

JUNE 23, 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, Clerk Finance Director Sherry Herring, Deputy Clerk Leanna Roberts, Chief Administrator Don Butler, Assistant Administrator/Jail Warden Michael L. Hammond, Deputy Administrator Lynn Lanier, Building Official Lee Collinsworth, Building Inspector George Knight, Central Services Director Denise Manuel, E.D.C. Assistant Director Michelle Perrin Childs, Emergency Management Director Marshall Nelson, E9-1-1 Coordinator Ben Guthrie, E.M.S. Director Houston Whitfield, Fire Coordinator Brad Price, Deputy Grant Coordinator Kari Summers, Mosquito Control Director Mark Cothran, County Planner Brett Lowry, Public Works Director Joe Danford, Sheriff Mike Harrison, Tax Collector Shirley Jenkins, Preble-Rish, Inc./County Engineer Clay Smallwood, III, T.D.C. Director Jennifer Jenkins, T.D.C. Deputy Director Towan Kopinsky, and Veteran's Service Officer/S.H.I.P. Coordinator 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.

OPENING STATEMENT

Chairman McDaniel stated that he will hold this meeting to address an issue at this time. He then read an opening statement, as follows: "Chairman of the Board, it is my duty to control the meeting, keep order, and see that procedures are followed. As Board members, we have a moral and ethical responsibility to present facts not unfounded insinuations causing dissention in our community. We were elected by the people because of trust; trusted to carry out the business of Gulf County in a transparent manner. In the June 6th regular meeting, a comment was made that a contract was negotiated at a meeting in Dalkeith over whiskey." He then asked the County Attorney Novak to provide a report; addressing this issue with facts and truth. County Attorney Novak stated that following the June 9th meeting (not June 6th as indicated earlier) he reviewed the Waste Pro file and the County's solid waste services agreement that the County started a year and half ago (1½). He then provided a recap of how the County derived at a contract with Waste Pro for solid waste services, as follows: as directed by the Board a Solid Waste Committee was formed, including both Municipalities, to formulate the current and future needs of the Landfill (Five Points). An advertisement for an R.F.P. was issued and

received, in which the Solid Waste Committee reviewed and made recommendation of Waste Pro as the most responsive and lowest qualified bid to the Commission; for which the Board approved and accepted (Bid #1314-15). After about three (3) weeks of negotiating with Waste Pro attorneys, the County entered into a binding contract for professional services. Included in the contract in response to their bid, they agreed to build and operate a transfer station, and pave the road leading to the transfer station. Additionally, roadside pickup was a part of the discussion and whether the community wanted to pay the additional fees for this service. A report from County staff was given at the end of December, 2014 regarding the status of the transfer station, in which Waste Pro indicated they were behind on the permitting for the construction of the site due the five (5) acres the County leased to them not being site ready; Waste Pro asking the County to work with them in the transitioning over the vegetative permit and the operations of the current transfer station and scale house while they continued to pursue the permits and getting the transfer station constructed. In January, a report was given to the Board that the transfer station and the road were not complete but were actively working with them to get the permits transferred over. At the January meeting, the Board instructed they be put on Notice, and that was done on January 14, 2015, regarding issues addressed in the contract that were not being performed, and issues mentioned in the meeting; specifically, roadside pickup. Discussion with Waste Pro occurred on how to deal with the permits, the construction of the transfer station, the completion of the road, and how to amend the contract with regards to the roadside pickup; Waste Pro having acquired considerable equipment for this service, and the County then voting to remove that and lower consumers monthly bills (\$5.00). A response letter was received by Waste Pro's attorneys acknowledging our issues, asking the County to work with them to resolve them per the contract. The contract includes liquidated damages for which the County notified Waste Pro of its intent to exercise those rights, in addition, they asked for the County's cooperation to continue to operate the current scale house and transfer station, for which a lease with them was executed. An addendum to the contract was also executed regarding liquidated damages (Lease and Addendum on file in the Clerk's Office). The vegetative permit was transferred to Waste Pro in order for them to continue operations on the scale house site, and an additional lease was executed for \$1.00 per year for the five (5) acre site. Issues regarding the number of additional customers not previously accounted for was addressed. Chairman McDaniel thanked Mr. Novak for the recap. Chairman McDaniel called for questions from the Board members. Commissioner Quinn had no comment. Commissioner McLemore expressed that he didn't know how they (the County) could have done it better; having gone out for bids and awarding it to the lowest bidder. Commissioner Bryan acknowledge she made these comments at the last meeting and noted she believes this not to be the only contract negotiated at this event (Dalkeith); stating this is not an accusation against Waste Pro but noting this is the way business has been done in this County for a long time. Commissioner Bryan agreed a bid was advertised but it was awarded at a Special Meeting with little notice for which she was unable to attend. Commissioner Bryan stated this is a regular process of cronyism and the contractors have to participate in this paradigm that has been set up. Commissioner Bryan addressed the delays in the building of the transfer station and the County allowing it; giving Americus Avenue Ditch as an example; stating the County could have drawn down on the bond but the failed to do so. She further remarked the County

