is vital to the state of Florida; and

WHEREAS the commercial fishing industry is struggling to survive, impeded, in part, by Rule 68B 4.0081 (d) adopted by the Florida Fish and Wildlife Conservation Commission; and

WHEREAS suspending Rule 68B 4,0081 (d) for Restricted Species Endorsement licensees in Franklin County would increase the ability of commercial fishermen of Franklin County to earn a living, create more jobs, and thereby contribute to the economy and general health and welfare of Franklin County; and

WHEREAS collecting data from the Aucilla River to Indian Pass using scientific protocols on fish population and commercial fishing industry during a scientifically-determined adequate rule suspension period would provide essential information for future rulemaking;

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Franklin County, Florida, that:

SECTION 1. The Florida Fish and Wildlife Conservation Commission suspend Rule 68B 4.0081 (d) immediately in Franklin County for Franklin County fishermen holding a Restricted Species license.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective upon its approval.

THIS RESOLUTION IS ADOPTED BY THE FRANKLIN COUNTY BOARD OF COUNTY COMMISSION IN REGULAR SESSION ON THIS 7TH DAY OF JUNE 2016.

s/William Massey

William Massey, Chairman

ATTEST:

s/Marcia M. Johnson

Marcia M. Johnson, Clerk of Court

8. Remind the Board that the Florida Fish and Wildlife Conservation Commission meeting will be on Wednesday June 22nd at the Franklin County District consolidated school in Eastpoint. The Chairman has been invited to be recognized at the start of the meeting.

Mr. Moron reported they are expecting a large crowd because of the bear hunt. Commissioner Lockley stated they are spotting bears in District 3. Commissioner Sanders reported she is not receiving as many bear complaints as she used to. Mr. Moron reported they are receiving bear reports in Commissioner Lockley's district and the information was forwarded to FWC.

9. Inform the Board that Commissioner Lockley received complaints that IGA was closing their Duke Energy pay station. I contacted Mr. Danny Collins, of Duke Energy, and explained that this pay station was the only one in the County. Mr. Collins informed me that he is working with their third party vendor and they hope to have a resolution in the coming weeks. Duke Energy doesn't select the locations for pay stations but realize the importance of maintaining a pay station in Franklin County. The pay station located at IGA will remain open as Duke Energy work with their vendor on this issue.

Mr. Moron stated the third party vendor wanted the IGA to update the software or hardware at their expense but still only give them the small percentage of each bill they collect. Mr. Moron said the IGA could not afford to take this action. Commissioner Sanders reported they are not making a lot of money just providing a service. Mr. Moron said he will keep the Board updated on this situation.

10. Inform the Board that Mr. Patrick Kelly is asking the Board to consider a request to extend the hours at Harry A's from Memorial Day Weekend to Labor Day Weekend. Mr. Kelly would like to stay open until 1:00 A.M., which is one hour longer, from Sundays through Thursdays. Based on Ordinance 89-14 Harry A's is allowed to stay open until 2 A.M. on Fridays, Saturdays, and specific holidays. A copy of the Ordinance is attached. Board discussion.

Mr. Moron stated Attorney Shuler's email indicated the Board would have to amend their ordinance to consider this request. Commissioner Watson asked if the Board would have to conduct a public hearing. Attorney Shuler reported the Board would have to authorize a public hearing to consider an amendment to extend the hours of operation. He explained this ordinance would be county-wide. Commissioner Lockley asked what the hours are now. Attorney Shuler stated the alcohol sales stop at midnight but on certain days and holidays they are allowed to serve until 2:00 a.m. He said during tourist season they would like to go until 1:00 a.m. Mr. Patrick Kelley, Harry A's Restaurant, reported on the weekdays during tourist season they have to close at midnight and ask people to leave that want to stay out.

He stated from Memorial Day to Labor Day they would like to stay open on weekdays until 1:00 a.m. He stated during the weekends before the holiday they can stay open until 2:00 a.m. but the night of the holiday they have to close at midnight. He reported the City of Apalachicola has their own rules and can stay open to 1:00 a.m. during the week and they would like to do the same thing. **Commissioner Watson made a motion to have a public hearing on the issue.** Attorney Shuler inquired about the length of time this would be effective. Commissioner Watson answered during the summer season. He said this Ordinance has not been updated since 1989 and there are more tourists now. **Commissioner Lockley seconded the motion. Motion carried; 4-0.**

11. At the last meeting Commissioner Watson asked for an update on the shooting range. Officer Richards stated that with the assistance of both Franklin County and the City of Apalachicola's Public Works Departments the site has 3 partially completed ranges, two 50 yard and a 100 yard. There are plans to add a 4th range for longer distances. As additional progress is made Officer Richards will attend a meeting to update the Board.

12. Inform the Board that National Association of Counties (NACO) is preparing for their 81st Annual Conference to be held July 22-25, 2016 in Los Angeles County, California. At this conference there will be annual election of officers and policy adoption. In order for Franklin County to participate in the election and policy adoption our membership dues must have been paid and have at least one paid registrant for the conference, according to NACO bylaws. Are any of the Commissioners interested in attending this conference?

Commissioner Sanders said at one point the Board could give their vote to the Florida Association of Counties to vote for the County. She asked Mr. Moron to check with the Association. Commissioner Sanders stated Mr. Brian Desloge, Leon County Commissioner and Franklin County property owner, is being sworn in as the President of NACO and she knows someone who wants to go to the conference. Mr. Moron agreed to find out how the County can give their vote.

