

MARCH 10, 2015

PORT ST. JOE, FLORIDA

REGULAR MEETING

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Ward McDaniel, Vice Chairman Carmen L. McLemore, and Commissioners Joanna Bryan, Sandy Quinn, Jr., and Warren J. Yeager, Jr.

Others present were: County Attorney Jeremy Novak, Clerk Rebecca L. Norris, Deputy Clerk Leanna Roberts, Chief Administrator Don Butler, Assistant Administrator Michael L. Hammond, Deputy Administrator Lynn Lanier, Building Official Lee Collinsworth, Building Inspector George Knight, Emergency Management Director Marshall Nelson, Gulf County E.M.S. Director Houston Whitfield, Deputy Grant Coordinator Kari Summers, Mosquito Control Director Mark Cothran, County Planner Brett Lowry, Public Works Director Joe Danford, Sheriff's Department Captain Chris Buchanan, Sheriff's Department Lieutenant Tim Wood, Tax Collector Shirley Jenkins, and Veterans' Service Officer Joe Paul.

Sheriff's Department Captain Buchanan called the meeting to order at 9:00 a.m., E.T.

Chairman McDaniel opened the meeting with prayer and led the Pledge of Allegiance to the Flag.

CONSENT AGENDA / INFORMATION PACKET

Chairman McDaniel called for public comment regarding the Consent or Information Packet. There being no public comment, Commissioner Yeager stated he would abstain from Item #5 (Pages 18-19) of the Consent for the awarding of Bid #1415-08 to Preble-Rish, Inc. Commissioner McLemore motioned to accept the Consent Agenda and Information Packet. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed 4-0, with Commissioner Yeager abstaining due to having a working relationship with Preble-Rish, Inc., <FORM 8B on File in the Clerk's Office> as follows:

1. Minutes – January 13, 2015 – Regular Meeting
2. Approval of Checks and warrants for February, 2015 which are incorporated herein by reference, pursuant to Chapter 136.06 F.S.
3. Agreement – FL Fish & Wildlife Conservation Commission (Amendment #3 * HCP Grant Extension * #13023-A3)

4. Appointment – Blue Ribbon Committee (Beach Nourishment - Jill Davis * Buddy Croft * Penny Easton * Vince Bishop * Warren Yeager * Don Butler * Michael L. Hammond * Jeremy Novak * Sherry Herring)
5. Bid Award #1415-08 – Consultant Services for Design of the David B. Langston Drive Sidewalk Project (Preble-Rish, Inc. (only bidder) * not to exceed \$9,130.00)
6. Budget Amendment #5 – General Fund (Amend FY2014-15 Budget for General Fund to fund special elections cost and move existing budgets to the appropriate line items), as follows:

BUDGET AMENDMENT #5

Amend the FY2014-2015 Budget for General Fund to fund special elections cost and move existing budgets to the appropriate line items. The BOCC approved to fund \$4,000 in unanticipated elections cost for the MSTU Bond referendum scheduled for May 18, 2015 at the 2/19/2015 Special Meeting. The Supervisor of Elections Office does not currently foresee the need for capital funding related to elections and has approved a line-item amendment at this time. If capital needs do arise prior to the end of the fiscal year, additional amendments will be requested, but not to exceed \$4,000 without additional approval. Additionally, the existing postage budget was paid as a Transfer vs. a direct expense, requiring a budget amendment to align the budget with actual expenditures.