needs to hold people accountable under the contracts. Commissioner Yeager had no comment. Chairman McDaniel, as the Chair, addressed Commissioner Bryan stating she does not have one bit of facts but deliberate, emotion, and discord and unrest; having not one fact. He referenced County Attorney Novak's report giving the facts and truth; noting her accusations have no merit and are totally unacceptable. He noted, in his opinion, the people would not like to continue this, stating they (the Board) are supposed to work together for the people. Chairman McDaniel stated that Gulf County is not losing a penny; Waste Pro is fined each day they are delinquent on the transfer station; noting they did run into problems with permitting with the State. Chairman McDaniel then closed the topic for discussion. Chairman McDaniel tried to call the meeting to order as Commissioner Bryan continued her attempt to speak. The Chair then called for a brief recess.

The meeting recessed at 9:20 a.m., E.T.

The meeting reconvened at 9:21 a.m., E.T.

MEETING – U. S. CONGRESSWOMAN GWEN GRAHAM

Chairman McDaniel recognized Aid Alex Quintana and Intern Lott Middlemas from Congresswoman Gwen Graham's office. Mr. Quintana appeared before the Board to announce today's local office hours for the Congresswoman at the City of Port St. Joe Fire Station.

CONSENT AGENDA / INFORMATION PACKET

Chairman McDaniel called for public comment regarding the Consent Agenda or the Information Packet. An unidentified lady from the audience floor asked what a Consent Agenda was, and where she might obtain one. Chairman McDaniel and Deputy Administrator Lanier stated that the packets are available on the County website or may be obtained from the Clerk's Office. Commissioner Bryan inquired about pages 10-11 of the Consent Agenda (Item #3: Bid Award #1415-19 * C.R. 30A & C.R. 30B Road Paving Projects to Roberts & Roberts, Inc.), County Attorney Novak and Clerk Norris explained the current Bid Opening Policy and Procedure. After further discussion, Commissioner Yeager motioned to accept the Consent Agenda. Commissioner McLemore seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously, as follows:

1. Minutes – May 12, 2015 – Regular Meeting
2. Bid Advertise – Request to Advertise for Sealed Bids (Purchase of LED Light Bulbs * Beach Lighting Grant * Up to \$17,200.00)
3. Bid Award – Bid #1415-19 * C.R. 30A & C.R. 30B Road Paving Projects (Roberts & Roberts, Inc. * \$2,924,630.97)
 - Bid #1415-23 * 2008 Ford F-150 4x4 Pick-up Truck (Teddy V. Kemp – Only Bidder * \$15,900.00)

4. Inventory – Gulf County Building Dept. (Transfer to T.D.C. * Asset #260-66
* 2000 Chevrolet K1500 Black 4x4 Pick-up * VIN
#1GCEK14V1YZ216927)
5. Request for Funds – Gulf County Sheriff’s Office (Beach Patrol Funds * May, 2015
* \$6,495.87)

