



# CONSENT AGENDA

September 14, 2010

1. Minutes – August 24, 2010 – Regular Meeting . . . . . 1-12  
- August 25, 2010 – Special Meeting . . . . . 13-14
  
2. Grant Agreement – F.D.L.E. (2011 Edward Byrne Memorial Justice Assistance  
Grant \* \$57,037.00 \* Contract No. 2011-JAGC-GULF-1-  
B2-012 for Drug Education and Community Safety) . . . . . 15-51
  
3. Inventory – Gulf County Beaches Volunteer Fire Department (Transfer 2003  
Kawasaki Jet Ski Inventory ID #150-87 to the Dalkeith  
Fire Department) . . . . . 52-54  
  
- Gulf County Detention Facility (Transfer 2003 Crown Victoria  
VIN 2FAFP71W23X172026, Tag #22-10, Asset #4297  
to the Sheriff's Department) . . . . . 55
  
4. Invoices – City of Port St. Joe Fire Truck Payment (Invoice #20101049 \*  
\$15,375.00 \* to be paid from Account #32422-81000) . . . . . 56-60  
  
- City of Wewahitchka Fire Truck Payment (\$185.92 \* to be paid  
from Account #33122-81000) . . . . . 61-67  
  
- County Attorney Timothy J. McFarland (August, 2010 \* \$8,021.50  
\* to be paid from Account #21314-31100) . . . . . 68  
  
- Gulf Coast Children's Advocacy Center (March, 2010 \* \$175.00 \*  
to be paid from Account #21111-31300) . . . . . 69-71  
  
- Gulf Coast Children's Advocacy Center (August, 2010 \* \$175.00 \*  
to be paid from Account #21111-31300) . . . . . 72-73  
  
- Harrison Rivard (Lobbying Services \* Invoice #12033 \* \$18,333.00 \*  
to be paid from Account #21111-31300) . . . . . 74  
  
- Rumberger, Kirk & Caldwell – General Employment Matters (File  
#G214-107990 \* Invoice #752316 \* \$104.32 \* to be  
paid from Account #21111-31200) . . . . . 75
  
5. Letters of Support – Gulf County Mosquito Control (Senate Bill 3735 and  
Companion Bill in the House H.R.6087) . . . . . 76-78
  
6. Purchase Request – Gulf County Emergency Management (Two Light  
Towers with D.O.T. package from Marketing  
Concepts Pro Construction Equipment Sales \*  
\$17,230.00 \* to be paid from Grant Match Funds) . . . . . 79-83

**PORT ST. JOE, FLORIDA****AUGUST 24, 2010****REGULAR MEETING**

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

Others present were: County Attorney Timothy McFarland, Clerk Rebecca L. Norris, Clerk Finance Officer Carla Hand, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Assistant Administrator Michael Hammond, Deputy Administrator Lynn Lanier, Building Official Lee Collinsworth, Grant Writer Towan Kopinsky, Gulf County E.M.S. Director Houston Whitfield, Planner David Richardson, Public Works Director Joe Danford, Sheriff Joe Nugent, Sheriff's Office Major Bobby Plair, T.D.C. Director Tim Kerigan, Amber Davis P.I.O./Government Liaison, and Jack Husband Government Liaison.

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

Clerk Norris opened the meeting with prayer, and Chairman McLemore led the Pledge of Allegiance to the Flag.

**CONSENT AGENDA**

Commissioner Traylor motioned to approve the Consent Agenda. Commissioner Peters seconded the motion, and it passed 4-0, with Commissioner Yeager abstaining due to a business relationship with Preble-Rish, Inc. as follows:

1. Minutes – August 3, 2010 – Special Budget Meeting  
- August 10, 2010 – Regular Meeting
2. Agreement – Governor's Office of Tourism, Trade and Economic Development  
(Rural Area of Critical Economic Concern)  
  
Agreement – Whitfield Timber Company (Sale of 200 Acres of Timber)
3. Contract – Emergency Management (Deepwater Horizon Oil Spill E.O.C. Staff  
Augmentation Personnel and Branch Four County Representative)

- 4. Grant Agreement – Emergency Management Preparedness Grant (Contract Number 11-FG-7W-02-33-01 \* \$49,530.00)
- 5. Inventory – Gulf County Emergency Service Unit (Transfer all inventory to the Gulf County Beaches Fire Department)
- 6. Invoices – City of Port St. Joe – Beacon Hill Phase 3 (Billing #5 \* \$11,904.00 \* to be paid from Account #33035-81000, contingent upon receipt of funds from D.E.P.)
- 7. Purchase Request – Gulf County Beaches Fire Department (Replacement Radio's and Pagers not to exceed \$5,000.00)
- 8. Resolution – Gulf County Comprehensive Emergency Management Plan as follows:

**RESOLUTION NO. 2010-18**

**WHEREAS**, Gulf County a political subdivision of the State of Florida, has been directed by the Florida State Division of Emergency Management, to formulate a Comprehensive Emergency Management Plan (CEMP) to be in accordance with Florida Statutes, Chapter 252 and rule 9G-2; and

**WHEREAS**, Gulf County has complied with the directive; and

**WHEREAS**, the Board of County Commissioners is in agreement with the contents, of the Gulf County Comprehensive Emergency Management Plan; it is

**RESOLVED**, that Gulf County does hereby adopt, ratify, and confirm the Gulf County Comprehensive Plan.

**RESOLVED**, that it be so noted in the minutes of this assembly of the Board of Commissioners, the 24<sup>th</sup> day of August, A.D., 2010.

**IT IS FURTHER RESOLVED**, that the Gulf County Comprehensive Emergency Management Plan shall govern emergency operations in Gulf County and all such operations will be accordance with the policies stated therein; and

**BE IT FURTHER RESOLVED**, that this resolution also be included in the Gulf County Comprehensive Emergency Management Plan.

**THIS RESOLUTION ADOPTED** this 24<sup>th</sup> day of August, A.D., 2010.

(End)

9. Tax Roll Recapitulation for 2009
10. Travel – District 5 (Acc Education Program through the Florida Counties Foundation and the University of Florida)

**PUBLIC HEARING - P.D.R.B. RECOMMENDATIONS (08/16/10)**

The Board then considered the following recommendation from the August 16, 2010 meeting of the Planning & Development Review Board:

**SUBDIVISION REPLAT – PAIRADICE INVESTMENTS/PARAPET PROPERTIES**

Pursuant to advertisement to hold a public hearing to consider a subdivision re-plat for Planters Cove (Parcel ID #06370-805R, -810R, -835R, S18, T9S, R11W) County Attorney McFarland read the public hearing notice and called for public comment. There being no public comment, Commissioner Peters motioned to approve a re-plat of Lots 1, 2 and 7. Commissioner Yeager seconded the motion, and it passed unanimously.

**PUBLIC HEARING – ORDINANCE – SEXUAL OFFENDER/SEXUAL PREDATOR**

County Attorney McFarland read the sexual offender and sexual predator ordinance by title and called for public comment. There being no public comment, Commissioner Traylor motioned to adopt the amended sexual offender and sexual predator ordinance. Commissioner Yeager seconded the motion, and it passed unanimously as follows.

**ORDINANCE NO. 2010-02**

**AN ORDINANCE OF GULF COUNTY, FLORIDA, (“COUNTY”) RELATED TO SEXUAL OFFENDER AND SEXUAL PREDATOR RESIDENCE PROHIBITION; REPEALING GULF COUNTY ORDINANCE NO. 2006-19, PROVIDING FOR PENALTIES; PROVIDING FOR EXCEPTION, PROPERTY OWNERS PROHIBITED FROM RENTING REAL PROPERTY TO CERTAIN SEXUAL OFFENDERS AND SEXUAL POREDATORS, PROVIDING FOR PENALTIES, PROVIDING FOR A REPEALER, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.**

**BE IT ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF GULF COUNTY, FLORIDA:**

**WHEREAS**, the County is deeply concerned about the numerous occurrences in the state and elsewhere involving convicted sexual offenders who have been released from custody repeating the unlawful acts for which they had originally been convicted; and

**WHEREAS**, the County finds that from available evidence the recidivism rate for release sex offenders is alarmingly high, especially for those who commit their crimes on children; and

**WHEREAS**, the County is becoming an increasingly attractive place of residence of families with small children; and

**WHEREAS**, the County desires to establish a policy which provides the maximum protection for the lives of persons in the county; and

**WHEREAS**, Florida Statute Section 775-215 and 947.1405, provides for a residence prohibition from specified locations for certain sexual offenders and sexual predators; and

**WHEREAS**, Section 125.01 Florida Statutes gives the County the authority to protect the health, safety and welfare of its residence;

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE GULF COUNTY BOARD OF COUNTY COMMISSIONERS, as follows:**

1. Repeat sexual offenders, sexual offenders who use physical violence and sexual offenders who prey on children are sexual predators and present an extreme threat to the public safety. Sexual offenders are likely to use physical violence to repeat their offenses, and most sexual offenders commit many offenses, and have many more victims than are ever reported, and are prosecuted for only a fraction of their crimes typically. This makes the cost of sexual offender victimization to the society at large, extremely exorbitant.
2. It is the intent of this Ordinance to promote, protect and improve the health, safety and welfare of the County's citizens by creating areas around locations where children regularly congregate in concentrated numbers and where certain sexual offenders and sexual predators are prohibited from establishing a temporary or a permanent residence.

3. The following words, terms and phrases when used in this Ordinance shall have the meanings ascribed to them in this Ordinance, except where the context clearly indicates a different meaning:

“Permanent Residence” means a place where the person abides, lodges, or resides for fourteen or more consecutive days.

“Temporary Residence” means a place where the person abides, lodges, or resides for a period of fourteen or more days in the aggregate during any calendar year and which is not the person’s permanent residence, or a place where the person routinely abides, lodges, or resides for a period of four or more consecutive, or non-consecutive days in any month and which is not the person’s permanent resident.

4. It is unlawful for any person who has been convicted of a violation of Florida Statute Section 794.011, 800.04, 827.071, 827.135(5) or 847.0145, Florida Statutes, regardless of whether adjudication has been withheld, in which the victim of the offense was less than sixteen years of age to establish a permanent residence or temporary residence within one thousand (1,000) feet of any school, daycare center, park, playground, public library, public ball field, or any other place where children regularly congregate.
5. For purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the permanent residence or temporary residence to the nearest outer line of a school, designated public bus stop, daycare center, park, playground, public library, public ball field, or any other place where children regularly congregate.
6. A person who violates this Ordinance shall be punished by a fine not exceeding \$500.00 or by imprisonment for a term not exceeding sixty (60) days, or by both, such fine and imprisonment.
7. A person residing within one thousand (1,000) feet of any school, designated daycare center, park, playground, public library, public ball field, or any other place where children regularly congregate does not commit a violation of this Section if any of the following apply:
- A. The person established the permanent residence or temporary residence and reported and registered the residence pursuant to Florida Statute 775.21, 943.0435, or 944.607 prior to the effective date of this Ordinance.

- B. The person was a minor when he/she committed the offense and was not convicted as an adult.
  - C. The person is a minor.
  - D. The school, designated daycare center, or public library or public ball field within one thousand (1,000) feet of the person's permanent residence was opened after the person established the permanent residence or temporary residence and reported and registered the residence pursuant to Florida Statute.
8. It is unlawful to let or rent any place, structure or part thereof, trailer or any other conveyance, with the knowledge that it will be used as a permanent residence or temporary residence by any person prohibited from establishing such permanent residence or temporary residence pursuant to this Ordinance, if such place, structure or part thereof, trailer or other conveyance is located within one thousand (1,000) feet of any school, designated daycare center, park, playground, public library, public ball field, or any other place where children regularly congregate.
9. A property owner's failure to comply with the provisions of this Section shall constitute a violation of this Ordinance, and shall subject the property owner to the Ordinance penalty provisions as provided in this Ordinance, including the provisions that allow the County to seek relief as otherwise provided by law.
10. All ordinances or parts of ordinances in conflict herewith are repealed to the extent to the extent of such conflict.
11. If any section, subsection or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.
12. Ordinance No. 2006-19 is hereby repealed.
13. This Ordinance shall take effect upon its passage according to law.

**PASSED, APPROVED AND ADOPTED** at the regular meeting of the County Commission on this 24<sup>th</sup> day of August, 2010.

(End)

**LEASE AGREEMENT – TOURIST DEVELOPMENT COUNCIL / CITY OF PORT ST. JOE**

County attorney McFarland recommended approval of a lease agreement between the T.D.C. and the City of Port St. Joe to hold some music festivals funded by the monies received from British Petroleum (B.P.). Commissioner Yeager motioned to approve this recommendation. Commissioner Williams seconded the motion. Upon inquiry by Commissioner Yeager, County Attorney McFarland reported that this lease is for the rental of the grounds. T.D.C. Director Kerigan appeared before the Board and reported that the event will be held at Sand Hill Palm Pond, stating that this is a new facility and the City of Port St. Joe requires a rental fee for the facility. Upon inquiry by Commissioner Yeager, T.D.C. Director Kerigan reported that the first event is going to be held on Sunday, September 5, 2010, featuring the Bo Spring Band, DejaBlue Grass Band, Lavee Band from California, King Cotton from Tallahassee, and Billy Dean, and on Saturday, September 25, 2010 will be Southern Satisfaction from Tallahassee, Dana and Charlie Black, Swingin Medallions, The Subdudes, and Hedi Newfield. There being no further discussion, the motion passed unanimously.

**SUPPLEMENTAL AGENDA**

Commissioner Williams motioned to approve the Supplemental Agenda. Commissioner Traylor seconded the motion, and it passed unanimously (4-0), with Commissioner Yeager abstaining due to a business relationship with Preble-Rish, Inc.

**SHERIFF'S DEPARTMENT – OPERATION MEDICINE CABINET – BUY RITE DRUGS**

Sheriff Nugent appeared before the Board and reported that the Sheriff's Department will be at Buy Rite Drugs in Port St. Joe on Friday, August 27<sup>th</sup> from 5:00 p.m. to 7:00 p.m., E.T. and on Saturday, August 28<sup>th</sup> from 9:00 a.m. to 11:00 a.m., E.T., stating that they will be collecting and properly disposing of old medications at the Bay County incinerator.

**AWARD - WEWAHITCHKA SEARCH & RESCUE**

Upon inquiry by Chairman McLemore, Sheriff Nugent reported that the Wewahitchka Search & Rescue is going to receive an award in Tallahassee on September 13, 2010, from the Governor for their outstanding service and dedication. He discussed that they are called to assist throughout Northwest Florida, stating that they are a great representation for Gulf County.

### **COMMUNITY RATING SYSTEM (C.R.S.) RECERTIFICATION**

Planner Richardson requested permission for the Chairman to sign the C.R.S. Recertification. Commissioner Yeager motioned to approve this request. Commissioner Peters seconded the motion, and it passed unanimously.

### **ENTERPRISE ZONE MAP**

Chief Administrator Butler reported that the Enterprise Zone map has been approved by the State with an effective date of September 1, 2010 through December 31, 2015.

### **LETTER OF AGREEMENT – STATE OF FLORIDA**

Chief Administrator Butler requested the Chairman sign the Letter of Agreement between Gulf County and the State of Florida where the County remits \$21,020.00 to the State in order to receive a greater Low Income Pool (L.I.P.) payment. Chairman Yeager motioned to approve this request. Commissioner Peters seconded the motion, and it passed unanimously.

### **GULF COUNTY E.M.S. – PURCHASE REQUEST – COTS**

On behalf of Gulf County E.M.S., Chief Administrator Butler recommended to purchase three (3) cots from the proceeds of the B.P. agreement, stating that the total cost is approximately \$30,000.00 (sole source due to brackets) and to purchase the same name cot as the existing cots to utilize the same brackets. Commissioner Yeager motioned to approve this recommendation. Commissioner Traylor seconded the motion, and it passed unanimously.

