

MAY 12, 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 Finance Officer Sherry Herring, Deputy Clerk Leanna Roberts, Chief Administrator Don Butler, Assistant Administrator Michael L. Hammond, Deputy Administrator Lynn Lanier, Building Inspector George Knight, E9-1-1 Coordinator Ben Guthrie, Gulf County E.M.S. Director Houston Whitfield, Deputy Grant Coordinator Kari Summers, Mosquito Control Director Mark Cothran, County Planner Brett Lowry, Sheriff Mike Harrison, and Veterans' Service Officer Joe Paul.

Sheriff Harrison 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.

S.H.I.P. PROGRAM PARTICIPATION (GILLIE L MCNAIR)

Chairman McDaniel reported that Cora Curtis requested to be moved to the May 28th meeting to speak on S.H.I.P. Program participation (Gillie L McNair).

CONSENT AGENDA / INFORMATION PACKET

Chairman McDaniel called for public comment regarding the Consent Agenda or the Information Packet. There being no public comment. Commissioner Quinn motioned to accept the Consent Agenda and the Information Packet. Commissioner Yeager seconded the motion. Chairman McDaniel called for public comment. There being no public comment the motion passed unanimously, as follows:

1. Minutes - March 24, 2015 – Regular Meeting
- April 7, 2015 – Special Meeting
2. Approval of Checks and warrants for April, 2015 which are incorporated herein by reference, pursuant to Chapter 136.06 F.S.
3. Agreement – Division of Emergency Management (Modification #1 * Homeland Security Grant)

4. Budget Amendment #7 – General Fund (Amend the FY 2014-2015 Budget for General Fund to increase the Reserves for Infrastructure), as follows:

BUDGET AMENDMENT #7

Amend the FY2014-2015 Budget for General Fund to increase the Reverse for Infrastructure. The Board approved a \$10,000 budget amendment (BA#6) on 3/10/15, which is no longer needed. This funding was to be used for the repair of an ambulance involved in an auto accident, but will now be handled through the County's insurance carrier as approved on 4/28/15.

GENERAL FUND

	<u>Budget</u>	<u>Increase</u>	<u>Decease</u>	<u>Amended Budget</u>
EMS Department-Gulf County:				
51626-46200 Rep. & Maint: Equip.	\$25,000	\$0	\$10,000	\$15,000
Reserves:				
99984-95002 Res. for Infrast. Fund	\$134,348	\$10,000	\$0	\$144,348

This Budget Amendment duly approved and adopted by the Gulf County Board of County Commissioners at their regular meeting on the 12th day of May, 2015.
(End)

- Budget Amendment #8 – Mosquito Control County & State (Amend the FY 2014-2015 Budget for Mosquito Control Fund by reducing Insecticides & Chemicals and increasing Repair & Maintenance), as follows:

BUDGET AMENDMENT #8

Amend the FY2014-2015 Budget for Mosquito Control Fund by reducing Insecticides & Chemicals and increasing Repair & Maintenance expenditure lines by \$500. This request amends the State Approved Budget as reflected on the State's Arthropod Control Budget Amendment. There is no change to the overall budget.

MOSQUITO CONTROL

	<u>Budget</u>	<u>Increase</u>	<u>Decease</u>	<u>Amended Budget</u>
Mosquito Control:				
42362-46200 Repairs & Maint: Equip.	\$0	\$500	\$0	\$500
42362-52200 Insecticides & Chem.	\$10,000	\$0	\$500	\$9,500

This Budget Amendment duly approved and adopted by the Gulf County Board of County Commissioners at their regular meeting on the 12th day of May, 2015.

(End)

5. Fee Waiver – Honeyville Community Center (Wewahitchka Dixie Softball League * May 18, 2015)

6. Plan Adoption – Gulf County E.D.C. (Strategic Plan)

(End)

HOLD HARMLESS AGREEMENT – DEMOLITION STRUCTURE

Chief Administrator Butler discussed two (2) demolition projects at 250 Avenue E and 248 Avenue E that the City of Port St. Joe is requesting assistance with and presented the Board with a copy of the Hold Harmless Agreements <copy provided to the Clerk for the record>; reporting that there is room at the Landfill. Commissioner Quinn motioned to allow Staff to work with the City of Port St. Joe regarding the demolition of these two (2) projects. Commissioner McLemore seconded the motion. Upon inquiry by Commissioner Bryan regarding placing a lien on the property, Chief Administrator Butler stated that the City of Port St. Joe is requesting assistance from the County with these projects. After discussion by Commissioner Bryan, County Attorney Novak stated he would contact the City Attorney regarding a lien; reporting if a lien is placed on the properties, it would be filed by the City being that the property is located within the City limits. He also reported that there is no compensation from the City of Port St. Joe to the County. After further discussion by members of the Board, Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

