

PORT ST. JOE, FLORIDA

AUGUST 12, 2008

REGULAR MEETING

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

Others present were: County Attorney Tim McFarland, Clerk Finance Officer Carla Hand, Deputy Clerk Kayla Duke, Chief Administrator Don Butler, Deputy Administrator Lynn Lanier, Human Resource Director Denise Manuel, Grant Writer Towan Kopinsky, Planner David Richardson, Road Department Superintendent Bobby Knee, Emergency Management Director Marshall Nelson, Emergency Management/911 Coordinator Ben Guthrie, Mosquito Control Director Mark Cothran, G.I.S. Director Scott Warriner, Veteran's Service Officer James Kennedy, and Major Bobby Plair.

Major Bobby Plair called the meeting to order at 9:03 a.m., E.T.

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

CONSENT AGENDA

Upon Deputy Administrator Lynn Lanier's request, Commissioner Peters motioned to approve the following consent agenda items, after removing page 39. Commissioner Williams seconded, stating that page 88 needs to be removed as well. The motion then passed unanimously.

1. Minutes - July 22, 2008 - Workshop
Minutes - July 22, 2008 - Regular Meeting
Minutes - July 24, 2008 - Workshop
Minutes - May 27, 2008 - Correction to Minutes
2. Agreements - Florida Department of State (State
Aid to Library Grant Agreement)
- Supervisor of Elections (Certificate
requesting matching funds FY 08-09)
- Wewahitchka Emergency Medical
Services and Stone Mill Creek Fire
Department
3. Engineering Proposal - Honeyville Park (Preble-Rish,
Inc. * \$13,560.00 * to be paid
from FRDAP Grant funds)

4. Grants - Community Development Committee
DC - Grant Funding Request FY08-09
(removed from Consent Agenda)

5. Invoices - Bay Medical Center - H.C.R.A. (#0805700798
* \$1,067.96/#0815000621 * \$456.80/#080630
0073 * \$2,135.92/#0810700439 * \$1,157.00/#
0815100346 * \$114.20/#0812700495 * \$228.40
* to be paid from Account #51462-31500)

- County Attorney Timothy McFarland (July, 2008
* \$10,389.00 * to be paid from Account
#21314-31100)

- Fred Fox Enterprises - CDBG Grant (Draw Request #20 *
\$1,633.00 * to be paid from Account #
27550-31000)

- G.A.C. Contractors - Lake Grove Road Project
(#5740 * \$176,781.58 * to be paid from
Account #40641-53000)

- G.A.C. Contractors - Gulf County Road Bond
Bid#0607-11(#5741 * \$114,709.92 to be
paid from Account# 26472-63000)

- Manson Construction Company - St. Joseph Erosion Control
Project Bid#0607-33 (\$2,236,948.98 to be
paid from Account# 43137-34000)

- MLD Architect - Cape San Blas Lighthouse
Restoration Bid#0708-19 (#3804 * \$9,292.50
to be paid from Account# 57573-31000)

- MRD Associates - Sea Turtle and Shorebird
Monitoring Program (#1145 \$3,853.25 to be paid
from Account# 43137-34000)

- MRD Associates - St. Joseph Peninsula
Construction Services (#1142 \$102,100.43 to be
paid from Account# 43137-34000)

- Preble-Rish, Inc. - Route 30A Stormwater
Pipe Crossing (#76859 * \$1,250.00 * to be
paid from Account#)

