

PORT ST. JOE, FLORIDA

OCTOBER 24, 2006

REGULAR MEETING

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Carmen L. McLemore, Vice Chairman Bill Williams, and Commissioners Billy E. Traylor, Nathan Peters, Jr. and Jerry W. Barnes.

Others present were: County Attorney Timothy McFarland, Clerk Executive Administrator Towan Kopinsky, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Deputy Administrator Lynn Lanier, Building Department Official Lee Collinsworth, Grant Writer Loretta Costin, Planner David Richardson, Solid Waste Director Joe Danford, and Sheriff's Office Major Joe Nugent.

Major Nugent called the meeting to order at 6:00 p.m., E.T.

Commissioner Barnes opened the meeting with prayer, and Major Nugent led the Pledge of Allegiance to the Flag.

CONSENT AGENDA

Commissioner Traylor motioned to approve the following Consent Agenda items. Commissioner Peters seconded the motion, based on removal of item #3 (pages 24-25). This being agreeable, the motion did then pass unanimously.

1. Minutes - October 2, 2006 - Special Meeting
- October 10, 2006 - Regular Meeting
2. Bid Advertisement - Road Department (Paving Clay)
- **DELETE** 3. Bid Rejection/Advertisements - C.D.B.G. - Overstreet Water System
(Reject proposal from Bailey, Bishop and Lane Engineers & Re-advertise for Bids)
3. Bond - 2006 Road Paving (Arbitrage Engagement Letter/Contract)
4. Budget - Parks and Recreation (Approval to expend funds for Max Fleming Park *
line item #52100 * \$4,000.00)
5. Budget Amendment - Road Department (General Fund * \$53,056.00)
6. Inventory - Gulf County Public Library (Junk #110-55, #00777)

- Inventory - Maintenance Department (Junk #25-59, 25-158 * Transfer #25-167, 25-165 to B.C.C. * Transfer #25-67 to Sheriff's Department * Transfer #25-179 to Work Crew #5)
- Inventory - Transfer from Public Works Department to Overstreet Fire Department (#70601 - 2000 F651 Ford Tractor Vin #3FDWF6549Y M05189)
- Inventory - Road Department (Junk #75-27)
- Inventory - Supervisor of Elections (Junk #30-57)
- Inventory - Tax Collector (Junk #40-103, #40-112, #40-113)
7. Invoice - Agency for Health Care Administration - Medicaid (June, 2006 * \$11,345.55 / July, 2006 * \$9,656.54 / August, 2006 * \$4,942.15 / September, 2006 * \$14,287.10 to be paid from Account #52264-34100)
 - Gulf County C.D.C. - S.H.I.P. Program Expenses (\$10,000.00)
 - Preble-Rish, Inc. - Stone Mill Creek Road (#64856 * \$6,309.00 * to be paid from Account #40641-31000)
 - Preble-Rish, Inc. - Howard Creek Road (#64857 * \$4,415.80 * to be paid from Account #40741-31000)
 - Preble-Rish, Inc. - Road Bond Project (#64859 * \$7,000.00 * to be paid from Account #41441-63000)
 - Prisoner/Inmate Medical Bills (Buy-Rite Drugs - \$179.64 to be paid from Account #21111-31400)
 8. Job Notice - Road Department (1 - Tractor Operator II/Step A * 2 - Truck Driver II/Step A)
 9. Policies - Drug-Free Workplace
 10. Policies - Personnel Policy, Safety Rules and Regulations
 11. S.H.I.P. - Foreclosure Request (\$11,615.00 - John & Christie Smith, Carnelia Diane Gortman, and Mark & Melissa Kilbourn)
 12. S.H.I.P. - Foreclosure Funds (\$15,444.55 - Karen Chancey * \$3,870.56 - Stephanie Finch)
 13. S.H.I.P. - Legal Services (County Attorney no longer Council set for Gulf County C.D.C. on S.H.I.P. Program)
 14. S.H.I.P. - Purchase Assistance (\$11,615.00 * Audrey Maxine McPherson)
 15. S.H.I.P. - Rehabilitation Assistance (\$16,500.00 * Justin & Alison Butler, Millie P. Fennell)
 16. B.O.C.C. Special Project Payments Policy (Approval to allow requests from

individual Commissioners for expenditures to be made from Special Projects Funds to be placed in the Consent Agenda, with a maximum of \$2,970.00 per Commissioner)

(End)

