

**FRANKLIN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING
COURTHOUSE ANNEX – COMMISSION MEETING ROOM
OCTOBER 1, 2019
9:00 AM
MINUTES**

Commissioners Present: Noah Lockley – Chairman, William Massey-Vice-Chairman, Joseph Parrish, Ricky Jones, Bert B. Boldt, II

Others Present: Marcia M. Johnson-Clerk of Court, Erin Griffith-Assistant Finance Director, Michael Moron-County Coordinator, Michael Shuler – County Attorney, Lori P. Hines-Deputy Clerk to the Board.

Call to Order

Chairman Lockley 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 Massey, seconded by Commissioner Parrish, and by unanimous vote of the Board present, it was agreed to approve the minutes from the meetings held on September 3, 2019 at 9:00 a.m. and September 3, 2019 at 5:15 p.m.

Payment of County Bills

On motion by Commissioner Jones, seconded by Commissioner Massey, and by unanimous vote of the Board present, it was agreed to approve payment of the County's bills.

Mr. Moron clarified under public comments there will be a number of people here to comment about the road closing behind the Humane Society and they will each be allowed 3 minutes to speak but that does not allow for engagement with the Board and there will not be any motions. He reported this item will be addressed under Attorney Shuler's report. Mr. Moron said when they are notified their 3 minutes if up they should please allow the next person to speak so everyone has an opportunity to speak. Mr. Moron explained there has been a lot of discussion and posts about the gun range being closed in 2018 but he wants to make sure it is clear to the public that there were subsequent conversations by this Board after that and they

reopened the gun range because some people think they are trying to open the range now for the first time. He reported there has also been a discussion about what was first and the gun range was there long before the Humane Society was there. He explained he is not saying this to be for or against anyone but there is some confusion in the public and they need to understand these items.

Public Comments

Mr. Cutler Edwards, St. George Island Brew fest, said they conduct this fundraiser event for the Humane Society. He thanked Mr. Moron for the information he provided. Mr. Edwards stated one of the things that is important is 6-8 weeks ago the Humane Society discovered what has commonly been called a road through the Humane Society to the gun range is actually a driveway and owned by the Humane Society. He reported within the next 12-24 months the Humane Society will be constructing additional donated buildings on their property. Mr. Edwards stated the buildings will obscure the driveway so within 2 years that will not be a publicly available ingress to the gun range regardless of today's conversation. He reported there is other public access to the gun range. Mr. Edwards addressed public safety in relation to the gun range and said it is unsupervised and open to everyone. He said liquor bottles are found at the gun range and anyone can show up and shoot when they want and whatever they want. He explained it is within gun shot of the Humane Society, the jail and the landfill so the gun range is surrounded by 3 public facilities and Franklin County citizens should feel safe traveling to and utilizing these facilities. Mr. Edwards stated there is not only an Apalachicola gun range but the Sheriff might entertain opening his gun range for public use at certain times with supervision. He reported no one wants to argue against the wisdom of supervision with people shooting guns on public lands. He discussed the work of the Humane Society with keeping strays off the streets and saving hundreds of animals every year from being euthanized because the county does not have the facilities to care for them. Mr. Edwards pointed out a lot of lead gets left at the shooting range and goes into the groundwater. He stated the driveway is going away and he thinks they should have safe public facilities. He said he hopes they have a thoughtful, considerate conversation about this matter as it is important to many people.

Mr. Bruce Graham, a resident of Eastpoint, reported they had a good visit at the airport from the Civil Air Patrol (CAP) Colonel Durham and he also visited the high school and addressed the middle school, high school and teachers. He stated they received interesting considerations to bring good opportunities. Mr. Graham provided the locations of the CAP and said a location in Franklin County would be strategic both for operational purposes (search and rescue, surveillance, firefighting) as well as an opportunity for the children. He explained they want to focus on the middle school and also provide an opportunity for the high school. Mr. Graham said they brought up a Science, Technology, Engineering and Mathematics (STEM) opportunity which is funded by CAP and provided to the teachers. He explained the program and said if they decide to enlist in the U.S. Air Force it will give them a step up. Mr. Graham said brochures were provided to the Board and the public. He stated there may possibly be a Pancake Fly-In Breakfast to support the Apalachicola Seafood Festival. He reported it would happen at the

airport and they are trying to get local aviation enthusiasts to fly in, participate in the breakfast and then attend the Seafood Festival. He said they will keep the Board informed.

Ms. Karen Martin, Director of the Franklin County Humane Society, said they are a not for profit 501 © corporation and the only animal rescue in the county. She explained they are the only place for stray, abandoned and owner surrendered animals to go if they hope to live. Ms. Martin reported they work closely with county animal control and have a good relationship with them. She stated they take hundreds of animals from animal control and the public. She explained the Animal Control Department has a 5 day stray hold policy and they cannot house all the animals that come in so if the Humane Society is not there the animals are euthanized as early as 5 days. She pointed out Animal Control does not have an adoption program. Ms. Martin explained Animal Control transfers the adoptable animals to them which they want to be able to do. She said they are good men and want to save the animals that come into their facility so they come to the Humane Society. Ms. Martin said the Humane Society works with Animal Control when they cannot handle the capacity such as with the hoarding case last year in Carrabelle. She reported the Humane Society choose to take on those animals and vetted them, treated them and they were able to re-home the majority of the animals. She stated their fate would have been different if the Humane Society was not in existence. Ms. Martin explained the process of vetting each animal before they are adopted and the cost associated with this procedure. She said the county money is critical to their ongoing mission. She said they have a voucher program for spay and neutering services for \$25. She reported the Humane Society consistently maintain a no kill status. Ms. Martin stated she has been the Director for 10 years and the effects of the gun range on the animals is heartbreaking. She explained a large number of the animals are scared of loud noises and this is a level of stress they should not have to endure. She also expressed concern for their volunteers and staff that walk the animals near the gun range.

Mr. Moron said he forgot to mention that a group or entity is allowed 5 minutes to speak. He reminded everyone to sign in when they speak so the Clerk's Office will have their correct information.

Ms. Bonnie Stewart, a resident of Apalachicola, stated she volunteered at the Humane Society but felt unsafe because of the gun range. She reported the Humane Society does a terrific job and something needs to be done so the animals are not scared.

Mr. Doug Jimerson, a resident of Eastpoint, reported he is on the Board of Directors for the Humane Society and sent emails to the Board about this issue. He stated he volunteers as the unofficial trainer and works with the animals every day to get them more adoptable. He said removal of the funding is wrong because the Humane Society is doing incredible work and getting a national reputation. Mr. Jimerson discussed the work occurring at the shelter and said the funding should be renewed. He reported he works near the gun range every day and does not have a problem with guns but having an unmanned range is dangerous. Mr. Jimerson stated they find liquor bottles, beer cans, shot up stolen real estate signs and televisions. He

said the ground is full of glass and there are no bathroom facilities. Mr. Jimerson reported they are not just sighting the guns but shooting all kinds of weapons. He explained this is an issue whether the Humane Society exists or not. He stated he hopes the county understands and should go out and see what the Humane Society does out there.

Mr. Ray Tyre, a resident of Carrabelle, said he is here to speak for people who are working and cannot attend. He reported the county gave the Humane Society the property in 1988 years after the Franklin County gun range was built and established. He stated they do not have the early records from 1988 to 1995 but from 1996 to present the taxpayers have given the Humane Society \$904,236 which does not take into account the value of the land or what happened before 1996. He reported they are prohibiting people from using an established road that has been used from the beginning. Mr. Tyre said he views this as extremely ungrateful and disrespectful to the taxpayers to block them from another piece of land that belongs to the people. He explained the gun range was already there when they were given the property so why did the Humane Society not say the property was unsuitable because there was a gun range there. Mr. Tyre stated the Sheriff's Department firing range is also adjacent to this property and questioned if their gunfire does not affect the animals. He said he thinks this is about another agenda other than the animals.

Ms. Carolyn Ilardi, a resident of Eastpoint, said they worked to help raise funds for the City of Apalachicola dog park. She explained the Mardi Gras crew has raised money for the Humane Society and also supports the dog park. She stated when they set up the dog park they understood the City of Apalachicola did not have enough money to do what they wanted to do so it became a user sponsored park so people that use the park do things that the city cannot afford to do. She stated they raise funds to do things at the dog park and they have work parties that clean the park. Ms. Ilardi explained they do this because they value the property as dog owners. She reported the Humane Society is a jewel of the county. She suggested if the gun range is important to people that use it then they should clean it up and pay for things that the county cannot afford to do. She said she is a taxpayer too and if the dog park is important to her and she uses then she has some responsibility for it. Mrs. Ilardi stated she would like them to consider having the people that need a gun range do the same thing.

Mrs. Karen Weir-Jimerson, a resident of Eastpoint, informed the Board she writes about gardens, pets and travel for national magazines such as Better Homes & Gardens and Magnolia Journal. She explained she came to the area originally because she read it was pet friendly and she wanted to write about it. She said she was impressed with Franklin County and vacationed here because they could bring their pets. Mrs. Weir-Jimerson reported the whole community is supported by the Humane Society and it is sad and short-sided to rescind their funds. She urged the Board to refund the money to the Humane Society and give them more because they do a lot of work. She stated she wants to write about pet friendly places and she wants to write about Franklin County.

Ms. JoEllen Pierman, a resident of St. George Island, reported a year ago a discussion was held about moving the gun range because it was dangerous for Mr. Davis's employees. She questioned if this is still an option.

Mr. Alan Feifer, a resident of Alligator Point, said there are good people on each side of the issue and he is a gun owner and pet owner. He reported the county does a good job on Animal Control. He suggested the Board set up a small committee and bring some suggestions on how to resolve this issue. Mr. Feifer stated they need a gun range and the Humane Society does wonderful work so they need to find a solution.

Ms. Bruce Hall, a resident of Apalachicola, stated she wants to speak to the shooting range and Humane Society as separate topics. She reported Mr. Davis brought up issues with the gun range being dangerous to his employees, prisoners at the Sheriff's Department and problems with cleanliness. She reported it is obviously an issue and she thought the Board voted to close the gun range, move it and make some changes. She explained she is a gun owner and has used the range and this has been an issue for a while and needs to be handled. She stated if it is a problem where it is then they need to find another place for it. Ms. Hall reported the Humane Society is a big asset to this community and the county is lucky to have their skill management and care and they need to be supported. She stated they have animals to feed every day and to stop funding for their facility is unconscionable and she hopes they reconsider.

Mr. Patrick Bailey, a resident of Franklin County, stated he moved here because it is pet friendly. He reported he is an animal advocate but is not here for or against guns in this meeting. He said he has seen the affect the Humane Society has on the community and the annual Mardi Gras parade they have for dogs. He explained the dogs contribute a great deal indirectly to the financial benefit of this county and city because it attracts people to the community. He reported the community has grown financially in the last 20 years for a lot of reasons but it has more to do with the Humane Society than guns. He stated the City of Apalachicola does not want to go on record as ruling for guns versus dogs because nationally it will not reflect well on the community. Mr. Bailey suggested leaving the Humane Society alone and moving the guns to a different location where it is not causing conflict. He said it is upsetting that they would consider doing something to the animals especially since they are so invested in the environment, estuary and what ecology and animals mean to humanity.

Ms. Jean Reakes, a resident of Carrabelle, stated people here are good with good intentions. She said when she sees the animal lovers she thinks people should remember Mr. Ben Watkins and how much he loved the area and his animals. She reported he proved this in many ways and they need to carry on for him. Ms. Reeks stated the county is huge in so many ways and they have lots of land and to be arguing over a small area is foolish. She said the animals are lucky to have such wonderful advocates. Ms. Reeks reported she has been impressed with the speakers and she thinks they should give this issue thought and prayer.

Mr. DeWitt Polous, a resident of Eastpoint, stated they think the Humane Society has done a great job but it is not about their job. He reported he has animals and is an animal lover but there is not plenty of land to build another firing range. He said if they decide to go in that direction then the Humane Society could make a donation to the new firing range. He explained the county has built 3 firing ranges and if they close this one then they are still without a firing range. Mr. Polous reported if they go to the woods to shoot like they used to before the firing range they could get a ticket and maybe lose their guns. He stated they can work together to figure this out but not just close the range.

Ms. Brenda Colonna, a resident of St. George Island, reported she understands the problem but does not understand why the funding is being stopped in the interim. She said the county should consider reinstating the funds. Ms. Colonna reported there are enough people that care that will work together to find a permanent solution that will work for everyone.

Mr. Bud Hayes, President of the Humane Society, stated he will speak on this issue when Attorney Shuler presents his report. Attorney Shuler advised Mr. Hayes now is his time to speak under public comment. Mr. Hayes reported he and Attorney Shuler have worked on a proposed interim agreement that he will bring to the Board. He explained this is a temporary settlement until they get a total resolution. He said his sentiment is with the Humane Society but he is a member of the National Rifle Association (NRA). Mr. Hayes reported he likes to shoot his gun but does not like to disturb the animals. He stated they can move the range by moving two picnic tables and a trash can to another site or the Sheriff's site. He explained this gun range is not a shooting range by definition.