GENERAL FUND

	Original Budget	Increase	Decrease	Amended Budget
<i>Supervisor of Elections:</i>				
24119-42000 Postage	\$675	\$0	\$675	\$0
24119-64001 Equipment > \$5,000	\$4,963	\$0	\$4,000	\$963
24119-91000 Bgt/Tfr-Election Exp.	\$29,600	\$4,675	\$0	\$34,275

This Budget Amendment duly approved and adopted by the Gulf County Board of County Commissioners at their regular meeting on the 10th day of March, 2015.
(End)

#6 – General Fund & Public Works (Amend FY2014-15 Budget for General Fund and Public Works Fund), as follows:

BUDGET AMENDMENT #6

Amend the FY2014-2015 Budget for General Fund and Public Works Fund. The following expenditures were not included in the adopted budget and are requesting budget amendments to move the funding from Reserves. 1) The BOCC approved the \$22,000

agreement with Evergreen Solutions, LLC dated 12/8/2014 for a pay study that is being paid from Risk Management/Human Resources. 2) Facility Maintenance purchased an air conditioning unit for the Jail in the amount of \$4,800. 3) The BOCC approved the \$10,000 repair of an ambulance involved in an auto accident with an uninsured motorist at the 1/27/15 regular meeting.

GENERAL FUND

	Original Budget	Increase	Decrease	Amended Budget
<i>Risk Management/Human Resources:</i>				
22513-31000 Professional Services	\$500	\$22,000	\$0	\$22,500
<i>EMS Department-Gulf County:</i>				
51626-46200 Rep. & Maint: Equip.	\$15,000	\$10,000	\$0	\$25,000
<i>Transfers Out:</i>				
21181-92000 Intra-Fund Tfr Out	\$2,830,951	\$4,800	\$0	\$2,835,751
<i>Reserves:</i>				
99984-95002 Rsv for Infrast. Fd	\$171,148	\$0	\$36,800	\$134,348

PUBLIC WORKS FUND

<i>Transfers In:</i>				
104381-92000 Intra-Fund Tfr In	\$3,030,951	\$4,800	\$0	\$3,035,751
<i>Facility Maintenance-Gen Gov:</i>				
28151911-64000 Equipment	\$2,900	\$4,800	\$0	\$7,700

This Budget Amendment duly approved and adopted by the Gulf County Board of County Commissioners at their regular meeting on the 10th day of March, 2015.
(End)

7. Grant – FL Department of Environmental Protection (2014-15 Small County Consolidated Solid Waste Grant Agreement * #512SC * \$90,909.00)
8. Invoice – MRD Associates, Inc. – St. Joseph Peninsula Post-Construction Physical Monitoring Services (Invoice #1697 * \$14,923.09 * Project #14-210)
9. Letter – SHIP Award (Mary L. Allen * Rehabilitation Assistance)
– Support (North FL Child Development, Inc. * Grant Application)
10. Refund Request – Gulf County Tax Collector (Parcel ID#06269-319R * \$152.72)

11. Request for Funds – Gulf County Sheriff's Office (The Little Peoples Guide to the Big World Books * \$254.92)
12. Resolution – Alternative Funding for Americus Avenue Ditch Outfall Project, as follows:

RESOLUTION NO. 2014-04

AUTHORIZING AND SUPPORTING THE SUBMISSION OF AN APPLICATION TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR TRANSPORTATION ALTERNATIVES FUNDING FOR AMERICUS AVENUE DITCH OUTFALL PROJECT.

WHEREAS, the Gulf County Board of County Commissioners desires to improve and enhance the Americus Avenue Ditch Outfall between Americus Avenue and US-98/SR-30 in Gulf County; and

WHEREAS, the Gulf County Board of County Commissioners has received comments in support of completing this project for health and safety reasons, as well as to provide a place for recreation in the St. Joe Beach area;

NOW, THEREFORE, BE IT RESOLVED by the Gulf County Board of County Commissioners that the Chairman, Chief Administrator, or Grant Coordinator representative hereby be authorized to submit any and all necessary documents on behalf of Gulf County for the Americus Avenue Ditch outfall enhancement project.