### **GULF COUNTY C.D.C – WILLIAMSBURG SUBDIVISION**

On behalf of Gulf County C.D.C., Chief Administrator Butler recommended that the two lots purchased with S.H.I.P. funds in the Williamsburg Subdivision be donated to C.D.C. for affordable housing, stating that this relieves the burden of the Board possibly having to repay the State for the purchase with S.H.I.P. funds. Commissioner Traylor motioned to approve this recommendation. Commissioner Peters seconded the motion, and it passed unanimously.

### **HONEYVILLE COMMUNITY CENTER – GULF COUNTY EXTENSION AGENT**

Chief Administrator Butler reported that he received a letter from the Gulf County Extension Service requesting to utilize the Honeyville Community Center at no charge for three (1) hour sessions per week, starting August 30<sup>th</sup> until further notice, stating that this would be a joint venture between the County Extension Service and Gulf Coast Electric Coop. Upon inquiry by Commissioner Williams, Chief Administrator Butler reported that this would be for Zumba classes. Chairman McLemore discussed that he does not like the wording indefinite, the use on Friday nights, and the rent free; stating

that he cannot support this request. After further discussion by members of the Board, Commissioner Traylor motioned to table this request. Commissioner Yeager seconded the motion for discussion. Commissioner Williams discussed that the County is not in the Zumba business and this is not a valid use of the building. After further discussion by members of the Board, the motion then passed unanimously.

### **SALINAS PARK PIER**

Chief Administrator Butler reported that he met with Dan Garlick, the County Environmental Consultant, yesterday concerning Salinas Park Pier, Byrd Parker Drive, Highland View Beach, and Americus Avenue Ditch, stating that the deadline for settling with D.E.P. is August 31, 2010, and recommended the Board allow he and County Attorney McFarland to settle either monetarily, through mitigation, or both by the deadline. Commissioner Yeager motioned to approve this recommendation. Commissioner Peters seconded the motion for discussion. Commissioner Williams discussed that the contractor needs to be held responsible for their actions on this project. Commissioner Yeager amended the motion to allow Chief Administrator Butler and County Attorney McFarland to negotiate with the contractor for a split in the requirements of D.E.P. After further discussion, the motion then passed unanimously.

### **DEEPWATER HORIZON OIL SPILL**

Chief Administrator Butler recommended the presence of B.P. in Gulf County due to the Deepwater Horizon oil spill, and to submit a letter to B.P. for adequate cleaning on the beaches. Commissioner Peters reported that he has received calls concerning the tar balls which are washing ashore on the beaches, and we need people available to clean up the beaches. Commissioner Peters motioned to approve this recommendation. Commissioner Yeager seconded the motion for discussion. Commissioner Traylor reported that B.P. is proposing to leave a small skeleton crew in this area, and this will not be adequate; stating that there were previously over 800 hundred people daily, with 350 per day walking the beaches watching for tar balls. Chairman McLemore suggested sending a letter to the Governor and President concerning this issue. There being no further discussion, the motion then passed unanimously. Amber Davis appeared before the Board and presented a handout, stating page ten shows the weight of the product by day, and page nine shows both the debris and products being tar balls in terms of amount and impact. She reported that it has been confirmed on the materials found at Cape San Blas and the Salinas Park area towards Indian Pass, stating that they have not received confirmation on products from the Windmark Beach and St. Joe Beach areas.

**INVOICE - PREBLE-RISH, INC – DEEPWATER HORIZON OIL SPILL**

Chief Administrator Butler recommended approval of invoice #65534 from Preble-Rish, Inc., in the amount of \$9,440.00 for the project representative Jack Husband at the B.P. staging area, stating that this is reimbursable by the Coast Guard. Commissioner Williams motioned to approve this recommendation. Commissioner Peters seconded the motion, and it passed unanimously (4-0), with Commissioner Yeager abstaining due to a business relationship with Preble-Rish, Inc.

**INVOICE - ST. JOE BEACH SEWER PROJECT**

Chief Administrator Butler reported that the City of Port St. Joe is requesting final payment on the St. Joe Beach sewer project and recommended to allow payment after the planned survey has been completed with positive results and after two more weeks of proper documented good gas. Commissioner Traylor motioned to approve this recommendation contingent upon approval by Chief Administrator Butler. Commissioner Williams seconded the motion, and it passed unanimously.

**PUBLIC HEARING – F.R.D.A.P. GRANT**

Grant Writer Kopinsky requested permission to schedule a public hearing on Tuesday, September 14, 2010, at 5:45 p.m., E.T. for the F.R.D.A.P. grant. Commissioner Yeager motioned to approve this request. Commissioner Peters seconded the motion, and it passed unanimously.

**APALACHEE REGIONAL PLANNING COUNSEL – F.D.O.T. WORK PLAN**

Keith McCarron, of Apalachicola Regional Planning Counsel appeared before the Board and gave an update on the F.D.O.T. five (5) year work plan program.

**PROCLAMATION – SUICIDE PREVENTION WEEK**

Tricia Pearce, of Life Management Center of Northwest Florida appeared before the Board and requested the Board to adopt the proposed proclamation declaring September 5-11, 2010 as Suicide Prevention Week for Gulf County. Commissioner Traylor motioned to adopt the proposed proclamation. Commissioner Yeager seconded the motion, and it passed unanimously.

**LOCAL TELEVISION STATION**

Commissioner Yeager discussed an issue with the local television station (St. Joe News Network) and Mediacom, and motioned for County Attorney McFarland to review. Commissioner Williams seconded the motion, and it passed unanimously.

### **BRITISH PETROLEUM – DECONTAMINATION SITE**

Commissioner Williams discussed the British Petroleum decontamination site and the need to sustain jobs for this County.

### **SAULS CREEK ROAD**

Commissioner Peters discussed that he has been getting calls concerning the repairs needed to the Sauls Creek Road, stating that he needs something done with this road. Chairman McLemore discussed that he has been trying to get this road reopened, and also the engineers have been working on this issue, stating that the Engineers say we do not need a permit, but D.E.P. says we need a permit. Commissioner Yeager reported that the State would like to take the road and fix, and requested for County Staff to contact the State concerning this road. Chairman McLemore stated that if the State takes this road it needs to be kept open for the public. Commissioner Yeager motioned to contact the State concerning the Sauls Creek Road (if they want the road), contingent that they keep the road open to the public. Commissioner Peters seconded the motion, and it passed unanimously.

### **DISTRICT II**

Commissioner Traylor reported that everything is good in District II, stating that he feels good about today.

### **HONEYVILLE COMMUNITY CENTER BALL PARKS – LIGHTING**

Chairman McLemore stated that he needs \$50,000.00 from the timber sales funds to complete the lighting at the Honeyville Community Center ball parks. Commissioner Peters motioned to set aside \$50,000.00 from the timber sale funds to complete the lighting at the Honeyville ball park. Commissioner Peters discussed that there is a lot of participation at the Honeyville Park. Commissioner Williams discussed that there is a lot of activity at the Honeyville Park, but he has playground equipment in the parks in his district that are beyond repair, stating that they need to review the distribution of the funds. Commissioner Yeager suggested getting a cost estimate for this project. Commissioner Williams called for clarification of the motion, and Commissioner Traylor stated to Mr. Peters, "your motion is to set aside \$50,000.00 for lighting at this particular field and lighting only". Commissioner Peters stated yes. Commissioner Traylor seconded the motion, and it passed 3 to 2, with Commissioner Yeager and Commissioner Williams voting no.

### **OUT OF COUNTY TRAVEL**

Chairman McLemore stated that the budget and legislation issues are over and recommended returning to the Board's policy, effective immediately, that all out-of-county travel must be approved by the Board. Commissioner Yeager motioned to

approve this recommendation. Commissioner Williams seconded the motion, and it passed unanimously.

**TRAVEL - GOVERNORS TASK FORCE / FLORIDA ASSOCIATION OF COUNTIES**

Commissioner Williams motioned for Board approval allowing him to travel to the Governor's Task Force meeting in Destin on Wednesday, and to the Florida Association of Counties meeting in Broward County on Thursday. Commissioner Yeager seconded the motion, and it passed 4 to 1, with Chairman McLemore voting no.

There being no further business, and upon motion by Commissioner Traylor, the meeting did then adjourn at 6:55 p.m., E.T.

CARMEN L. MCLEMORE  
CHAIRMAN

ATTEST:  
REBECCA L. NORRIS  
CLERK

**PORT ST. JOE, FLORIDA****AUGUST 25, 2010****SPECIAL MEETING**

The Gulf County Board of County Commissioners met this date in a special meeting with the following members present: Vice Chairman Warren J. Yeager, Jr., and Commissioner's Billy E. Traylor, and Bill Williams.

Others present were: County Attorney Timothy McFarland, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Assistant Administrator Michael Hammond, E9-1-1 Coordinator Ben Guthrie, G.I.S. Coordinator Scott Warner, Planner David Richardson, Public Works Director Joe Danford, Sheriff Joe Nugent, and T.D.C. Director Tim Kerigan.

Acting Chairman Yeager called the meeting to order at 5:00 p.m., E.T.

**DEEPWATER HORIZON OIL SPILL**

Chief Administrator Butler discussed that there have been a lot of rumors concerning the ongoing presence of British Petroleum (B.P.); and the tar balls on the beach. Acting Chairman Yeager discussed the handout concerning the recommendation for the level of service presence for B.P. in Gulf County for the next six months. Elvin Taylor, B.P. Branch Director at the staging area, appeared before the Board and reported that effective September 1<sup>st</sup>; it will be called the staging division, stating that they are downsizing the operation. He reported that he will pass the Board's recommendation on to the unified command in Mobile. He reported that B.P.'s plan is to have a presence in Gulf County, stating that the plan has not been approved yet so he cannot speculate on what that plan is at this time. Acting Chairman Yeager discussed that Gulf County is starting to receive some of the impacts from the Deepwater Horizon oil spill and the Board wants to make sure there is adequate people available for the cleanup. Mr. Taylor reported that there will be people available for the cleanup if needed. Commissioner Traylor discussed that he has known Mr. Taylor since day one; stating that he has been an asset to this community. Commissioner Traylor discussed his concerns over the proposed number of teams and boats. Commissioner Traylor reported that he has walked every mile of every shoreline from here to Franklin County, stating that he has the knowledge of what it takes, and two crews of ten or fifteen people is not adequate. Mr. Taylor discussed the re-con and SCATS teams, and stated that he understands Gulf County's concerns but feels that they can handle it with a smaller crew, based on what he is seeing right now. Commissioner Traylor discussed

that he would like to speak with Mr. Taylor concerning a smaller cheaper site as the decontamination area. Upon inquiry by Acting Chairman Yeager, Elvin Taylor reported that the County does not have a copy of the proposed plan submitted to unified command, stating that he cannot speak on this at this time, but he will submit Gulf County's recommendation to unified command in Mobile. Chief Petty Officer DeWayne Ward, Gulf County's Liaison to ICP-Mobile, appeared before the Board and discussed some scientific surveys that have come out recently in the news. He reported that ICP-Mobile and the Unified Area Command is presenting sub-surface oil surveillance and provided a document to the Board explaining the process.

There being no further business, and upon motion by Commissioner Traylor, the meeting did then adjourn at 5:18 p.m., E.T.

**WARREN J. YEAGER, JR.**  
**ACTING CHAIRMAN**

**ATTEST:**  
**REBECCA L. NORRIS**  
**CLERK**



Florida Department of Law Enforcement

Gerald M. Bailey  
Commissioner

Office of Criminal Justice Grants  
Post Office Box 1489  
Tallahassee, Florida 32302-1489  
(850) 617-1250  
www.fdle.state.fl.us

Charlie Crist, Governor  
Bill McCollum, Attorney General  
Alex Sink, Chief Financial Officer  
Charles H. Bronson, Commissioner of Agriculture

SEP - 1 2010

The Honorable Carmen McLemore  
Chairman  
Gulf County Board of Commissioners  
1000 Cecil Costin Boulevard  
Port St Joe , FL 32456

Re: Contract No. 2011-JAGC-GULF-1-B2-012

Dear Chairman McLemore:

The Florida Department of Law Enforcement is pleased to award an Edward Byrne Memorial Justice Assistance Grant to your unit of government in the amount of \$ 57,037.00 for the project entitled, DRUG EDUCATION AND COMMUNITY SAFETY. These funds shall be utilized for the purpose of reducing crime and improving public safety.

A copy of the approved subgrant application with the referenced contract number is enclosed for your file. All correspondence with the Department should always refer to the project number and title.

Your attention is directed to the Standard Conditions of the subgrant. Changes were made and an addendum was added to these conditions after your application was received in this office. Therefore, the Standard Conditions and the Addendum should be reviewed carefully by those persons responsible for project administration to avoid delays in project completion and costs reimbursements.

The enclosed Certification of Acceptance should be completed and returned to the Department within 30 calendar days from the date of award. This certificate constitutes official acceptance of the award and must be received by the Department prior to the reimbursement of any project expenditures.

**BCC APPROVED**  
DATE \_\_\_\_\_ D.C. \_\_\_\_\_

CONSENT  
DATE: 9/8/10

Committed to  
Service • Integrity • Respect • Quality

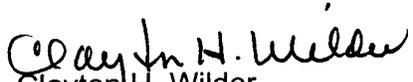
SEP 1 2010 10:00 AM  
COMMUNICATIONS SECTION

2010 SEP 29 AM 8:20  
COMMUNICATIONS SECTION

The Honorable Carmen McLemore  
Page Two

We look forward to working with you on this project. If we can be of further assistance,  
please contact Janice Parish at 850/617-1250.

Sincerely,

  
Clayton H. Wilder  
Administrator

CHW/JP/ps

Enclosures

State of Florida  
Office of Criminal Justice Grants  
Florida Department of Law Enforcement  
2331 Phillips Road  
Tallahassee, Florida 32308

CERTIFICATE OF ACCEPTANCE OF SUBGRANT AWARD

The subgrantee, through its authorized representative, acknowledges receipt and acceptance of subgrant award number 2011-JAGC-GULF-1-B2-012, in the amount of \$ 57,037.00, for a project entitled, DRUG EDUCATION AND COMMUNITY SAFETY, for the period of 10/01/2010 through 09/30/2011, to be implemented in accordance with the approved subgrant application, and subject to the Florida Department of Law Enforcement's Standard Conditions and any special conditions governing this subgrant.

\_\_\_\_\_  
(Signature of Subgrantee's Authorized Official)

\_\_\_\_\_  
(Typed Name and Title of Official)

\_\_\_\_\_  
(Name of Subgrantee)

\_\_\_\_\_  
(Date of Acceptance)

**State of Florida  
Office of Criminal Justice Grants  
Florida Department of Law Enforcement  
2331 Phillips Road  
Tallahassee, Florida 32308**

SUBGRANT AWARD CERTIFICATE

Subgrantee: Gulf County Board of Commissioners

Date of Award: 8-31-10

Grant Period: From: 10/01/2010 TO: 09/30/2011

Project Title: DRUG EDUCATION AND COMMUNITY SAFETY

Grant Number: 2011-JAGC-GULF-1-B2-012

Federal Funds: \$ 57,037.00

State Agency Match:

Local Agency Match: \$ 0.00

Total Project Cost: \$ 57,037.00

State Purpose Area: A : State/Local Initiatives - Coordinate/Organize Local Initiatives/State Initiatives, D : Personnel - Employ Personnel

CFDA Number: 16.738

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Award is hereby made in the amount and for the period shown above of a subgrant under Title I of the Omnibus Crime Control and Safe Streets Act of 1968, P.L. 90-351, as amended, and the Anti-Drug Abuse Act of 1988, P.L. 100-690, to the above mentioned subgrantee and subject to any attached or special conditions.