POLICY – APPRECIATION DINNER

Chief Administrator Butler reported that on February 14 and December 13 the Board adopted an Appreciation Dinner Policy and recommended that the Board renew this policy to allow him (Chief Administrator Butler) sign-off on the appreciation dinners. Commissioner Yeager motioned to change the policy to allow Chief Administrator Butler to sign-off on appreciation dinners. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

PROCLAMATION – PLEDGE OF CIVILITY

County Attorney Novak read the proposed pledge of civility proclamation <copy not provided to Clerk for the record>. Commissioner Yeager motioned to adopt the Pledge of Civility Proclamation. Commissioner Quinn seconded the motion. After discussion by Commissioner Bryan, Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

POLICY – BIDDER PREFERENCE

County Attorney Novak stated that he has reviewed the County's Bidder Preference Policy and created a proposed policy. He requested direction from the Board as to placing the proposed policy in the next Consent Agenda for consideration. After discussion,

Commissioner Yeager motioned to proceed with placing the proposed policy in the next Agenda. Commissioner McLemore seconded the motion. After discussion, Chairman McDaniel called for public comment. There being no public comment, the motion passed 4 to 1, with Commissioner Bryan voting no. County Attorney Novak stated that he will provide the proposed bidder preference policy in the packet for the next meeting on May 26, 2015.

AGREEMENT – TECH MODULAR SERVICE

County Attorney Novak discussed a Tri-County Direct Service Order with 9-1-1 Tri-County System. He reported that he has reviewed the agreement <copy not provided to Clerk for the record>; requesting that the Chairman sign the agreement, contingent upon being under our procurement purchasing authority. County Attorney Novak stated that it does fall under the County's emergency qualifications and it is sole-source; reporting it is a company under Fairpoint Communications that provides service to all three counties (Gulf, Calhoun, & Franklin). Commissioner Yeager motioned to allow the Chairman to sign the service agreement. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

GAS TAX ROAD BOND, SERIES 2015

Assistant Administrator Hammond provided an update to the Board regarding the Gas Tax Road Bond, Series 2015; reporting that the County received an excellent rating and would be closing in the next three (3) weeks.

GRANT EXTENSION – BEACH LIGHTING

Upon request by Deputy Grant Coordinator Summers, Commissioner Yeager motioned to allow the Grant Department to file a request for a six (6) month extension on the beach lighting grant <copy not provided to the Clerk for the record>. Commissioner Bryan seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

GRANT EXTENSION – LANGSTON DRIVE

Upon request by Deputy Grant Coordinator Summers, Commissioner Yeager motioned to allow the Grant Department to submit an extension request <copy not provided to the Clerk for the record>, extending until September 30, 2015, for the Langston Drive Sidewalk Project under the L.A.P. Grant. Commissioner McLemore seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

BOAT RAMP – SAUL'S CREEK PARK

Upon inquiry by Commissioner McLemore, Deputy Grant Coordinator Summers reported that the County has received approval and Preble-Rish, Inc./County Engineer Smallwood is working on getting everything together to advertise.

BID #1415-14 – LANDFILL COMPACTOR

Mosquito Control Director Cothran reported that the bidder that was awarded the landfill compactor will pick it up today.

PROCLAMATION – E.M.S. WEEK

Gulf County E.M.S. Director Whitfield presented a proposed proclamation to the Board for consideration <copy provided to the Clerk for the record> regarding E.M.S. week. He then read the proposed proclamation. Commissioner McLemore motioned to adopt the E.M.S. Week Proclamation. Commissioner Bryan seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

MONTHLY REPORT – E.M.S.

Gulf County E.M.S. Director Whitfield presented and discussed the monthly E.M.S. Report for April, 2015 <copy provided and on file with the Clerk for the record>. Commissioner McLemore thanked Gulf County E.M.S. Director Whitfield for provided the Board with a monthly report.