APPROVED this 10th day of March, 2015.
(End)

APPOINTEE – FEDERAL QUALIFIED HEALTH CENTER

Chief Administrator Butler reported that Federal Qualified Health Center (F.Q.H.C.) may be leaving the Health Department and going to another provider. Upon recommendation by Chief Administrator Butler, Commissioner Yeager motioned to appoint Chairman McDaniel to serve on the committee regarding F.Q.H.C. Commissioner McLemore seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion then passed unanimously.

LETTER OF SUPPORT – CAPE SAN BLAS LIGHTHOUSE

Following discussion by Chief Administrator Butler, Commissioner Yeager motioned to submit a letter of support to Florida Department of State Division of Historical Resources regarding the Cape San Blas Lighthouse. Commissioner Bryan seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion then passed unanimously.

LIMITED MAINTENANCE AGREEMENT – DESERET RANCHES

After discussion by Chief Administrator Butler, Mosquito Control Director Cothran discussed drainage ditches in Gulf Aire and Five Acre Farms; reporting that Deseret Ranches purchased properties from The St. Joe Company and need to obtain a limited maintenance agreement. Commissioner Bryan motion to approve the Limited Maintenance Agreement with Deseret Ranches. Commissioner Yeager seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion then passed unanimously.

ROAD BOND – GAS TAX

Chief Administrator Butler discussed the Gas Tax Road Bond; stating that the intent is to not extend the current term and to use the same revenue stream to pay the new debt if the Board agrees to the road bond. Assistant Administrator Hammond discussed maintaining the amount to Five (5) million and not commit all of the Gas Tax money. He reported that the term will not be extended, it is a twenty (20) year deal, and by refunding the 2006 Gas Tax Bond; noting the County will be refunded the non-gas tax pledge. Upon inquiry by Chairman McDaniel, Chief Administrator Butler stated that this will be shared with the municipalities. After discussion, Commissioner Yeager stated that he wants the one (1) million (non-gas tax pledge) to go into Reserves. Chief Administrator Butler reported that the terms would remain the same with the City of Wewahitchka receiving ten (10) percent and twenty-one (21) percent going to the City of Port St. Joe. After further discussion, Chief Administrator Butler discussed working on a priority road list for the Board to approve. Upon inquiry by Commissioner Bryan, Assistant Administrator Hammond reported that it would increase the payment up to \$400,000.00 more than what it is today. Upon inquiry by Commissioner Yeager, Assistant Administrator Hammond reported that the County would save over \$168,000.00 over the life of the bond (twenty years). After discussion, Commissioner McLemore motioned to move forward as discussed by Chief Administrator Butler and to bring back before the Board for consideration. Commissioner Quinn seconded the motion. After discussion by members of the Board, Chairman McDaniel called for public comment. There being no public comment, the motion passed 4-1, with Commissioner Bryan voting no.

RECREATIONAL VEHICLE ORDINANCE

County Attorney Novak discussed the maps displayed in the Board Room and the proposed changes to the Recreational Vehicle (RV) Ordinance. After further discussion by County Attorney Novak, Commissioner Yeager motioned to proceed with the process of amending the language of the RV Ordinance. Commissioner Bryan seconded the motion. Chairman McDaniel called for public comment. County Attorney Novak reported that the proposed amended recreational vehicle ordinance will address RV Parks and rental RVs. There being no public comment, the motion then passed unanimously.

BEACH DRIVING PERMITS / BEACH DRIVING ORDINANCE

County Attorney Novak stated that he has meet with Tax Collector Jenkins regarding the affidavit and application for beach driving permits. After discussion, Commissioner Yeager motioned to allow three (3) beach driving permits per household and ten (10) for commercial beach driving permit. Commissioner McLemore seconded the motion. After

further discussion, Commissioner Yeager included in his motion to sell the commercial beach driving permits for \$100.00 per vehicle. Commissioner McLemore stated his second stands. Chairman McDaniel called for public comment. Pat Hardman, of Port St. Joe appeared before the Board to discuss her concerns regarding commercial golf carts being driven by children on the beach and defining what is a commercial vehicle. County Attorney Novak discussed the documentation that has to be submitted to obtain commercial beach driving permits. Chairman McDaniel called for public comment. There being no public comment, the motion then passed unanimously.