This award is subject to all applicable rules, regulations, and conditions as contained in the Financial and Administrative Guide for Grants, Guideline Manual 7100 1D, Office of Justice Programs, Common Rule for State and Local Governments and A-87, or OMB Circulars A-110 or A-102, as applicable, and A-21, in their entirety. It is also subject to such further rules, regulations and policies as may be reasonably prescribed by the State or Federal Government consistent with the purposes and authorization of P.L. 90-351, as amended, and P.L. 100-690.



**Edward Byrne Memorial Justice Assistance Grant (JAG) Program  
Florida Department of Law Enforcement**

Addendum To Standard Conditions

For Subgrant Recipients receiving Edward Byrne Memorial Justice Assistance Grant (JAG) Program funds under Federal Grant No. 2010-DJ-BX-0455, the following additional conditions apply:

1. Funds to Association of Community Organizations for Reform Now (ACORN) Unallowable

Subgrant recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OJP.

2. Task Force Training Requirement (Revised Standard Condition 63)

The subgrant recipient agrees that within 120 days of award, for any law enforcement task force funded with these funds, the task force commander, agency executive, task force officers, and other task force members of equivalent rank, will complete required online (internet-based) task force training to be provided free of charge through BJA's Center for Task Force Integrity and Leadership. All current and new task force members are required to complete this training once during the life of the award, or once every four years if multiple awards include this requirement. This training will address task force effectiveness as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability. Additional information will be provided by BJA regarding the required training and access methods via BJA's web site and the Center for Task Force Integrity and Leadership ([www.ctfli.org](http://www.ctfli.org)).

3. High Risk Subgrantees

The subgrant recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the U.S. Department of Justice determines that the recipient is a high-risk grantee. Cf. 28 C.F.R. parts 66, 70.

# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

## Implementing Agency

**Organization Name:** Gulf County Sheriff's Office

**County:** Gulf

## Chief Official

**Name:** Joseph Nugent

**Title:** Sheriff

**Address:** Post Office Box 970

**City:** Port St. Joe

**State:** FL **Zip:** 32456

**Phone:** 850-227-1115 **Ext:** 1370

**Fax:** 850-227-2097

**Email:** nugentj@flcjn.net

## Project Director

**Name:** Joseph Nugent

**Title:** Sheriff

**Address:** Post Office Box 970

**City:** Port St. Joe

**State:** FL **Zip:** 32456

**Phone:** 850-227-1115 **Ext:** 1370

**Fax:** 850-227-2097

**Email:** nugentj@flcjn.net

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# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

## Subgrant Recipient

**Organization Name:** Gulf County Board of Commissioners

**County:** Gulf

## Chief Official

**Name:** Carmen McLemore  
**Title:** Chairman  
**Address:** 1000 Cecil Costin Boulevard  
**City:** Port St Joe  
**State:** FL **Zip:** 32456  
**Phone:** 850-227-6111 **Ext:**  
**Fax:**  
**Email:** llanier@gulfcountry.fl.gov

## Chief Financial Officer

**Name:** Rebecca Norris  
**Title:** Clerk of Court  
**Address:** 1000 Cecil Costin Boulevard  
**City:** Port St. Joe  
**State:** FL **Zip:** 32456  
**Phone:** 850-227-1115 **Ext:**  
**Fax:**  
**Email:** bnorris@gulfcclerk.com

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# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

## Section 2: Project Overview

### General Project Information

**Project Title:** DRUG EDUCATION AND COMMUNITY SAFETY  
**Subgrant Recipient:** Gulf County Board of Commissioners  
**Implementing Agency:** Gulf County Sheriff's Office  
**Project Start Date:** 10/1/2010      **End Date:** 9/30/2011

### Problem Identification

The Gulf County Sheriffs Office like many Law Enforcement agencies across this county has been hard hit by budget cuts over the last several years. We lost five positions (15% work force reduction) four years ago and have not been able to fill those positions. Unfortunately with the loss of these positions we also have lost contact with the community, all of our resources are stretched to the limit just responding to calls for service, working criminal investigations and special investigations. Last years grant enabled us to have a deputy responsible for facilitating community partnerships and to go into our school systems and teach Drug Abuse Resistance Education and other similar programs to our students. We hired a full time deputy who will continue to be the Gulf County Sheriffs Office Community Services Program.

### Project Summary

The Gulf County Sheriff's Office will continue a full time Deputy who is charged with establishing and teaching programs in our community that will enhance community safety and provide drug and alcohol education in the school systems. The goal of the program will be to educate citizens on how to be as safe as possible, avoid being a victim of crime and teaching DARE programs in the counties schools.

The focal point of the program will be continuation of the DARE program in all our schools. Last year we were able to teach DARE in all of the elementary school, reaching approximately 150 children. This program will allow us to continue teaching DARE in all the elementary schools and reach approximately 150 children, DARE will be expanded to include the middle school this year reaching aproximatley 150 more students

The deputy will contiinue programs such as teen driving challenge which teaches driving safety, and is sponsored by the Florida Sheriffs Association, hold monthly and/or quarterly meeting with neighborhood watch groups, conducting home safety surveys, senior citizen welfare checks, assist with (jr. deputy) sheriffs venturing crew and possibly teach a boater safety class in conjunction with the F.W.C. in the schools and other similar programs which will present law enforcement in a positive light to members of our community.

The community service deputy will continue to head programs designed to protect, educate and inform the citizens of Gulf County. While serving all memebrs of teh community the focus of this program will be on the youth of GULF COUNTY.

The programs presented in the nieghborhoods and in our schools will allow us to make first hand contact with well over 1000 people which is aproximately 10% of our counties population. While the grant funds apartial position the grant has benn expanded Aproximately 1.5 FTE.

# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

## Section 2: Project Overview

### Section Questions:

Question: Does the Subgrantee receive a single grant in the amount of \$500,000 or more from the U.S. Department of Justice?

Answer: No

Question: Does the Implementing Agency receive a single grant in the amount of \$500,000 or more from the U.S. Department of Justice?

Answer: No

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# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

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## General Performance Info:

Performance Reporting Frequency: Quarterly

Federal Purpose Area: 003 - Prevention and Education Programs

State Purpose Area: A - State/Local Initiatives - Coordinate/Organize Local Initiatives/State Initiatives

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### Activity Description

Activity: D.A.R.E.  
Target Group: Children  
Geographic Area: Rural  
Location Type: County-Wide

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### Activity Description

Activity: Community Presentations  
Target Group: Families  
Geographic Area: Rural  
Location Type: County-Wide

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### Activity Description

Activity: Youth Meetings  
Target Group: Juveniles - Male or female\*  
Geographic Area: Rural  
Location Type: County-Wide

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### Objectives and Measures

**Objective:** 03.A.DS\* - Number of program participants receiving services

Measure: Part 1  
Number of program participants to receive services during the grant period  
Goal: 400

Measure: Part 2  
Number of program participants to receive services during each reporting period  
Goal: 100

**Objective:** 04.A.DS\* - Number of defined groups receiving services

Measure: Part 1

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Application Ref # 2011-JAGC-1401

Section #3 Page 1 of 4

Contract 2011-JAGC-GULF-1-B2-

Rule Reference 11D-9.006 OCJG-005 (rev. April 2005)

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# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

## Section #3 Performance

Goal: Total number of defined groups to receive services during the grant period  
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Measure: Part 2  
Number of defined groups to receive services each reporting period  
Goal: 2

**Objective:** 06.A.BT\* - Number of program participants who completed programming

Measure: Part 1  
Number of program participants to complete programming during the grant period

Goal: 300

Measure: Part 2  
Number of program participants who will exit programming during the grant period  
(complete or not complete)

Goal: 300

**Objective:** 58.A.SI - Number of existing local initiatives

Measure: Part 1  
Will this grant continue a local initiative that was begun with any other funding  
source, including a prior year's grant?

Goal: Yes

**State Purpose Area:** D - Personnel - Employ Personnel

### Activity Description

**Activity:** Personnel  
**Target Group:** Personnel  
**Geographic Area:** Rural  
**Location Type:** County-Wide

### Objectives and Measures

**Objective:** 22.D.SI - Number of new personnel funded with JAG funds

Measure: Part 1  
Total number of existing personnel to be paid by all OTHER (not JAG or Recovery  
JAG funding) during the grant period.

Goal: 1

# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

## Section 3 Performance

Measure: Part 3  
Number of personnel to be retained with funding from this grant.

Goal: 1

**Objective:** 24.D.SI - Percent of departments that report desired efficiency or desired program quality

Measure: Part 2  
Number of departments that will report desired efficiency

Goal: 1

Measure: Part 3  
Number of departments that will report desired program quality

Goal: 1

**Objective:** 53.D.SI - Type of retained personnel paid with JAG funds

Measure: Part 3  
Number of retained prevention and education personnel to be paid with JAG funds

Goal: 1

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# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide



## Section Questions:

Question: If "other" was selected for the geographic area, please describe.

Answer: n/a

Question: If "other" was selected for location type, please describe.

Answer: n/a

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# Application for Funding Assistance

Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide



**General Financial Info:**

**Note: All financial remittances will be sent to the Chief Financial Officer of the Subgrantee Organization.**

Financial Reporting Frequency for this Subgrant: Quarterly

Is the subgrantee a state agency?: No

FLAIR / Vendor Number: 596000627

**Budget:**

Budget Category	Federal	Match	Total
Salaries and Benefits	\$42,000.00	\$0.00	\$42,000.00
Contractual Services	\$0.00	\$0.00	\$0.00
Expenses	\$0.00	\$0.00	\$0.00
Operating Capital Outlay	\$15,037.00	\$0.00	\$15,037.00
Indirect Costs	\$0.00	\$0.00	\$0.00
<b>-- Totals --</b>	<b>\$57,037.00</b>	<b>\$0.00</b>	<b>\$57,037.00</b>
<b>Percentage</b>	<b>100.0</b>	<b>0.0</b>	<b>100.0</b>

**Project Generated Income:**

Will the project earn project generated income (PGI) ? No

# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

## Budget Narrative:

### Salaries and Benefits

1508 hours @ \$17.96	27083.68	
insurance	6543.56	
mediacre	392.90	
soc sec	1679.97	
retirement	6299.89	
		42,000.00
operating capital outlay		
2010 or 2011 Ford Explorer		15,037.00

total  
57,037.00

The Deputy assigned to this position will be a full time job, even though the grant will not fully fund the position. The sheriffs office will pay the remainder of the salary and benefits. The Sheriffs Office will also purchase a new 2010 or 2011 marked mid size 2 wheel drive SUV cost over the grant allocation will also be funded by the sheriffs office. The SUV has more room to carry education materials than a sedan. The Deputy teaches several teen and preteen drivers safety courses which require him to tow a trailer with supplies to the education sites it is easier and safer to tow with an SUV than a sedan. The 42,000.00 will pay approximately 85% of the deputys salary.

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# Application for Funding Assistance

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Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide



## Section Questions:

Question: If salaries and benefits are included in the budget as actual costs for staff in the implementing agency, is there a net personnel increase, or a continued net personnel increase from the previous Byrne program?

Answer: continued net increase

Question: If benefits are to be included, are they reflected in the budget narrative?

Answer: yes

Question: Indicate the Operating Capital Outlay threshold established by the subgrantee or implementing agency, if it is the sheriff's office.

Answer: n/a

Question: If indirect cost is included in the budget, indicate the basis for the plan (e.g. percent of salaries and benefits), and provide documentation of the appropriate approval of this plan.

Answer: n/a

Question: If the budget includes services based on unit costs, provide a definition and cost for each service as part of the budget narrative for contractual services. Include the basis for the unit costs and how recently the basis was established or updated.

Answer: n/a

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## Standard Conditions

Conditions of agreement requiring compliance by units of local government (subgrant recipients), implementing agencies, and state agencies upon signed acceptance of the subgrant award appear in this section. Upon approval of this subgrant, the approved application and the following terms of conditions will become binding. Failure to comply with provisions of this agreement will result in required corrective action up to and including project costs being disallowed and termination of the project, as specified in item 17 of this section.

1. **All Subgrant Recipients must comply with the financial and administrative requirements set forth in the current edition of the U.S. Department of Justice, Office of Justice Programs (OJP) Financial Guide (Financial Guide) (<http://www.ojp.usdoj.gov/financialguide/index.htm>) and the Edward Byrne Memorial Justice Assistance Grant (JAG) program guidance (<http://www.ojp.usdoj.gov/BJA/grant/jag.html>) as well as Federal statutes, regulations, policies, guidelines and requirements and Florida laws and regulations including but not limited to:**
  - **Florida Administrative Code, Chapter 11D-9, "Edward Byrne Memorial State and Local Law Enforcement Assistance Formula Grant Program": <https://www.flrules.org/>**
  - **Office of Management and Budget (OMB) Circulars: <http://www.whitehouse.gov/omb/circulars>**
    - **A-21 (2 CFR 220), "Cost Principles for Educational Institutions"**
    - **A-87 (2 CFR 225), "Cost Principles for State, Local and Indian Tribal Governments"**
    - **A-102, "Grants and Cooperative Agreements with State and Local Governments"**
    - **A-110 (2 CFR 215), "Uniform Administrative Requirements for Grants and Cooperative Agreements"**
    - **A-122 (2 CFR 230), "Cost Principles for Non-Profit Organizations"**
    - **A-133, "Audits of States, Local Governments, and Non-Profit Organizations"**
  - **Code of Federal Regulations: <http://www.gpoaccess.gov/cfr/index.html>**
    - **28 CFR 38, "Equal Treatment for Faith-Based Organizations"**
    - **28 CFR 66, "U.S. Department of Justice Common Rule for State And Local Governments" (Common Rule)**
    - **28 CFR 83, "Government-Wide Requirements for Drug-Free Workplace (Grants)"**
    - **28 CFR 18, 22, 23, 30, 35, 42, 61, and 63**
  - **Public Law 109-162, Title XI—Department of Justice Reauthorization, Subtitle B—Improving the Department of Justice's Grant Programs, Chapter 1—Assisting Law Enforcement and Criminal Justice Agencies, Sec. 1111. Merger of Byrne Grant Program and Local Law Enforcement Block Grant Program: <http://www.ojp.usdoj.gov/BJA/grant/jag.html>**
  - **United States Code: <http://www.gpoaccess.gov/uscode/index.html>**
    - **42 U.S.C. 3711 et seq., "Omnibus Crime Control and Safe Streets Act of 1968"**
2. **Allowable Costs**
  - a. Allowance for costs incurred under the subgrant shall be determined according to the general principles and standards for selected cost items set forth in the Office of Justice Programs Financial Guide, U.S. Department of Justice Common Rule for State And Local Governments and federal OMB Circular A-87, "Cost Principles for State, Local and Indian Tribal Governments," or OMB Circular A-21, "Cost Principles for Educational Institutions."
  - b. All procedures employed in the use of federal funds for any procurement shall be according

to U.S. Department of Justice Common Rule for State and Local Governments, or OMB Circular A-110, or OMB Circular A-102, and Florida law to be eligible for reimbursement.

### 3. Reports

#### a. Project Performance Reports

- (1) Reporting Time Frames: The subgrant recipient shall submit Quarterly Project Performance Reports to the Florida Department of Law Enforcement, hereafter known as the Department, within 15 days after the end of the reporting period. In addition, if the subgrant award period is extended beyond the "original" project period, additional Quarterly Project Performance Reports shall be submitted.

Failure to submit Quarterly Performance Reports that are complete, accurate, and timely may result in sanctions, as specified in item 17, Performance of Agreement Provisions.

- (2) Report Contents: Performance reports must include a response to all objectives included in your subgrant. A detailed response is required in the narrative portion for yes/no performance objectives. The narrative must also reflect on accomplishments for the quarter and identify problems with project implementation and address actions being taken to resolve the problems.