- Preble-Rish, Inc. - Five Points Permit and Renewal Modification (#76674 * \$1,750.00 to be paid from Account #46234-31000)
 - Preble-Rish, Inc. - Five Points Permit and Renewal Modification (#76887 * \$651.69 to be paid from Account# 46234-31000)
 - Preble-Rish, Inc. - Survey Proposal for Multiple Parcels (#65757 * \$14,775.00 to be paid from Account# 21111-31300)
 - Preble-Rish, Inc. - Honeyville Community Center (#65756 * \$4,613.75 to be paid from Countywide Road Bond Funds)
 - Restocon Corporation - Cape San Blas Lighthouse Restoration Bid#0708-19 (\$153,358.65 to be paid from Account# 57573-62100)
 - Rumberger, Kirk & Caldwell - General Employment Matters (File#G214-107990 * #727062 * \$2,627.09 * to be paid from Account #21111-31200)
6. Policies - Court Innovation Fund (Ordinance 2007-09 * Expenditure Specificity)
 - Workcrew (Vehicle Usage)
(Removed from Consent Agenda)
 7. Purchase Request - Overstreet Fire Department
(Brush Truck * Sole Source Item * \$11,000.00)
 8. Refund - David Lau - Land Use Change Application Fee (\$500.00)
 - Erin Rodriguez Construction
(Building Permit * 135.00)
 10. Road Closure - Beach Blast Triathlon & Duathlon (Temporary closure of Highway 98 9/27/2008)

(End of Consent Agenda)

P.D.R.B. RECOMMENDATIONS

Pursuant to advertisement to hold a public hearing to consider approval of Final Subdivision Plat for Seaside Farms Phase 1 - Waterfront Group, LLC - Parcel ID#01095-001R - 1,819.99 Acres in Sections 23, 26, 27, 34 Township 6 South, Range 9 West, Gulf County, Florida - a 67 Unit Subdivision Subject to all Federal, State, and Local Development Regulations stated and unstated. County Attorney McFarland read the public hearing and called for public comment. There being no public comment, Commissioner McLemore motioned to approve this recommendation. Commissioner Peters seconded the motion and it passed unanimously.

Pursuant to advertisement to hold a public hearing to consider approval of Reducing Density on Final Subdivision Plat Buckhorn Ridge - William J. Smiley - Parcel ID#011866001R - 20 Acres in Sections 25 & 26 Township 3 South, Range 10 West, Gulf County, Florida - A 9 Unit Subdivision Subject to all Federal, State, and Local Development Regulations stated and unstated. County Attorney McFarland read the public hearing and called for public comment. There being no public comment, Commissioner McLemore motioned to approve this recommendation. Commissioner Barnes seconded the motion and it passed unanimously.

Pursuant to advertisement to hold a public hearing to consider approval of Variance for Allen, LLC - Parcel ID#06269034R in Section 19 Township 9 South, Range 11 West, Gulf County, Florida - A variance of development regulations located on Cape San Blas. County Attorney McFarland read the public hearing and called for public comment. There being no public comment, Commissioner Barnes motioned to approve this recommendation. Commissioner McLemore seconded the motion and it passed unanimously.

PUBLIC HEARING/SMALL SCALE MAP AMENDMENT/ORDINANCE #2008-11

County Attorney McFarland announced a public hearing for an ordinance amending the comprehensive plan of Gulf County, Florida. Attorney McFarland read the proposed ordinance and called for public comment. Iris Walko approached the Board and stated that she was concerned that this amendment would put the public road 100 feet from her bedroom. Planner David Richardson stated that this amendment will only change to classification of the land, and no construction will begin until further approval. There being no further discussion, Commissioner McLemore motioned to adopt the following ordinance. Commissioner Williams seconded the motion and it passed unanimously.

ORDINANCE #2008-11

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF GULF COUNTY, FLORIDA BY AND THROUGH PROCEDURES REQUIRED FOR SMALL-SCALE MAP AMENDMENTS PURSUANT TO AUTHORITY UNDER STATE STATUES SECTION 163.3187, SPECIFICALLY CHANGING PARCEL ID #02607-000R, 1.30 ACRES OF LAND LYING AND BEING PART OF SECTION 32, TOWNSHIP 7 SOUTH, RANGE 10 WEST, GULF COUNTY, FLORIDA FROM

RESIDENTIAL TO MIXED COMMERCIAL/RESIDENTIAL LOW DENSITY PROVIDING AN EFFECTIVE DATE.