– Gulf County Tax Collector (Advertising for 2014 Unsold County Certificate
* \$1,972.88)
6. S.H.I.P. – Award Letter (Shannon Renee Winfield * Purchase Assistance
* \$5,000.00)
7. Tax Roll – Recapitulation of the 2014 Tax Roll
(End)

APPOINTMENTS – RESTORE ACT COMMITTEE

County Administrator Butler provided the Board with a list of people currently serving on the RESTORE Act Committee <copy provided to the Clerk for the record>. He reported that Dewberry has recommended that the RESTORE Act Committee have nine (9) members and one (1) liaison by the County Commission, with no appointed people serving on this committee, and no Staff serving on this committee. Chief Administrator Butler requested that the Board allow the Chairman to select nine (9) people from the list provided in order to present these names to the RESTORE Act Committee this afternoon. Following discussion, Commissioner Bryant motioned to table this matter until the next regular meeting. Commissioner Yeager seconded for discussion. After discussion by members of the Board, Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously to table this matter.

SIDEWALK PROJECT – PINE STREET TO MEXICO BEACH

Chief Administrator Butler provided the Board with a letter from Florida D.O.T. regarding the sidewalk project at St. Joe Beach <copy provided to the Clerk for the record>; requesting comments from the Board on this project. He recommended increasing the width in the Sea Shores Drive and Veterans’ Memorial Beacon Hill Park area. Commissioner Bryan discussed her concerns regarding Florida D.O.T. beginning the project at Veterans’ Memorial Beacon Hill Park. Commissioner Bryan motioned to submit a letter to Florida D.O.T, with Chief Administrator Butler’s recommendation and requesting the project to begin at the Park. Commissioner Yeager seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

AWARD BID #1415-11 – E.M.S. BILLING SERVICES

Chief Administrator Butler presented a letter from E.M.S. Director Whitfield regarding the recommendation to award Bid #1415-11 to E.M.S. Consultants <copy provided to the Clerk for the record>; stating that this is his recommendation as well. Commissioner Yeager motioned to award Bid #1415-11 for the E.M.S. Billing Services to E.M.S.

Consultants (only bidder that met specifications). Commissioner Quinn seconded the motion. After discussion, Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

REPAIRS – RADIO COMMUNICATIONS TOWER

Chief Administrator Butler reported that lightning struck the radio tower last Monday and hit one of the repeaters which cannot be repaired. He also reported that someone ran into one of the guidewires and broke the ground cable. Chief Administrator Butler recommended that the radio tower (located in Port St. Joe) be grounded; stating the cost should be under the bid limit. He also recommended that no more antennas, repeaters, or anything else be added to the tower until it is properly grounded. Chief Administrator Butler stated that this is for the Board's information and that the County will proceed with grounding the radio tower.

N.R.D.A. PROJECT – HIGHLAND VIEW BOAT RAMP

Chief Administrator Butler presented and read an email submitted to Jim Oskowis, D.E.P. N.R.D.A. (Natural Resource Damage Assessment) Project Manager <copy provided to Clerk for the record> regarding the Highland View Boat Ramp. He reported that D.E.P. has already spent \$14,000.00 on this project and the engineer has been pulled off. Chief Administrator Butler discussed his concerns regarding the boat ramp project; reporting that the boat ramp needs to be moved inland. Commissioner Bryan discussed her concerns regarding the boat ramp and moving it inland for safe launch.

MEETINGS – BOARD OF COUNTY COMMISSIONERS

After discussion and recommendation by Chief Administrator Butler, Commissioner McLemore motioned to move forward with holding one (1) regular Board meeting per month. Commissioner Yeager seconded the motion for discussion. After discussion by members of the Board, Chairman McDaniel called for public comment. There was no public comment. After discussion by members of the Board, Clerk Norris stated that she is not opposed to one (1) meeting per month. After further discussion by Staff, Chairman McDaniel called for public comment. There was no public comment. After discussion by Commissioner Bryan, the Chairman again called for public comment. Gregg Nutting, of Indian Pass appeared before the Board to inquire why the Board feels that reducing the meetings, more work will get done. Chairman McDaniel stated this action will give Staff more time to review and get more County business done. Mr. Nutting discussed his concerns regarding notification of special or emergency meetings. The motion then passed 4 to 1, with Commissioner Bryan voting no. Chief Administrator Butler recommended that the Board look at holding workshops to discuss matters at length.