#### b. Financial Reports

##### (1) Project Expenditure Reports

- (a) The subgrant recipient shall have a choice of submitting either a Monthly or a Quarterly Project Expenditure Report to the Department. Project Expenditure Reports are due thirty-one (31) days after the end of the reporting period. In addition, if the subgrant award period is extended, additional Project Expenditure Reports shall be submitted. Project Expenditure Reports for grants made under the Recovery Act must be submitted monthly. See the Recovery Act Conditions for additional information.
- (b) All project expenditures for reimbursement of subgrant recipient costs shall be submitted on the Project Expenditure Report Forms prescribed and provided by the Office of Criminal Justice Grants (OCJG) through the Subgrant Information Management ON-line (SIMON) system.
- (c) All Project Expenditure Reports shall be submitted in sufficient detail for proper pre-audit and post-audit.
- (d) Before the "final" Project Expenditure Report will be processed, the subgrant recipient must submit to the Department all outstanding project reports and must have satisfied all special conditions. Failure to comply with the above provisions shall result in forfeiture of reimbursement.
- (e) Reports are to be submitted even when no reimbursement is being requested.

- (2) The Financial Closeout Documentation shall be submitted to the Department within forty-five (45) days of the subgrant termination date.

- (3) If applicable, the subgrant recipient shall submit Quarterly Project Generated Income Reports to the Department within 31 days after the end of the reporting period covering subgrant project generated income and expenditures during the previous quarter. If any PGI remains unspent after the subgrant ends, the subgrant recipient must continue

submitting quarterly PGI reports until all funds are expended. (See Item 10, Program Income.)

c. Other Reports

The recipient shall report to the Uniform Crime Report and other reports as may be reasonably required by the Department.

**4. Fiscal Control and Fund Accounting Procedures**

- a. The subgrant recipient shall establish fiscal control and fund accounting procedures that assure proper disbursement and accounting of subgrant funds and required non-federal expenditures. All funds spent on this project shall be disbursed according to provisions of the project budget as approved by the Department.
- b. All expenditures and cost accounting of funds shall conform to the Office of Justice Programs Financial Guide, the Common Rule, and OMB Circulars A-21, A-87, and A-110, or A-102 as applicable, in their entirety.
- c. All funds not spent according to this agreement shall be subject to repayment by the subgrant recipient.

**5. Payment Contingent on Appropriation and Available Funds**

The State of Florida's performance and obligation to pay under this agreement is contingent upon an annual appropriation by the Florida Legislature. Furthermore, the obligation of the State of Florida to reimburse subgrant recipients for incurred costs is subject to available federal funds.

**6. Obligation of Subgrant Recipient Funds**

Subgrant funds shall not under any circumstances be obligated prior to the effective date or subsequent to the termination date of the subgrant period. Only project costs incurred on or after the effective date and on or prior to the termination date of the subgrant recipient's project are eligible for reimbursement.

**7. Advance Funding**

Advance funding shall be provided to a subgrant recipient upon a written request to the Department.

**8. Trust Funds**

- a. The unit of local government must establish a trust fund in which to deposit JAG funds. The trust fund may or may not be an interest bearing account.
- b. The account may earn interest, but any earned interest must be used for program purposes and expended before the subgrant end date. Any unexpended interest remaining at the end of the subgrant period must be submitted to the Office of Criminal Justice Grants for transmittal to the Bureau of Justice Assistance.

**9. Travel and Training**

The cost of all travel shall be reimbursed according to the subgrant recipient's written travel policy. If the subgrant recipient does not have a written travel policy, cost of all travel will be reimbursed according to § 112.061, Fla. Stat.

**10. Program Income (also known as Project Generated Income)**

- a. All income generated as a direct result of a subgrant project shall be deemed program income.
- b. Any project that will potentially earn PGI must submit an Earnings and Expenditures Report to report how much PGI was earned during each quarter. A report must be submitted each quarter even if no PGI was earned or expended.
- c. PGI expenditures require prior written approval from the Office of Criminal Justice Grants. Program income must be used for the purposes of and under the conditions applicable to the award. If the cost is allowable under the Federal grant program, then the cost would be allowable using program income.
- d. Program income should be used as earned and expended as soon as possible. Any unexpended PGI remaining at the end of the Federal grant period must be submitted to the Office of Criminal Justice Grants for transmittal to the Bureau of Justice Assistance.

**11. Approval of Consultant Contracts**

The Department shall review and approve in writing all consultant contracts prior to employment of a consultant when the consultant's rate exceeds \$450 (excluding travel and subsistence costs) for an eight-hour day. Approval shall be based upon the contract's compliance with requirements found in the Financial Guide, the Common Rule, and in applicable state statutes. The Department's approval of the subgrant recipient agreement does not constitute approval of consultant contracts. If consultants are hired through a competitive bidding process (not sole source), the \$450 threshold does not apply.

**12. Property Accountability**

- a. The subgrant recipient agrees to use all non-expendable property for criminal justice purposes during its useful life or dispose of it pursuant to § 274, Fla. Stat.
- b. The subgrant recipient shall establish and administer a system to protect, preserve, use, maintain and dispose of any property furnished to it by the Department or purchased pursuant to this agreement according to federal property management standards set forth in the Office of Justice Programs Financial Guide, U.S. Department of Justice Common Rule for State and Local Governments or the federal OMB Circular A-110 or A-102, as applicable. This obligation continues as long as the subgrant recipient retains the property, notwithstanding expiration of this agreement.

**13. Ownership of Data and Creative Material**

Ownership of material, discoveries, inventions, and results developed, produced, or discovered subordinate to this agreement is governed by the terms of the Office of Justice Programs Financial Guide (as amended), and the U.S. Department of Justice Common Rule for State and Local Governments, or the federal OMB Circular A-110 or A-102, as applicable.

**14. Copyright**

The awarding agency reserves a royalty-free non-exclusive, and irrevocable license to reproduce, publish, or otherwise use, and authorize others to use, for Federal government purposes:

- a. The copyright in any work developed under an award or subaward, and

## Florida Department of Law Enforcement

- b. Any rights of copyright to which a subgrant recipient or subrecipient purchases ownership with support funded under this grant agreement.

**15. Publication or Printing of Reports**

The subgrant recipient shall submit for review and approval one copy of any curricula, training materials, or any other written materials that will be published, including web-based materials and web site content, through funds from this grant at least thirty (30) days prior to the targeted dissemination date.

All materials publicizing or resulting from award activities shall contain the following statements: "This project was supported by Award No. [contact the Office of Criminal Justice Grants for award number] awarded by the Bureau of Justice Assistance, Office of Justice Programs. The opinions, findings, and conclusions or recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the Department of Justice."

**16. Audit**

- a. Subgrant recipients that expend \$500,000 or more in a year in Federal awards shall have a single or program-specific audit conducted for that year. The audit shall be performed in accordance with the federal OMB Circular A-133 and other applicable federal law. The contract for this agreement shall be identified in the Schedule of Federal Financial Assistance in the subject audit. The contract shall be identified as federal funds passed through the Florida Department of Law Enforcement and include the contract number, CFDA number, award amount, contract period, funds received and disbursed. When applicable, the subgrant recipient shall submit an annual financial audit that meets the requirements of § 11.45, Fla. Stat. , "Definitions; duties; authorities; reports; rules."; § 215.97, Fla. Stat. , "Florida Single Audit Act"; and Rules of the Auditor General, Chapter 10.550, "Local Governmental Entity Audits" and Chapter 10.650, "Florida Single Audit Act Audits Nonprofit and For-Profit Organizations."
- b. A complete audit report that covers any portion of the effective dates of this agreement must be submitted within 30 days after its completion, but no later than nine (9) months after the audit period. In order to be complete, the submitted report shall include any management letters issued separately and management's written response to all findings, both audit report and management letter findings. Incomplete audit reports will not be accepted by the Department.
- c. The subgrant recipient shall have all audits completed by an Independent Public Accountant (IPA). The IPA shall be either a Certified Public Accountant or a Licensed Public Accountant.
- d. The subgrant recipient shall take appropriate corrective action within six (6) months of the issue date of the audit report in instances of noncompliance with federal laws and regulations.
- e. The subgrant recipient shall ensure that audit working papers are made available to the Department, or its designee, upon request for a period of three (3) years from the date the audit report is issued, unless extended in writing by the Department.
- f. Subgrant recipients that expend less than \$500,000 in Federal awards during a fiscal year are exempt from the audit requirements of OMB Circular A-133 for that fiscal year. In this case, written notification, which can be in the form of the "Certification of Audit Exemption" form, shall be provided to the Department by the Chief Financial Officer, or designee, that the subgrant recipient is exempt. This notice shall be provided to the Department no later than March 1 following the end of the fiscal year.

## Florida Department of Law Enforcement

- g. If this agreement is closed out without an audit, the Department reserves the right to recover any disallowed costs identified in an audit completed after such closeout.
- h. The completed audit report or written notification of audit exemption should be sent to the following address:

Florida Department of Law Enforcement  
Office of Criminal Justice Grants  
2331 Phillips Road  
Tallahassee, Florida 32308

**17. Performance of Agreement Provisions**

In the event of default, non-compliance or violation of any provision of this agreement by the subgrant recipient, the subgrant recipient's consultants and suppliers, or both, the Department shall impose sanctions it deems appropriate including withholding payments and cancellation, termination, or suspension of the agreement in whole or in part. In such event, the Department shall notify the subgrant recipient of its decision thirty (30) days in advance of the effective date of such sanction. The subgrant recipient shall be paid only for those services satisfactorily performed prior to the effective date of such sanction.

**18. Commencement of Project**

- a. If a project is not operational within 60 days of the original start date of the award period, the subrecipient must report by letter to the Department the steps taken to initiate the project, the reasons for delay, and the expected start date.
- b. If a project is not operational within 90 days of the original start date of the award period, the subrecipient must submit a second statement to the Department explaining the implementation delay.
- c. Upon receipt of the ninety (90) day letter, the Department shall determine if the reason for delay is justified or shall, at its discretion, unilaterally terminate this agreement and re-obligate subgrant funds to other Department approved projects. The Department, where warranted by extenuating circumstances, may extend the starting date of the project past the ninety (90) day period, but only by formal written adjustment to this agreement.

**19. Excusable Delays**

- a. Except with respect to defaults of consultants, the subgrant recipient shall not be in default by reason of any failure in performance of this agreement according to its terms (including any failure by the subgrant recipient to make progress in the execution of work hereunder which endangers such performance) if such failure arises out of causes beyond the control and without the fault or negligence of the subgrant recipient. Such causes include, but are not limited to, acts of God or of the public enemy, acts of the government in either its sovereign or contractual capacity, fires, floods, epidemics, quarantine restrictions, strikes, freight embargoes, and unusually severe weather, but in every case, the failure to perform shall be beyond the control and without the fault or negligence of the subgrant recipient.
- b. If failure to perform is caused by failure of a consultant to perform or make progress, and if such failure arises out of causes beyond the control of subgrant recipient and consultant, and without fault or negligence of either of them, the subgrant recipient shall not be deemed in default, unless:

- (1) Supplies or services to be furnished by the consultant were obtainable from other sources,

- (2) The Department ordered the subgrant recipient in writing to procure such supplies or services from other sources, and
- (3) The subgrant recipient failed to reasonably comply with such order.
- c. Upon request of the subgrant recipient, the Department shall ascertain the facts and the extent of such failure, and if the Department determines that any failure to perform was occasioned by one or more said causes, the delivery schedule shall be revised accordingly.

## 20. Written Approval of Changes in this Approved Agreement

- a. Subgrant recipients must obtain prior approval from the Department for major substantive changes such as changes in project activities, target populations, service providers, implementation schedules, project director, and designs or research plans set forth in the approved agreement and for any budget changes that will transfer more than 10% of the total budget between budget categories.
- b. Subgrant recipients may transfer up to 10% of the total budget between current, approved budget categories without prior approval as long as the funds are transferred to an existing line item
- c. Under no circumstances can transfers of funds increase the total budgeted award.

## 21. Disputes and Appeals

- a. The Department shall make its decision in writing when responding to any disputes, disagreements, or questions of fact arising under this agreement and shall distribute its response to all concerned parties. The subgrant recipient shall proceed diligently with the performance of this agreement according to the Department's decision.
- b. If the subgrant recipient appeals the Department's decision, the appeal also shall be made in writing within twenty-one (21) calendar days to the Department's clerk (agency clerk). The subgrant recipient's right to appeal the Department's decision is contained in § 120, Fla. Stat., and in procedures set forth in Rule 28-106.104, Florida Administrative Code. Failure to appeal within this time frame constitutes a waiver of proceedings under § 120, Fla. Stat.

## 22. Conferences and Inspection of Work

Conferences may be held at the request of any party to this agreement. At any time, a representative of the Department, of the U.S. Department of Justice, or the Auditor General of the State of Florida, have the right of visiting the project site to monitor, inspect and assess work performed under this agreement.

## 23. Access To Records

- a. The Department of Law Enforcement, the Auditor General of the State of Florida, the U.S. Department of Justice, the U.S. Comptroller General or any of their duly authorized representatives, shall have access to books, documents, papers and records of the subgrant recipient, implementing agency and contractors for the purpose of audit and examination according to the Financial Guide and the Common Rule.
- b. The Department reserves the right to unilaterally terminate this agreement if the subgrant recipient, implementing agency, or contractor refuses to allow public access to all documents, papers, letters, or other materials subject to provisions of § 119, Fla. Stat. , and

made or received by the subgrant recipient or its contractor in conjunction with this agreement.

- c. The subgrant recipient will give the awarding agency or the General Accounting Office, through any authorized representative, access to and the right to examine all paper or electronic records related to the financial assistance.

#### **24. Retention of Records**

The subgrant recipient shall maintain all records and documents for a minimum of three (3) years from the date of the final financial statement and be available for audit and public disclosure upon request of duly authorized persons.

#### **25. Signature Authority**

The Subgrant Recipient Authorizing Official or Designated Representative and the Implementing Agency Official, Administrator or Designated Representative, who sign the Signature Page, have the authority to request changes to the approved agreement. The prior mentioned individuals have authority to sign or make amendments to the Sole Source, ADP Justification and the Privacy Certification forms. The Project Director has authority to submit requests for approval of specific travel, and Performance Reports, with the exception of the Financial and Closeout Package, which also requires the signature by the Chief Financial Officer of the Subgrant Recipient or authorized designee.

#### **26. Delegation of Signature Authority**

When the authorized official of a subgrant recipient or the implementing agency designates some other person signature authority for him/her, the chief officer or elected official must submit to the Department a letter or resolution indicating the person given signature authority. The letter indicating delegation of signature authority must be signed by the chief officer or elected official and the person receiving signature authority. The letter must also specify the authority being delegated.

#### **27. Personnel Changes**

Upon implementation of the project, in the event there is a change in Chief Executive Officers for the Subgrant recipient or Implementing Agency, Project Director, or Contact Person, the Department must be notified in writing with documentation to include appropriate signatures.

#### **28. Background Check**

Whenever a background screening for employment or a background security check is required by law for employment, unless otherwise provided by law, the provisions of § 435, Fla. Stat. shall apply.

- a. All positions in programs providing care to children, the developmentally disabled, or vulnerable adults for 15 hours or more per week; all permanent and temporary employee positions of the central abuse hotline; and all persons working under contract who have access to abuse records are deemed to be persons and positions of special trust or responsibility and require employment screening pursuant to § 435, Fla. Stat., using the level 2 standards set forth in that chapter.
- b. All employees in positions designated by law as positions of trust or responsibility shall be required to undergo security background investigations as a condition of employment and continued employment. For the purposes of the subsection, security background investigations shall include, but not be limited to, employment history checks, fingerprinting

for all purposes and checks in this subsection, statewide criminal and juvenile records checks through the Florida Department of Law Enforcement, and federal criminal records checks through the Federal Bureau of Investigation, and may include local criminal records checks through local law enforcement agencies.