<Complete Ordinance on File in Clerk's Office>

PUBLIC HEARING/SMALL SCALE MAP AMENDMENT/ORDINANCE #2008-12

County Attorney McFarland announced a public hearing for an ordinance amending the comprehensive plan of Gulf County, Florida. Attorney McFarland read the proposed ordinance and called for public comment. There being no public comment, Commissioner Barnes motioned to adopt the following ordinance. Commissioner McLemore seconded the motion and it passed unanimously.

ORDINANCE #2008-12

A REMEDIAL ORDINANCE RE-ADOPTING ORDINANCE 2008-04 THAT AMENDED THE COMPREHENSIVE PLAN OF GULF COUNTY, FLORIDA BY AND THROUGH PROCEDURES REQUIRED FOR SMALL-SCALE MAP AMENDMENTS PURSUANT TO AUTHORITY UNDER STATE STATUES SECTION 163.3187, SPECIFICALLY CHANGING A PORTION PARCEL ID #0732-001R, 3 ACRES OF LAND LYING AND BEING PART OF SECTION 18, TOWNSHIP 5 SOUTH, RANGE 9 WEST, GULF COUNTY, FLORIDA FROM AGRICULTURAL TO RESIDENTIAL LOW DENSITY PROVIDING AN EFFECTIVE DATE.

<Complete Ordinance on File in Clerk's Office>

PUBLIC HEARING/SMALL SCALE MAP AMENDMENT/ORDINANCE #2008-13

County Attorney McFarland announced a public hearing for an ordinance amending the comprehensive plan of Gulf County, Florida. Attorney McFarland read the proposed ordinance and called for public comment. There being no public comment, Commissioner McLemore motioned to adopt the following ordinance. Commissioner Williams seconded the motion and it passed unanimously.

ORDINANCE #2008-13

A REMEDIAL ORDINANCE RE-ADOPTING ORDINANCE 2008-03 THAT AMENDED THE COMPREHENSIVE PLAN OF GULF COUNTY, FLORIDA BY AND THROUGH PROCEDURES REQUIRED FOR SMALL-SCALE MAP AMENDMENTS PURSUANT TO AUTHORITY UNDER STATE STATUES SECTION 163.3187, SPECIFICALLY CHANGING A PORTION PARCEL ID #03488-002R, 2 ACRES OF LAND LYING AND BEING PART OF SECTION 6, TOWNSHIP 6 SOUTH, RANGE 11 WEST, GULF COUNTY, FLORIDA FROM RESIDENTIAL TO MIXED COMMERCIAL/RESIDENTIAL LOW DENSITY PROVIDING AN EFFECTIVE DATE.

<Complete Ordinance on File in Clerk's Office>

PUBLIC HEARING/SMALL SCALE MAP AMENDMENT/ORDINANCE #2008-14

County Attorney McFarland announced a public hearing for an ordinance amending the comprehensive plan of Gulf County, Florida. Attorney McFarland read the proposed ordinance and called for public comment. There being no public comment, Commissioner Barnes motioned to adopt the following ordinance. Commissioner Peters seconded the motion and it passed unanimously.

ORDINANCE #2008-14

A REMEDIAL ORDINANCE RE-ADOPTING ORDINANCE 2008-02 THAT AMENDED THE COMPREHENSIVE PLAN OF GULF COUNTY, FLORIDA BY AND THROUGH PROCEDURES REQUIRED FOR SMALL-SCALE MAP AMENDMENTS PURSUANT TO AUTHORITY UNDER STATE STATUTES SECTION 163.3187, SPECIFICALLY CHANGING A PORTION PARCEL ID #01360-000R, 6.50 ACRES OF LAND LYING AND BEING PART OF SECTION 35, TOWNSHIP 3 SOUTH, RANGE 10 WEST, GULF COUNTY, FLORIDA FROM AGRICULTURAL TO MIXED COMMERCIAL/RESIDENTIAL LOW DENSITY PROVIDING AN EFFECTIVE DATE.