RESOLUTION – ROAD BOND

County Attorney Novak discussed a proposed supplemental resolution amending the Road Bond Resolution in reference to the insurance agreement for the escrow agreement. He then read the proposed resolution by title. Commissioner Yeager motioned to adopt the Supplemental Resolution. Commissioner Quinn 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, as follows:

RESOLUTION NO. 2015-10

A RESOLUTION AMENDING AND SUPPLEMENTING IN CERTAIN RESPECTS RESOLUTION NO. 2015-07 OF THE BOARD OF COUNTY COMMISSIONERS OF GULF COUNTY, FLORIDA; PROVIDING FOR THE PURCHASE OF A RESERVE ACCOUNT SURETY BOND AND THE FUNDING OF A RESERVE ACCOUNT TO SECURE THE COUNTY'S SERIES 2015 BONDS; RATIFYING THE PROVISIONS OF AN INSURANCE AGREEMENT WITH BUILD AMERICA MUTUAL ASSURANCE COMPANY; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW DEPOSIT AGREEMENT; AND PROVIDING AND EFFECTIVE DATE.

* Complete Resolution on file with Clerk *

(End)

PROPOSED POLICY – BOARD RULES

County Attorney Novak discussed a proposed policy regarding board rules and procedures for conducting business during meetings. He then presented the proposed policy to the Board and discussed an overview of the proposed policy and procedure <copy provided to Clerk for the record>. After discussion by members of the Board, Chairman McDaniel recommended to table this matter for further review. Commissioner Yeager motioned to table the proposed board rules of procedure and policy until the next regular meeting. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

LETTER OF INTENT – PACES FOUNDATION / GATEWAY MANOR

County Attorney Novak reported that the PACES Foundation requested a letter of intent from the County regarding the \$300,000.00 pledge made last summer for the Gateway Manor Project. After discussion, Mark Dumas and Rick Hayman, of the PACES Foundation appeared before the Board to provide an update to the Board regarding Gateway Manor; reporting that the doors will be open this time next year. Mr. Dumas also reported that out of the 40 (forty) acres, only 15 (fifteen) is useable acreage. He stated that rent for a two (2) bedroom will start at \$425.00 and a four (4) bedroom unit will start at \$544.00. Upon inquiry by Chairman McDaniel, Mr. Dumas reported that renters can purchase the unit after twenty (20) years; noting this project is a fifty (50) year contract with Florida Housing. After further discussion, County Attorney Novak recommended to approve the letter of intent. Commissioner Quinn motioned to submit a letter of intent to the PACES Foundation regarding the County's pledge for the Gateway Manor Project. Commissioner McLemore seconded the motion. Chairman McDaniel called for public comment. Port St. Joe City Mayor Bo Patterson appeared before the Board to discuss his concerns regarding the changes that have taken place on this project. County Attorney Novak advised that the PACES Foundation will be conducting a workshop for the public. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously.

CONTRACT – WASTE PRO (BID #1314-15)

County Attorney Novak discussed the bid specifications regarding the solid waste services (Bid #1314-15), stating there was only one responsive bidder (Waste Pro).

LITIGATION – SMITH

County Attorney Novak reported that he received notification that the lawsuit filed by James Smith against the County and Staff has been dismissed in its entirety.

LAWSUITS – ETHICS

Assistant Administrator Hammond reported that in the last 2½ (two & half) years, thirteen (13) ethics violations were filed against Board members; stating that not one (1) with probable cause, and five (5) lawsuits were filed against this Board. He discussed his concerns regarding the Smith lawsuit and the increase in insurance premiums due mainly to these lawsuits.

REPORT – GULF COUNTY T.D.C.