- (1) Any person who is required to undergo such a security background investigation and who refuses to cooperate in such investigation or refuses to submit fingerprints shall be disqualified for employment in such position or, if employed, shall be dismissed.
- (2) Such background investigations shall be conducted at the expense of the employing agency or employee. When fingerprinting is required, the fingerprints of the employee or applicant for employment shall be taken by the employing agency or by an authorized law enforcement officer and submitted to the Department of Law Enforcement for processing and forwarding, when requested by the employing agency, to the United States Department of Justice for processing. The employing agency shall reimburse the Department of Law Enforcement for any costs incurred by it in the processing of the fingerprints.

### **29. Drug Court Projects**

A Drug Court Project must comply with § 397.334, Fla. Stat., "Treatment-Based Drug Court Programs."

### **30. Overtime for Law Enforcement Personnel**

Prior to obligating funds from this award to support overtime by law enforcement officers, the U.S. Department of Justice encourages consultation with all allied components of the criminal justice system in the affected jurisdiction. The purpose of this consultation is to anticipate and plan for systemic impacts such as increased court dockets and the need for detention space.

### **31. Criminal Intelligence System**

The subgrant recipient agrees that any information technology system funded or supported by the Office of Justice Programs funds will comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if the Office of Justice Programs determines this regulation to be applicable. Should the Office of Justice Programs determine 28 C.F.R. Part 23 to be applicable, the Office of Justice Programs may, at its discretion, perform audits of the system, as per 28 C.F.R. 23.20(g). Should any violation of 28 C.F.R. Part 23 occur, the recipient may be fined as per 42 U.S.C. 3789g(c)-(d). Recipient may not satisfy such a fine with federal funds.

### **32. Confidential Funds**

A signed certification that the project director or the head of the Implementing Agency has read, understands, and agrees to abide by all of the conditions for confidential funds as set forth in the effective edition of the Office of Justice Programs Financial Guide is required from all projects that are involved with confidential funds. The signed certification must be submitted at the time of grant application.

### **33. Equal Employment Opportunity (EEO)**

- a. Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, disability, or age in funded programs or activities. All subgrant recipients and implementing agencies must comply with any applicable statutorily-imposed nondiscrimination requirements, which may include the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. § 3789d); the Victims of Crime Act (42 U.S.C. § 10604(e)); The Juvenile Justice and Delinquency Prevention Act of 2002 (42 U.S.C. §

5672(b)); the Civil Rights Act of 1964 (42 U.S.C. § 2000d); the Rehabilitation Act of 1973 (29 U.S.C. § 7 94); the Americans with Disabilities Act of 1990 (42 U.S.C. § 12131-34); the Education Amendments of 1972 (20 U.S.C. §§1681, 1683, 1685-86); the Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-07); and Department of Justice Non-Discrimination Regulations 28 CFR Part 42; see Ex. Order 13279 (equal protection of the laws for faith-based and community organizations).

- b. A subgrant recipient or implementing agency must develop an EEO Plan if it has 50 or more employees and it has received any single award of \$25,000 or more from the Department of Justice. The plan must be prepared using the on-line short form at [http://www.ojp.usdoj.gov/about/ocr/eeop\\_comply.htm](http://www.ojp.usdoj.gov/about/ocr/eeop_comply.htm), must be retained by the subgrant recipient or implementing agency, and must be available for review or audit. The organization must also submit an EEO Certification to FDLE.
- c. If the subgrant recipient or implementing agency is required to prepare an EEO Plan and has received any single award of \$500,000 or more from the Department of Justice, it must submit its plan to the Department of Justice for approval. A copy of the Department of Justice approval letter must be submitted to FDLE. The approval letter expires two years from the date of the letter.
- d. A subgrant recipient or implementing agency is exempt from the EEO Plan requirement if it has fewer than 50 employees or if it does not receive any single award of \$25,000 or more from the Department of Justice or if it is a nonprofit organization, a medical or educational institution, or an Indian Tribe. If an organization is exempt from the EEO Plan requirement, it must submit an EEO Certification to FDLE.
- e. The subgrant recipient and implementing agency acknowledge that failure to comply with EEO Requirements within 60 days of the project start date may result in suspension or termination of funding, until such time as it is in compliance.
- f. In the event a Federal or State court of Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to the Office for Civil Rights, Office of Justice Programs.

#### **34. Americans with Disabilities Act**

Subgrant recipients must comply with the requirements of the Americans with Disabilities Act (ADA), Public Law 101-336, which prohibits discrimination by public and private entities on the basis of disability and requires certain accommodations be made with regard to employment (Title I), state and local government services and transportation (Title II), public accommodations (Title III), and telecommunications (Title IV).

#### **35. Immigration and Nationality Act**

No public funds will intentionally be awarded to any contractor who knowingly employs unauthorized alien workers, constituting a violation of the employment provisions contained in 8 U.S.C. Section 1324a(e), Section 274A(e) of the Immigration and Nationality Act ("INA"). The Department shall consider the employment by any contractor of unauthorized aliens a violation of Section 274A(e) of the INA. Such violation by the subgrant recipient of the employment provisions contained in Section 274A(e) of the INA shall be grounds for unilateral cancellation of this contract by the Department.

#### **36. National Environmental Policy Act (NEPA)**

- a. The subgrant recipient agrees to assist FDLE in complying with the NEPA, the National Historic Preservation Act, and other related federal environmental impact analyses

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requirements in the use of subgrant funds by the subgrant recipient. This applies to the following new activities whether or not they are being specifically funded with these subgrant funds. That is, it applies as long as the activity is being conducted by the subgrant recipient or any third party and the activity needs to be undertaken in order to use these subgrant funds,

- (1) New construction;
  - (2) Minor renovation or remodeling of a property either (a) listed on or eligible for listing on the National Register of Historic Places or (b) located within a 100-year flood plain;
  - (3) A renovation, lease, or any other proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size; and
  - (4) Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or educational environments.
  - (5) Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.
- b. The subgrant recipient understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by the Bureau of Justice Assistance. The subgrant recipient further understands and agrees to the requirements for implementation of a Mitigation Plan, as detailed by the Department of Justice, for programs relating to methamphetamine laboratory operations.
- c. For any of a subgrant recipient's existing programs or activities that will be funded by these subgrants, the subgrant recipient, upon specific request from the Department and the U.S. Department of Justice, agrees to cooperate with the Department of Justice in any preparation by Department of Justice of a national or program environmental assessment of that funded program or activity.

### 37. Non-Procurement, Debarment and Suspension

The subgrant recipient agrees to comply with Executive Order 12549, Debarment and Suspension and 2 CFR 180, "OMB Guidelines To Agencies On Governmentwide Debarment And Suspension (Nonprocurement)" These procedures require the subgrant recipient to certify it shall not enter into any lower tiered covered transaction with a person who is debarred, suspended, declared ineligible or is voluntarily excluded from participating in this covered transaction, unless authorized by the Department. If the subgrant is \$100,000 or more, the subgrant recipient and implementing agency certify that they and their principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
- d. Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default.

**38. Federal Restrictions on Lobbying**

- a. Each subgrant recipient agrees to comply with 28 CFR Part 69, "New Restrictions on Lobbying" and shall file the most current edition of the Certification And Disclosure Form, if applicable, with each submission that initiates consideration of such subgrant recipient for award of federal contract, grant, or cooperative agreement of \$100,000 or more.
- b. This certification is a material representation of fact upon which reliance was placed when this agreement was made. Submission of this certification is a prerequisite to entering into this agreement subject to conditions and penalties imposed by 31 USC 1352. Any person who fails to file the required certification is subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each failure to file.
- c. As required by 31 USC 1352, and implemented at 28 CFR 69, for persons entering into a grant or cooperative agreement over \$100,000, as defined at 28 CFR 69, the applicant certifies that:
  - (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;
  - (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;
  - (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all sub-recipients shall certify and disclose accordingly.

**39. State Restrictions on Lobbying**

In addition to the provisions contained in Item 39, above, the expenditure of funds for the purpose of lobbying the legislature or a state agency is prohibited under this contract.

**40. Additional Restrictions on Lobbying**

Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of the Office of Justice Programs.

**41. "Pay – to – Stay"**

Funds from this award may not be used to operate a "pay-to-stay" program in any local jail. Furthermore, no funds may be given to local jails that operate "pay-to-stay" programs. "Local jail," as referenced in this condition, means an adult facility or detention center owned and/or operated by city, county, or municipality. It does not include juvenile detention centers. "Pay-to-stay" programs as referenced in this condition, means a program by which extraordinary services, amenities and/or accommodations, not otherwise available to the general inmate population, may be provided, based upon an offender's apparent ability to pay, such that disparate conditions of confinement are created for the same or similar offenders within a jurisdiction.

**42. Mitigation of Health, Safety and Environmental risks dealing with Clandestine Methamphetamine Laboratories**

If an award is made to support methamphetamine laboratory operations the subgrant recipient must comply with this condition, which provides for individual site environmental assessment/impact statements as required under the National Environmental Policy Act.

- a. **General Requirement:** The subgrant recipient agrees to comply with Federal, State, and local environmental, health and safety laws and regulations applicable to the investigation and closure of clandestine methamphetamine laboratories and the removal and disposal of the chemicals, equipment, and wastes used in or resulting from the operation of these laboratories.
- b. **Specific Requirements:** The subgrant recipient understands and agrees that any program or initiative involving the identification, seizure, or closure of clandestine methamphetamine laboratories can result in adverse health, safety and environmental impacts to (1) the law enforcement and other governmental personnel involved; (2) any residents, occupants, users, and neighbors of the site of a seized clandestine laboratory; (3) the seized laboratory site's immediate and surrounding environment of the site(s) where any remaining chemicals, equipment, and waste from a seized laboratory's operations are placed or come to rest.

Therefore, the subgrant recipient further agrees that in order to avoid or mitigate the possible adverse health, safety and environmental impacts from any of clandestine methamphetamine operations funded under this award, it will (1) include the nine, below listed protective measures or components; (2) provide for their adequate funding to include funding, as necessary, beyond that provided by this award; and (3) implement these protective measures directly throughout the life of the subgrant. In so doing, the subgrant recipient understands that it may implement these protective measures directly through the use of its own resources and staff or may secure the qualified services of other agencies, contractor or other qualified third party.

- (1) Provide medical screening of personnel assigned or to be assigned by the subgrant recipient to the seizure or closure of clandestine methamphetamine laboratories;
- (2) Provide Occupational Safety and Health Administration (OSHA) required initial and refresher training for law enforcement officials and other personnel assigned by the subgrant recipient to either the seizure or closure of clandestine methamphetamine laboratories;
- (3) As determined by their specific duties, equip personnel assigned to the project with OSHA required protective wear and other required safety equipment;
- (4) Assign properly trained personnel to prepare a comprehensive contamination report on each closed laboratory;
- (5) Employ qualified disposal contractors to remove all chemicals and associated

glassware, equipment, and contaminated materials and wastes from the site(s) of each seized clandestine laboratory;

- (6) Dispose of the chemicals, equipment, and contaminated materials and wastes removed from the sites of seized laboratories at properly licensed disposal facilities or, when allowable, properly licensed recycling facilities;
- (7) Monitor the transport, disposal, and recycling components of subparagraphs 5 and 6 immediately above in order to ensure proper compliance;
- (8) Have in place and implement an inter-agency agreement or other form of commitment with a responsible State environmental agency that provides for that agency's (i) timely evaluation of the environmental conditions at and around the site of a closed clandestine laboratory and (ii) coordination with the responsible party, property owner, or others to ensure that any residual contamination is remediated, if necessary, and in accordance with existing State and Federal requirements; and
- (9) Have in place and implement a written agreement with the responsible state or local service agencies to properly respond to any minor, as defined by state law, at the site. This agreement must ensure immediate response by qualified personnel who can (i) respond to the potential health needs of any minor at the site; (ii) take that minor into protective custody unless the minor is criminally involved in the meth lab activities or is subject to arrest for other criminal violations; (iii) ensure immediate medical testing for methamphetamine toxicity; and (iv) arrange for any follow-up medical tests, examinations, or health care made necessary as a result of methamphetamine toxicity.

#### 43. Limited English Proficiency (LEP)

In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with LEP. For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at <http://www.lep.gov>.

#### 44. The Coastal Barrier Resources Act

The subgrant recipient will comply and assure the compliance of all contractors with the provisions of the Coastal Barrier Resources Act (P.L. 97-348) dated October 19, 1982 (16 USC 3501 et seq.) which prohibits the expenditure of most new Federal funds within the units of the Coastal Barrier Resources System.

#### 45. Enhancement of Security

If funds are used for enhancing security, the subgrant recipient agrees to:

- a. Have an adequate process to assess the impact of any enhancement of a school security measure that is undertaken on the incidence of crime in the geographic area where the enhancement is undertaken.
- b. Conduct such an assessment with respect to each such enhancement; and, submit to the Department the aforementioned assessment in its Final Program Report.

#### 46. Environmental Protection Agency's (EPA) list of Violating Facilities

The subgrant recipient assures that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the Program Purpose are not listed on the EPA's list of

Violating Facilities and that it will notify the Department of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.

**47. Flood Disaster Protection Act**

The subgrant recipient will comply with Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, requiring that the purchase of flood insurance in communities where such insurance is available as a condition of the receipt of any federal financial assistance for construction or acquisition purposes for use in any area that has been identified as an area having special flood hazards.

**48. National Historic Preservation Act**

It will assist the Department (if necessary) in assuring compliance with section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. § 470), Ex. Order 11593 (identification and protection of historic properties), the Archeological and Historical Preservation Act of 1974 (16 U.S.C. § 469 a-1 et seq.), and the National Environmental Policy Act of 1969 (42 U.S.C. § 4321).

**49. Omnibus Crime Control and Safe Streets Act**

The subgrant recipient will comply and assure the compliance of all contractors, with the applicable provisions of Title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended; the Juvenile Justice and Delinquency Prevention Act, or the Victims of Crime Act; as appropriate; the provisions of the current edition of the Office of Justice Program Financial and Administrative Guide for Grants; and all other applicable State and Federal laws, orders, circulars, or regulations.

**50. Human Research Subjects**

Grantee agrees to comply with the requirements of 28 C.F.R. part 46 and all Office of Justice Programs policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

**51. National Information Exchange Model specifications**

To support public safety and justice information sharing, the Office of Justice Programs requires the grantee to use the National Information Exchange Model (NIEM) specifications and guidelines for this particular grant. Grantee shall publish and make available without restriction all schemas generated as a result of this grant to the component registry as specified in the guidelines. For more information on compliance with this condition, visit <http://www.niem.gov/implementationguide.php>.

**52. Reporting, Data Collection and Evaluation**

The subgrant recipient agrees to comply with all reporting, data collection and evaluation requirements, as prescribed by the Bureau of Justice Assistance in the program guidance for the Justice Assistance Grant (JAG). Compliance with these requirements will be monitored by the Bureau of Justice Assistance.

**53. Privacy Certification**

The subgrant recipient agrees to comply with all confidentiality requirements of 42 U.S.C. section 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. Grantee further agrees, as a condition of grant approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.

**54. State Information Technology Point of Contact**

The subgrant recipient agrees to ensure that the State Information Technology Point of Contact receives written notification regarding any information technology project funded by this grant during the obligation and expenditures period. This is to facilitate communication among local and state governmental entities regarding various information technology projects being conducted with these grant funds. In addition, the recipient agrees to maintain an administrative file documenting the meeting of this requirement. For a list of State Information Technology Points of Contact, go to <http://www.it.ojp.gov/default.aspx?area=policyAndPractice&page=1046>.

**55. Interstate Connectivity**

To avoid duplicating existing networks or IT systems in any initiatives funded by the Bureau of Justice Assistance for law enforcement information sharing systems which involve interstate connectivity between jurisdictions, such systems shall employ, to the extent possible, existing networks as the communication backbone to achieve interstate connectivity, unless the subgrant recipient can demonstrate to the satisfaction of the Bureau of Justice Assistance that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.