<Complete Ordinance on File in Clerk's Office>

PUBLIC HEARING/SMALL SCALE MAP AMENDMENT/ORDINANCE #2008-15

County Attorney McFarland announced a public hearing for an ordinance amending the comprehensive plan of Gulf County, Florida. Attorney McFarland read the proposed ordinance and called for public comment. There being no public comment, Commissioner McLemore motioned to adopt the following ordinance. Commissioner Peters seconded the motion and it passed unanimously.

ORDINANCE #2008-15

A REMEDIAL ORDINANCE RE-ADOPTING ORDINANCE 2008-01 THAT AMENDED THE COMPREHENSIVE PLAN OF GULF COUNTY, FLORIDA BY AND THROUGH PROCEDURES REQUIRED FOR SMALL-SCALE MAP AMENDMENTS PURSUANT TO AUTHORITY UNDER STATE STATUTES SECTION 163.3187, SPECIFICALLY CHANGING A PORTION PARCEL ID #03436-000R, CORRECTING .50 ACRES TO .40 ACRES OF LAND LYING AND BEING PART OF SECTION 33, TOWNSHIP 5 SOUTH, RANGE 11 WEST, GULF COUNTY, FLORIDA FROM RESIDENTIAL TO MIXED COMMERCIAL/RESIDENTIAL LOW DENSITY PROVIDING AN EFFECTIVE DATE.

<Complete Ordinance on File in Clerk's Office>

PUBLIC HEARING/SMALL SCALE MAP AMENDMENT/ORDINANCE #2008-16

County Attorney McFarland announced a public hearing for an ordinance amending the comprehensive plan of Gulf County, Florida. Attorney McFarland read the proposed ordinance and called for public comment. There being no public comment, Commissioner Barnes motioned to adopt the following ordinance. Commissioner Peters seconded the motion and it passed unanimously.

ORDINANCE #2008-16

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF GULF COUNTY, FLORIDA BY AND THROUGH PROCEDURES REQUIRED FOR SMALL-SCALE MAP AMENDMENTS PURSUANT TO AUTHORITY UNDER STATE STATUES SECTION 163.3187, SPECIFICALLY CHANGING PARCEL ID #01519-335R, 1.42 ACRES OF LAND LYING AND BEING PART OF SECTION 10, TOWNSHIP 4 SOUTH, RANGE 10 WEST, GULF COUNTY, FLORIDA FROM RESIDENTIAL TO MIXED COMMERCIAL/RESIDENTIAL LOW DENSITY PROVIDING AN EFFECTIVE DATE.

<Complete Ordinance on File in Clerk's Office>

PUBLIC HEARING/SMALL SCALE MAP AMENDMENT/ORDINANCE #2008-17

County Attorney McFarland announced a public hearing for an ordinance amending the comprehensive plan of Gulf County, Florida. Attorney McFarland read the proposed ordinance and called for public comment. There being no public comment, Commissioner Peters motioned to adopt the following ordinance. Commissioner McLemore seconded the motion and it passed unanimously.

ORDINANCE #2008-17

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN OF GULF COUNTY, FLORIDA BY AND THROUGH PROCEDURES REQUIRED FOR SMALL-SCALE MAP AMENDMENTS PURSUANT TO AUTHORITY UNDER STATE STATUES SECTION 163.3187, SPECIFICALLY CHANGING PARCEL ID #03501-105R, 7.75 ACRES OF LAND LYING AND BEING PART OF SECTION 6, TOWNSHIP 6 SOUTH, RANGE 11 WEST, GULF COUNTY, FLORIDA FROM RESIDENTIAL TO MIXED COMMERCIAL/RESIDENTIAL LOW DENSITY PROVIDING AN EFFECTIVE DATE.

<Complete Ordinance on File in Clerk's Office>

VETERAN'S SERVICE OFFICER PRESENTATION

Veteran's Service Officer James Kennedy gave a special presentation to decorated World

War II Veteran Nilo E. Krock, who fought for the liberation of France. Veteran's Service Officer Kennedy discussed the importance of recognizing this generation of veteran's who fought for the liberation of many places. Chairman Traylor presented the certificate to Mr. Krock and expressed his gratitude. Veteran's Service Officer Kennedy thanked the Board for the opportunity to give this presentation.