Ms. Kathy Buell, St. George Island Cat Allies, Inc., said they are a 501.3© totally volunteer organization and managed without any cost to the county or city. She reported they have trapped, spayed, neutered, vaccinated and returned 977 cats in Franklin County over 4 years. She explained this was accomplished through volunteerism and the Humane Society does wonderful things because of volunteerism. Ms. Buell stated they could not do what they do without the Humane Society's collaboration. She said she knows how to handle a gun so she respects the gun owners and their position. She reported volunteerism is the key and they could rally as they are passionate about their sport and it would not cost anything. Ms. Buell stated they need to support their own cause and do it one volunteer at a time.

Mr. Moron said he wants to make it clear that this is the only opportunity to speak on this issue. He explained when Attorney Shuler presents his report the Board will have time to discuss it but the public will not have an opportunity to speak at that time. Commissioner Jones asked what if the Board has questions. Mr. Moron said to forward the questions to him or Attorney Shuler and they will engage the person. Attorney Shuler reported the only issue he is presenting is for them to consider Mr. Hayes' proposal which is for the county to close the gun range and monitor the road from 9:00 a.m. until 3:00 p.m. He said that is the offer and settlement offered by the Humane Society and he is required to bring the offer to the Board. He explained the Board will decide whether or not to accept the compromise that has been

offered but the Board may or may not make a decision today. Attorney Shuler stated if anyone wants to give their opinion to the Board on this issue now is the opportunity under public comment to do it.

Mr. Hayes stated sometimes Attorney Shuler's wordmanship and his do not agree.

Mr. Jeff Ilardi, a resident of Eastpoint, said they are a non-profit and do the Mardi Gras Parade. He stated it brings people to town and they raise money and the shelter is the main beneficiary. He asked the Board to restore the funding to the shelter now as there is no reason to withhold the funding. Mr. Ilardi said they probably wanted to use the funding as leverage but at this point the voters and taxpayers are overwhelmingly in favor of restoring the funding. He reported they need the funding and he asked the Commissioners to restore the funding as it is critical.

Ms. Mary Johnson, a resident of Eastpoint, said she has heard wonderful things about the Humane Society and they provide an essential public function. She reported if the Humane Society were not here would they be accepting a 5 day limit before animals were euthanized. She said she hopes the Board restores their funding.

Department Directors Report

Howard Nabors – Superintendent of Public Works

Mr. Nabors reported his department is still cutting grass, grading roads and cutting shoulders throughout the county. He said they are working in Eastpoint now and then they will go to Apalachicola and start back over.

Mr. Nabors brought into discussion employees wanting to transfer from the landfill to the Road Department. He explained the starting salary is \$25,000 at the Road Department and some of the employees make a lot more than that and want to take their current salary with them. Mr. Nabors said he told them they could not take their salary with them and he verified with Mr. Moron this is correct. Mr. Nabors stated he wants to make sure they all have the same understanding. Mr. Moron reported the Board has an ongoing policy about this item. Chairman Lockley explained the Board made a decision a couple of years ago that they cannot transfer their salary. He stated to save money they bring individuals in at entry level. Commissioner Jones asked when the Board started doing this. Mrs. Griffith stated she thinks it was 2016. Attorney Shuler commented it may be a little longer than 2016. Commissioner Jones inquired how it was handled before that decision. Mrs. Griffith replied on a case by case basis because they did not have a formal policy. Commissioner Jones asked if budget addendums were done when they did this before. He said he would like to know the background on this issue. Mr. Moron agreed to get this information for Commissioner Jones.

Mr. Moron read the following item from his report:

1. **Franklin County School District:** I met with the Superintendent and her staff on Friday to discuss if the County would be willing to provide in-kind man hours and use of county equipment to assist with clearing an escape route from the Consolidated School to the School Board's property located next to the Sheriff's Office. The Superintendent would like the 1.3-miles (approximately) escape route to be at least 40 feet wide. Mr. Nabors (Road Superintendent) and Mr. Davis (Solid Waste Director) met with School District staff and Forestry representative, prior to my meeting, to discuss what services the county could offer. I was told that Forestry would attempt to change the route so there are less curves and is willing to provide some of their equipment to assist with clearing the route. After hearing from Mr. Nabors and Mr. Davis on what assistance the County could provide, I would like some direction from the Board. There is a possibility that this project could start before your next regular meeting so is the Board willing to authorize your departments to assist with this project?

Requested Action: Board discussion and possible authorization to allow the Road Department and Solid Waste to assist with the clearing of the escape route.

Mr. Nabors stated he met with them about the road and they will furnish the materials and the county will help from time to time but not every day. Chairman Lockley said the county always works with the cities and the school but they need some paperwork so they know the details before they are obligated. Attorney Shuler reported Mr. Moron informed him of this issue by email last week. He said in reading through the emails he noticed a critical component was missing and that is an official request from the school board. He reported they have not laid out a scope of work, what is expected of the county, what the costs will be and when this will start and when it will be completed. Attorney Shuler said they also need to know who will be holding the county harmless. He explained at this point there are a lot of unanswered questions. He reported the first step is to get a request from the school board on what they expect from the County Commission. He stated he expects the school board to develop a plan and then submit it to the county for their consideration. Attorney Shuler reported he emailed Mr. Moron and told him they need to have these items. Chairman Lockley said the county is willing to help but need a little more information. Mr. Nabors stated this will be a county road as the state will give the road to the county. He reported they will have a 60 ft. easement through this area. Attorney Shuler stated the county needs more information. Commissioner Parrish said his understanding is the school board is getting \$100,000 to bid the project out and have someone else build the road. Mr. Moron reported Mrs. Brownell has information about them applying for Local Mitigation Strategy (LMS) funding and how this project affects that. Commissioner Parrish explained the county does not have a bulldozer so how are they going to address all the trees. He said there is reported someone also wants ditches or doesn't want ditches so the water drains off the road. He said the state is loaning the equipment but he does not want the county to be liable for state equipment. Mr. Nabors reported the state will have their own employees on their equipment and he and Mr. Davis will have county employees on the county equipment. He said they will use the excavator and front end loader for the trees. Mr. Nabors estimated $\frac{3}{4}$ of a mile of the road is bad but the rest can be cut and they can put pipes in. Commissioner Parrish asked who is paying for this. Mr. Nabors said he thought the school. Commissioner Parrish said they need to know who is paying. Mr. Davis reported the school board will use their funding to pay for the road base. He explained they want the county to help forestry, the Solid Waste Department and the Road Department to cut and clear some

of the trees so the money can be used for materials. Commissioner Parrish inquired about the pipes going under the road. He explained the county should not obligate anything until they know what they are doing. Mr. Davis said they understand the county can only help when time allows and will not be out there every day and it is the same with forestry. Commissioner Boldt said he would like to defer to the County Attorney because he has provided insight and he thinks they need a road map and a scope of work to answer the questions. He asked if Attorney Shuler could approach the interested parties and bring something back for the Board to consider. **Commissioner Boldt made a motion to direct the County Attorney to approach the interested parties and bring back some information for the Board to consider.** Attorney Shuler explained he does not know if the road has been engineered and who is responsible for the permitting costs. He reported he did not understand that the state is giving the road to the county and he does not remember the county asking for the road. Attorney Shuler reported if they give a road to the county and the county chooses voluntarily to build it then the county will have to maintain it and that will be an ongoing cost. He stated all these issues must be looked at but the first thing they need is a request from the school board along with any engineering plans and a copy of the permit to construct the road. Chairman Lockley questioned why the school board is involved if the state gave the road to the county. Attorney Shuler said he is not sure if that is accurate but he does remember one of the attachments in the email chain being a deed from the Board of Trustees but he did not examine the deed. He went on to say he presumed the school board was the recipient but he can review the deed at some point. Mr. Nabors reported they asked for help and showed where the easement will go so they will have an escape road for the school if a bad storm comes. Chairman Lockley stated the school needs the road but the Board needs more details. Mr. Nabors explained he brought this up to see how the Board wanted to handle it. Mrs. Brownell stated her understanding is the school board is going to apply for LMS funding for this road. She explained the application goes to the state and they run a cost benefit analysis on the project and then it is a competitive selection against all their other projects. She stated there is a match and the school board would be responsible for the match. Mrs. Brownell reported if they are applying for LMS funding then they cannot put equipment on the property until the LMS application is approved. Commissioner Parrish asked how long that will take. Mrs. Brownell said the process has just opened. She explained Mr. Carl Whaley, Franklin County School Board, called her and she sent him the application and then someone from the school board contacted them. She reported the application will take a while to complete. Chairman Lockley asked if they are trying to construct the road without LMS funding. Mrs. Brownell said she is not sure the school board understands the LMS process. She reported the project cannot be started before it is approved or everything they did before approval will not be reimbursable. Mrs. Brownell explained with county projects she informs the Board of the project and identifies where the match is coming from but the state determines what projects get funded. Chairman Lockley asked why the school board is doing this if the state gave the road to the county. Attorney Shuler advised the Board he looked at the email and the access easement was conveyed by the Board of Trustees to the school board back in April or May of this year but his copy does not have any recording data. Commissioner Parrish asked Mr. Moron to also research who is responsible for the maintenance of the school board's road. Attorney Shuler said the easement belongs to the

school board. Commissioner Parrish stated it will need periodic maintenance and he questioned if this is a flat road or elevated road and if it will be built to standards that can be easily maintained. Commissioner Parrish said there are things the Board needs to know about maintenance because he does not want to deplete the budgets in these 2 department trying to maintain a road that does not belong to the county. He reported they are talking about starting the road before they come back to the Board. Mr. Moron agreed they talked about starting work next week. Mr. Moron stated at the meeting they never brought up LMS funding. He explained they have money saved for the road but it will be used for the road base. Mr. Moron reported the urgency is because of the anniversary of the last storm and how Highway 98 was washed out. He stated they would like to use the school for other things in case of a storm. He said he told them the Board would need more information from them as to what they are going to do. Commissioner Parrish stated he is willing to help the school any way they can and provide a safe alternative but they need to know where the rest of the money is coming from to build the road. Mr. Moron explained the school board is expecting in-kind help from the county and forestry. Commissioner Massey reported this is not the first time this has come before the Board because Mr. Whaley appeared previously about this road. He stated several years ago they discussed putting drainage pipes in to build the road. Chairman Lockley said they need a better plan because there is not enough information. He stated they do not mind helping but need to know what they are doing. Attorney Shuler explained on maintenance issues it would not be unexpected to hear from the school board as the county has a Road Department but the school board does not. Commissioner Parrish reported he does not mind helping but the county cannot fund these things. He said they must have money in their budget to address these items and this was not included in the budget. Commissioner Parrish stated he wants to know what they are doing and how much it is going to cost aside from in-kind labor. He explained they need an agreement so they know what they are obligated for. Commissioner Parrish reported they do not know if the road has been engineered. Mr. Nabors stated it has not been surveyed. He explained there are 3 cross drains which will take 60 ft. of 48" pipe. He estimated the materials will cost \$110,000. He reported the road will be 20 ft. wide. Mr. Moron said they want a 40 ft. wide road. Mr. Nabors stated they want limerock 6" thick and he thinks the road goes for 8 miles. Commissioner Parrish asked about elevating the road to prevent flooding. Mr. Nabors stated there is a small area (.3 of a mile) that may flood but the rest is sand ridge. Commissioner Parrish reported if they are going to help then they need to build this road right. Mr. Nabors said they did not mention maintenance of the road. Mr. Moron stated they are trying to straighten out the curves in the road and asked if this has happened. Mr. Nabors explained no one has started on any of this yet. Chairman Lockley inquired if the school has an engineer. Mr. Davis answered no. Attorney Shuler pointed out there is an easement from the State of Florida with a legal description and they cannot deviate around the easement. He explained if it is not right then they must go back to the Board of Trustees for a change. Commissioner Boldt said the school board is not present and should be here. He complimented the department heads for facilitating and talking about this. Commissioner Boldt said he has a pending motion for a plan of care and directive of Attorney Shuler. Mr. Moron asked if Commissioner Boldt wants the county to develop the plan or they want to ask the school board to develop the plan. Attorney Shuler said if the motion is

successful he will contact the school board attorney and tell them they received a request to build the road and please send the plan they want the Board to consider. Commissioner Jones seconded the motion based on what Attorney Shuler said. Commissioner Jones stated another thing missing is they do not know where the boundary lines are and who owns the property. He pointed out the pre-existing road is a state road and he questioned if that is the road they turned over to the school board from where it potentially joins back towards Highway 65. Commissioner Jones reported these situations need to be clarified too. The Board discussed the road on the map. Commissioner Jones stated they are going to look to maintain the bottom part and the county maintain the top part if it is the county's road and if it is different the Board needs to know. Attorney Shuler stated they prepared a legal description for a deed and he thinks there should be a survey drawing that goes with it and he can ask for a copy. Commissioner Parrish asked if all the issues they brought up are going to be addressed. He said the school board needs to know their concerns and they need to be addressed in the plan. Attorney Shuler stated he will convey the Board's concerns. Chairman Lockley reported they need to watch the state because they give away bad roads. He stated the state gave the county Alligator Point Road and it has cost the county a lot of money. He explained Alligator Point Road was paved but this road has to be constructed. Chairman Lockley said the school board needs to beware of what they are accepting. Attorney Shuler stated he will address all the items the Board has discussed. He identified the access easement that has been given to the school board on a map. He informed the Board he has not read the entire document but it is probably a non-exclusive access easement. He explained that does not mean the state would not be involved in the maintenance but they do not know yet. Commissioner Jones reported there are many things being done with school safety in the last year and asked if the school will block access somewhere on the road so no one else can get in because there is multiple gates on the front side. He stated if the school does block access he would ask that it be south of where the existing county road is. Mr. Moron asked Commissioner Jones to circle this location on the map. Commissioner Parrish said that location is a state road. Mr. Moron pointed out where he thought they discussed a gate being placed before. Attorney Shuler agreed that is the location he thought was originally proposed. Commissioner Massey reported Mr. Whaley wanted to get the loop out of the road for the buses to make the turn. Chairman Lockley said the Board is willing to help them but need more information. **Motion carried; 5-0.**

Fonda Davis – Solid Waste Director

Mr. Davis reported he has one item but it is not on a report. He explained the county's hauler, Mr. Mike Richards, Richards Freight, who is present is asking for an increase due to the boxes being overweight. He reported Mr. Richards had to purchase a new trailer and it is heavier and causing the boxes to be overweight. He said he has requested the increase to cover the extra weight. Mr. Davis stated he does not have all the information because he just got the invoice yesterday and noticed the increase. He reported he contacted Mr. Richards and said he would need to bring this to the Board and Attorney Shuler today. Mr. Davis requested Attorney Shuler look into this matter and then they will contact Mr. Richards. Commissioner Parrish questioned what the original contract calls for. Mr. Davis stated they have an unsigned contract.