PROPERTY PERMIT / LEAVE NO TRACE ORDINANCE

Upon recommendation by County Attorney Novak, Commissioner Bryan motioned to issue ten (10) beach tags for beachfront owners at no cost to the resident per year and businesses pay \$50.00 per commercial beach tag limited to fifteen (15) per business. Commissioner Yeager seconded the motion for discussion. After further discussion, Commissioner Bryan withdrew her motion. After discussion, the Board agreed to table this matter for further review. T.D.C. Director Jenkins appeared before the Board to discuss her concerns regarding Spring Break and the Ordinance is in effect.

YARD DEBRIS – ROADSIDE PICKUP

Mosquito Control Director Cothran reported that the limb trucks are on the last go-round for yard debris pickup; reporting that both limb trucks are currently working in District I. Commissioner McLemore discussed notifying the public that yard debris can no longer be placed on the roadside for pickup.

GRANT – SMALL COUNTY CONSOLIDATED SOLID WASTE

Solid Waste Director Danford appeared before the Board to request the Board approve the Small County Solid Waste Grant. Clerk Norris noted that the grant was approved in today's Consent Agenda.

ADVERTISE FOR SEALED BIDS – FIVE POINTS LANDFILL CLOSURE

Solid Waste Director Danford requested permission to advertise to receive sealed bids for equipment and manpower regarding the Five Points Landfill closure. Upon inquiry by Commissioner McLemore, Solid Waste Director Danford stated that the equipment need would be approximately 18-yard dump trucks, large excavators, one or two D8 Dozers. After discussion, Commissioner McLemore motioned to advertise to receive sealed bids for equipment and manpower for the closure of Five Points Landfill. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed 4-0, with Commissioner Yeager abstaining due to having a working relationship with Preble-Rish, Inc., <FORM 8B on File in the Clerk's Office>.

MONTHLY REPORT – GULF COUNTY E.M.S.

Gulf County E.M.S. Director Whitfield appeared before the Board to present the January, 2015 monthly Run Report.

MONTHLY REPORT – GULF COUNTY T.D.C.

T.D.C. Director Jenkins appeared before the Board to present the February, 2015 T.D.C. Status Report.

FILM COMMISSION – GULF COUNTY T.D.C.

Following discussion by T.D.C. Director Jenkins, Commissioner Yeager motioned to allow the Gulf County T.D.C. to act as the Gulf County Florida Film Commission. Commissioner McLemore seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion then passed unanimously.

PURCHASE MAGNETS – LEAVE NO TRACE ORDINANCE

Following discussion by T.D.C. Director Jenkins, Commissioner Yeager motioned to proceed with the purchase of magnets for the lodging establishment to be placed on refrigerators that highlight points regarding the Leave No Trace Ordinance. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion then passed unanimously.

REPORT – PARK FUNDS

T.D.C. Director Jenkins discussed the District Parks Recreation Fund monthly balance sheet.

GRANT – NATURAL RESOURCE DAMAGE ASSESSMENT

T.D.C. Director Jenkins discussed an educational program funded through Natural Resource Damage Assessment which is managed by Florida Fish and Wildlife Commission; stating that the information will be placed on the Visit Gulf website and in the kiosks for educational purposes. Commissioner Yeager requested that the boaters be included in the buoy program at the Bay.

AMENDED AGREEMENT – EVERGREEN SOLUTIONS

Following discussion by Deputy Administrator Lanier, Commissioner Yeager motioned to extend the contract with Evergreen Solutions, expiring June 30, 2015. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion then passed unanimously.

REDISTRICTING / COUNTY-WIDE VOTING

Commissioner Bryan inquired about the progress of Redistricting and County-wide voting. County Attorney Novak reported that he has a meeting with Mr. Spellman on Thursday (March 12, 2015) and will provide an update after they meet.