INVOICE/WHITE CITY FLOATING DOCK/BID#0708-28

Grant Writer Towan Kopinsky presented an invoice for approval from GulfCo Utilities for 90% of the work completed on the White City Floating Dock. Ms. Kopinsky informed the Board that the final 10% will be paid after the Building Officials have inspected the dock. Commissioner Williams motioned to approve the invoice. Commissioner Peters seconded the motion and it passed unanimously.

AWARD BID#0708-26/WHITE CITY BOAT RAMP

Grant Writer Kopinsky requested that the Board award Bid# 0708-26 to Retherford Contracting, in the amount of \$14,500.00, stating that it was the low bid for this project. Commissioner Peters motioned to do so. Commissioner Williams seconded the motion and it passed unanimously.

BAY MEDICAL CONTRACT APPROVAL

Deputy Administrator Lynn Lanier informed the Board that she had spoken with Bay Medical Center concerning assistance in medical expenses for the County Jail, and they have requested that the County present a contract for Bay Medical to approve. Ms. Lanier stated that she has constructed a contract and she needs the Board's approval, contingent upon County Attorney McFarland's approval, to present it to Bay Medical. Commissioner Williams stated that he would like to use the Medicare fee schedule. Ms. Lanier stated that she will bring the contract for the Board's review with all of the possible rates.

INVOICE/BAILEY&SONS/CAPE PALMS PARK

Deputy Administrator Lanier presented an invoice from Bailey & Son's Diversified for \$1,600.00 for the installation of the new septic tank at Cape Palms Park, to be paid from Parks and Recreation funds. Commissioner Barnes motioned to approve the invoice. Commissioner McLemore seconded the motion and it passed unanimously.

GASB 45/ACTUARY CONTRACT /OPEB

Deputy Administrator Lanier informed the Board that GASB 45 requires that the County have an Actuary Contract in place for Other Post Employment Benefits. Deputy Administrator Lanier reported that after receiving no response to the RFP, she contacted several agencies, five quotes were received, and a committee was developed to review the proposals. Deputy Administrator Lanier requested the Board's direction concerning the committee's recommendation. Commissioner Williams stated that he would like to review the proposals before hearing the Committee's recommendation.

RESOLUTION #2008-10/BEACH RENOURISHMENT PROJECT

County Attorney McFarland read the following resolution for the Board's consideration. Commissioner Barnes motioned to adopt the resolution. Commissioner McLemore

seconded the motion and it passed unanimously.

RESOLUTION #2008-10

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, GULF COUNTY, FLORIDA, AUTHORIZING THE COUNTY TO PROCEED WITH THIS SUBMITTAL OF AN APPLICATION FOR CONTINUATION OF STATE FUNDS UNDER PROVISIONS OF CHAPTER 161.091, FLORIDA STATUTES, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, BEACH AND COASTAL ECOSYSTEM MANAGEMENT, FOR THE FLORIDA BEACH EROSION CONTROL PROGRAM BUDGET FOR FISCAL YEAR 2009-2010, FOR THE ST. JOSEPH PENINSULA EROSION CONTROL PROJECT.

WHEREAS, the St. Joseph Peninsula beaches were severely eroded, provided diminished storm protection, and reduced recreation area and wildlife habitat, impacting the tourism-based-economy; and,

WHEREAS, St. Joseph Peninsula is recognized by the Department of Environmental Protection as having a critically eroding shoreline(s); and,

WHEREAS, the Gulf County Board of County Commissioners supports a shore protection project and is willing to serve as the local sponsor; and supports the Department's beach and coastal management program; and,

WHEREAS, the Gulf County Board of County Commissioners has identified beach preservation, and beach re-nourishment as a priority to the County; and,

WHEREAS, the initial restoration is under construction and anticipated to be completed by the end of 2008,

WHEREAS, the Gulf County Board of County Commissioners plan to continue to monitor the project and maintain the project with periodic re-nourishment; and,

WHEREAS, the Gulf County Board of County Commissioners is aware that there is a local funding share to implement a shore protection project for projects authorized by Section 161.101, Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED BY THE GULF COUNTY BOARD OF COUNTY COMMISSIONERS that the Board is prepared to provide the necessary local funding share to: 1) install sea oats on the completed shore protection project; 2) conduct physical and environmental monitoring the completed shore protection project; 3) conduct a preliminary sand source investigation to identify a borrow area(s) for the future re-nourishment of the beaches; and, 4) implement the beach management application.