Commissioner Parrish said in that case they do not have a contract. Mr. Davis agreed that is correct. Commissioner Parrish reported the contract needs to be addressed. He said the trailer is heavier but the county is paying for the weight of the trash regardless of what the trailer weighs. Chairman Lockley agreed they are paying the weight of the trash not the trailer. He stated they need to work this out with Attorney Shuler. Mr. Davis discussed the amount of weight in the boxes. Chairman Lockley questioned if Mr. Richards has a weight limit where he is taking the trash. Mr. Davis reported Mr. Richards had to purchase another permit because of the weight. Chairman Lockley asked Mr. Richards to come to the podium. Attorney Shuler commented they can do this publicly if it is the will of the Board but he said the bill is going to be paid under protest today because there is too much confusion. He said his recommendation is to direct him to work with Mr. Davis and Mr. Richards and bring this back to the Board. He stated if this item needs to be placed on the agenda then they will agenda the item and there will be a proper time to talk about it. He stated this is an off agenda item and under the current Public Comment Policy it should not be discussed today and should be placed on a future agenda. He recommended they come back at the next meeting with something for the Board's consideration. **Commissioner Massey made a motion to turn this over to Attorney Shuler and Mr. Davis. Commissioner Jones seconded the motion.** Commissioner Jones stated per Attorney Shuler's comments about everything being paid today under protest would that continue to be done until this is worked out. Attorney Shuler said he is not sure the frequency that Mr. Richards submits invoices. He asked Mr. Davis if the county will receive another invoice between now and the next meeting. Mr. Davis answered that is correct. Attorney Shuler reported that invoice will be held until the next meeting. **Motion carried; 5-0.**

Pam Brownell – Emergency Management Director

Mrs. Brownell provided her report for the Board:

1. Addressing the AAR from Active Shooter 360, LLC (Appendix A – Improvement Recommendations List)

1. Develop a joint policy between FCEM, FCSO, and Franklin County Board for procedures and policies regarding public information and warnings. This policy should be an addendum within the revised CEMP. This should include Procedures to ensure to identify all agencies send the same message & identification of primary agency responsible for official county alerts.

FCEM sent a copy of the revised CEMP to the FCSO for review and edit. At this time, we have not received a response. FCCEM has submitted our CEMP to the State for review and approval. When FCCEM activated for Hurricane Dorian, FCSO PIO stated FCSO would only release public information coordinated through FCCEM regarding Hurricane Dorian.

2. ESF Functions need to be filled for effective EOC operations. These positions should be filled by paid county staff trained to fill all position including ESF 15 and ESF 18. Volunteer agencies capable

of offering support provides redundancy such that the absence of one key person does not leave the desk unfilled.

Franklin County does not have enough paid staff to fill these positions. Franklin County has always relied on volunteer staff to fill the ESF 15 (Volunteers and Donations) and ESF 18 (Business Continuity). If the Board would like to appoint paid county staff to fill these positions, FCEM will train staff to man the ESF desk. At this time the Board pays Capital Area Community Action to fill the ESF 15 position when we are activated.

3. The CEMP should state that the FCSO needs to provide a designated ESF 16 representative with decision-making capabilities to staff the EOC during activations. This should be in addition to radio operators the FCSO may provide.

We are a small county and the FCSO only has so many staff that are available and able to make decisions. During a disaster, key decision makers are positioned in places that the Sheriff deems most needed. FCSO sends a liaison for conference calls to report back to him. FCSO sends staff to man radios, although staff may vary from shift to shift. This does cause a hardship to FCEM to perform “just in time” training for WebEOC.

4. It is understood that Franklin County consists of several small volunteer fire departments. However, these departments should establish either a representative from each department to fill ESF 4 (Fire Fighting) /9 (Search and Rescue) positions or a volunteer firefighter coordinator to represent all agencies during EOC activations to staff ESF 4 desk. This individual should have the ability to communicate via redundant resources to all area department chiefs.

FCEM sent an email to all Volunteer Fire Departments requesting a representative from each. We have received a response from several of the departments. Once we receive a response from all departments FCEM will coordinate the shifts for each representative to man the ESF 4/9 desk.

5. The EM website should be restructured to ensure that instruction and information are clear. An enhanced Alert Franklin public education campaign is also suggested.

FCEM has contacted 2K Web Group. They are in the process of making all recommended updates to FCEM website. See Below:

- • Alert banner on home (not sync'd with app)
- • Add 3 new pages (Shelters, Alert Franklin, Emergency Activation). Make Shelters and Alert Franklin show in main navigation.
- • Make Re-Entry tags show in main navigation (instead of drop down)
- • Move Emergency Activation widget from bottom to side and create new graphics, link to new page explaining the difference in the levels
- • Create graphic of map for re-entry tag color codes
- • 30 minute training session with up to 3 FCEM staff on how to update banner and emergency activation at 2K office

FCEM is also researching the possibility of an App. At this time, FCEM budget does not allow for the purchase of an App that is approximately \$20,000 or the yearly reoccurring maintenance fees that

is approximately \$5000 per year. FCEM has contacted FCSO to request the information who set up the FCSO App and the cost they incurred.

6. The EOC should establish a Joint Information Center (JIC) during activations. This JIC should be staffed (at a minimum) by representatives from EM, SO, and the Board. These PIOs should be co-located during EOC activations to ensure continuity. Designated PIOs should have basic PIO training.

Normally a JIC is set up when it is a large event and is multi-jurisdictional. Franklin County is a small county and we do not feel we need to set up a JIC for every event. If FCEM, FCSO, and Franklin County Board coordinate and communicate during event, this should not be an issue. FCEM has 3 trained PIOs, Pamela Brownell, Tress Dameron, and Jennifer Daniels who are the PIO for the County during activation of the FCEM office. Would like to see the Board of County Commissioners have a designated PIO for the Board during “Blue Sky & Grey Sky” Incidents.

7. Franklin County should conduct at least one Joint Information and Warning functional or full-scale exercise per year to include all key JIC/PIO staff. Members of the citizen committee should be invited observers.

FCEM is required through our State/Federal Grant to participate in at least 3 exercises per year, one of these being the State Hurricane Exercise. We are publicly inviting all residents to become a CERT member, Volunteer, etc. with FCEM and participate in these exercises once appropriate training has been completed.

FCEM has also sent an email to the members of the Citizens Committee inviting them to become a volunteer and man the ESF 18 (Business Continuity) desk. This position is essential in pushing out information during an event. The ESF 18 position works closely with the FCEM PIO to ensure we are sending out a unified message. At this time, FCEM has not received any response from the Citizens Committee. (See the attached email that was sent to the Citizens Committee on 07/11/19).

8. EOC Relocations: An in-depth study to determine a location of the Franklin County EOC is a political issue that should be addressed by the Board of County Commissioners. However, the existing EOC is small and lacks sufficient facilities to support an extended activation (particularly shower facilities, sleeping areas, and operations room). While it is beyond the scope of this report to conduct a complete analysis of EOC relocation and design, it is agreed that a new/updated facility is necessary to improve disaster response and recovery operations

FCEM has received a grant from FDEM for Planning and Design of a new EOC. This will only pay for Planning and Design. The Board of County Commissioners will need to continue to advocate to legislation for a new EOC.

9. The EOC should be equipped with satellite internet as a redundant system. While this may not improve communications during the storm, it will likely improve communications following the storm in the event hard lines and cell service is down.

FCEM has acquired satellite internet with Hughes Net. The satellite system has been installed, and is a backup to Consolidated Communications, Mediacom, and Verizon. This system will allow FCEM to have internet access via satellite if the other forms of internet are down. This system does not provide satellite internet for the residents of Franklin County. Therefore, FCEM will be sending

public information via Alert Franklin, FCEM Website, Email, Facebook, Twitter, etc. as normal and are encouraging residents to have backup communications services as well, enabling residents to receive the public information being sent out from FCEM.

10. The county should develop more robust relationships with volunteer agencies and assisting organizations such as the Healthcare Coalition, UMCORE, RDSTF. Additionally, Mutual aid agreements (such as shelter plans with Leon County should be defined in writing).

FCEM Staff continue to be members of the Region 2 RDSTF & BBHCC.
The Statewide Mutual Aide agreement covers the sheltering plans with Leon County.

11. The County should revise the existing CEMP to require that county agencies provide an on-location representative to staff ESF desks. Further the, CEMP should require that individuals receive EOC training specific to WebEOC software, ICS, and NIMS training.

The existing CEMP already provides that individuals manning an ESF desk receive EOC training specific to WebEOC, ICS, and NIMS and that county agencies provide an on-location representative to staff ESF desks.

12. Pre-storm checklists should be developed for all ESF desks to ensure preparedness. This should include key communication such as Oyster Radio, Ham Radio, availability of ESF staffing, testing of satellite internet and key comms equipment, etc.

Pre-Storm checklists are already in place for ESF desks to ensure preparedness including key communications such as Oyster Radio. We are assessing our Ham Radio Capabilities/Equipment and making necessary improvements. Satellite internet has recently been acquired and CEMP/Pre-storm checklists will be updated as required.

13. The Franklin County CEMP should require Constitutional Officers, Department Heads, Municipality and Utility representatives, and ESF staffs that operate in the EOC to be Incident Command System certified. EM should manage IC training and utilize the National Incident Management System (NIMS) Ongoing Management and Maintenance Component as a framework.

Franklin County is NIMS compliant.

14. Job action sheet/guides should be created for each ESF desk and ICS position. These guides should be prominently displayed in key areas, Such as, on the wall at each ESF desk, in the JIC, and Unified Command Areas.

SOP's are currently in the CEMP for all ESF positions and are in binders at each ESF desk.

15. Firm out-of county shelter locations and capabilities should be established through memorandums of understanding (MOU) or mutual aid agreements (MAA) with neighboring counties. Amend CEMP to reflect new MOU's/MAA's.

Although Sheltering depends on the path of the storm, FCEM has standing agreements via the Statewide Mutual Aid Agreement that allows for Franklin County residents to shelter at locations throughout the State of Florida. Franklin County SPN and Transportation Disadvantaged residents

are normally transferred to the Shelter located at Florida High School in Leon County. Due to Franklin Counties location and surge zones, FCEM cannot certify any Tropical Shelters in the county. Therefore, we have predetermined locations throughout the county for Transportation Disadvantaged pickup and SPN Residents at home pickup then they are transported to shelters in neighboring counties. The Statewide Mutual Aid Agreement is reflected in the CEMP.

16. To facilitate public communications and transparency, a running EOC Action Log, accessible by the citizens should be maintained on various communications platforms.

FCEM is a staff of 3 with limited volunteers. FCEM will be more than happy to facilitate this request with staffing/volunteers become available to fill this position. See #7.

17. Streamline disaster messaging process by amending CEMP to permit email messaging utilizing a formatted email that takes the form of ICS #213. Assign each ESF Desk a specific email to further categorize and archive messages. Develop an email central archive folder should be maintained for each designated disaster.

This is a application that is handled through Web EOC which has been in place at FCEM since the state provided Web EOC.