SPECIAL PROJECT PAYMENTS

Dennis Peak, on behalf of Wewahitchka Fire Department, appeared before the Board and requested a donation from Special Projects for the Wewahitchka Fire Department Ladies' Night Program. Upon motion by Commissioner Traylor, second by Commissioner Williams, and unanimous vote, the Board approved the following Special Projects payments:

Dist. 1	Wewahitchka Fire Department - Ladies Night - Donation	\$100.00
Dist. 2	Wewahitchka Fire Department - Ladies Night - Donation	\$100.00
Dist. 3	Wewahitchka Fire Department - Ladies Night - Donation	\$100.00
Dist. 4	Wewahitchka Fire Department - Ladies Night - Donation	\$100.00
Dist. 5	Wewahitchka Fire Department - Ladies Night - Donation	\$100.00

INVENTORY - AMBULANCE

Ben Welch, Scout Master of Boy Scout Troop 47, appeared before the Board and requested they donate an old junked ambulance to the Boy Scouts to be used for parts. Upon motion by Commissioner Traylor, second by Commissioner Barnes, and unanimous vote, the Board approved this request.

SPECIAL PROJECT PAYMENTS

Ben Welch, Scout Master of Boy Scout Troop 47, appeared before the Board and requested a donation from Special Projects for Troop 47. Upon motion by Commissioner Barnes, second by Commissioner Peters, and unanimous vote, the Board approved the following Special Projects payments:

Dist. 1	Boy Scout Troop 47 - Donation	\$100.00
Dist. 2	Boy Scout Troop 47 - Donation	\$100.00
Dist. 3	Boy Scout Troop 47 - Donation	\$100.00
Dist. 4	Boy Scout Troop 47 - Donation	\$100.00
Dist. 5	Boy Scout Troop 47 - Donation	\$100.00

Todd Johnson, Wewahitchka High School Wrestling Coach, appeared before the Board and requested a donation from Special Projects to purchase supplies for the wrestling team. Upon motion by Commissioner Traylor, second by Commissioner Williams, and unanimous vote, the Board approved the following Special Projects payments:

Dist. 1 Wewahitchka High School Wrestling Team - Donation\$200.00

Dist. 2 Wewahitchka High School Wrestling Team - Donation\$200.00

Dist. 3 Wewahitchka High School Wrestling Team - Donation\$200.00

Dist. 4 Wewahitchka High School Wrestling Team - Donation\$200.00

Dist. 5 Wewahitchka High School Wrestling Team - Donation\$200.00

C.D.B.G. - OVERSTREET WATER SYSTEM / BID #0506-21

Chief Administrator Butler discussed pages 24 - 25 that were removed from the Consent Agenda, stating that Bailey, Bishop and Lane has agreed to complete the project for the amount of the engineering fees awarded in the grant for the Overstreet Water System project, and recommended that the Board award Bid #0506-21 to them. Commissioner Traylor motioned to approve this recommendation. Commissioner Williams seconded the motion, and it passed unanimously.

ENTERPRISE ZONE DEVELOPMENT AGENCY

Chief Administrator Butler reported that E.Z.D.A. has requested that the Board schedule a meeting with Senator Lawson and the new District 6 State representative which includes the Board, E.Z.D.A., E.D.C., Gulf County C.D.C., Chamber of Commerce, and the Cities on different issues affecting Gulf County.

2006 ROAD BOND PAVING PROJECTS

Upon inquiry by Chief Administrator Butler regarding advertising for bids for the road paving projects that have been engineered, Commissioner Traylor motioned to advertise for bids on the District's and City of Wewahitchka's road paving projects, contingent upon completion of the engineering. Commissioner Peters seconded the motion, and it passed unanimously.

LEAVE OF ABSENCE - COUNTY EMPLOYEE

Chief Administrator Butler discussed that he has received a request for leave of absence from a County employee, and inquired if the Board would like for this to be handled according to the current policy to be decided by the Board or if they would like to change the policy and allow him to handle these issues. After further discussion, Commissioner

Williams motioned to change the County policy, to allow Chief Administrator Butler to handle leave of absence requests for the non-union County employees. Commissioner Traylor seconded the motion, and it passed 4 to 1, with Commissioner Peters voting no.

SPECIAL MEETING - T.D.C. ORDINANCE

County Attorney McFarland reported that there will be a Special Meeting on Monday, October 30, 2006 at 4:00 p.m., E.T. to hold a public hearing regarding a T.D.C. issue.