**56. Supplanting**

The subgrant recipient agrees that funds received under this award will not be used to supplant State or local funds, but will be used to increase the amounts of such funds that would, in the absence of Federal funds, be made available for law enforcement activities.

**57. Conflict of Interest**

The subgrant recipient and implementing agency will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.

**58. Uniform Relocation Assistance and Real Property Acquisitions Act**

The subgrant recipient will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. § 4601 et seq.), which govern the treatment of persons displaced as a result of federal and federally-assisted programs.

**59. Limitations on Government Employees Financed by Federal Assistance**

The subgrant recipient will comply with requirements of 5 U.S.C. §§ 1501-08 and §§ 7324-28, which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.

**60. Equal Treatment for Faith Based Organizations**

The grantee agrees to comply with the applicable requirements of 28 C.F.R. Part 38, the Department of Justice regulation governing "Equal Treatment for Faith Based Organizations" (fr.

"Equal Treatment Regulation"). The Equal Treatment Regulation provides in part that Department of Justice grant awards of direct funding may not be used to fund any inherently religious activities, such as worship, religious instruction, or proselytization. Recipients of direct grants may still engage in inherently religious activities, but such activities must be separate in time or place from the Department of Justice funded program, and participation in such activities by individuals receiving services from the grantee or a sub-grantee must be voluntary. The Equal Treatment Regulation also makes clear that organizations participating in programs directly funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. Notwithstanding any other special condition of this award, faith based organizations may, in some circumstances, consider religion as a basis for employment. See [http://www.ojp.gov/about/ocr/equal\\_fbo.htm](http://www.ojp.gov/about/ocr/equal_fbo.htm).

**61. Certification for Employees Working Solely on a Single Federal Award**

Any project staff that are fully funded by the grant must certify that they worked solely on the grant. The certification must be prepared at least semi annually and must be signed by the employee and by a supervisory official having first hand knowledge of the work performed by the employee.

**62. Reporting Potential Fraud, Waste, Abuse, and Similar Misconduct**

The subgrant recipient must promptly refer to the Florida Department of Law Enforcement, Office of Criminal Justice Grants any credible evidence that a principal, employee, agent, contractor, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds

**63. Task Force Training Requirement**

The subgrant recipient agrees that within 120 days of award, for any law enforcement task force funded with these funds, the task force commander, agency executive, task force officers, and other task force members of equivalent rank, will complete required online (internet-based) task force training to be provided free of charge through BJA's Center for Task Force Integrity and Leadership. This training will address task force effectiveness as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability. Additional information will be provided by BJA regarding the required training and access methods via BJA's web site and the Center for Task Force Integrity and Leadership ([www.ctfli.org](http://www.ctfli.org)).

**CERTIFICATION FORM**

Recipient Name and Address: GULF COUNTY SHERIFFS OFFICE

Grant Title: DRUG EDUCATION AND COMMUNITY SAFETY Grant Number: 2011-JAGC-1401 Award Amount: 57037.00  
~~31370.00~~

Contact Person Name and Title: JOE NUGENT SHERIFF Phone Number: (850)227-1115

Federal regulations require recipients of financial assistance from the Office of Justice Programs (OJP), its component agencies, and the Office of Community Oriented Policing Services (COPS) to prepare, maintain on file, submit to OJP for review, and implement an Equal Employment Opportunity Plan (EEOP) in accordance with 28 C.F.R §§ 42.301-308. The regulations exempt some recipients from all of the EEOP requirements. Other recipients, according to the regulations, must prepare, maintain on file and implement an EEOP, but they do not need to submit the EEOP to OJP for review. Recipients that claim a complete exemption from the EEOP requirement must complete **Section A** below. Recipients that claim the limited exemption from the submission requirement, must complete **Section B** below. **A recipient should complete either Section A or Section B, not both.** If a recipient receives multiple OJP or COPS grants, please complete a form for each grant, ensuring that any EEOP recipient certifies as completed and on file (if applicable) has been prepared within two years of the latest grant. Please send the completed form(s) to the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice, 810 7<sup>th</sup> Street, N.W., Washington, D.C. 20531. For assistance in completing this form, please call (202)307-0690 or TTY (202) 307-2027.

**Section A- Declaration Claiming Complete Exemption from the EEOP Requirement.** Please check all the boxes that apply.

- |                                     |   |                          |  |
|-------------------------------------|---|--------------------------|--|
| <input checked="" type="checkbox"/> | Recipient has less than 50 employees,   | <input type="checkbox"/> | Recipient is an Indian tribe,                      |
| <input type="checkbox"/>            | Recipient is a non-profit organization, | <input type="checkbox"/> | Recipient is an educational institution, or        |
| <input type="checkbox"/>            | Recipient is a medical institution,     | <input type="checkbox"/> | Recipient is receiving an award less than \$25,000 |

I, JOSEPH NUGENT [responsible official], certify that GULF COUNTY SHERIFFS OFFICE [recipient] is not required to prepare an EEOP for the reason(s) checked above, pursuant to 28 C.F.R §42.302. I further certify that GULF COUNTY SHERIFFS OFFICE [recipient] will comply with applicable Federal civil rights laws that prohibit discrimination in employment and in the delivery of services.

JOSEPH NUGENT SHERIFF Signature 6-29-10 Date

**Section B- Declaration Claiming Exemption from the EEOP Submission Requirement and Certifying That an EEOP Is on File for Review.**

If a recipient agency has 50 or more employees and is receiving a single award or subaward for \$25,000 or more, but less than \$500,000, then the recipient agency does not have to submit an EEOP to OJP for review as long as it certifies the following (42 C.F.R. § 42.305):

I, \_\_\_\_\_ [responsible official], certify that the \_\_\_\_\_ [recipient], which has 50 or more employees and is receiving a single award or subaward for \$25,000 or more, but less than \$500,000, has formulated an EEOP in accordance with 28 CFR §42.301, *et seq.*, subpart E. I further certify that the EEOP has been formulated and signed into effect within the past two years by the proper authority and that it is available for review. The EEOP is on file in the office of: \_\_\_\_\_ [organization], at \_\_\_\_\_ [address], for review by the public and employees or for review or audit by officials of the relevant state planning agency or the Office for Civil Rights, Office of Justice Programs, U. S. Department of Justice, as required by relevant laws and regulations.

Print or type Name and Title Signature Date

**CERTIFICATION FORM**

Recipient Name and Address: Gulf County Board Of County Commissioners

Grant Title: drug education and community safety Grant Number: 2011-JAGC-1401 Award Amount: 57037.00

Contact Person Name and Title: Warren Yeager Phone Number: (850)229-6112

Federal regulations require recipients of financial assistance from the Office of Justice Programs (OJP), its component agencies, and the Office of Community Oriented Policing Services (COPS) to prepare, maintain on file, submit to OJP for review, and implement an Equal Employment Opportunity Plan (EEO) in accordance with 28 C.F.R §§ 42.301-308. The regulations exempt some recipients from all of the EEO requirements. Other recipients, according to the regulations, must prepare, maintain on file and implement an EEO, but they do not need to submit the EEO to OJP for review. Recipients that claim a complete exemption from the EEO requirement must complete Section A below. Recipients that claim the limited exemption from the submission requirement, must complete Section B below. A recipient should complete either Section A or Section B, not both. If a recipient receives multiple OJP or COPS grants, please complete a form for each grant, ensuring that any EEO recipient certifies as completed and on file (if applicable) has been prepared within two years of the latest grant. Please send the completed form(s) to the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice, 810 7<sup>th</sup> Street, N.W., Washington, D.C. 20531. For assistance in completing this form, please call (202)307-0690 or TTY (202) 307-2027.

**Section A- Declaration Claiming Complete Exemption from the EEO Requirement.** Please check all the boxes that apply.

- Recipient has less than 50 employees,
- Recipient is a non-profit organization,
- Recipient is a medical institution,
- Recipient is an Indian tribe,
- Recipient is an educational institution, or
- Recipient is receiving an award less than \$25,000

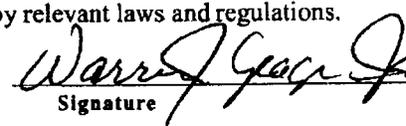
I, \_\_\_\_\_ [responsible official], certify that \_\_\_\_\_ [recipient] is not required to prepare an EEO for the reason(s) checked above, pursuant to 28 C.F.R §42.302. I further certify that \_\_\_\_\_ [recipient] will comply with applicable Federal civil rights laws that prohibit discrimination in employment and in the delivery of services.

Print or type Name and Title	Signature	Date
------------------------------	-----------	------

**Section B- Declaration Claiming Exemption from the EEO Submission Requirement and Certifying That an EEO Is on File for Review.**

If a recipient agency has 50 or more employees and is receiving a single award or subaward for \$25,000 or more, but less than \$500,000, then the recipient agency does not have to submit an EEO to OJP for review as long as it certifies the following (42 C.F.R. § 42.305):

I, Warren Yeager [responsible official], certify that the Gulf County Board Of County Commissioners [recipient], which has 50 or more employees and is receiving a single award or subaward for \$25,000 or more, but less than \$500,000, has formulated an EEO in accordance with 28 CFR §42.301, et seq., subpart E. I further certify that the EEO has been formulated and signed into effect within the past two years by the proper authority and that it is available for review. The EEO is on file in the office of: Gulf County Board Of County Commissioners [organization], at 1000 Cecil Costin Blvd Port St Joe Florida [address], for review by the public and employees or for review or audit by officials of the relevant state planning agency or the Office for Civil Rights, Office of Justice Programs, U. S. Department of Justice, as required by relevant laws and regulations.

Warren Yeager		08/05/2010
Print or type Name and Title	Signature	Date

# Application for Funding Assistance

51

Florida Department of Law Enforcement  
Justice Assistance Grant - County-wide

## Section 6: Signatures

In witness whereof, the parties affirm they each have read and agree to the conditions set forth in this agreement, have read and understand the agreement in its entirety and have executed this agreement by their duly authorized officers on the date, month and year set out below.

2010  
CRIMINAL JUSTICE GRANTS

Corrections on this page, including Strikeovers,  
whiteout, etc. are not acceptable.

State of Florida  
Department of Law Enforcement  
Office of Criminal Justice Grants

Signature: Clayton H. Wilder  
Typed Name and Title: Clayton H. Wilder, Community Program Administrator  
Date: 8-31-10

Subgrant Recipient  
Municipal Office of Governmental Affairs  
Commissioner of Police or Designated Representative

Typed Name of Subgrant Recipient: CARMEN McEMORE  
Signature: Carmen McEmore  
Typed Name and Title: CHAIRMAN  
Date: 6/22/10

Implementing Agency  
Official Authorized to Represent the Agency

Typed Name of Implementing Agency: JOSEPH NUGENT  
Signature: Joseph Nugent  
Typed Name and Title: SHERIFF  
Date: 6/22/10

51

# Gulf County Beaches Volunteer Fire Department

7912 Alabama Avenue • Port St. Joe, Florida 32456  
E-Mail: [gulfbeaches@gtcom.net](mailto:gulfbeaches@gtcom.net)

Phone/Fax (850) 647-8452

## Memorandum

**To:** Board of County Commissioners  
**From:** David Richardson, Fire Chief  
**Date:** March 15, 2010  
**CC:** Chief Administrator, HR Department, Clerks Office  
**Re:** Jet Ski Transfer

This request is to transfer 2003 Kawasaki Jet Ski inventory ID #150-87 from the Beaches Fire Department to the Dalkeith Fire Department. If approved, this will be an inventory transfer with no exchange of funds. This transfer will keep the units within the fire service and available for emergency response on the County waterways.

Sincerely,

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_

2010 AUG 31 PM 4:22

My File Edit Tools Help

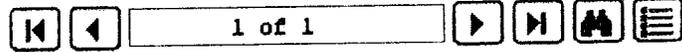


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- 
- 
- 
- 
- 
- 

<b>Asset</b>	<input type="text" value="2888"/>	<b>Commodity</b>	<input type="text" value="..."/>
<b>Status</b>	<input type="text" value="ACTIVE"/>	<b>Desc</b>	<input type="text" value="JET SKI"/>
<b>Class</b>	<input type="text" value="42 ..."/> ON-ROAD EQ	<b>Master</b>	<input type="text" value=""/>
<b>Sub-class</b>	<input type="text" value="422 ..."/> WATERCRAFT/ATV/MOTORS	<b>Type</b>	<input type="text" value="GOVERNMENTAL"/>

- 
- 
- 
- 
- 
- 

<b>Tag number</b>	<input type="text" value="150-87"/>	<b>Serial/Parcel</b>	<input type="text" value="KAW30434J203"/>
<b>Location</b>	<input type="text" value="150 ..."/> BEACHES FIRE DEPT	<b>Department</b>	<input type="text" value="150 ..."/> BEACHES FIRE DEPT
<b>Loc. memo</b>	<input type="text" value="BEACHES FIRE DEPT"/>	<b>Custodian</b>	<input type="text" value="BFD ..."/> BEACHES FIRE DEPT
<b>Storg. loc</b>	<input type="text" value=""/>	<b>Floor/Room</b>	<input type="text" value=""/> <input type="text" value=""/>
<b>Date acq.</b>	<input type="text" value="09/12/2003"/>	<b>Acquis cost</b>	<input type="text" value="6,100"/>
<b>Fiscal yr</b>	<input type="text" value="2003"/>	<b>Quantity</b>	<input type="text" value="1"/>
<b>Manufact</b>	<input type="text" value="KAWAS ..."/> KAWASAKI	<b>Unit cost</b>	<input type="text" value="6,100"/>
<b>Model</b>	<input type="text" value="H1100-A8"/>	<b>Acres</b>	<input type="text" value=""/>
<b>Model year</b>	<input type="text" value=""/>	<b>Square ft</b>	<input type="text" value=""/>
<b>Lic/Reg #</b>	<input type="text" value=""/>	<b>GIS layer ID</b>	<input type="text" value=""/>



Display Purchase History.