GLOSSARY OF TERMS:

FCEM – Franklin County Emergency Management
FCSO – Franklin County Sheriff’s Office
CEMP – Comprehensive Emergency Management Plan
PIO – Public Information Officer
EOC – Emergency Operations Center
ESF – Emergency Support Function
JIC – Joint Information Center
AAR – After Action Report
CERT – Citizens Emergency Response Team
RDSTF – Regional Domestic Security Task Force
BBHCC – Big Bend Health Care Coalition
MOU – Memorandum of Understanding
MAA – Memorandum of Agreement
MAA – Mutual Aide Agreement
ICS – Incident Command System
NIMS – National Incident Management System

Mrs. Brownell said they have addressed all of the findings in their CMP where it was recommended. She stated they will have satellite internet the next time there is a storm but the general public will not have it. Mrs. Brownell reported they reviewed the HAM radio situation and they are in the process of re-establishing that network. She explained they looked at an app like the Sheriff has unfortunately it was more than their budget could handle. She reported they are working to make their web pages more user friendly. Mrs. Brownell asked if the Board has any questions in relation to the after action report. Commissioner Parrish addressed the need for volunteers. **Commissioner Parrish made a motion that they advertise in the local newspaper letting the general public know they need volunteers in some of these areas, especially the business community.** Commissioner Parrish said there are some other

responses in this report that they need to proceed with and one of those is the lack of department heads, and county personnel being present at the EOC. He stated people need to come out and volunteer. Commissioner Parrish reported it looks like they received some positive comments from the Sheriff's Department as far as better coordination. He stated he read the report and he is sure the other Commissioners read it too. He reported they need to advertise where they need the volunteers and how many they need so this information gets out to the general public. **Commissioner Jones seconded the motion.** Chairman Lockley said they can get volunteers but if the county has a major storm they will leave. He stated he would not ask anyone to stay if something like Hurricane Michael came here. Mrs. Brownell reported they stayed along with her department and she gave them the option to leave. Chairman Lockley stated that is why the Sheriff's Office in other counties is over Emergency Management. He explained he is not trying to take their job but they still need a Sheriff's Office that already has boots on the ground because they are going to leave people here. He reported he thinks the Sheriff's Department needs to be over them with them keeping their jobs. Chairman Lockley said they will provide the most help because the Sheriff will have someone in each part of the county. He explained there are only a couple of counties that do not have the Sheriff's Office handling this. Mrs. Brownell responded there are 7 counties in the State of Florida where Emergency Management is under the Sheriff's Office and Leon County just took their Emergency management Department back from the Sheriff's Office. Chairman Lockley said he thinks it will be more help for them. Commissioner Boldt asked if Mrs. Brownell considered making their new website Americans with Disabilities Act (ADA) compatible based on the recent lawsuit. Mrs. Brownell replied yes, they are working with the county's software to make sure it is compliant. **Motion carried; 5-0.**

2. Addressing Reimbursement and Mitigation on FEMA PA Projects.

Total Projects – 36

Obligation Report

Project Proj #

Projects awaiting Mitigation –

CR 30 East 79189

CR 30 West 79189

Alligator Point Dune Walkovers 79199

St George Island Dune Walkovers 79156

Eastpoint Fishing Pier 81691

Island View Park 81073

Project Proj #

Project Awaiting Information –

Health Dept Buildings 81066

Weems 81069

83668

Donated Resources 81936 CAT B (Outside 45 Day) 76276 CAT B (45 Day) 79268

FCEM is working diligently on FEMA PA Reimbursement request. Due to our limited staff, State and Federal Grant Requirements, and an active storm season, time is limited to work on FEMA PA. FCEM Staff will continue to work on FEMA PA Reimbursement request as time/staffing permits.

Mrs. Brownell stated FEMA has paid \$201,738.25 and the state has paid \$12,459.93. She explained they are waiting on mitigation projects but they keep changing the project manager. She explained they requested mitigation inspections 3 times from the last project manager. Mrs. Brownell asked Mrs. Jennifer Daniels, Emergency Management Department, when they are coming down this week. Mrs. Daniels answered tomorrow at 10:00 a.m. Mrs. Brownell stated hopefully they can start moving forward with the mitigation projects. She explained they have to agree the project needs mitigation and then they come up with a mitigation solution. She reported they have already been working with Dewberry on some of these mitigation projects so they are ready. Mrs. Brownell stated on several projects like the health department and hospital they are waiting on information. She explained it is difficult going through paperwork and matching timesheets to the FEMA worksheet. She stated they are slowly trying to get through but they are only a staff of 3.

Mr. Moron read the following item from Mr. Pierce's report:

3- On Wednesday, September 18, a Ms. Sierra Anderson, an aide to Senator Scott, called the county office seeking information on where the county stands on Hurricane Michael reimbursement. Mr. Moron asked that I talk to Ms. Anderson about Alligator Drive, and I had a lengthy conversation with her regarding the two projects versus one project that FEMA Regional office in Atlanta is wrestling with.

The conversation then went to how the county was doing in getting FEMA reimbursements. As the Board is aware, the Sheriff's Office has received its \$220K of Category B reimbursements from FEMA so I told Ms. Anderson I knew the money was flowing. I asked her how other counties were doing, and I made the observation that it appeared to me that those counties and cities who had consultants helping navigate the FEMA process were faster in getting their funds. She agreed. At this time, Ms Brownell and Ms. Jennifer Daniels have successfully recouped some \$316K of FEMA funds for Franklin County. These funds include the county's cost in debris removal as well as some other costs, but the county still has at least \$100K outstanding in overtime and other expenses that have not yet been reimbursed. I have looked at the log sheets Ms. Brownell and Ms. Daniels have to convert into the FEMA format and the effort is significant. Now that Ms. Brownell has a consultant, The Management Experts, approved by the Board I wonder whether it would be possible to amend their contract and have that consultant assist Ms. Brownell's office in completing the FEMA reimbursement process.

Chairman Lockley asked if they can help. Mrs. Brownell answered yes but the contract has to be amended by the Board. Chairman Lockley questioned if it will cost extra money. Mrs. Brownell responded yes, they will be paid the hourly wage in their contract. Chairman Lockley stated he thought they were hired and this would be under that contract. Mrs. Brownell explained the Board said there was to be no recovery in the Request for Proposals so it was removed. She stated their contract is to help with contractual services like helping with the LMS and looking for grants. She reported if something happens and they need extra staff at the

EOC during an activation they would be authorized to do that. Mrs. Brownell reported they gave an hourly rate for those items. She explained the hourly rate would apply with them helping which would also be eligible for reimbursement under their direct administrative costs that they get for the overall disaster of Hurricane Michael. Chairman Lockley asked if she knows what the hourly rate is. Mrs. Brownell said she would have to look at their contract. She explained their rate was the lowest out of all the applications received. Chairman Lockley questioned if they are reputable. Mrs. Brownell answered yes, they worked for the county before. Commissioner Massey inquired if they need this company to help them. Mrs. Brownell replied yes, but it is up to the Board. **Commissioner Parrish made a motion that Mrs. Brownell get with Attorney Shuler and see what the cost would be to hire this consultant that is currently under contract to assist her with collecting this money and exactly how they would pay for it and come back to the Board at the next meeting with that information so they can make a determination.** Mrs. Griffith stated this would be good because they need to get this money back and it is in the best interest of the county if it could speed up the process with FEMA. Commissioner Parrish said Mrs. Brownell stated their costs could be reimbursed. Mrs. Brownell responded yes, out of direct administrative costs as they get a percentage of the overall dollar amount for the disaster. Commissioner Parrish questioned if this is still applicable at this late point. Mrs. Brownell answered yes it comes to the county whether they hire a consultant or not. **Commissioner Parrish amended his motion to include Mrs. Brownell getting with The Management Experts and Attorney Shuler and coming back to them with the correct information at the next meeting.** Commissioner Parrish stated they need to know what they are doing before they do it. **Commissioner Massey seconded the motion.** Chairman Lockley said they need to ask for all the money that is left to get help with all of this. **Motion carried; 5-0.**

Mr. Moron presented the following item from Mr. Pierce's report:

2- At the end of the last meeting, Commissioner Parrish asked me about the process for getting LMS projects funded, as Pam and I earlier in the meeting had had a discussion about the possible use of the recently announced \$5M of Hurricane Michael mitigation funds. As the Board may recall, I had told the Board that it was possible some of the lot acquisitions on Alligator Point that the FCMC has assisted the county in writing a grant would need some of the \$5M as the local match. I said there was a 25% local match for any LMS project, and while the state had implied they would assist in the match I was not sure if it will involve all of the lots. I am seeking clarification from FCMC on what the state will match so that the county does not over commit the LMS funds.

Commissioner Parrish asked Michael Moron to contact Ms. Brownell to get a further understanding of how she intended to proceed with submitting LMS projects for funding. I ended up talking to Ms. Brownell first because of the item above, so in my conversation with her I talked over the LMS. She is aware that every LMS project has a local match of 25%, and she is aware that if she recommends an LMS project for the county to do that she will bring the project back to the Board for approval. However, other entities such as the School Board and the cities have projects on the LMS, and if one of those entities wants to apply for an LMS project it will

be up that entity to provide the match, and to complete the application. I defer to Pam for any additional comments.

Commissioner Parrish explained the reason he brought this up is if they do LMS projects they need to know where the funding is coming from for the match and have funds dedicated for that purpose. Mrs. Brownell reported when they start the application they sit down with Mrs. Griffith and see if they are going to match with in-kind services or something else. Mrs. Brownell stated she brings the projects to the Board for approval before she submits the application. Commissioner Parrish said they will want to know where the match is coming from. Mrs. Brownell assured him they will have the answer before they bring it to the Board. Commissioner Parrish stated that is why he wanted this brought up so everyone knew how this would be handled. Mrs. Brownell reported she must have their approval before she submits the projects. Commissioner Parrish explained there are a lot of projects and everyone that submits a projects needs to know they must have the money for the match.

Mr. Moron offered the following item from Mr. Pierce's report for the Board:

1- Update on Hurricane Michael State Recovery Grant Program application- As the Board is aware, at the last meeting I had recommended the Board contract with Langton Consultants for \$7500 to make 2 applications to the Hurricane Michael State Recovery Program. The deadline for application was Oct. 1, so the last meeting was the one and only time the Board would hear about the Program and make a decision on whether to apply. At the time of my recommendation I knew there was a requirement that a project had to ask for a minimum of \$1M, so I recommended the Board seek \$1M for improvements to the EOC, and \$1M for county-wide dune restoration.

What I was not aware of until after the Board meeting was that the project needed to be completed by June 30, 2020. I also was not aware that FDEM had been awarded \$1.8M to be directed to 9 counties that need new or updated EOCs, and Franklin County was one of those counties. Pam Brownell, Franklin County EM Director, became aware of the DEM funds after the meeting when she called around to other county EM Directors to find out what they knew about the Hurricane Michael State Recovery Program. It turns out that the EM Directors she contacted were unaware of the Hurricane Michael State Program because DEM had not notified EM Directors of the program, but some of the EM Directors knew about the \$1.8M of FDEM funds. Ms. Brownell knows more than I do, but the FDEM funds can be used for the design and creation of construction plans for new EOCs, or for renovations to existing facilities. With 9 counties eligible it appears that Franklin County should request at least \$200K from this \$1.8M FDEM fund for a new or renovated EOC facility to meet the needs of the county.

I make this comment on the \$1.8M FDEM funds because it directly relates to my revised assessment of the Hurricane Michael State Recovery Grant Program. My revised assessment is that it is not likely the Franklin County would receive any funds from the Hurricane Michael grant program to make a renovation to our existing EOC when FDEM is prepared to allocate funds to Franklin County from their \$1.8M allocation. FDEM is in control of both programs so they have control of how both pots of money will be spent.

I had also recommended the Board request \$1M for dune restoration out of the Hurricane Michael funds. I no longer make that recommendation for two reasons. One, we have to design

and complete the project by June 30, 2020. We don't have any idea of what a good dune restoration program will include because we have not yet done the study, so I was going to drop back and just request several miles of sand fencing because I thought we could install sand fencing with inmate labor and at least get some improvements done before June 30, 2020.. The problem with this idea is that the project has to involve a minimum of \$1M, and if all we are buying is sand fencing we don't need \$1M worth of sand fencing. So with the timeline to get the project completed by June 30, and with the requirement that it be at least \$1M it became apparent to me that it was not worth spending \$7500 of county funds on applications that were most likely not going to get funded. Consequently, I did not complete the assignment to Langton Consulting, and they did not turn in any applications.

The ultimate conclusion from the way FDEM announced the funds, and the limitations they put on the funds, is that this program really is intended to help those counties that lost revenue because of Hurricane Michael, such as Bay County who has borrowed something like \$250M to deal with Hurricane Michael recovery. Before I reached my conclusion I conferred with representatives of Gulf County who had come to the same conclusion. I also consulted with Mike Langton and he agrees with my conclusion.

Mr. Moron said yesterday he got an email from Mr. Langston that the Hurricane Michael State Recovery Grant Program deadline has been extended until October 8th and they lowered the minimum request from \$1 million to \$500,000. He stated Mr. Langston wants to know if that changes anything for the county. Mr. Moron questioned buying \$500,000 worth of sand fencing. Chairman Lockley questioned if they can buy sand. Mr. Moron said he will ask. Commissioner Jones reported they were talking about an alternative to sand at the Florida Association of Counties (FAC) Legislative Policy Committee meeting. He explained the alternative is 10 times cheaper than sand and more environmentally friendly. He stated the Legislature is supposed to address the use of this alternative. Commissioner Jones said FAC is going on the record as supporting the idea and said that was one of the legislative policy issues they took up. Mr. Moron agreed to ask about this item. Commissioner Jones explained it may be a combination of this material and the sand fencing. Commissioner Parrish stated the application has to be in by October 8th and he does not see how they can have a project by that date. Mr. Moron reported Mr. Langston will do the application at a cost of \$7,500 but the county may not get funded in both places for an Emergency Operations Center (EOC). He said the Board needs to consider this item and he will talk with Mr. Langston today. Commissioner Parrish reported that is a lot of money (\$500,000) to use on sand fencing and it must all be installed by June 30, 2020. Commissioner Jones stated the county needs to pursue this because the dunes are gone as a result of the last storm and if there is another storm some of the businesses cannot build back if they are destroyed. Commissioner Parrish said there are a lot of homes on St. George Island that are going to get washed away also. Commissioner Jones explained sand fencing may take a while but it does work. Mr. Moron said he will ask about purchasing sand.