T.D.C. Director Jenkins appeared before the Board to provide a monthly status report to the Board.

FLORIDA FILM COMMISSION – DEAD LAKES PARK

T.D.C. Director Jenkins requested permission to use the Dead Lakes Park for filming and staging of a television show at the boat ramp. The Board took no action.

FILM – FAT GUYS IN THE WOODS

T.D.C. Director Jenkins reported that the filming of *Fat Guys in the Woods* will air on the Weather Channel; stating that the first episode premieres Sunday at 9:00 p.m., E.T.

LEAVE NO TRACE ORDINANCE

Commissioner McLemore discussed his concerns regarding the Leave No Trace Ordinance; stating that visitors are not coming back to Gulf County due to the beach driving permits and Leave No Trace Ordinance. T.D.C. Director Jenkins stated that T.D.C. received about 150 negative phone calls in the last ten (10) days and hundreds of emails regarding the Leave No Trace Ordinance. She reported that her team is out on the beach trying to educate the public, but are being stopped. After discussion, Jeri Ashcraft, owner of Gulf Coast Vacation Rentals appeared before the Board to report that cancellations are being made. She discussed her concerns regarding this Ordinance; stating that the Board waited too late to provide something in writing. Mrs. Ashcraft reported that some visitors book their reservation a year in advance. After discussion, Commissioner McLemore requested that the Board consider delaying the Leave No Trace Ordinance in order to educate the public. Assistant Administrator Hammond reported that T.D.C. Director Jenkins is looking at reasonable ad campaigns. Discussion followed.

SIGNATURES – 2014 TAX RECAPITULATION

Clerk Norris stated that each Commissioner will need to stay after the meeting to sign the 2014 Tax Recapitulation that was approved today in the Consent Agenda.

SHERIFF – BEACH PATROL

Sheriff Harrison reported that when he assumed office as Sheriff he assigned a full-time Deputy to beach patrol, increasing their time last year, and now he has two (2) Deputies working twelve (12) hour days patrolling the beach. He stated they are enforcing the Ordinances and will stand behind whatever rules the Board makes. Commissioner Yeager stated that this Board wants the Sheriff's Office to enforce these Ordinances. He discussed clarifying matters regarding beach access today.

EMERGENCY BEACH DRIVING ORDINANCE #2015-08 AND ISSUES

County Attorney Novak discussed a proposed beach driving ordinance and read it by title. He reviewed the highlighted proposed changes. After discussion by members of the Board, Commissioner Yeager motioned to adopt the following Ordinance and declare this an emergency. Commissioner McLemore seconded the motion. Commissioner Yeager requested to include Higgins Street and Salinas Park as a beach access point. After further discussion, Chairman McDaniel called for public comment <Commissioner Quinn left the meeting at 12:22 p.m., E.T.>. Linda Behage, of Cape San Blas appeared before the Board to discuss her concerns regarding beach driving. Jim Kneely, of Indian Pass appeared before the Board to discuss his concerns regarding people getting stuck on the beach, noting that Indian Pass is a different community <Commissioner Quinn returned to the meeting at 12:24 p.m., E.T.>. Mr. Kneely discussed private property rights and beach access. Upon motion by Commissioner Yeager, second by Commissioner Bryan, and unanimous vote, the Board allowed additional time for Mr. Kneely to speak. Mr. Kneely discussed his concerns regarding four-wheelers on the beach. County Attorney Novak stated that both ordinances speaks to private property rights. Candice Warren, of the Cape appeared before the Board to ask if the Board would consider only Florida residents obtaining a beach driving permit. She discussed changing the permitting fees to \$500.00 instead of \$300.00; reporting that she does not consider this matter an emergency. After discussion, Chairman called for public comment. John Tuttell, of Panama City appeared before the Board to discuss his concerns regarding the cost of non-resident beach driving permits. Jane Treadaway, of Indian Pass appeared before the Board to thank Commissioner Yeager for today's meeting and Sheriff Harrison for patrolling the beach. Chairman McDaniel called for public comment. Frank Martin, of Indian Pass appeared before the Board to discuss his concerns regarding roadside yard debris. Chairman McDaniel reminded everyone that the public comment is regarding the proposed beach driving ordinance. Pat Hardman, of Port St. Joe appeared before the Board to discuss her concerns regarding driving on the beach at the Peninsula; requesting that until restoration can be in place that the Board only allow golf carts on the Peninsula. There being no public comment, the motion passed 4 to 1, with Commissioner Bryan voting no, as follows:

ORDINANCE NO. 2015-08

**AN EMERGENCY ORDINANCE OF GULF COUNTY, FLORIDA;
WHEREBY REPEALING GULF COUNTY ORDINANCE NO. 1997-02
AND THEREAFTER AMENDMENTS GULF COUNTY ORDINANCE NO.
2013-09 AND 2014-03 THERETO TITLED "ALLOWING FOR**

VEHICULAR TRAFFIC ON CERTAIN COASTAL BEACHES WITHIN GULF COUNTY, FLORIDA”; REPEALING THE ORDINANCE IN ITS ENTIRETY AND REPLACING ALL PRIOR AMENDMENTS AND REGULATIONS TO THE ORDINANCE HEREIN; HEREINAFTER PROVIDING FOR A PERMIT AND REQUIREMENTS TO OBTAIN THE SAME; PROVIDING FOR A PERMIT FEE; ESTABLISHING A SYSTEM FOR MONITORING THE ISSUANCE OF DECALS; ESTABLISHING THE FORMAT FOR DECALS; LIMITING AND DESIGNATING BEACH ACCESS POINTS; PROVIDING FOR A SPEED LIMIT; PROVIDING FOR RULES FOR OPERATION OF VEHICLES ON THE BEACHES; PROVIDING FOR PENALTY FOR VIOLATION; PROVIDING FOR REPEALER, SEVERABILITY, MODIFICATIONS THAT MAY ARISE FROM CONSIDERATION AT PUBLIC HEARING; PROVIDING FOR EMERGENCY PROVISIONS AND CLASSIFICATION FOR WAIVING STATUTORY NOTICE REQUIREMENTS FOR ITS IMMEDIATE ADOPTION AND PROVIDING FOR AN EFFECTIVE DATE.

* Complete Ordinance on file with Clerk *

(End)

LEAVE NO TRACE ORDINANCE – TURTLE MESSAGING

Commissioner McLemore requested that T.D.C. approach the Leave No Trace Ordinance by educating the public with the turtle messaging.

QUARTERLY REPORT – WEWAHITCHKA MEDICAL CENTER

Katrina Saunders, of Wewahitchka Medical Center appeared before the Board to present a quarterly update.

The meeting did recess at 12:41 p.m., E.T.

The meeting did reconvene at 12:48 p.m., E.T. <Commissioner McLemore did not return to the meeting>.

QUARTERLY REPORT – WEWAHITCHKA MEDICAL CENTER

After the recess, Mrs. Saunders provided a written report to the Board for review <copy provided to Clerk for the record>.

HEALTH FAIR – WEWAHITCHKA MEDICAL CENTER

Katrina Saunders, of Wewahitchka Medical Center invited the public to the annual health fair to be held on Friday, August 7th from 2:00 p.m. to 4:00 p.m.

ADVERTISEMENT – CANCELLATION OF BOARD MEETING

County Attorney Novak discussed the motion today to hold only one (1) regular Board meeting per month; requesting that the Board cancel the next regular scheduled meeting and to allow Staff to go through the Clerk to advertise the new meeting schedule. Commissioner Yeager motioned to approve this request. Commissioner Quinn seconded

the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously (4-0).

QUASI-JUDICIAL HEARINGS – REVIEW & CONSIDERATION OF P.D.R.B. RECOMMENDATIONS

County Attorney Novak discussed the procedure regarding the Quasi-Judicial proceedings.