Mr. Moron asked how the three Commissioners enjoyed the ethics class presented in Sopchoppy. Commissioner Watson stated it was excellent. Commissioner Lockley agreed it was very good. Commissioner Lockley brought into discussion the Commissioners receiving their travel for taking the Ethics Training. Commissioner Sanders said she enjoyed the training. Mr. Moron suggested sending a letter of thanks. **Commissioner Sanders made a motion to send the City of Sopchoppy and Attorney Daniel Cox a thank you letter for including them in the training and also to include travel reimbursement for the Commissioners who attended.** Commissioner Lockley said Mr. Cox did a good job. Mr. Moron stated they will ask them to include Franklin County each time they have a class. Commissioner Lockley asked if Attorney Shuler is interested in giving this class. Attorney Shuler thanked the Board but said he is not interested. **Commissioner Watson seconded the motion. Motion carried; 4-0.**

Mr. Moron said the Board asked him and Attorney to meet with a representative of the Butler family and a neighboring family about a problem. He explained they could not get the parties together and the more they looked into it they determined it was not about the ditch. Mr. Moron reported Mr. Cliff Butler has asked that he meet with the neighboring property owner without the county being involved because he thinks they can work it out. Mr. Moron said he wanted to inform the Board as this is different than the direction of their motion. Chairman Massey stated he was out on the property this morning and there was no water on the property. Commissioner Sanders agreed and said she also visited the property this morning. Commissioner Sanders agreed to let Mr. Butler and the adjoining property owner work this

matter out. She said there is a problem but it is not the ditch. Mr. Cliff Butler appeared before the Board and reported he met with Mr. Moron after the motion was made and was told the County engineers looked at this and there is no drainage problem. He said his brother contacted Commissioner Sanders but did not receive a response. He inquired what the problem is. He said the problem he sees on the other end of the property is his property is being flooded sometimes because the inflow for the drain is higher than their property. He reported before it goes in the drain it goes onto their property and floods out, so if there is a problem it is caused by county work on their property not by a ditch that goes through private property. Commissioner Sanders reported she is trying to let the two parties work this out. She stated if his brother called her she is not aware of the call. She apologized if he called and she did not return the call. Commissioner Sanders reported the problem is not with the county and him. She said the individual reported the problem was with the ditch but they know now it is not the ditch. Commissioner Sanders reported if there is another problem then they need to work it out. Mr. Butler reported the problem is the individual wants to park on their property and use their property and no one would want that. Commissioner Sanders stated this issue has nothing to do with the county. Mr. Butler suggested the Board adopt a Resolution that the person cannot park on their property. Chairman Massey said the Board cannot take that action. Mr. Moron said the County is not getting involved in this situation anymore.

Chairman Massey asked Mr. Clay Smallwood, Preble-Rish, to come forward. Chairman Massey asked if Mr. Smallwood sent the items to the contractor and where he would start this week. Mr. Smallwood stated he did not say when he would start but he has the items. Commissioner Sanders stated she has questions about C.W. Roberts Construction Company and what is going on with the paving project. Mr. Smallwood asked if they want to know where they are working. Commissioner Sanders answered no, it is the work. She asked if the contractor stated by June 1st they would be out of Franklin County. Attorney Shuler stated their contract ends the end of June but they did make some representation that they would finish early. Commissioner Sanders asked Mr. Smallwood to monitor the project as she has not seen the company. She stated on Elder Street in Lanark Village they dug a big hole and took the material out and put sticky tar on it. She reported they went out and took the tar out as it was getting on all the cars. She said she is not happy with this.

Commissioner Sanders stated she has been approached by the owner of Cora Mae Road on Highway 67. She said the owner has approached the Planning & Zoning and they said he had to come before the Board about taking over the road. She reported the individual was told there were standards to go by in order for the County to take over the roads. She stated they have already been approached about several roads they have decided not to take over because of the conditions of the roads. **Commissioner Sanders made a motion to direct the County Engineers to look at this road and provide a cost estimate for bringing Cora Mae Road up to standards.** She explained one of the owners has paid to put asphalt on the road as they think it is a private road and she is very concerned about this matter. She said the County does not need to take over any roads if there are any questions but the school buses are also having

trouble in this area. **Commissioner Watson seconded the motion.** Commissioner Sanders stated the engineers can come back with a recommendation. **Motion carried; 4-0.**

Commissioner Watson inquired about what items remain on the Road Paving contract. Mr. Smallwood said he sent an email with a list of the roads that still need to be done. He estimated there are 13-14 things they still need to do.

Commissioners & Public Comments

Mr. Alan Feifer, Concerned Citizens of Franklin County, thanked everyone for their scrutiny of the Weems Memorial Hospital situation. He advised the Board these are good people but have only provided half of the story. He reported Tallahassee Memorial Hospital is owed approximately \$300,000, accounts payable in excess of \$400,000 and \$800,000 is owed to the HCTF. He stated the monthly expenses of the hospital are \$450,000-\$500,000. Mr. Feifer reported they talk about money coming in but that money first has to go to the daily operating of the hospital. He said the County does not know what will happen next. He said the radiological equipment needs to be replaced with digital equipment which is a large expense. Mr. Feifer reported CMS has sent a ruling to all rural hospitals that they must go back 3 years to check for mis-billings and will be penalized for mis-billings. Mr. Feifer agreed there is better management now but the same economic issues that existed before are still there. He said there is a lot going on and it needs closer scrutiny. He said in looking at the balance sheet, the amount of money owed continues to grow. He expressed concern that one day they will not be able to make payroll or buy supplies.

Ms. Dorothy Bless, Lanark Village Association, asked the Board to take some of the Restore money to get the trash situation in Lanark Village and Carrabelle taken care of. She said they are working with FWC but there is still trash up and down the roads in Lanark Village. Commissioner Sanders stated this is a problem all over the County. Chairman Massey agreed it is a problem.

Adjourn

There being no further business to come before the Board, the meeting was adjourned at

11:39 a.m.

William Massey - Chairman

Attest:

Marcia M. Johnson - Clerk of Courts