SPECIAL MEETING - SUPPLEMENTAL BUDGET

Clerk Executive Administrator Kopinsky requested that a Public Hearing be scheduled for Tuesday, November 14, 2006 at 5:45 p.m., E.T. to consider adoption of a Supplemental Budget for 2005-2006. Commissioner Williams motioned to approve this request. Commissioner Traylor seconded the motion, and it passed unanimously.

INVOICE - STONE MILL CREEK ROAD

Grant Writer Costin recommended that an invoice from G.A.C., for work completed on the Stone Mill Creek Road Project (in the amount of \$133,556.21) be paid from grant funds. Commissioner Traylor motioned to approve this recommendation. Commissioner Barnes seconded the motion, and it passed unanimously.

AWARD BID #0607-01 - INMATE MEDICAL INSURANCE

Upon recommendation by Deputy Administrator Lanier, Commissioner Traylor motioned to award Bid #0607-01 (Catastrophic Inmate Medical Insurance) to Hunt Insurance Company, in the amount of \$18,505.00 (only bid). Commissioner Williams seconded the motion, and it passed unanimously. Upon inquiry, Chief Administrator Butler reported that \$40,000.00 was budgeted for this coverage.

DEAD LAKES PARK

Commissioner Traylor reported that the Dead Lakes Park grand opening will be held on Saturday, October 28, 2006 at 10:00 a.m., C.T. at the park.

HOUSE DEMOLITION

Commissioner Traylor discussed that he has received a request from the City of Wewahitchka regarding the demolition of a burned house in the Williamsburg area in the City limits of Wewahitchka. After further discussion, Commissioner Traylor motioned to remove the burned home in the Williamsburg area. The motion then died due to lack of a second.

COURTHOUSE DITCH (WEST SIDE)

Commissioner Peters discussed that alligators are in the ditch on the West side of the Courthouse, and inquired about posting signs. County Attorney McFarland stated that signs need to be posted regarding the alligators. Commissioner Williams also discussed calling Florida Fish and Wildlife to come and remove the alligator from the ditch. Commissioner Peters motioned to post signs around the ditch area regarding the alligators, and to contact Florida Fish & Wildlife to remove the alligators. Commissioner Barnes seconded the motion, and it passed unanimously. Commissioner Peters requested that Chief Administrator Butler make sure the signs are posted.

ROAD STRIPING AND STOP SIGNS

Commissioner Peters requested that District 4 be placed on the schedule for placement of stop signs and for road striping, and requested that Chief Administrator Butler notify the Road Department on this issue. He also requested that the stop indicators need to be printed on newly paved Redfish Street in the Highland View area. After further discussion, Commissioner Peters motioned to stripe stop indicators and place stop signs in District 4 and on Redfish Street in Highland View. Commissioner Barnes seconded the motion, and it passed unanimously.

COUNTY ROADS - GRASS CUTTING

Commissioner Barnes discussed the excellent job by the Road Department and Public Works Department on mowing of the right-of-ways.

NEW LEGISLATION - WIND INSURANCE

Commissioner Williams discussed new legislation regarding homeowners insurance with wind coverage, stating that the new State Statute that will hinder non-homesteaded residents in obtaining wind insurance coverage. Commissioner Williams motioned to allow Grant Writer Costin to prepare an analysis and for the Board to submit a letter to the State Legislator regarding this issue once the analysis is presented. Commissioner Peters seconded the motion, and it passed unanimously.

GULF AIRE DRAINAGE DITCH

Commissioner Williams discussed a ditch near the tennis courts in Gulf Aire, stating that the Gulf Aire Homeowners Association has agreed to purchase the pipe to replace the culverts. Commissioner Williams motioned to work with the engineers on this project, stating it will be paid from the Road Bond funds set aside for District 3. Commissioner Traylor seconded the motion for discussion. Upon inquiry by Commissioner Peters, Commissioner Williams stated that this is not on private property. After further discussion, the motion then passed unanimously.

WHITE CITY PARK

Commissioner Williams discussed that work is progressing on the dock repairs at the White City park, and the engineers will have two options on the bulkhead repairs to present by the next regular Board meeting.

BEACH CAMPING

Patricia Hardman appeared before the Board and discussed campers on the beach, and requested that the Board adopt an ordinance prohibiting overnight campers on the beach. Commissioner Williams discussed that hygiene is a very important issue with overnight campers on the beach, and the possibility of placing port-o-lets on the beach. Deputy Administrator Lanier reported that it cost \$90.00 per month for one port-o-let with cleanout performed twice per week. Ms. Hardman discussed that port-o-lets do not need to be placed on the beach. After further discussion, Commissioner Williams recommended that this be reviewed and considered by the Board at a later date.