2010 AUG 31 PM 3:41  
 GULF COUNTY BCC  
 OFFICE OF THE CLERK  
 1000 W. GULF BAY BLVD  
 PENSACOLA, FL 32506

# Kawasaki

**Ron's Kawasaki**  
 2350 West 15th Street  
 Panama City, FL 32401  
 785-5641

Registration Number  
 MV-00251

8-3-10

AM

NO 8-19  
 15

QTY	ITEM NO.	DESCRIPTION	AMOUNT
		*Misc. Shop Supplies	15.00
		*Fla. Waste Tire/Battery Fee	
1	13049-3715	2 1/2" Fl. 15	98.95
1	13049-3705	Recess	48.95
1	13009-3706	Riv	17.11
1	13033-3703	Recess	20.42
2	92033-3721	Clips	4.10
1	11060-3817	Body Seal	46.17
1	11004-3715	Head	43.88
1	11060-3767	EX	55.89
1	11060-3769	EX	29.50
1	11060-3768	EX	23.95
1	11060-3775	Card	17.94
1	11060-3776	"	8.57
3	14073-3722	Pvt	64.53
1	92045-3758	Key Switch	306.48
5		golf gao 3.00	15.00
5		golf Plug 3.50	17.50
TOTAL PARTS (Cont. on Back)			

NAME: Dalketh Vol Fire Dept  
 ADDRESS: \_\_\_\_\_  
 CITY, STATE & ZIP: \_\_\_\_\_

YEAR: 03 MAKE: Kawa MODEL: 1100 ZXI FRAME NO.: KAW304915203  
 OPER: \_\_\_\_\_ INSTRUCTIONS: Call with

DATE RECEIVED: 8-3-10 PROMISED: \_\_\_\_\_  
 CUST. ORDER NO.: \_\_\_\_\_ WRITTEN BY: \_\_\_\_\_  
 ENGINE NO.: \_\_\_\_\_ PHONE WHEN REAL: \_\_\_\_\_

REPAIR ESTIMATE BY: \_\_\_\_\_  
 REVISIONS: \_\_\_\_\_

ADDITIONAL REPAIR AUTHORIZATION: \_\_\_\_\_  
 TELEPHONE AUTHORIZATION FOR ADDITIONAL REPAIRS O.K.  YES  NO

CUSTOMER ACKNOWLEDGES RECEIPT OF A COPY HERE OF: \_\_\_\_\_  
 X: Joseph V. Paves

WE RECOMMEND THE FOLLOWING REPAIRS: \_\_\_\_\_  
 Approved by: Joseph V. Paves  
 Date: 8-26-10

TOTAL HOURS	TOTAL LABOR	TOTAL PARTS	OUTSIDE LABOR	PICKUP	SUBTOTAL	CITY TAX	STATE TAX	TOTAL AMOUNT
70	525.00	720.35			1245.35			1245.38

SEE BACK FOR ADDITIONAL CUSTOMER INFORMATION REGARDING REPAIRS

THANK YOU FOR YOUR PATRONAGE

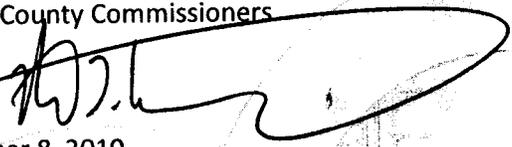
PLEASE READ CAREFULLY, CHECK ONE OF THE STATEMENTS BELOW AND SIGN: I UNDERSTAND THAT UNDER STATE LAW, I AM ENTITLED TO A WRITTEN ESTIMATE, IF MY FINAL BILL WILL EXCEED \$50.00  
 I REQUEST A WRITTEN ESTIMATE AS LONG AS THE REPAIR COSTS DO NOT EXCEED \$ \_\_\_\_\_ WITHOUT MY WRITTEN OR ORAL APPROVAL.  
 I DO NOT REQUEST A WRITTEN ESTIMATE.

SIGNED \_\_\_\_\_ DATE \_\_\_\_\_

**BOARD OF COUNTY COMMISSIONERS  
GULF COUNTY, FLORIDA  
GULF COUNTY DETENTION FACILITY**

1000 CECIL G. COSTIN, SR. BLVD. • PORT ST. JOE, FLORIDA 32456

PHONE (850) 227-1124/639-3042 • (850) 227-1128

To: Gulf County Board of County Commissioners  
Fr: Michael L Hammond   
Dt: Wednesday, September 8, 2010  
Re: 2003 Crown Victoria VIN 2FAFP71W23X172026 valued @ \$1,975.00, Tag # 22-10, Asset # 4297

As of this date, we would like to request that the board, delete the above vehicle from our inventory at the Detention Facility so, that it can become a part of the Sheriff Department's inventory.

Thank you for your time in this matter.

2010 SEP -8 AM 10: 26

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_

BOARD OF COUNTY COMMISSIONERS  
GULF COUNTY, FLORIDA  
**CHIEF ADMINISTRATOR'S OFFICE**

Donald Butler, Chief Administrator

1000 CECIL G. COSTIN, SR. BLVD., ROOM 302, PORT ST. JOE, FLORIDA 32456

PHONE: (850) 229-6111/229-6106/639-6700 • FAX: (850) 229-9252 • EMAIL: dbutler@gulfcountry-fl.gov

DATE AND TIME OF MEETINGS: SECOND AND FOURTH TUESDAYS AT 6:00 P.M., E.T.

MEMORANDUM

TO: GULF COUNTY BOARD OF COUNTY COMMISSIONERS

FROM: DON BUTLER, COUNTY ADMINISTRATOR *DB*

DATE: AUGUST 31, 2010

RE: BUDGET ITEMS

It is my recommendation that the board pay for the following expenses:

- 1. City of Port St. Joe-Fire truck payment that was inadvertently not invoiced to the BOCC for the 2006-07 FY and not paid. There is money allocated in this budget year for the payment and the payment term ended last year in the amount of \$15,375.00 *32422-81000*
- 2. City of Wewahitchka-Fire truck payment that was decreased by 3%. Recommend payment of \$185.92. *33122-81000*

Thank you.

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_

2010 SEP -9 AM 8:21

Lynn Lanier

---

**From:** Donald Butler [dbutler@gulfcountry-fl.gov]  
**Sent:** Tuesday, August 31, 2010 9:30 AM  
**To:** 'Lynn Lanier'  
**Subject:** FW: Fire Truck Invoice  
**Attachments:** untitled-[1.2]; Ecopyupstairs-QuickConnect-08242010-083309.pdf

**From:** janderson@psj.fl.gov [mailto:janderson@psj.fl.gov]  
**Sent:** Tuesday, August 24, 2010 1:27 PM  
**To:** dbutler@gulfcountry-fl.gov  
**Cc:** Charlie Weston  
**Subject:** Fire Truck Invoice

Good afternoon Don,

Attached is a copy of the invoice for the Fire Truck as discussed with Charlie Weston. If you have any questions, please let us know.

Thanks,  
Jim

Jim Anderson  
City Clerk  
(850)229-8261 Ext 113

--  
This message has been scanned for viruses and dangerous content by **MailScanner**, and is believed to be clean.

CUSTOMER  
NUMBER  
301624

INVOICE  
DATE  
08/24/2010

**58**  
INVOICE  
NUMBER  
20101049

CITY OF PORT ST. JOE  
CITY HALL  
PO BOX 278  
PORT ST. JOE FL 32457

GULF COUNTY BOARD OF COMMISSION  
1000 C G COSTIN SR BLV  
PORT ST. JOE,, FL 32456-1648

FOR/LOCATION  
FINAL FIRE TRUCK PAYMENT

DESCRIPTION	ORIG BILL	ADJUSTED	PAID	AMOUNT DUE
FIRE ENGINE REIMBURSEMENT	15375.00	.00	.00	15375.00
QTY 1.00 @ 15375.00 PER EACH				

INVOICE TOTAL DUE 15,375.00

INBOX

Compose

Addresses

Folders

Options

Current Folder: **INBOX**

**Welcome:** janderson **Your IP address:** 192.168.11.25

Message List Delete

Forward | Forward as Attachment | Reply Reply All

Delete & Prev | Delete & Next

Move to: **INBOX**

**Move**

**Subject:** [Fwd: Re: FW: Fire Control Services \$6000]

**From:** cweston@psj.fl.gov

**Date:** Fri, August 20, 2010 1:01 pm

**To:** "Jim Anderson" <janderson@psj.fl.gov>

**Priority:** Normal

**Mailer:** SquirrelMail/1.4.19

**Options:** [View Full Header](#) | [View Printable Version](#) | [Download this as a file](#) | [View Message details](#) | [View as plain text](#)

fyi

----- Original Message -----

Subject: Re: FW: Fire Control Services \$6000

From: cweston@psj.fl.gov

Date: Wed, August 11, 2010 5:14 pm

To: "Donald Butler" <dbutler@gulfcounty-fl.gov>

Thanks Don, I really appreciate your help on this fire truck issue.

> Charlie

>

>

>

> In my box when I got back this AM. We will continue to try to save the

> total

> to compensate for the lack of one year payment.

>

>

>

> Thanks

>

> Don

>

>

>

From: Carla Hand [/src/compose.php?send\_to=chand@gulfclerk.com]

> Sent:

Wednesday, August 11, 2010 9:57 AM

> To: janderson@psj.fl.gov

> Cc: 'Donald Butler'; bnorris@gulfclerk.com

> Subject: Fire

Control Services \$6000

>

>

>

01370 → 001330

01370 / 33693

> Jim  
 >  
 >  
 >  
 > The City has not requested the \$6000 for fire control services for 2009-2010.  
 >  
 >  
 >  
 > The \$15375 is no longer applicable as the fire truck has been paid off.  
 >  
 >  
 >  
 > If you will email me the invoice I will get the proper signatures and give

> it to Darla for payment  
 >  
 >  
 > Carla A. Hand, CPA, CGFO  
 > Finance Officer  
 > Gulf County Clerk of Courts  
 >  
 >  
 > "Under Florida Law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by telephone or in writing."

> \_\_\_\_\_ Information from ESET  
 NOD32 Antivirus, version of virus  
 > signature  
 > database  
 5357 (20100811) \_\_\_\_\_

> The message was checked by ESET NOD32 Antivirus.  
 >  
 > <http://www.eset.com>

> --  
 > This message has been scanned for viruses and dangerous content by MailScanner, and is believed to be clean.

Charlie Weston  
 City Manager  
 P.O. Box 278 Port St. Joe, FL  
 32457  
 850-229-8261  
 Cell 850-527-1985

BOARD OF COUNTY COMMISSIONERS  
GULF COUNTY, FLORIDA

CHIEF ADMINISTRATOR'S OFFICE

Donald Butler, Chief Administrator

1000 CECIL G. COSTIN, SR. BLVD., ROOM 302, PORT ST. JOE, FLORIDA 32456

PHONE: (850) 229-6111/229-6106/639-6700 • FAX: (850) 229-9252 • EMAIL: dbutler@gulfcounty-fl.gov

DATE AND TIME OF MEETINGS: SECOND AND FOURTH TUESDAYS AT 6:00 P.M., E.T.

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FROM: DON BUTLER, COUNTY ADMINISTRATOR *DB*

DATE: AUGUST 31, 2010

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- 2. City of Wewahitchka-Fire truck payment that was decreased by 3%. Recommend payment of \$185.92. *33122-81000*

Thank you.

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_

2010 SEP -9 AM 8:21

FILED IN THE CLERK'S OFFICE OF GULF COUNTY, FLORIDA

CARMEN L. McLEMORE  
District 1

BILLY E. TRAYLOR  
District 2

BILL WILLIAMS  
District 3

NATHAN PETERS, JR.  
District 4

WARREN YEAGER  
District 5

CONSENT **61**  
DATE: 9/14/10

(850)639-2605—(850)639-5816  
Fax (850)639-2701



City of Wewahitchka  
Post Office Box 966—Wewahitchka, Florida 32465

2010 SEP 1 11:50 AM  
COUNTY COMMISSIONERS

Sep 1, 2010

Mr. Don Butler  
Gulf County Commission  
1000 Cecil Costin Blvd  
Port St Joe, FL 32465

Re: Pierce Kenworth Firetruck (#4)

Dear Don:

Back in May, I sent a letter to Carmen McLemore at the request of the City Commissioners regarding the reduction of the payment for the captioned firetruck. The invoice from the city requested \$15,375.01 and the county only paid \$15,189.09; a reduction of \$185.92. As of this date, the city has received no response from the county.

Enclosed is a copy of the letter to Mr. McLemore dated May 25, 2010, for your reference together with the attachments included at that time.

The City again respectfully requests the County to forward a check for the difference of \$185.92 as soon as possible in accordance with the original agreement for the purchase of the firetruck in 2002.

Cordially,

CITY OF WEWAHITCHKA

  
Donald J. Minchew, City Manager

/cds – enclosures

cc Carmen McLemore, County Commissioner  
cc Ray Dickens, City Mayor  
cc Ralph Fisher, City Commissioner  
cc Brian Cox, City Commissioner

cc Russ Scholtz, City Attorney  
cc Phillip Gaskin, City Mayor Pro-Tem  
cc Tony Justice, City Commissioner

(850)639-2605—(850)639-5816  
Fax (850)639-2701



City of Wewahitchka  
Post Office Box 966—Wewahitchka, Florida 32465

May 25, 2010

Mr. Carmen McLemore, Chairman  
Gulf County Board of Commissioners  
1000 Cecil Costin Blvd  
Port St Joe, FL 32456

Re: Pierce Kenworth Firetruck (#4)

Dear Carmen:

At the request of the City Commissioners at the regular meeting May 24, 2010, the city would like to remind the county that the firetruck captioned above was purchased in 2003 with the first payment due in June 2004.

At the time of purchase, the county agreed to pay one-half of the monthly installment for the eight year period of the loan. When payment was requested for the 2009-2010 budget year, the county reduced their portion from \$15,375.01 to \$15,189.09 which is a difference of \$185.92.

The City respectfully requests the County to forward a check for the difference of \$185.92 as soon as possible. The payment for the truck is due June 27, 2010.

Please see copies of the relevant documents enclosed for information.

Cordially,

CITY OF WEWAHITCHKA

  
Donald J. Minchew, City Manager

/cds - enclosures

City of Wewahitchka

APR 10 2003

# Memo

To: Mayor and Commissioners

From: Don Minchew 

Date: 10/28/02

Re: New Fire Truck

2003 MAR 27 PM 4: 36  
GULF COUNTY  
BOARD OF COUNTY  
COMMISSIONERS

The proposal for the new fire truck is from Pierce Manufacturing Co. The price quoted is from the Florida Sheriff's Association.

The fire truck is a Kenworth with a 330 hp Caterpillar engine.  
The transmission in the truck is an Allison MD 30  
1500 gallon water tank  
1250 gallon waterous pump  
Price for basic truck is \$170,187

Optional Equipment package is \$30,826

The majority of the optional equipment is required for a first-line pumper.

The access fee for the Florida Sheriff Association is \$1,005.

We would have to pay the \$1,005 to the Florida Sheriff's Association, Contract No. 0109-0905, upon placing the order for the truck.

Total cost for fire truck, including optional package is \$201,013.

There are several financing options. The one that I recommend includes the following:

Eight (8) annual payments of \$30,512.87 including interest  
First payment due one (1) year after delivery

03 APR -3 PM 4: 43  
FILED FOR RECORD  
DOUGLAS C. BIRNBAUGH  
CLERK OF CIRCUIT COURT  
GULF COUNTY, FLORIDA

BCC APPROVED

DATE 4/8/03 D.C. 

4-23-02

**WEWAHITCHKA FIRE DEPARTMENT - FINANCING FIRE TRUCK**

Commissioner Traylor motioned to submit a letter to the Wewahitchka Fire Department regarding the financing of a fire truck (City of Wewahitchka will pay one-half of the payment and the County will pay one-half from the Tupelo Fire District Funds). Commissioner Barnes seconded the motion, and it passed unanimously. Chairman McLemore directed Administrative Assistant Wibberg to draft this letter.

Post-It <sup>®</sup> Fax Note	7671	Date	10/28/02	# of pages	1
To	Don	From	Don Barnes		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #		Fax #			

THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK ON BACK. HOLD AT ANGLE TO VIEW

GULF COUNTY BOARD OF COUNTY COMMISSIONERS

1000 CECIL G. COSTIN SR. BLVD.  
Port St. Joe, Florida 32456-1648  
General Fund

CHECK NO. 083744

VISION BANK 83744  
WEWAHITCHKA and PORT ST. JOE, FLORIDA

VENDOR	CHECK DATE	CHECK AMOUNT
--------	------------	--------------

\*\*\*\*15,189 DOLLARS AND 09 CENTS

222 05/04/10 \*\*\*\*15,189.09

PAY

CITY OF WEWAHITCHKA  
P O BOX 966  
WEWAHITCHKA

FL 32465

TO THE  
ORDER OF

*Cameo L. Minchew*

Chairman of the Board of County Commissioners

*Rebecca L. Norris*

Countersigned by: Clerk of the Circuit Court  
EX-OFFICIO CLERK OF THE BOARD OF COUNTY COMMISSIONERS

⑈083744⑈ ⑆063204746⑆ ⑆02001892901⑈

April 1, 2010

Gulf County Board of County Commissioners  
1000 Cecil Costin Boulevard  
Port St Joe, FL 32456-1648

\*\*\*\*\*

2004 Pierce Kenworth Contender Plus  
Firetruck #4, Wewahitchka Volunteer Fire Dept

Annual Payment #7 of 8.....\$15,375.01  
=====

**Please make payment no later than June 1**

Please make check payable to the City of Wewahitchka. If you have any questions, please call Don Minchew, City Manager. Thank you.