VARIANCE REQUEST – MARK & COLLEEN TURNER / TURTLE DUNES DRIVE

Planner Lowry introduced the first variance request from Mark and Colleen Turner (Parcel ID #06269-980R) requesting a 6' variance to a 9½ setback to the adjacent property on Turtle Dunes Drive. Upon inquiry by County Attorney Novak, each Commissioner present stated for the record that they have not had any ex parte communication with the applicants. Chairman McDaniel called for the applicant to approach. Planner Lowry stated that Pat Hardman is present and represents the applicants and inquired if they wanted to waive the Quasi-Judicial Hearing. Mrs. Hardman had no objection. Chairman McDaniel called for public comment. There being no public comment, the hearing was then waived. Commissioner Yeager motioned to waive the Quasi-Judicial Hearing for Mark and Colleen Turner regarding this variance request. Commissioner Quinn seconded the motion. Chairman called for public comment. There being no public comment, the motion passed unanimously (4-0). Planner Lowry reported that by a 4-0 vote the P.D.R.B. approved this variance request by Mark and Colleen Turner (Parcel ID #06269-980R). Commissioner Yeager motioned to approve the recommendation of the Planning Board. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously (4-0). After discussion by County Attorney Novak, Commissioner Yeager motioned to affirm that the Planner satisfied the requirements, the Board properly waived the Quasi-Judicial Hearing process, the Board has the substantial and competent evidence, and that the Board approves this variance. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously (4-0).

VARIANCE REQUEST – JIMMIE PATTERSON / OAK GROVE

Planner Lowry introduced the second variance request from Jimmie Patterson (Parcel ID #06165-000R) requesting a 12½' roadside setback variance at the corner of Lola and Jackson Street in Oak Grove. He stated that Mr. Patterson is not present and requested the Board waive the Quasi-Judicial Hearing. Commissioner Yeager motioned to waive the Quasi-Judicial Hearing. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously (4-0). The Chairman called for the applicant or his representative. County Attorney Novak reported that the applicant is not present; stating that the record has been submitted for consideration. Planner Lowry reported that the Planning Board did vote 4-0 to approve this variance. Commissioner Yeager motioned to accept the Planning Board's recommendation to accept a 12½' roadside setback variance request from Jimmie Patterson. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously (4-

0). Upon inquiry by County Attorney Novak, each Commissioner present stated for the record that they have not had any exparte communication with the applicant. After discussion by County Attorney Novak, Commissioner Yeager motioned to affirm the items on page 2 of the form has been satisfied by the Planner, P.D.R.B., and County Staff. Commissioner Quinn seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously (4-0).

MANDATORY GARBAGE PICKUP

Commissioner Bryan reported that she is still waiting on Assistant Administrator Hammond's report/notes regarding the update to mandatory garbage pickup that was discussed at a previous Board meeting.

WHITE CITY BOAT RAMP

Commissioner Bryan requested an update on the White City Boat Ramp. County Attorney Novak reported that the Board authorized to sue and a command letter was submitted. He stated that this matter is not going to be resolved anytime soon with an out-of-state defendant. He reported that the total claim is approximately \$66,000.00. Commissioner Bryan requested the Board review other options to fund the repair of the White City Boat Ramp and continue to pursue ligation. Commissioner Yeager agreed to allow Staff to bring back a recommendation for consideration. Commissioner Bryan motioned to allow Staff to come up with a plan to vitalize the White City Boat Ramp. Commissioner Yeager seconded the motion. Chairman McDaniel called for public comment. There being no public comment, the motion passed unanimously (4-0).

MEETING – OIL CONSORTIUM

Commissioner Yeager reported that there was an Oil Consortium Meeting last week and will brief the Board at the next meeting. He reported that the public can go to the FAC's (Florida Association of Counties) website and there is a link to the consortium.

PUBLIC DISCUSSION

Chairman McDaniel called for public discussion. There was no public discussion.

There being no further business, and upon motion by Commissioner Yeager, second by Commissioner Quinn, and unanimous 4-0 vote, the meeting did then adjourn at 1:09 p.m., E.T.

**WARD MCDANIEL
CHAIRMAN**

ATTEST:

**REBECCA L. NORRIS
CLERK**