(END)

VALUE ADJUSTMENT BOARD/ATTORNEY CONTRACT

County Attorney McFarland informed the Board that recent laws disqualified the County

Attorney from serving as Attorney to the Value Adjustment Board. He further stated that he has spoken with Attorney Kristy Banks from Apalachicola and has an agreement for the Board's consideration. County Attorney McFarland stated that Ms. Banks has agreed to serve as counsel to the VAB at the same rate the Board currently pays him, and the Board will need to deposit \$1,000.00 to retain her services. Upon Attorney McFarland's request, Commissioner Peters motioned to approve this contract. Commissioner Williams seconded the motion and it passed unanimously.

VALUE ADJUSTMENT BOARD/TRAINING REQUIREMENTS

Attorney McFarland requested the Board's direction concerning the training requirements for the VAB. Attorney McFarland stated that the Board can elect to appoint a special master to hear the VAB petitions, or the VAB can continue to hear the petitions, but the VAB Attorney will need to complete the new training requirements. Chairman Traylor stated that the VAB will continue to hear the petitions.

LAWFIRM REQUEST

Attorney McFarland informed the Board that he received a request from the Law Firm of Kerrigan, Estess, Rankin, McCleod, and Thompson to use the County motor grader in a re-enactment of an accident of an employee that was killed on a motor grader, for purposes of accident reconstruction. Attorney McFarland stated that the law firm will pay whatever costs necessary to move the motor grader, and Chairman Traylor stated that the Board had no objection to this.

UNION NEGOTIATIONS

Administrator Butler requested that the Board meet with himself, Deputy Administrator Lynn Lanier, and County Attorney McFarland to discuss Union Negotiations. Chairman Traylor stated that they can meet following this regular meeting.

HEALTH INSURANCE MEETINGS

Human Resource Director Denise Manuel informed the Board that she has been holding Health Insurance Meetings for the employee's information, and they have been very productive.

AWARD BID# 0708-31/SALE OF 3 1985 GMC TRUCKS/INVENTORY #100-353, 100-354, 100-356

Upon Road Department Superintendent Bobby Knee's recommendation, Commissioner McLemore motioned to award Bid#0708-31, for the sale of one 1985 GMC Truck, inventory number 100-353 to Ricky Davis in the amount of \$200.00. Commissioner Barnes seconded the motion and it passed unanimously.

Upon Road Department Superintendent Bobby Knee's recommendation, Commissioner McLemore motioned to award Bid#0708-31, for the sale of one 1985 GMC Truck, inventory number 100-354 to Ricky Davis in the amount of \$160.00. Commissioner Barnes seconded the motion and it passed unanimously.

Upon Road Department Superintendent Bobby Knee's recommendation, Commissioner McLemore motioned to award Bid#0708-31, for the sale of one 1985 GMC Truck, inventory number 100-356, to Robert Hutchinson in the amount of \$500.00. Commissioner

Barnes seconded the motion and it passed unanimously.

WETAPPO FIRE DEPARTMENT/VIN#F90KVR31600

Road Department Superintendent Bobby Knee requested the Board's permission to junk a 1973 Ford F 900 at the Wetappo Creek Fire Department, which can no longer be used as a fire truck, and eventually go out for bid with a minimum bid requirement of \$500.00. Chairman Traylor stated that the Board has no objection to that.