Mr. Moron offered Item #2 on his report, as follows:

2. **State Representative Jason Shoaf:** I received an email from Chris Kingry, State Representative Shoaf's Executive Secretary, requesting a list of the most important needs for the county in regard to Hurricane Michael recovery. Representative Shoaf's office would like the items ranked with a dollar amount if possible, submitted to their office no later than October 8th. In conferring with Mr. Alan Pierce, we both agree that the Board should consider a request for the state to take back ownership of Alligator Drive as the number one priority. Mrs. Brownell may have some other suggestions for the Board.

Requested Action: Board discussion on a priority list for State Representative Shoaf.

The Board agreed with these items. Mr. Moron asked if Mrs. Brownell has any other items she would like placed on this list. Mrs. Brownell reported the county is getting \$200,000 for planning and design of the EOC. She explained after speaking with the state, the Board will need to present legislation to provide the money to build. She reported the EOC is inadequate when a number of people are there trying to work an event. Mr. Moron stated they are asking for construction money too. Mrs. Brownell answered yes. Commissioner Parrish reported until the design is done the county does not know how much construction money they need. He said they cannot get this submitted by the 8th. Mr. Moron said he will add a statement that the county will be seeking construction money once they get the design completed. Commissioner Boldt suggested as a funding opportunity he would like the state to consider placing guard rails or cabling rails along the hazardous waterside sections of Highway 98 between Carrabelle and Eastpoint. He said an example of what he is proposing is the cable railing between Eastpoint and Apalachicola which was installed in reference to Chloe's Law. Commissioner Boldt reported he would like this to be a request for funding because it is a safety issue. Commissioner Massey questioned why he wanted to do this. Commissioner Boldt explained the shoulders are narrow and there is rip rap there and it is hazardous. Commissioner Massey stated that will block the fishermen who pull off and fish these areas. Commissioner Parrish pointed out representatives from the Apalachee Regional Planning Council (ARPC) came here about living shorelines in these areas and they will not be able to access these areas to do the projects if there are railings. He stated he agrees with Commissioner Boldt but they need to be careful with guardrails or cabling until these projects are completed. Commissioner Boldt said maybe they can provide access points to accommodate these projects. Commissioner Jones reported not only have they been able to secure the funding for the design of the living shoreline project but they are supposed to give an update to the ARPC Executive Board that they have grant funds to secure the building of the living shoreline at a cost of \$14 million. Commissioner Jones said he understands what Commissioner Boldt is saying but the cabling has not been the best solution. He explained they are presented with a problem now on the fills with growth they cannot maintain. He stated something might need to be addressed but their hope is the living shoreline will help stabilize the road and in the future they can ask the state to repave the road. Commissioner Jones reported during the repaving of the road may be the time to look into this issue. Mr. Moron suggested he ask the person at ARPC to contact Commissioner Boldt to talk about this safety issue and his concerns. Mrs. Brownell said if they are talking about safety they need to look at what Hurricane Michael did to the rails. She explained anytime they start moving dirt and putting things in and around the shoreline it deteriorates when a storm comes

in. She said they saw what it did to the cables. She stated anytime they compromise what they already have as a shoreline and a defense from eroding the road it does not end well.

The meeting recessed at 11:09 a.m.

The meeting reconvened at 11:22 a.m.

Erik Lovstrand – Extension Office Director

Mr. Lovstrand said his written report was not sent in time to be included in the Board packet but it has been sent in now. He stated there are no action items. He highlighted the items on his report for the Board. The following report was submitted by Mr. Lovstrand:

County Extension Activities September 18 – October 1, 2019

General Extension Activities:

- The renovation project on the future home of the Extension Office has begun. All flooring and bathroom fixtures have been removed and a section of concrete cut out in entry way where slab had moved.

Mr. Lovstrand reported the renovation project has started and should be substantially complete in 35 days and they started about a week and a half ago.

- Extension Director participated in the Estuarine Research Reserve's 40th Anniversary event with approximately 160 people in attendance.
- Extension Director provided a presentation at the Holy Family Senior Center on the topic of backyard beekeeping.

Sea Grant Extension:

- Extension Director and office staff participated in the annual Estuaries Day event at the ANERR facility in Eastpoint. Approximately 800 people attended this year. Several of our local 4-H youth assisted during the activity we were hosting.

Mr. Lovstrand said they hosted an activity for youth in a room and some of the 4-H youth participated with them.

- Assisted with hosting the final public workshop about the 5-year NFWF grant in Apalachicola Bay.

4-H Youth Development:

- Six Franklin County youth attended the Southern Region Teen Leadership Conference in Tennessee this year.
- Met with our 4-H District III Youth Council to plan events for the coming year.

Family Consumer Sciences:

- Family Nutrition Program (FNP) Assistant teaching hands-on cooking skills with pre-K youth to 8th grade with “Kids in the Kitchen curriculum. Includes kitchen safety, cooking skills, how to follow recipes and, always the favorite part, taste testing.

Agriculture/Horticulture:

- Extension Director presented a program to the SGI Civic Club regarding recent damage to pine trees from pine bark beetles.

Mr. Lovestrand reported this goes back to Hurricane Michael and the damage done to the pine trees attracted the pine bark beetles to come in and get established. He said thankfully the type that is impacted the area is not a kind of epidemic species.

- Working with local citizens regarding disease on viburnum and snails on crepe myrtle.

Commissioner Parrish inquired if Mr. Lovestrand said the remodeling will be substantially completed in 35 days. Mr. Lovestrand replied yes that is what the contract is. He explained all the work is interior related. Commissioner Parrish said this is kind of quick. Mr. Lovestrand agreed and said this company knows how to organize the sub-contractors. He said they hope to be able to move in by the end of the year. He reported they will do a grand opening event and invite the public and the Commissioners to attend.

Commissioner Boldt said he is pleased Mr. Lovestrand brought the youth from the photography contest here to the last Board meeting to be recognized. He reported he is getting to know Mr. Lovestrand and he is doing a lot of wholesome things for the county. Commissioner Boldt stated on behalf of ecology and the biosphere of the county he appreciates what he is doing and looks forward to hearing from him.

Kate Aguiar – Library Advisory Board – Recommendations

Mrs. Aguiar said to fill the vacancy created by the departure of the prior Library Director the Library Advisory Board appointed an Interview Committee. She reported the committee consists of Library Advisory Board members she and Mrs. Shelley Shepard, Friends of the Library President and volunteer Ms. Pam Tullis and Carrabelle volunteer Ms. Judy Ring. She explained it was important to them that the Interview Committee represent not only the organizations that work with and support the library but also the different communities that the libraries serve. She reported after reviewing the resumes and interviewing all of the applicants the Interview Committee and the Library Advisory Board recommend extending an offer to Mr. Corey Bard. She read Mr. Bard’s qualifications and experience for the job. Mrs. Aguiar said they met with Mr. Bard when he visited the area several weeks ago and they learned about his community dedication and philosophy regarding rural libraries. She reported he is confident in his ability to provide quality and professional library services and they agree. Mrs. Aguiar said based on this they recommend the county extend an offer to Mr. Bard with a starting salary of \$45,000. She offered to answer any questions and said she has copies of his

resume for the Board. Commissioner Massey asked if they have done a background check. Mrs. Aguiar stated that is part of the hiring process. She reported they have done a cursory reference check and talked to some of the references. She stated once the offer letter is extended then they will do a background check and drug test. Commissioner Massey said he has never seen someone leave a \$70,000 position to take a position for \$45,000. Mrs. Aguiar stated he is interested in changing his location. She explained he is not currently employed and left that position some time ago. She reported he wants to make a change geographically. Mrs. Aguiar said the area interests him so he is willing to take a cut in pay. **Commissioner Jones made a motion to approve this offer. Commissioner Parrish seconded the motion.** Chairman Lockley asked if they have to start him at \$45,000. Mrs. Aguiar stated that is what they recommend because he is coming with a Master's Degree in Library Science and almost 10 years of library director's experience. Chairman Lockley said he would like to know what happened for him to leave a job making more money. Mrs. Aguiar stated she talked with the Village Administrator there and they said given the opportunity they would hire him again. She stated not only was he focused on the library but organized fun runs to benefit other items. Chairman Lockley stated that does not tell him why he left. **The motion passed by the following vote of the Board:**

AYE: JONES, PARRISH, BOLDT

NAY: MASSEY, LOCKLEY

Mr. Moron read the following item from his report:

- 7. County Library Carrabelle Branch:** Over the last few months I have received complaints regarding the manner in which staff and volunteers were treating each other at the Franklin County Library Carrabelle branch during business hours. Some of these complaints rose to the level of possible litigation, so I contacted the County's labor attorney Leonard Carson and asked him to conduct a series of interviews then provide a report that should include conclusions and recommendations. I emailed that report to you yesterday for your review. I concur with Attorney Carson's recommendations, based on his investigation and findings, and ask the Board to strongly consider Item #2, under recommendations, to suspend the use of the daily volunteers until a director is in place to manage both branches. This action may require changes to the Carrabelle Branch hours of operation as there is one full-time employee and one part-time employee. I will meet with Library Advisory Board members to discuss these new hours. I have not received any complaints from the Eastpoint branch.
Requested Action: Accept the recommendation of the County's labor attorney and halt the use of volunteers at the Carrabelle Branch until a Library Director is in place. This may require temporary changes to the hours of operation at the Carrabelle Branch.

Mr. Moron said the reason this bothers him is because of the people in Carrabelle that depend on the library for more than books. He explained some people use internet access for some of their state funding for assistance. Mr. Moron described the situation as two teams including employees and volunteers on each side that are working against each other and said it is bad. He reported without having a library director in place every day to manage the staff and make

them understand that the Carrabelle Library Branch does not have their own set of rules this is his recommendation. He stated they have rules that are in place for both branches and the rules are there to protect the county and the patrons of the library. He said this is his recommendation without getting specific about what is happening. Chairman Lockley asked if this will take care of the person who is causing the problem. Mr. Moron stated this is the closest way to try and address the problem until a library director is in place. He said he is operating off of the labor attorney's recommendation and supporting it. Commissioner Massey explained Mr. Moron could see yesterday that it was not all the Carrabelle volunteers that are the problem it is a mixture. Mr. Moron agreed it is a mixture of the staff and the volunteers. He went on to say the county can deal with the staff with county personnel rules and policies but there are no rules that address the volunteers and he is not qualified to make those rules as it pertains to the library. He reported he is only standing in this place until a library director is hired. Commissioner Parrish inquired about the two teams. He said there are not two teams as staff is employed to work at the library and they are assisted by volunteers. Commissioner Parrish stated volunteers do not run the library but provide additional help. He said they are all on the same team and that is to provide a good library for the people of Carrabelle and Eastpoint. He read recommendation #3 and said they all understand the library director runs things that is why they hire one so this does not need to be a recommendation. Commissioner Parrish reported if the volunteers cannot get on board with the staff then they need new volunteers because the volunteers do not run the library. Commissioner Parrish said this report is 9 pages long and details all kind of situations. Commissioner Massey agreed he was correct that the volunteers are trying to run the library. Commissioner Parrish said that cannot happen and they need to volunteer somewhere else and let the library director or the staff they have hired to run the library. He explained about the policies. Mr. Moron stated the county has personnel rules and the library has their own set of policies. Chairman Lockley said if a volunteer is coming in there causing problems then they need to tell them not to come in there. He reported the volunteers have no business taking over someone else's job and that is why they have a library director and staff running the library. He explained if volunteers want to do more than that he is sorry because that is not going to happen. Commissioner Boldt stated he supports Mr. Moron's requested recommendation for now because they have to support all their concerns the labor attorney's recommendation. He reported this recommendation should be handed to the new library director as a beginning checklist to start to clear up this issue. He stated at this time they have just asked the volunteers to take an intermission to clear that standard as they move forward. Mr. Moron agreed they are not trying to end the volunteers because they are valuable but there cannot be any separate teams. He explained the staff is there to support the library director and the library director is there to do the will of the Board and the volunteers are there to support the staff. Chairman Lockley stated the volunteers may need to stand by for good as it is going to be a problem when they come back. Commissioner Parrish reported when they hire a new library director they need some provision that gives them time to hire other library directors before the person leaves. He explained they do not have time to hire someone in these situations and these are the things that happen when a library director is not in place. He said they are in a position now to add a provision for 60 days or some time to search for a new library director and not have a gap in supervision.

Commissioner Parrish stated the library director needs to have the ability to interview volunteers to make sure they have the library at heart, have no special interests and that they truly want to help. He said if they do not then they should not be allowed to volunteer. He explained the library director needs to have discretion about who volunteers at the library. Commissioner Parrish stated there must be control over the volunteers and new policies may need to be put in place so the library director has control over this issue. He said if the library director is not doing his job then it is up to the Board but if the library director is doing their job then the Board has to support him/her. He explained he would like this put in place before the new library director comes on board so he knows his authority. Commissioner Massey stated the last time they hired a library director the person got their Master's Degree and left. Commissioner Parrish reported the Board needs time to hire another director before one leaves the position. Commissioner Boldt stated this person has a Master's Degree coming into the job. He agreed the person needs guidelines. Chairman Lockley stated the person will leave if they get offered more money. **On motion by Commissioner Jones, seconded by Commissioner Parrish, and by the following vote of the Board present, it was agreed to approve the recommendation:**

AYE: JONES, PARRISH, BOLDT

NAY: MASSEY, LOCKLEY

Mr. Moron said he wants to publicly thank Ms. Whitney Roundtree at the Eastpoint Branch for all of her support. He stated when he contacts her she takes care of everything. He explained she took care of the grant for the tablets, the reports that were sent and did an excellent job. Commissioner Massey agreed Ms. Roundtree does a good job. Commissioner Massey stated he went to the Carrabelle branch and sat there and some of them did not know he was a Commissioner and he saw what was going on. He said it is not all the girls in Carrabelle's fault. Mr. Moron stated if there is something they do not think the labor attorney addressed then he will speak with them directly. Commissioner Massey reported he has some items for the labor attorney. He stated he was there and watched it going on and it is bad.