MEETING – BUDGET COMMITTEE

Upon inquiry by Commissioner Bryan, Assistant Administrator Lanier stated that there is a Staff meeting tomorrow at 9:00 a.m., E.T. in the E.O.C. Building to discuss the budget.

WARRANTY DEED – SMITH

After discussion, Commissioner Yeager motioned to accept and record the Warranty Deed from Ellis Smith, Jr. (Section 31, Township 6 South, Range 11 West). Commissioner McLemore seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed 4-1, with Commissioner Bryan voting no.

BEACH NOURISHMENT – DEPARTMENT OF TRANSPORTATION

Commissioner Yeager reported that D.O.T. will be participating in the beach nourishment at the Stumphole.

MEETING – REPRESENTATIVES

Commissioner Yeager discussed his meetings in Tallahassee with Senator Montford and Representative Beshears regarding The Port and the beach restoration request for four (4) million dollars.

NOTICE OF FUNDING AVAILABILITY

Chief Administrator Butler discussed bringing potential road projects before the Board at the next meeting; reporting that for the S.C.O.P. we need a big project to submit on the grant application.

ESTUARY PROTECTION

Chairman McDaniel called Darryl Boudreau to appear before the Board to speak on estuary protection. Mr. Boudreau was not present.

BP LITIGATION UPDATE

Rhon Jones, of Beasley Allen Law Firm appeared before the Board to report that the Federal Judge in New Orleans has concluded the trial as to the Clean Water Act; stating that the Court has not ruled on the penalty yet. He stated that the Court has implied that they want to conclude this ruling and a few other things before releasing all the local and State Government claims.

GULF COUNTY E.D.C.

E.D.C. Chairman Christy McElroy appeared before the Board to request permission to work with Chief Administrator Butler and the Cities to develop a comprehensive incentive package and for the Board to support Carrier Source as a point of contact. Commissioner Yeager stated that he is good with both of those requests and directed Chief Administrator Butler provide the Board with a proposed incentive package to review. After discussion, Commissioner Yeager motioned to allow E.D.C. Chairman McElroy additional time to speak. Commissioner Quinn seconded the motion. Chairman McDaniel directed the Clerk to add five (5) minutes to the clock. E.D.C. Chairman McElroy reported that The St. Joe Company has turned over properties to the E.D.C.; stating they are working to get this on the Enterprise Florida, Inc. (E.F.I.) website. She also reported that the City of Port St. Joe turned over properties to E.D.C.

E.D.C. Chairman McElroy provided a monthly status update to the Board regarding the E.D.C.

EASTER BASKET – GULF COUNTY SHERIFF’S DEPARTMENT

Pat Hardman, of Port St. Joe appeared before the Board to state that the Sheriff’s Department needs 200 baskets for Easter which will be given throughout the County. She encouraged the Board to donate a basket; reporting that drop off sites are at the Sheriff’s Department, Country Golf Club, South Gulf County Fire Department, or her office in Simons Bayou.

MEETING – WASHINGTON, D.C.

Upon inquiry by Pat Hardman, Chairman McDaniel discussed the meetings in Washington, D.C. Commissioner Yeager discussed meeting with Department of Interior; reporting they have agreed to do a technical review.

NACO MEMBERS

Commissioner Yeager discussed the members of NACo; reporting that every County in the State of Florida is a member of NACo.

MEETING – HILL THOMAS

Upon inquiry by Chairman McDaniel, Commissioner Yeager discussed meeting with Legislative Director Hill Thomas; reporting that Mr. Hill was supportive.

There being no further business, and upon motion by Commissioner McLemore, the meeting did then adjourn at 10:39 a.m., E.T.

**WARD MCDANIEL
CHAIRMAN**

ATTEST:

**REBECCA L. NORRIS
CLERK**