BEACH RENOURISHMENT PROJECT/BID#0607-23

TDC Director Paula Pickett informed the Board that the Beach Renourishment Project is expected to be complete in November, and thanked the Board for their support of this project. Chairman Traylor thanked Ms. Pickett and encouraged the public to go out and look at the accomplishments of this project.

CRS RECERTIFICATION

Planner David Richardson stated that he is submitting a progress report for the Board's review concerning CRS Recertification, and informed the Board that the P.D.R.B. will be adopting this at their next meeting.

HIGHLAND VIEW SEWER SYSTEM

Commissioner Williams stated that the residents of Highland View need the Board's support because they have been turned down by the City when they tried to sign up and pay their tap fees. Commissioner Williams stated that he would like for Attorney McFarland to speak with the City's Attorney. Chairman Traylor stated that he, Attorney McFarland and Administrator Butler will meet with the City concerning this.

INSURANCE MONEY/VETERAN'S MEMORIAL PARK

By motion, Commissioner Williams requested the Board's permission to utilize the insurance money received, as a result of the fire at Veteran's Memorial Park, for use on various County parks in conjunction with the Parks Committee. Commissioner McLemore seconded the motion and it passed unanimously.

VETERAN'S MEMORIAL PARK

Commissioner Williams stated that he would like for the Board to reconsider his funding request for the Veteran's Park at Beacon Hill, stating the importance of recognizing and honoring Veterans.

DONNIE WAYNE BRAKE PARK

Commissioner Williams motioned for the Board's permission to advertise for the opening of Donnie Wayne Brake Park once he has a date. Commissioner McLemore seconded for discussion, requesting that Commissioner Williams consider August 21st. Commissioner Williams stated that he would like to confirm that this date will be convenient for Mr. Brake's family, who will be attending the opening. The motion then passed unanimously.

WORK CREW/VEHICLE USAGE

Commissioner Williams stated that he pulled page 88, a recommendation to allow work crew supervisors to drive their work crew vehicles home, from the Consent because he

does not understand the necessity. Chairman Traylor stated there are some employees who are driving as much as 60 miles per day more than needed, and this could be prevented by allowing them to drive their vehicles home. Commissioner Williams stated that this should be on an individual basis and Administrator Butler should determine which workers this will be most feasible for. Chairman Traylor agreed and directed Administrator Butler to do so.

GENE HANLON/PROPERTY RIGHT OF WAY

Commissioner McLemore requested that Attorney McFarland send a written response to Gene Hanlon concerning the letter he sent to the Board, in reference to the Right of Way issue of his property.

S.H.I.P./FAIR HOUSING COMMITTEE

Commissioner Barnes stated that the Board received a letter from S.H.I.P. Administrator Ricky Farmer concerning a Resolution to appoint the members of the Fair Housing Committee, and recommended that the Board review this. Chairman Traylor agreed, and stated that this item will be tabled until further review.

APOLLO STREET/ROAD PAVING PROJECT

Commissioner Peters inquired about the progress of the Apollo Street project, and Chairman Traylor stated that Michael Hammond had just stepped out of the meeting.

DOG FIGHTS

Commissioner Peters informed the Board that he has received several calls from a citizen concerning dog fights that are being held somewhere in the North side of the County. Chairman Traylor requested that Sheriff Nugent look into this.

VICIOUS DOGS

Commissioner McLemore stated that he would like for the Board to gain control of the problem of vicious dogs in the County. Chairman Traylor discussed the problem, and stated the need for the Board to address this issue.

APOLLO STREET/ROAD PAVING PROJECT

Commissioner Peters inquired again about the progress of the Apollo Street project, and Michael Hammond stated he does not have any information on it right now, but he will give a report when he knows something.

TRANSPORTATION COMMITTEE

Transportation Committee representative Steve Norris approached the Board and submitted a request that the Board approve the submission of Road 50 for the TRIP Program. Commissioner McLemore motioned to do so. Commissioner Williams seconded the motion and it passed unanimously. Mr. Norris informed the Board that Gulf Coast Parkway Meeting will be held this evening at the Centennial Building and the public is welcome to attend.