Marcia M. Johnson – Clerk of Court – Report

Mrs. Hines presented the following information:

1. For information, the following days have been set for holidays for my office for 2020:

New Year's Day	Wednesday, January 1, 2020
Martin Luther King Jr.'s Birthday	Monday, January 20, 2020
Good Friday	Friday, April 10, 2010
Memorial Day	Monday, May 25, 2020
Independence Day	Friday, July 3, 2020
Labor Day	Monday, September 7, 2020

Afternoon Seafood Festival Friday
Veteran's Day
Thanksgiving Day
Friday After Thanksgiving Day
Christmas Eve
Christmas Day

Friday, November 6, 2020
Wednesday, November 11, 2020
Thursday, November 26, 2020
Friday, November 27, 2020
Thursday, December 24, 2020
Friday, December 25, 2020

The meeting was recessed at 11:55 a.m.

The meeting reconvened at 1:15 p.m.

Alan Pierce – RESTORE Coordinator – Report

Mr. Moron read the following items for the Board's consideration:

- 1-This item was addressed during the Emergency Management Report
- 2-The Board handled this item during the Emergency Management Report.
- 3- This item was addressed during the Emergency Management Report.
- 4- Provide Board with copy of comments made at Legislative Delegation meeting on Monday, September 23, 2019. The Board might have discussion regarding the meeting.
- 5- I have been working with Ms. Beth Frost, DEO, to develop a Scope of Work for the \$750K of DEO funding awarded to Franklin County. At this time I have provided Mr. Shuler a copy of the DEO Grant Agreement for his review. The current Scope of Work approves DEO funding for Alligator Drive, and then, under Section 2.2, "Prepare a plan for at least one (1) additional project that will be repaired or reconstructed as a result of damages from Hurricane Michael." So, after we get Alligator Drive under way the Board and DEO will amend this Grant Agreement to add other projects to utilize the remaining funds. Board action to approve DEO Grant Agreement subject to the County Attorney review. I have provided the Board a copy of the DEO Grant Agreement electronically.

Commissioner Parrish asked Attorney Shuler if he has reviewed this agreement. Attorney Shuler stated he has a copy and Mr. Pierce came to his office and talked with him about it. He explained as with most of these state agreements if the county wants the money they have to agree to the terms. Attorney Shuler reported he will review the contract. **On motion by Commissioner Parrish, seconded by Commissioner Massey, and by unanimous vote of the Board present, it was agreed to approve the grant agreement subject to Attorney Shuler's review.** Mr. Moron stated the remaining funds will depend on whether the match is 12.5% or 5%.

6- Back to Alligator Drive. The State of Florida has now gotten involved with FEMA on our behalf. On Sept. 24, FCMC submitted a position paper to FEMA describing in 21 page detail how and why the reconstruction of Alligator Drive needs to be considered as one project. I have provided the Board a copy of the FCMC drafted position paper electronically.

Commissioner Parrish stated this morning they made a motion to give the road back to the state but when they type the letter they need to include after the county has reconstructed Alligator Drive they would like the state to assume the road. He explained then they will know they are assuming a road that has been completely fixed. Commissioner Boldt said to compliment that the county has 30 years' worth of being a steward of the road and the millions of dollars that have been spent up to the completion of a new road. **On motion by Commissioner Parrish, seconded by Commissioner Boldt, and by unanimous vote of the Board present, it was agreed to include in the letter that after the county has reconstructed Alligator Drive they would like the state to assume the road.** Chairman Lockley said he hopes it helps but they have written letters before. Commissioner Boldt stated they should keep persisting. Commissioner Parrish said maybe the people at Alligator Point will also write letters when they complete the road to support the Board's letter.

Michael Morón – County Coordinator – Report

Mr. Moron presented his report, as follows:

1. **This item was addressed during the Road Department report.**
2. **The Board handled this item during the Emergency Management Report.**
3. **Legislative Funding:** I have received notices from both Senator Montford's and Representative Shoaf's offices reminding the county of the November 1st deadline to submit a prioritized list for projects for Legislative funding. I would ask the Board to send me any projects you would like on this list as soon as possible to allow time for research for some of the requested information. A copy of the Appropriation Project Request is attached to my report. I would like the Board to prioritize the projects at the October 15th meeting.
Requested Action: Board discussion on possible projects.

Mr. Moron reported he will start off with the items from the Legislative Delegation meeting and then add the items submitted by the Board. He said last year there was some confusion about the cities so he will call Senator Montford's office and Representative Shoaf's office and find out how they want to handle it this year and he will let the Board know. Commissioner Parrish stated he would like to add to this list as it relates to Hurricane Michael recovery, funds for dune restoration. He explained the dunes were removed directly as a result of Hurricane Michael and the county needs some help putting the dunes back to protect the tax base and prevent a loss of revenue to the community. He stated he would like to submit a request for \$1 million to help with the dune recovery project. Commissioner Parrish reported if they do not get the dunes built back and the county has another storm there will be a lot of houses

destroyed and the tax base is going to go to nothing. He explained when the tax base goes down like that in order to fund the same budget the millage rate will go up to generate the same funds. Mr. Moron referenced an item on Mr. Pierce's report and said he will also ask for funds from the Department of Emergency Management. Commissioner Parrish explained even if they get funds it will not be enough so they are still going to have to do a RESTORE project. He suggested they include that the county is offering to use some RESTORE funds to help with the project. Mr. Moron said he will submit both requests. Commissioner Parrish said he does not think the county can meet the June 30, 2020 deadline for this project. Mr. Moron stated he will contact Mr. Langton.

4. **Weems Operational Audit:** At your September 3rd meeting the Board authorized Carr, Riggs, & Ingram to perform an operational audit of Weems financials to include billings and collections, revenue cycle, cash management, point of sale and cash security, vendor payments/management/priority, and payroll. The audit is complete, and a copy of the findings and recommendations report was emailed to you earlier and sent to the Weems Board of Directors for their review. After you have had the opportunity to review the findings and recommendations report, send me your comments, questions, and concerns which I will forward to the Weems Board as they consider their plan of correction. The Weems Board plan of correction will be presented to you at a future meeting.

Requested Action: Board discussion.

Mr. Moron said he knows the Board has some comments and the Hospital CEO is here now or they can send the comments to him and he will forward them to Mr. Walker. Chairman Lockley stated this was a good study and showed some weak points that they need to work on. Commissioner Boldt agreed this is an excellent deficiency report and they need to have a plan of correction for each deficiency. **Commissioner Parrish made a motion to pursue every corrective action on all of these items.** Commissioner Parrish said he believes Mr. Walker is working on some of these items but they need to work on every one of the recommended corrections. Mr. Walker stated they are looking at every item and developing a creative action plan for the items. He explained some of the items require them looking at the budget to determine if they have the money to complete the item. Mr. Walker said they are having revenue cycle meetings and have hired a part time billing specialist to look at these items. He assured the Board every item will be looked at and then they will report these items at the monthly Hospital Board meetings. Mr. Walker stated they will use this as a platform on how to move forward. Chairman Lockley asked Mr. Walker to send a copy to the Board. Mr. Walker agreed he will send it to the Board once it is analyzed and reviewed by the Hospital Board. He pointed out they will make monthly updates. Mr. Walker said this is good and they also have their audit coming up which is also good. He explained they will use this as a baseline for where they need to improve. **Commissioner Boldt seconded the motion. Motion carried; 5-0.**

5. **Healthcare Workshops:** At the last meeting, I informed the Board that I would schedule the Healthcare Workshops with Sacred Heart, HCA, and Alliant/TMH on October 1st, 8th, & 15th. Each

hospital network would present a plan to partner with the County to provide healthcare. Since the last meeting, HCA has decided that there are no longer interested in a partnership or management agreement to provide healthcare in the County, instead they would offer certain healthcare services to the county, no matter what path is decided upon. Sacred Heart isn't available on the 1st, 8th, and 22nd, so that workshop will be on Tuesday, October 29th at 9am. There is County Court that afternoon starting promptly at 1pm. Alliant/TMH will still make their presentation on October 15th at 1:30 pm here in your meeting room. I requested a copy of both presentations prior to the workshop date for your review. I will invite the Health Department, the City of Apalachicola, and the City of Carrabelle to both workshops. As reminder, the public will have an opportunity to speak during "Public Comments" at the beginning of each workshop.
Requested Action: None/Information item.

6. **Alligator Point Property:** I received an email (attached) from an Alligator Point resident complaining of a house that has been in a derelict situation since Hurricane Dennis. This email stated issues that included squatters taking up residence in this house, possible health hazards especially with the septic tank, and the lack of maintenance by the financial institution that may now own the house due to foreclosure. I would ask that the Board, as you have done in the past with similar situations, authorize Attorney Shuler to research this matter and contact the current owner about the issues stated in the email.
Requested Action: Authorize Attorney Shuler to investigate the complaints about the property stated in the email and allow him to contact the property owner if necessary.

On motion by Commissioner Boldt, seconded by Commissioner Massey, and by unanimous vote of the Board present, it was agreed to authorize Attorney Shuler to investigate the complaints about the property stated in the email and allow him to contact the property owner if necessary.

7. This item was addressed earlier in the meeting.
8. **Domestic Violence Awareness Month:** The Refuge House is partnering with the Franklin County Sheriff Department and both senior citizen groups, therefore there will be two Domestic Violence Awareness events this year. The first will be on Wednesday, October 16th at the Holy Family in Apalachicola and the second event will be held on Thursday, October 17th at the Carrabelle Senior Center. Commissioners are invited to attend either, or both, events. Attached to my report is the Domestic Violence Awareness Month proclamation for the Chairman's signature that will be read at both events.
Requested Action: Authorize the Chairman's signature on the Domestic Violence Awareness Month proclamation.

On motion by Commissioner Massey, seconded by Commissioner Jones, and by unanimous vote of the Board present, it was agreed to authorize the Chairman's signature on the Domestic Violence Awareness Month Proclamation.

Commissioner Parrish asked about cameras and security at the boat ramps and at Olan Ward Park. Mr. Moron said he has proposals on both and will set up a meeting this week with the

vendors and bring the proposal back to the Board for approval. Mrs. Griffith asked if that is Vector Security. Mr. Moron answered no it is Inspired. Commissioner Massey asked where they are from. Mr. Moron answered Tallahassee. Commissioner Massey requested their contact information. Mr. Moron agreed to provide the information. He pointed out to log in and see the area the site must at least have a dsl connection and some of the sites did not have dsl so these are some of the issues he is facing. He explained with the access security system it just requires an uplink from Verizon. Chairman Lockley asked Mr. Moron to keep them informed.

Michael Shuler – County Attorney – Report

Attorney Shuler provided his report for the Board, as follows:

Action Item

1. Humane Society

Mr. Bud Hayes, who informs me that he is the President of the Humane Society, and myself agreed that the Humane Society would re-open the road on or about September 19, 2019 and leave it open until we resolve whether the road is or is not a public road.

Because of the agreement I reached with Mr. Hayes, I have intentionally limited my time spent on this matter until after the October 1, 2019 meeting.

I requested that Mr. Hayes simply reopen the road and go back to the status quo, but he represents that the Humane Society does not want to return to the status quo voluntarily, or words to that effect. Status quo meaning that the road remains open and unregulated as it has for in excess of 30 years.

On behalf of the Humane Society, Mr. Hayes made the following settlement offer which the rules of professional responsibility require that I bring to your attention; to wit: The Humane Society requests that Franklin County regulate the use of the gun range daily such that it does not allow shooting between the hours of 9 a.m. and 3 p.m. daily.

Board Action: Does the board accept or reject the settlement offer? If not accepted, does the board want to make a counter-offer of settlement?