INSURANCE CLAIM – AMBULANCE

Gulf County E.M.S. Director Whitfield reported that the wrecked ambulance is being painted today and we should be getting it back shortly.

EXTENSION – EVERBRIDGE

After discussion by Deputy Administrator Lanier and recommendation by Emergency Management, Commissioner Yeager motioned to extend the Everbridge contract for one (1) year <copy not provided to the Clerk for the record>, in the amount of \$8,900.00 for the mass notification system. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

MEMORANDUM OF UNDERSTANDING – EMERGENCY MANAGEMENT

Following discussion by Deputy Administrator Lanier, Commissioner Yeager motioned to accept the Memorandum of Understanding <copy not provided to the Clerk for the record> with the Florida Division of Emergency Management for expenditure of recipient funding from the Interoperable Emergency Communications Grant Program (IECGP) Funds. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

INVITATION – LAW ENFORCEMENT MEMORIAL CEREMONY

Sheriff Harrison appeared before the Board to invite the Board and the public to the Annual Law Enforcement Memorial Ceremony to be held on May 13, 2015 at 10:00 a.m., E.T. at the Courthouse steps.

COUNTY RIGHT-OF-WAY – YARD DEBRIS

Commissioner McLemore discussed his concerns regarding yard debris pick-up and the need to tighten-up code enforcement. Commissioner Bryan discussed her concerns

regarding yard debris and identifying who is doing the dumping. She discussed implementing mandatory garbage pickup, and as a part of this service, yard debris pickup. Commissioner Yeager stated that customers can purchase a second can designated for yard debris and the mandatory garbage pickup will solve some issues. Discussion followed by members of the Board regarding this issue. Chairman McDaniel stated that the County will review this matter further.

GATE SYSTEM – CAPE SAN BLAS

After discussion by Commissioner McLemore, Commissioner Yeager stated that T.D.C. will open the gate in the morning for beach access at the Cape and that the Sheriff's Office will be doing the locking up at night.

ROAD RUMBLE STRIPS – COUNTY ROAD 386

Commissioner Bryan discussed the road work on County Road 386 (intersection of CR 386 & SR 71) and requested that Staff look for alternatives for safety instead of the rumble strips. Commissioner Yeager stated he had no objection in Staff looking for alternatives. Chairman McDaniel discussed the flashlight that was installed at the intersection of County Road 386 and State Road 22.

TRAVEL – COMMISSIONER YEAGER

Following discussion by Commissioner Yeager, Commissioner McLemore motioned to allow Commissioner Yeager to be a part of a discussion panel through Florida Chamber Foundation. Commissioner Bryan seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

REQUEST TO CREATE AN ACCESS PATH ON UNDEVELOPED PUBLIC RIGHT-OF-WAY

John Grantland, of Gulf Aire appeared before the Board to request that the County create an access path that will connect Oceanridge Lane and Sea Shores Drive. Chairman McDaniel directed the Clerk to hold Mr. Grantland's time to speak. Upon inquiry by Commissioner McLemore, County Attorney Novak discussed the County right-of-way; reporting that it is not cleared. After discussion, Commissioner Bryan discussed her concerns regarding this request and the design intended between these two (2) subdivisions (Gulf Aire & Seashore). She reported that D.O.T. is building a multi-use path. Commissioner Bryan also discussed her concerns regarding the right-of-way being a buffer for the sewer plant, the mature trees within this right-of-way, and the expense to clear the property; stating that she is against clearing this right-of-way. Assistant Administrator Hammond reported that the cul-de-sac was built in the County right-of-way. After discussion, Mr. Grantland stated that he would be willing to absorb the cost to create the six (6) foot wide path. After further discussion, Commissioner Yeager motioned for Staff to review this matter further and once the bike path is built to revisit closing this access back off. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. Tom Graney, of St. Joe Beach appeared before the Board to discuss his concerns regarding the path access and requested that the Board review it further before taking action. After discussion, the motion passed 4 to 1, with Commissioner Bryan voting no.