BUILDING CODE/WIND ZONE

Daniel Taunton approached the Board to discuss the Building Code and Wind Zone

issues. Mr. Taunton requested that the Board establish the exact line for the 130/140 mph wind zone. Chairman Traylor requested that C.W. Macomber and Jeffery Stone, representatives of the Engineered Wood Association approach the Board. Upon Commissioner Peter's inquiry, Attorney McFarland stated that the Board is dealing with two completely different issues, one being the building code, and the other being the wind zone. Attorney McFarland stated that the Board adopted an Ordinance in 2001 to have a 140 mph wind zone in the entire County. Attorney McFarland informed the Board that an ordinance is currently being advertised concerning technical requirements to the Building Code. C.W. Macomber informed the Board that he and Mr. Stone are present to address both issues. Mr. Stone informed the Board that he has just joined the Florida Building Commission but had not been to his first meeting, so he does not want to prejudice his position on that Board. Mr. Stone stated that he does not like to see amendments to the Building Code unless there is a specific local need for a change. Mr. Stone stated that the wind zone is part of the building code, and discussed the need to process any changes through the building code. Mr. Stone discussed new guidelines that provide guidance to any citizen on how to build up to 130mph wind zone requirements. Mr. Stone further stated that there is a "code plus" process that citizens could build by, and their insurance rates would go down. Mr. Stone stated that OSB and plywood should be seen equally in the building code, and he feels that it is discriminatory to ban the use of OSB in the County. Commissioner McLemore stated that he does not feel that the County should place more stringent laws than what the State requires. Attorney McFarland stated that the use of OSB is provided for in the Florida Building Code, and the Board can either adopt the ordinance placing more stringent laws and send it through the Florida Building Commission for approval, or stop the ordinance process. Commissioner Williams stated that the Board can go beyond the requirements of the State, and discussed his concern that someone from the Florida Building Commission is also speaking as a private enterprise for engineered wood, and stated that Mr. Stone needs to have a clear representation. Mr. Stone stated that he will abstain from voting on this if it comes before the Florida Building Commission if the Commission's Attorney recommends it. Mr. Taunton approached the Board again and stated that the original issue is the 130/140 mph wind zone. Attorney McFarland stated that the wind zone issue does not have to go through the Florida Building Commission for approval because it is not a technical amendment to the building code, so the 140mph wind zone line is enforceable. C.W. Macomber approached the Board and stated that he has contacted a senior staff member of the Florida Building Commission, but the local amendment is not enforceable today. Chairman Traylor directed Attorney McFarland to send in the original ordinance imposing a 140 mph wind zone requirement throughout the entire County. Steve Winistoffer, of TECO, approached the Board and stated that his agency is one of the top two in the Country that certifies OSB. Mr. Winistoffer stated that he is present to support Mr. Macomber's work and opinion.

IMPACT FEE COMMITTEE/APPLICATION PROCESS

Patricia Hardman presented an application process to consider the spending of Impact Fees on parks and recreation. Ms. Hardman stated that anyone will be able to propose projects and, once the Impact Fee Committee has reviewed it, the projects will be ranked and presented to the Board for a decision. Commissioner McLemore motioned to approve the application, pending upon Attorney McFarland's review. Commissioner Williams seconded the motion and it passed unanimously.

VETERAN'S MEMORIAL PARK

Tim Stein approached the Board to discuss the need for grant funds to go to the Veteran's Memorial Park. Commissioner Williams stated that he has recommended on two occasions, that the Board make improvements to the Veteran's Memorial Park through FRDAP funds. Mr. Stein stated that a lot of funds have gone into other parks, and the condition of the Veteran's park is an embarrassment. Chairman Traylor stated that the reason the park was not supported was because no plans were submitted, and Commissioner Williams disagreed.

There being no further business and upon motion by Commissioner McLemore, the meeting did then adjourn at 10:30 a.m., E.T.

**BILLY E. TRAYLOR
CHAIRMAN**

ATTEST:

**REBECCA L. NORRIS
CLERK**