Attorney Shuler stated he gave this report to Mr. Hayes last Thursday and he agrees with the content in terms of the temporary agreement and settlement offer but they do not agree on whether this is a driveway or public road. Attorney Shuler said he is looking for direction or action from the Board to accept the agreement, reject the agreement, modify it or make a counter offer, table the agreement or some other option determined by the Board. Chairman Lockley questioned if they want this time every day of the week. Attorney Shuler explained the

reason for the time period is the animals are stressed by the shooting of the guns so this will allow them to come in between the hours of 9:00 a.m. and 3:00 p.m. to feed and complete the daily care of the animals. He stated this will also allow them to address safety concerns with their staff relative to people actively shooting at the gun range. Attorney Shuler reported he thinks this is their motivation. Chairman Lockley stated hunting season is only a certain part of the year so they are probably not shooting every day. He said it is not fair to ask the County Commissioners to monitor the site because all they can do is put up a sign that says no alcoholic beverages allowed at the range. Attorney Shuler reported there are already regulations posted at the site. Chairman Lockley stated a lot of these items should be addressed to the Sheriff's Office. He explained a person should not be zeroing in a gun while they are drinking. Attorney Shuler agreed. Chairman Lockley reported the County Commission does not have the authority except to put up a sign. He stated as far as the clean-up they can put up a sign to clean up their items. Chairman Lockley said the Humane Society could have talked with the Sheriff and some of these items could have been worked out. He explained they heard from a lot of people that had only been here for 1-5 years and he does not think it is right for the Humane Society to ask the County Commission to change something that has been happening since before they got here for a select few. Chairman Lockley stated someone pointed out they knew when they accepted the property they knew there were 2 gun ranges there. He reported they are not saying anything about the Sheriff's gun range but it is not that far away. Attorney Shuler stated the Property Appraiser's website has a tool for measuring distances and the Sheriff's gun range is approximately 600 ft. away from the Humane Society building and the other gun range behind their building is 450 ft. away. Chairman Lockley said they are only complaining about 1 range and that is the public range but both ranges have the same noise. He expressed his opinion that they need to sit down and work these things out. He stated things should not be changed when a new set of people come in. Chairman Lockley reported they knew the animals had problems with noise but that was not mentioned when the county gave them the property but now they want to change the rules. He said he is satisfied like it is. Commissioner Jones stated today is the first time he heard the Humane Society wants to expand their facilities. He explained if they want to expand their facilities and have more services that could have been a simple discussion with the county and not put up a sign and say the county is not going to access this property anymore. Commissioner Jones said the first time Mr. Hayes came and talked with him as his representative in his district was after everything had happened and the sign had been removed. He explained that was the first conversation and what is causing the problem. He asked them to look at this from the county standpoint that a sign was put up and the sign was enforced and they as Commissioners have to cover the whole county and not just the Humane Society. Commissioner Jones reported they must give reasonable answers to everyone. He explained that is part of where the misunderstanding came from. He reported this is not the County Commissioner versus the Humane Society and no one questions the job the Humane Society is doing in the county. He stated this settlement agreement might be agreeable to the Humane Society but if the timeframe they want to expand their building and

services is 12 months then why must the county agree today to start shutting the range down daily. He said that is a big ask. Commissioner Jones stated he is interested in knowing what percentage the county funding is of their overall funding every year. He said if it is 10% or less then they need to have a conversation. He explained the bigger issue for him is they have a non-profit trying to act like they have a private road. Commissioner Jones went on to say they are either a business or non-profit and they need some clarification on that. Commissioner Boldt stated what scared the County Commission was they just shut down the road and the County Commission represents all the people in Franklin County. He said that was the intention when they said no. He explained that should have been vetted in this room way before it was declared and that worried the Board and that is why they took an intermission on their funding. Commissioner Boldt stated they have an opportunity to look at the whole issue of gun ranges and a place for people to shoot and pivot on this issue and start looking at something in forestry that would be National Rifle Association (NRA) standard approved and maybe include an archery range and special things that they could use as a central location for the future. He said he wants to remember that the Franklin County Humane Society is a symbiotic partner with our county animal shelter and animal control and their properties are contiguous and they are facilitating a lot of the work that they appreciate. Commissioner Boldt reported they have issues of litter, bathroom and safety at the current gun range and there are concerns and he would like to consider a whole new facility at a new location that might be centrally located for the Sheriff to use and the public. Commissioner Massey inquired if he can ask Mr. Hayes a question. Attorney Shuler said this is a unique situation and if the county was in litigation they would not be doing this in this fashion they are doing this potential settlement offer now because under state law if they were in litigation then they could convene an executive session and talk privately on the record without being in a public setting. He explained since they are not in litigation that is not an option and the only way he can get an answer on the offer is to present it in this fashion. He said ordinarily they would not call up someone and ask them questions. Attorney Shuler reported he is not forgetful of the conversation he had with Commissioner Jones and Mr. Moron earlier and he thinks in this special circumstance you can bring him up and ask a few questions but since they are potentially in litigation he is cautious about too much conversation because he does not want it used against the county in any potential litigation if they cannot get this resolved. He stated they can bring Mr. Hayes up if he is willing to answer questions. Attorney Shuler said if something is troubling then he will be mindful of the Board and his duties. Commissioner Massey stated he does not understand why the Sheriff's Office range does not bother them when the ranges are not but 100 yards apart. Attorney Shuler said he can address this based on conversations he has had with Mr. Hayes. He explained he does not know all the reasons but some of the things stated to him concerning the public gun range relative to the proximity of the Sheriff's Office gun range is having some law enforcement measure where people are being somewhat regulated. He reported if people are diverted and the Sheriff allows the diversion then they would have some mechanism to regulate the public use under the eye of the Sheriff's Office. Attorney Shuler explained he has

not talked to the Sheriff about this because previously he appeared before the Board and was concerned about people having access around the jail and contraband. He reported the Sheriff was trying to create a security barrier around the Sheriff's Department. He stated he has not asked the Sheriff if he would be willing to use this as an alternative. Commissioner Massey said they cannot afford to hire someone just to sit there. Commissioner Parrish stated he has talked with the Sheriff and he has expressed an interest in doing this but he is not sure how soon he would start. He explained one thing that has the Board at odds with the Humane Society is the way this was handled and that they had no time to research an alternative. He reported in the meantime hunting season is around the corner and it left the Board with no options. Commissioner Parrish said the other Commissioners mentioned building a range but then they have to hire someone to be there and questioned if they will need to create another department and budget. He went on to say then they have to tax the people of the county to have this 1 range open to the public. Commissioner Parrish said the advantage of working with the Sheriff is they have people on duty 24 hours a day. He stated 3 years ago there was a proposal from the Florida Wildlife Commission (FWC) to build the range but the county had to maintain the range. Commissioner Parrish reported it may be advantageous to have conversations with the Sheriff about upgrading his range through FWC and one of their grants. He said they all know the Humane Society does a good job and understand the importance of their work and that is why the county funds them every year. Commissioner Parrish reported the Humane Society needs to take into consideration the position they put the county in without any notice. He explained they received complaints and these are the same people calling that have voted and put them in office. Commissioner Parrish reported they forced the Board to take action to protect the county and the general public they represent. He stated these are things that need to be looked at. Mr. Hayes offered to answer questions. Commissioner Parrish stated they cannot ask questions of him because they are in possible litigation. He said Mr. Hayes can talk to Attorney Shuler but not to the Board. Commissioner Parrish stated all the Commissioners have explained the reasons the Board was put in this position and there needs to be a solution found. He reported the question is what the Board does now that they are placed in this position by someone they have always supported. Mr. Hayes said if he was allowed to he could answer these questions. Commissioner Parrish stated he will need to talk with Attorney Shuler. Commissioner Boldt reported he has also talked with the Sheriff and he speaks positively about the use of his gun range for public purposes. Attorney Shuler asked if it is the will of the Board for him to have a conversation with the Sheriff about the possible use of his gun range and application for grant monies to make some improvements or modifications. Commissioner Parrish explained in his discussions with the Sheriff he indicated they would use some of the FEMA reimbursements the Board gave him to do the upgrades such as a sidewalk and some sod. Chairman Lockley said there will still be a problem as this range is only 100 yards away so they are still going to complain about the noise. Attorney Shuler stated 1 of the solutions he and Mr. Hayes discussed was there a possibility jointly the county and the Humane Society could create a sound barrier such as some dirt and

vegetation. He said this was discussed with the engineers and there would not be any measurable difference so the noise problem would still be there. Attorney Shuler explained the issue is whether the Board wants to engage in litigation to establish whether or not that road is a public road. He said the court will look at the facts, the law and the issues and render a decision. He advised the Board if the facts as he understands them are proven through testimony then he would rather have his case than their case but with litigation there is no guarantee and they have this controversy between the public elected body and this non-profit organization. Attorney Shuler explained if there is a way to move the gun range another 200 ft. away and avoid the controversy and provide the public the gun range then it is worth discussing. He reported he has not talked with the Sheriff but he appreciates that two of the Commissioners have talked with him. He offered to contact the Sheriff if that is the direction of the Board. Commissioner Massey said the county cannot just shut down the range right before hunting season. He reported the county did not get any notice and then the road was just shut. Commissioner Massey stated right after the sign was put up closing the road he received 36 emails and 10 phone calls. Attorney Shuler agreed there was no meaningful notice to the county and the public about closure of the road but they have addressed it on a temporary basis. He explained step one is the Humane Society has agreed to temporarily keep the road open as is under the pre-existing conditions until they work out a long term solution. Attorney Shuler said he has asked for the Board's approval of this temporary resolution. Chairman Lockley asked how long temporary is. Attorney Shuler explained it is not determined but until they reach an end to good faith negotiations to work it out. He reported if they talk with the Sheriff and he wants to relocate the gun range it could take 3-9 months but he is not sure of the time frame or his willingness to open his facility as a gun range to the public. Attorney Shuler went on to say if the Sheriff agrees they would have to determine how long it will take to make the improvements, how much it is going to cost and who is going to pay for it. Chairman Lockley said if you give them this then they will come back with something else so it is better to stop them. Commissioner Parrish said the offer was to shut the gun range down from 9:00 a.m. until 3:00 p.m. so is that the temporary solution. Attorney Shuler responded no, the temporary agreement between he and Mr. Hayes is that they have taken down the sign blocking the road and the agreement he is asking the Board to approve is to temporarily keep the road open until they can resolve the gun range use. He stated that does not mean he is asking the Board to approve closing the gun range from 9:00 a.m. until 3:00 p.m. because that is the second part of what they are talking about today. Chairman Lockley asked if they can relocate the Animal Shelter. Attorney Shuler reported the deed from the county to the Humane Society has a reverter clause so the property would revert back to the county if a shelter is not operated on the property. Commissioner Jones said the sign has been removed but they need to address it further as to whether or not the road is accessible. He explained he has received numerous reports in recent days that vehicles have been parked on the road so there is no access. Attorney Shuler was not aware of this and said if it is true then it violates the spirit of the agreement. Commissioner Jones commented on the FWC range and said it was

before he was a Commissioner but he has all the plans and has looked at the one in Bay County. He stated the range is completely run and operated by FWC. Commissioner Jones said all the employees are state FWC employees. He described it as a 10 acre range with archery, a shooting house and places for handguns, shotguns and rifles. He explained it may be something they could try to do but it would have been nice to have someone talk to them first. Commissioner Jones explained they are all state employees and the county deeded the property to the state and the state built the range. Commissioner Parrish said the county does not have 10 acres of property but they could try to purchase some property. He stated the county needs to find out about this program if they are willing to come in and run the gun range. Commissioner Boldt offered to help with this as his daughter works for FWC. Chairman Lockley said they are not making an agreement and people are taking this personally and blocking the road. He reported there are issues and someone higher than the Board needs to straighten it out. He said they cannot have people in the Humane Society blocking the road because they are a member and do not like what is going on even if they did move the sign because this will cause problems. Commissioner Massey discussed photographs taken of the cars blocking the road. Commissioner Massey reported they are doing a good job but cannot cut people off from shooting out there. Commissioner Boldt said they should enter into an understanding with the Humane Society and they will keep the road open and not block the road with the understanding they will research the alternative with the Sheriff. Attorney Shuler agreed that is correct but it is more expansive and would include discussions with the Sheriff or whatever resolution they can come up with if they can come up with one if they cannot work out something voluntarily then they will go to court because those were the Board's last directions. He explained the agreement with Mr. Hayes is that the Humane Society would leave that road open until they reached a resolution concerning access to the gun range or they find an alternate location. Chairman Lockley asked if they make this decision is Mr. Hayes authorized to have his group keep the cars from blocking the road. Attorney Shuler reported he is authorized to act on behalf of the Humane Society. Attorney Shuler said he is not sure who is blocking the road but if it is the Humane Society then yes. He explained if it is a person in the public then the car should be red tagged and towed. Commissioner Jones clarified he was not saying the Humane Society was blocking the road but people told him the road was blocked. Chairman Lockley said if it is them he wants to make sure Mr. Hayes can stop it. Attorney Shuler stated he feels like any agreement they reach Mr. Hayes will in good faith enforce it. Chairman Lockley agreed he will and he is a good man but they do not agree on the same thing right now. Attorney Shuler explained they do not give up anything by entering into this temporary agreement because if for any reason it is violated either in spirit or in fact they still have the same remedy they have now which is going to court for an emergency temporary injunction to leave the road open until the court can resolve the issue of whether it is a public road or a private driveway. He reported both he and Mr. Hayes would prefer to avoid going to court and that is why they have reached this temporary agreement. Commissioner Boldt inquired about linking this to giving their money back if they agree to this.

Attorney Shuler said not for the temporary agreement. He stated they need to resolve the access issue with permanency. He recommended the Board maintain the status quo until they reach the end of the good faith negotiations and if it is not successful then the judge can make a decision. Attorney Shuler explained if the Board approves this temporary agreement then he will reduce it in writing and each party will sign it and receive an original copy. He stated they will then move forward to resolve this in good faith. He reported that will include talking with the Sheriff to see if he is willing to make his gun range available to the public, what the conditions are and what the costs will be for the modifications. Chairman Lockley asked if Mr. Hayes is in agreement. Attorney Shuler responded yes except Mr. Hayes does not consider this a road but a private drive. Commissioner Massey reported their money is put aside and if this can be worked out then the money can go back to them. Attorney Shuler agreed it would require a budget amendment. **Commissioner Parrish made a motion to direct Attorney Shuler to continue to negotiate and see if they can work all this out and come back to the Board and report the findings and move this thing forward. Commissioner Jones seconded the motion.** Commissioner Boldt said they are working as a team on behalf of the people and caring about the Humane Society and looking at an alternative. Commissioner Massey stated they are good people and they are not mad with them but people voted for them and want to shoot and they want to help them. Chairman Lockley said they will talk and come to an agreement and everyone will be happy. Attorney Shuler asked if the motion and second is to approve the temporary agreement and to move forward with continued negotiations as discussed with the Board today. Commissioner Parrish said yes until they have a signed agreement because there is some work to do. **Motion carried; 5-0.**

Non-Action Items

2. Lanark Village Fire Department

To my knowledge, Mr. Curry, and perhaps others, continue to reside in the fire house in Lanark Village. Therefore, I am going to proceed with the lawsuit to enforce the zoning code. The zoning designation of the fire house specifically prohibits residential use.