BEACON HILL PARK PROPERTY

John Schweizer, of Beacon Hill, appeared before the Board to discuss that people have been cleaning up their trash and campfire debris on the beach in Beacon Hill. He also discussed his request for tax relief for Beacon Hill property that is used as beach access. Upon inquiry by Commissioner Williams, County Attorney McFarland discussed the last action of the Board was to research this based on the assumption that the County needed this acreage for beach access. County Attorney McFarland stated that he met with Commissioner Williams and the plat shows that the County already owns access all the way to the water, and based on that the decision was not to proceed with the tax relief. Upon inquiry by Mr. Schweizer regarding why he is paying taxes on this property, County Attorney McFarland stated that he is paying taxes because he owns the property. County Attorney McFarland stated that the County property comes to a point at the shoreline. After further discussion, Commissioner Williams discussed that he will check with the Property Appraiser on this issue, and report back to the Board at the next regular meeting.

OVERSTREET FIRE DEPARTMENT

Johnny Mize, Chief of Overstreet Fire Department, appeared before the Board regarding the \$100,000.00 the County budgeted for the Overstreet Fire Department new building. He stated that he received a letter from Clerk Norris, stating that they could advertise to receive bids for the loan for these funds, and he was under the impression that these funds were coming out of the General Fund. After discussion by the Board, Commissioner Traylor motioned to submit a letter to the Clerk stating that Overstreet Fire Department can advertise for sealed bids for their new building and the Board will pay for the building and be reimbursed from the loan proceeds (bids will be received for financing for the Honeyville Strom Shelter and the Overstreet Fire Department and the Board will make the annual payments from the General Fund). Commissioner Williams seconded the motion, and it passed unanimously.

Johnny Mize, Chief of Overstreet Fire Department, requested permission to advertise to receive sealed bids for construction of a metal building for Overstreet Fire Department. Commissioner Traylor motioned to approve this request. Commissioner Barnes seconded the motion, and it passed unanimously.

Johnny Mize, Chief of Overstreet Fire Department, discussed relocating the playground by Overstreet Fire Department, and stated that the playground equipment is not safe. He inquired about moving the playground underneath the Overstreet Bridge. Commissioner Traylor discussed that the residents are opposed to moving the playground. Commissioner Williams discussed the option of piggy-backing the bid for playground equipment for the Highland View Park for the park in Overstreet.

OVERSTREET FIRE CONTROL DISTRICT

Johnny Mize, Chief of Overstreet Fire Department, inquired about enlarging the Overstreet Fire Control District to Borders Road. County Attorney McFarland discussed that he and Chief Administrator Butler are currently working on this issue.

SUNDAY SALE OF ALCOHOL / COUNTY-WIDE VOTING

Tom Kunicky appeared before the Board and discussed that he spoke with City Commissioner John Reeves regarding a binding referendum concerning the sale of alcoholic beverages on Sunday within the City limits. He stated that the voters will decide on this issue. He requested that the Board of County Commissioners allow the voters of this County the same right by making and passing a motion to have a binding referendum on the issue of County-Wide voting. Mr. Kunicky stated that the County issue can be placed on the same ballot as the City issue. Upon inquiry by Tom Kunicky regarding a binding referendum for County-Wide voting, County Attorney McFarland stated that you could add a binding referendum to the ballot that would require the Board to pursue County-Wide Voting, which would entail proceeding with the litigation to be decided by a Federal District Judge. Upon inquiry by Mr. Kunicky regarding Roberts Rule of Order, County Attorney McFarland stated that the issue can be brought up, but not by the Commissioners on the losing side of the motion. Mr. Kunicky requested that Roberts Rule of Order be suspended on this issue. After further discussion, Commissioner Williams motioned to suspend Roberts Rule of Order on this issue. Commissioner Barnes seconded the motion for discussion. Commissioner Traylor discussed that the Board of County Commissioners has always followed the Roberts Rule of Order, and this will be a drastic mistake for the Board to suspend Roberts Rule of Order. After further discussion, the motion failed 3 to 2, with Chairman McLemore and Commissioners Traylor and Peters voting no.

There being no further business, and upon motion by Commissioner Peters, the meeting did then adjourn at 6:44 p.m., E.T.

**CARMEN L. MCLEMORE
CHAIRMAN**

ATTEST:

**REBECCA L. NORRIS
CLERK**