PUBLIC HEARING – PROPOSED AMENDED LEAVE NO TRACE ORDINANCE

Pursuant to advertise to hold a Public Hearing to consider amending the Leave No Trace Ordinance, County Attorney Novak reported that the second Public Hearing will be held on May 26, 2015. He then read the proposed amended ordinance by title. Chairman McDaniel called for public comment. Noel Guardi, of Beacon Hill appeared before the Board to present a written statement and photos <copy provided to the Clerk for the record> and discuss his concerns regarding items being left on the beach. Upon motion by Commissioner Bryan, second by Commissioner Yeager, Mr. Guardi's time to speak was extended. Chairman McDaniel directed the Clerk to add three (3) minutes to Mr. Guardi's time. After discussion by Mr. Guardi, Commissioner Yeager requested that the proposed amendments be placed on the County website. County Attorney Novak discussed the five (5) proposed amendments that are listed on the Notice: 1. Amendment to Board's foundation and supportive statements; 2. Fines and fee structure for violations of ordinance (Section 20); recommending to the Board that the first violation be set at \$100.00, second violation at \$200.00, and third \$500.00 fine; 3. Implementation schedule and administration's authority (Sections 3, 5); requesting that it clearly state that the County Administrator shall retain the authority to establish the annual fee and the Board be the only authority that can override; 4. Review of commercial business permitting and tags; recommended by Staff that these tag be issued through the T.D.C. Welcome Center; and, 5. Review and consideration of Gulf County's coastal areas of impact and enforcement. Jill Paton, of Beacon Hill appeared before the Board to present a written statement <copy provided to the Clerk for the record> and discuss her concerns regarding the amendments and not knowing what these proposed changes are. She reported that the video of the last Board meeting is not available. Upon inquiry by Commissioner Yeager, Assistant Administrator Lanier stated that the problem with the images on the channels was due to a piece of broken equipment that degraded the resolution. After discussion, Commissioner Yeager requested that as Staff is going through the budget that they look at taking care of this equipment. Pat Hardman, of Port St. Joe appeared before the Board to request that the Board not make so many exceptions and expressed her concerns regarding the amount of tags issued, <Commissioner Yeager left the meeting at 10:34 a.m., E.T.> the enforcement, and fines. She requested the Board give the Ordinance a chance to work before amending it. Assistant Administrator Hammond reported that no one will be allowed to leave personal property on the beach; the issue is where to pull it to. <Commissioner Yeager returned to the meeting at 10:36 a.m. E.T.> After discussion, Chairman McDaniel called for public comment. There being no further public comment, Chairman McDaniel closed the Public Hearing and stated that the next Public Hearing will be held on May 26, 2015 at 9:00 a.m., E.T. County Attorney Novak stated Staff will work with the Sheriff's Office to bring a recommendation to the Board regarding the fee schedule. Commissioner Yeager stated he is good with one (1) through three (3) of the recommendations given, and will provide direction regarding four (4) and five (5) as the Board hears more public comment. Pat Hardman requested that the proposed recommendation be posted on the County website for the public to view before the next public hearing. Chairman McDaniel agreed to her request. Jill Paton, of Beacon Hill appeared before the Board to request the same as Ms. Hardman. After discuss by Chairman McDaniel, County Attorney Novak stated that the only prevision that would not be effective by the fee structure would be Section 10 (ten); which is beach driving.

MEETINGS – TIME SCHEDULE

Linda Sertich, of Port St. Joe appeared before the Board; suggesting when the Board holds public meetings, to schedule one (1) at 9:00 a.m. and one (1) at 5:00 p.m.

RECREATIONAL VEHICLE ORDINANCE

Noel Guardi, of Beacon Hill appeared before the Board to inquire if the text is available for public view regarding the amended RV (recreational vehicle) Ordinance. County Attorney Novak stated that it will be posted by Friday and available to the public. Upon inquiry by Mr. Guardi, County Attorney Novak reported that the language is not specific to the RV; it is specific to the property so they can interchange recreational vehicles. Mr. Guardi discussed his concerns regarding businesses presenting evidence and the changes being recommended to the ordinance. After discussion by Commissioner Bryan, Assistant Administrator Hammond discussed receiving calls from rental companies; stating that he is responsible for implementing this ordinance. <Commissioner Yeager left the meeting at 10:52 a.m., E.T.> <Commissioner Yeager returned to the meeting at 10:52 a.m., E.T.> Discussion followed.

There being no further business, and upon motion by Commissioner McLemore, second by Commissioner Yeager, and unanimous vote, the meeting did then adjourn at 10:54 a.m., E.T.

**WARD MCDANIEL
CHAIRMAN**

ATTEST:

**REBECCA L. NORRIS
CLERK**