3. Bay City Work Camp (Warehouse and Rehab. Center)

I have delivered a proposed contract and deed to the sheriff concerning the use of part of the Bay City Work Camp for a duly licensed drug and alcohol rehabilitation center. A copy of each are attached for your consideration. These are not ready for execution. I am still tweaking the language of the contract and the reverter provision in the deed.

Also, I emailed the Methodist Church group and notified them to vacate all of the personal property and emergency supplies they have stored there by the deadline discussed with the board at the last meeting, which gave them until October 7, 2019; to

wit: 14 days, plus 5 days for mail time. The deadline fell on a Sunday, so I gave them until the next business day, October 7, 2019, to vacate.

4. Jimmy Sadler – Airport road right of way infringement

Mr. Sadler no longer resides in Franklin County, but I finally located his son, Jimmy, Jr., who reported to me this week that he has relocated all but one vehicle and is looking for a lawn mower to cut the grass. Since he is being responsive voluntarily, I have not contacted the Sheriff's Department to red tag and tow away the vehicles.

5. Kirvin Floyd Lawsuit Update

Mr. Floyd and his team continue to review the proposal discussed during mediation.

6. Miller Street in the subdivision known as Lanark by the Gulf a/k/a Lanark by the Sea

After due inspection of the public record. I have concluded that the unopened portion of Miller Street is not a public road and the county has no obligation to build a road.

7. Waste Management CPI Adjustment

I reviewed the contract as well as the Department of Labor's website. The CPI adjustment is correct.

8. Weems Hospital – Obsolete Equipment

I have provided Nikol Tschaepe with guidance and directions for the proper disposal of the equipment you declared obsolete last meeting.

9. Debbie Belcher – Eastpoint Fire

I have requested that Ms. Belcher send me the title information on the properties she wants you to consider taking back a chattel mortgage on because some parties do not own the real estate that the property sits on.

Commissioner Parrish asked Mr. Kennedy to come to the podium. He said he has been asked by a constituent about raising the speed limit on Bluff Road. He stated they conducted a traffic study on Bluff Road about whether it is conducive for golf carts. He asked Mr. Kennedy if they conducted a traffic study. Mr. Kennedy explained he does not know if it is a traffic study or just an analysis on whether or not to allow golf carts. He questioned where they want to raise the speed limit. Commissioner Parrish stated they suggested 45 mph but there is some golf cart usage on that road. He reported if they raise the speed limit too much then the Sheriff will come down on the golf carts on Bluff Road which will also cause issues. Mr. Kennedy clarified they are talking about the county portion of Bluff Road. Commissioner Parrish agreed that is

correct. Mr. Kennedy stated in the golf cart study they looked at the crash history especially at the curve and that is a concern if the speed increases. He explained as they increase the speed from 35 mph to 45 mph the clear zone from the edge of pavement to no obstructions the distance increases considerably and he does not know if they could meet those clear zone requirements. Commissioner Parrish stated it is only a 40 ft. right-of-way and that is why the light poles are set in the ditches. Mr. Kennedy explained they extended a box culvert on one of the projects and that was based on the current speed limit so if they increase the speed limit all the cross drains underneath the road and the head walls would need to move out. He was not sure of the distance but estimated 6-8 feet. Commissioner Parrish asked Mr. Kennedy to look at it closer and come back with a recommendation at the next Board meeting. Mr. Kennedy agreed he will. Chairman Lockley stated they never addressed the golf carts. Attorney Shuler said the report included a recommendation against golf carts on Bluff Road and approval for golf carts along a certain area of Alligator Drive but with a reduction in speed to 25 mph which was not practical and created a public hazard more than a public benefit at the time. He reported they are working on a potential multi use or bike path there. He explained they are looking at a similar issue on St. George Island. Attorney Shuler said he will get with Mr. Kennedy about what kind of path is being built at Alligator Point. Commissioner Parrish explained because the right-of-way is 40 ft. in the report it says there is not enough room for the golf cart to get entirely off the shoulder of the road because of the pipes and cross drains. Mr. Kennedy reported there is an area where the ditch is extremely close to the road so if they run off the road they will end up in the bottom of the ditch. He agreed to look into this issue.

Commissioners' Comments

Commissioner Boldt asked for consideration on an opportunity to buy property relative to the rebuilt road on Alligator Point. He explained the road goes for 1200 ft. and currently the road makes a hard right turn and left turn and he showed where the road is currently engineered on a map. He stated they have an opportunity to talk with a landowner about making an offer for a sliver of property he might or might not consider selling to make this curve more safety friendly. Commissioner Boldt inquired if they want to make an offer to buy this property. Commissioner Massey said he thought they already tried. Commissioner Boldt stated only verbally. Chairman Lockley asked what Mr. Pierce was doing with this item. Attorney Shuler explained the initial discussion was an equal land swap with the Alligator Point Water Resources District. He showed this property on the diagram and said Mr. Norman would have a different configuration of his property but still equal square footage and waterfront property he did not have before. Attorney Shuler reported Mr. Norman was not interested in a land swap but wanted a land swap plus money. He stated that is what Commissioner Boldt is asking the Board to consider for discussion but the Board does not take action during Commissioners' Comments. Commissioner Boldt said he thought the land swap was a separate deal with the water department and they are just addressing whether they can offer money for the property. Commissioner Parrish asked where the money would come from and how much. Commissioner Boldt said he does not know that is why he wants their thoughts. He stated they could offer it by comparables. Chairman Lockley asked if he made an offer. Commissioner

Boldt answered no and explained Mr. Norman has been disappointed with the county over the years and he reached out to him and said the county is different now. Commissioner Boldt explained he told him this is a public safety issue he would like him to consider and he is approachable. Commissioner Jones asked if there is a program through Mr. Frank McColm, FCMC, that had money from the state to buy out properties for this road relocation. Attorney Shuler said he does not know about this as Mr. Pierce was handling this matter. Commissioner Jones stated he wants to know if this opportunity is over. Mr. Kennedy explained that land purchase is for whole lots and once the lots are purchased they cannot put a road on the properties. He stated he does not think that was ever a viable option for this case. Commissioner Boldt asked Mrs. Griffith where the money may come from. Mrs. Griffith responded it could come from the Bald Point Trust Fund but it depends on how much money. She explained they are still waiting for some FEMA reimbursements so they want to be conservative. Commissioner Parrish questioned if they bought this property would it make this a non-conforming lot. Attorney Shuler answered not in the sense of being a smaller lot but it would be a reconfigured lot. Commissioner Parrish stated that is if he takes the other land but the county does not own that land and he wants the land swap and money. Attorney Shuler agreed his understanding is Mr. Norman wants a land swap and money but it has been a while since he has had contact with him. He explained Commissioner Parrish is correct if there is no land swap and the county purchases a portion of the lot then the land becomes unbuildable. Chairman Lockley asked if the county has land to swap. Attorney Shuler answered no. Commissioner Massey responded the water district has the property. Commissioner Boldt stated he thinks his easement and driveway crosses over water district property now. Attorney Shuler agreed that is his understanding. Chairman Lockley asked if they are talking about buying 2 pieces of land. Commissioner Boldt replied no, the water district is going to offer him that land to facilitate the county buying the piece of land they need. He said there is no money being exchanged with the water district if he is correct. Commissioner Massey agreed if the county can buy that parcel then the water district will give the other piece of property to him. Chairman Lockley asked if he can contact Mr. Norman and come up with a number. Attorney Shuler explained they cannot handle it this way because there has to be process for coming up with a value of the portion being sold and also the value of the remainder parcel including remainder damages because of the diminution and loss to the remainder parcel. He reported there will be 2 value components added together to come up with a total price. Chairman Lockley asked if they can have Mr. Norman get someone to tell him what the value is. Attorney Shuler stated he does not recommend just getting the value from the landowner. He explained if the county wants to go forward they would bring in a competent appraiser to appraise the property but that does not mean that the property owner will accept their valuation. Chairman Lockley asked if the appraiser needs permission to go on the land. Attorney Shuler answered yes but the appraiser may not need to go onto the property. Commissioner Massey suggested Attorney Shuler talk with Mr. Norman and see if he is interested and if he is then Attorney Shuler can negotiate getting the price of the property. Attorney Shuler stated he can talk to Mr. Norman but there have been a number of conversations and he has never expressed an interest in selling the property. Commissioner Boldt said that was before but he is willing to do the public relations and compliment Attorney Shuler in working out this deal. He explained

paving the road in front of Mr. Norman's house softened a lot of the concerns because it made it better for many people. Chairman Lockley said this is a legal issue but it is for public safety and he will agree with whatever Attorney Shuler recommends. Commissioner Boldt reported Mr. Norman is also concerned that softening the curve will cause an increase in speeding and they need to assure him that they will have proper speeding controls. Commissioner Jones stated they will have signage. Chairman Lockley said if the road is straightened out people will speed. Commissioner Parrish stated they will also speed when it goes from dirt to asphalt. Attorney Shuler reported the Board does not take action under Commissioners' Comments except for emergency situations but he can have conversations with Commissioner Boldt and see if there is a way to move forward and they will report at the next meeting. He said if there is a way forward then he will request authorization to meet with the property owner. Attorney Shuler explained when Mr. Pierce presented this issue at a previous meeting he informed the Board there is only a finite amount of time in which the configuration of the intersection can be accomplished because they have already created the plans to build the intersection in its current location and he referenced the location on the map. Commissioner Boldt asked Mr. Kennedy what that day would be. Mr. Kennedy explained they cannot give a date because there is no date from FEMA on when they will approve funding. He said he is not disagreeing with Attorney Shuler because they are closer to the end than the beginning. Commissioner Boldt stated they will provide a report at the next meeting.

Mr. Moron said he has one item he failed to bring up on his report. He explained the Dog Island Conservation District is applying for a grant to help with cleanup and some damage done by Hurricane Michael and they are asking the Board for a letter of support that will go to the Division of Emergency Management. Commissioner Parrish stated he thought they already gave them some money to clean up. Mr. Moron explained they are requesting a grant. Commissioner Parrish asked what happened with the tipping fees for cleanup. Attorney Shuler responded at the last meeting when this issue was brought up he talked with the Dog Island Conservation District, Mrs. Brownell and Mr. Davis and the contractor that is removing the debris is going across the scales and getting an invoice to be paid. He stated the tipping fees are not being waived. Commissioner Parrish reported the contractor is going to pay. Attorney Shuler answered yes. Chairman Lockley said they cannot take action under Commissioners' Comments. Mr. Moron stated when they are finished he would like to reopen his report for this item.

Chairman Lockley reported he is the Commissioner for District 3 and he is getting some calls on the Triumph money that was given to Florida State University. He explained he is unhappy and so are some of his constituents because they picked a 23 member Board and overlooked District 3. Commissioner Lockley reported there are oystermen that have worked their whole life on the bay and they picked all different people and did not consider people who have been on the ground working and know what is happening in the bay. He stated they also did not ask any African American to be on the Board. Chairman Lockley reported this is not right and they have people on the board that cannot open an oyster. He said they received \$8 million and have not even said thank you to this Board yet. Chairman Lockley stated he did not even know

they were picking a board. Commissioner Boldt explained the Triumph Board did compliment them because Commissioner Parrish is on the board for the Apalachicola Bay Oyster Project and that is a good thing. Chairman Lockley stated they should have come to the Board meeting and reported something. Commissioner Boldt suggested they invite them. Commissioner Parrish offered his place on the board to Chairman Lockley. Chairman Lockley said he doesn't want to take his place. He stated he is talking about FSU and who they picked. He questioned who selected the people for the Board and said he does not understand. Commissioner Parrish said there are too many people on the board and they will not be able to reach a consensus. Commissioner Massey reported if he looks at the people listed then it will hit him. Chairman Lockley agreed and said University of Florida (UF) had a project before working on the oysters and the Triumph Board got rid of them but then selected them on the board. Chairman Lockley said there are social clubs, civic clubs and an insurance man.

Commissioner Boldt brought into discussion the letter needed by the Dog Island Conservation District. Mr. Moron said this is the item he discussed previously while he was waiting for the end of Commissioners' Comments. The Board agreed they are at the end of Commissioners' Comments. Mr. Moron explained the Dog Island Conservation District is requesting a letter of support for an additional grant they are seeking through the FDEM State Recovery Grant Program. **Commissioner Massey made a motion to approve a letter of support. Commissioner Jones seconded the motion.** Attorney Shuler stated this is an off Agenda item so they should take public comments. Chairman Lockley called for public comment. There were no public comments. **Motion carried; 5-0.**

Adjourn

There being no further business to come before the Board, the meeting adjourned at 2:45 p.m.

Noah Lockley - Chairman

Attest:

Marcia M. Johnson - Clerk of Courts