**PAID**

MAY 05 2010

City of Wewahitchka

*3% across  
the board cut  
per Supervisor*

*<185.92>  
-----  
15189.09  
-----*

(c) Payment Sch.

Lease #401420002

Osh. Capital

*Orig 201,013.00*

Accrual Date: June 27, 2003

*(4.72%)*

~~10 West Broad Street, Suite 310~~  
Columbus, OH 43215-7054  
1-800-820-9041

ck date	Rent Payment Number <i>ck#</i>	Rent Payment Date	Rent Payment Amount	Interest Portion	<del>Principal Portion</del> Principal Portion <i>unpaid</i>	Termination Value
5/5/04	1 <i>17048</i>	06/27/2004	\$30,750.02	\$9,487.81	\$21,262.21 <i>5/21/04</i>	\$183,345.81
5/5/05	2 <i>17389</i>	06/27/2005	\$30,750.02	\$8,484.24	\$22,265.78 <i>5/17/05</i>	\$160,634.71
6/5/06	3 <i>3391</i>	06/27/2006	\$30,750.02	\$7,433.29	\$23,316.73 <i>6/5/06</i>	\$136,851.65
6/5/07	4 <i>3374</i>	06/27/2007	\$30,750.02	\$6,332.74	\$24,417.28	\$111,946.02
6/5/08	5 <i>24410</i>	06/27/2008	\$30,750.02	\$5,180.25	\$25,569.77	\$ 85,864.85
6/5/09	6 <i>24827</i>	06/27/2009	\$30,750.02	\$3,973.35	\$26,776.67	\$ 58,552.65
6/5/10	7	06/27/2010	\$30,750.02	\$2,709.50	\$28,040.52	\$ 29,951.32
	8	06/27/2011	\$30,750.02	\$1,385.98	\$29,364.04	\$ 0.00

*522.720 522.710*

2004 Pierce Kenworth Contender Plus fire truck

*Send bill to county for one-half <sup>buy</sup> end of April  
2004 mailed 4/5/04 15,375.01 due by 6/1/04 (CD) rec'd 4/2004*

2005	3/2005	✓	✓	✓	✓	05	rec'd 4/2005
2006	4/2006						
2007	4/2007						rec'd 5/2007
2008	4/2008						
2009	4/2009						
2010	5/2010	<i>shorted \$185.92 Budget adjustment</i>					
2011							

City of Wewahitchka  
("Lessee")

Oshkosh Capital  
("Lessor")

By: *X Ray Dickens*

By: \_\_\_\_\_

Title: *X Ray Dickens, Mayor*

Title: Funding Authority

*Pynts: PO Box 691355  
Cincinnati, OH  
45269-1355*

*1-800-820-9041  
Sandra <sup>Ch...</sup>  
cert of ins*

*Oshkosh Capital  
2 Miranova Place  
Suite 1000  
Columbus OH.*

**BOARD OF COUNTY COMMISSIONERS**  
**GULF COUNTY, FLORIDA**  
**OFFICE OF THE COUNTY ATTORNEY**  
**Timothy J. McFarland, General Counsel**  
**326 Reid Ave., Port St. Joe, FL 32456**  
**Phone (850) 227-3113, Fax (850) 227-2113**

September 8, 2010

Gulf County Board of County Commissioners  
 1000 Cecil G. Costin, Sr. Blvd.  
 Port St. Joe, Florida 32456

**INVOICE FOR PROFESSIONAL SERVICES RENDERED**  
**AUGUST, 2010**

Total professional hours expended for August 2010- 76.1

67.2 hours @ \$100.00 per hour	\$6,720.00
8.9 hours @ \$125.00 per hour	\$1,112.50
<b>COSTS:</b>	
West Law Fees	\$ 189.00

**TOTAL AMOUNT DUE: \$8,021.50**

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_

ACCT. # 21314-31100

FILED  
 CLERK OF DISTRICT COURT  
 2010 SEP -8 AM 11:56

2010 SEP - 7 AM 11:10  
COUNTY COMMISSIONERS

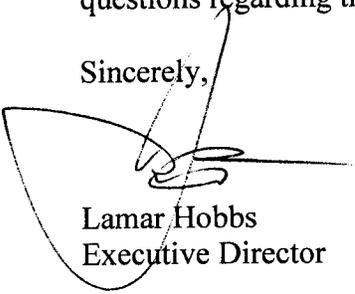
August 31, 2010

Gulf County Board of County Commissioners  
1000 Cecil G. Costin, Sr. Blvd.  
Port St. Joe, Florida 32456

To Whom It May Concern:

During a recent financial audit, it was brought to our attention that we had not billed your county for all medical exams. Enclosed you will find an invoice for those exams in which you were not billed for previously. The proper steps have been taken to ensure this will not happen again. If you should have any questions regarding this matter, please feel free to contact us at the below listed number.

Sincerely,



Lamar Hobbs  
Executive Director

2010 SEP - 9 AM 8:20  
COUNTY COMMISSIONERS

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_

ACCT. # 21111- 31300

CONSENT  
DATE: 9/8/10

Invoice

**To:** Gulf County Commission  
**Date:** August 31, 2010  
**Re:** Request for Reimbursement

<i>Date</i>	<b>HSN</b>	<b># of Evaluations</b>	<b>Total</b>
03/09/10	10-203077	1	175.00
		<b>Total:</b>	<b>\$175.00</b>

**Total: \$175.00**

AFFIDAVIT

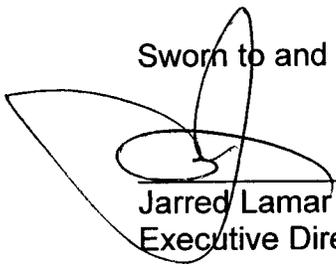
STATE OF FLORIDA  
COUNTY OF GULF

BEFORE ME appeared the undersigned who having been sworn states the following:

1. I hereby certify that 1 medical examination have been performed pursuant to Florida Statute §39.304 and all examinations were investigations into allegations of child abuse, abandonment, or neglect.
2. As a result of these examinations, I have concluded that all referenced allegations of abuse, abandonment, or neglect, are in no way related to any allegation of sexual abuse as defined in Florida Statute §960.28.
3. Attached hereto as Exhibit 1 are the case numbers for the exams that have been performed and are being requested for reimbursement.

Further Affiant Saith Not.

Sworn to and subscribed before me this 31st day of August, 2010 by:



\_\_\_\_\_  
Jarred Lamar Hobbs  
Executive Director

Billie Sue Bunce

Notary Public  
My commission expires: 12/09/2010



Personally Known  OR Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

Invoice

2010 SEP 1 AM 11:10  
 COUNTY COMMISSIONERS

**To:** Gulf County Commission  
**Date:** September 2, 2010  
**Re:** Request for August Reimbursement

Date	FSFN	# of Evaluations	Total
08/13/2010	10-152431	1	175.00
		Total:	<b>\$175.00</b>

**Total: \$175.00**

2010 SEP -9 AM 8:20  
 COUNTY COMMISSIONERS

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_  
 ACCT. # 2111 - 31300

CONSENT  
 DATE: 9/8/10

AFFIDAVIT

STATE OF FLORIDA  
COUNTY OF GULF

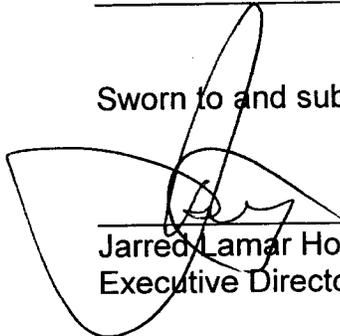
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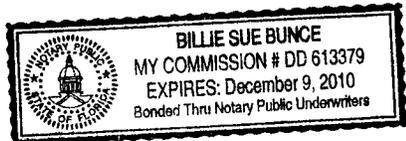
\_\_\_\_\_

Sworn to and subscribed before me this 2nd day of September, 2010 by:

  
 \_\_\_\_\_  
 Jarred Lamar Hobbs  
 Executive Director

Billie Sue Bunce  
\_\_\_\_\_

Notary Public  
My commission expires: 12/09/2010



Personally Known  OR Produced Identification \_\_\_\_\_  
Type of Identification Produced \_\_\_\_\_

WILLIAM G. HARRISON, JR.  
BO RIVARD

P.O. BOX 12 32402  
101 HARRISON AVENUE 32401  
TEL (850) 769-7714  
FAX (850) 769-7715

CATHERINE S. HESTER

**STATEMENT**

Gulf County Commission  
Mr. Don Butler  
1000 Cecil G. Costin Sr. Blvd.  
Port St. Joe, FL 32456

September 1, 2010

Client # 10001-001  
Invoice # 12033

Re: Services Rendered

09/01/10      Retainer – June through September, 2010      \$ 18,333.00

**Total Now Due:      \$ 18,333.00**

GULF COUNTY  
2010 SEP -8 AM 10:27  
GULF COUNTY  
COMMISSIONERS

83  
9-8-10

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_

ACCT. # 21111 - 31300

2010 SEP -9 AM 8:20  
OFFICE OF THE CLERK  
GULF COUNTY, FLORIDA

CONSENT  
DATE: 9/7/10 **74**





Gulf County Mosquito Control  
1001 Tenth Street  
Port St Joe, FL 32456  
(850) 227-1401 Office (850) 229-9521 Fax

MEMORANDUM

Date: August 17, 2010

To: Chairman and Board of County Commissioners

From: Mark Cothran, Director GCMC *MC*

Re: Letters of Support for US Bills

2010 AUG 19 AM 11:32

FILED FOR REC'D  
REBECCA HERRICK  
CLERK OF CIRCUIT COURT  
GULF COUNTY, FL 32456

Mr. Chairman,

The outcome of a ruling in the Sixth District Court over issues with the Clean Water Act and NPDES permitting is soon to be coming to fruition. There are still several unknowns for Agriculture in general and for mosquito control operations specifically. The plea attached is from the American Mosquito Control Association. They are requesting local governments to appeal to their US Congressional leaders to support two companion bills in the US House and US Senate that will negate some of the potential issues that are certain to arise shortly after the revision to the Clean Water Act becomes law next April.

I recommend that the board prepare a letter of support for Senate bill, S. 3735 and the companion bill in the House, H.R. 6087, and send it to the proper representatives and senators promptly.

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_

Recently, two companion bills were introduced in the US House of Representatives and the Senate that aim to clarify that additional permits are not required for pesticide application in accordance with the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA). The Senate bill, named S. 3735, was introduced jointly by Senator Blanche Lincoln (D-Ark.), Chairman of the U.S. Senate Committee on Agriculture, Nutrition, and Forestry, and committee Ranking Member Saxby Chambliss (R-Ga.). The companion bill in the House, H.R. 6087, <http://agriculture.house.gov/republicans/pr100810a.shtml>, was introduced by Rep. Frank Lucas (R-Okla.), ranking member of the House Agriculture Committee.

It is hoped that these pieces of legislation will be given due deliberation by Congress after the August/Labor Day recess ends on the 13th of September. To this end, AMCA is asking you to contact your congressional representative and senators to ask their support for these bills. Although the legislation specifically mentions the concerns of agriculture and forestry industry regarding pesticide applications being affected by redundant and burdensome regulatory overlay to FIFRA being imposed by the National Pollutant Discharge Elimination System (NPDES) permit process, it would have profoundly positive impacts on mosquito control, as well. In fact, AMCA has testified before Congress on 3 occasions with regard to the very issue the legislation is seeking to address.

Although the NPDES general permit is scheduled to be released in December, 2010 and implemented in April of next year, it is extremely important that a dialogue be established with and among our elected legislators on this critical issue. Even if they oppose the legislation, it would be of worth to identify the opposition and lay the groundwork for possible visits during the next AMCA Legislative Conference. Sowing the seeds of legislative relief to the NPDES problem is certainly in our long-term interest and may provide the only means through which the mosquito control profession can continue to fully provide protection to the public from vector-borne diseases without the undue burdens of excessive and unnecessary regulation and costs.

In Rep. Lucas' words, "Since the passage of the Clean Water Act, the EPA had interpreted the act to exclude lawful pesticide applications. Under the Bush administration, the EPA issued a final regulation codifying this long-standing practice. The current political leadership of the EPA has chosen a different path. It is one that on a daily basis adds more and more regulatory burdens on our agricultural producers."

"It is now up to the Congress to fix this problem before the EPA imposes this new bureaucracy on American agriculture. I urge all of my colleagues to join me in this effort."

Please contact your legislator as soon as possible to have them contact the bill sponsors and offer their support for these bills - it's that important.



Gulf County Emergency Management  
1000 Cecil G. Costin, Sr. Blvd. Bldg 500  
Port St. Joe, Florida 32456

MEMO

TO: Gulf County BOCC

FROM: Marshall Nelson *Marshall Nelson*

DATE: August 26, 2010

SUBJECT: Light Towers for Emergency Management

By this memo we are requesting permission to purchase 2 Light Towers with DOT package from Marketing Concepts Pro Construction Equipment Sales as they were the lowest bidder. These would be paid out of our Grant Match funds. The cost is 8,615.00 each for a total cost of 17,230.00.

Attached are the three bids received for the Light Towers with hydraulic winch, Auto start/stop and DOT package. Should you have any questions please contact me.

FILED FOR RECORD  
REBECCA L. NORRIS  
CLERK OF CIRCUIT COURT  
GULF COUNTY, FLORIDA  
2010 AUG 26 PM 2: 22

**BCC APPROVED**

DATE \_\_\_\_\_ D.C. \_\_\_\_\_



August 23, 2010

Attn: Stephanie Richardson-Gulf County

Thank you for the opportunity to bid for your business. Allmand has been in business for over 70 years and has established a reputation for quality. We look forward to showing you that it is well deserved. Below are the price quotes for the equipment you requested.

NLPro 7.5-Lombardini Engine/7.5kw Generator  
 4-1250 Watt HD-7.5kw  
 Your cost would be \$6510.00 + \$350 in Freight to your location.  
 Lead time is 5-10 days.  
 This includes the DOT Package.  
 If needed, the start/stop feature will add an additional \$700 to the cost of the machine.  
 Total for the equipment would be \$7210ea. + est \$350 shipping

NL Pro Vertical Series-Hydraulic up/down feature.  
 7.5kw Gen-  
 Hydraulic. Unit must raise and lower in 20 seconds.  
 Your cost would be \$8265+\$350 shipping  
 If needed the start/stop feature will add an additional \$700 to the cost of the machine.  
 This includes the DOT Package  
The total cost of the machine with the start/stop would be \$8935 + est \$350 shipping

If you would like to discuss any of the items on this quoted please feel free to contact me via email or my personal cell # 904.742.5785

Thank you for your interest in our products

Mark Silvestri  
 Marketing Concepts Inc.  
 Jacksonville, FL



1014 S. CONGRESS AVENUE  
 WEST PALM BEACH, FL 33406  
 (561)964-4949

**81**



Sales • Rentals • Service • Parts

**Discount-Equipment.com**  
 Buy and Rent ONLINE and Save!

Palm Beach 561-964-4949 Orlando 407-291-3162  
 Tampa 813-248-2848

OFF RENT-DATE/TIME \_\_\_\_\_

PAU CALL BY-DATE/TIME \_\_\_\_\_

DEL DRIVER DATE/TIME \_\_\_\_\_

**(877) 690-3101**

CUSTOMER INFORMATION				ADDRESS EQUIPMENT WILL BE USED		TICKET #
GULF COUNTY EMERGENCY MGT. 100 CECIL G. COSTIN SR. BLVD PORT ST. JOE FL 32456				SHIP TO ADDRESS SAME AS BILLING		Bid# 362655
						Loc WPB
DL/ID #	DOBth	PH3	PHONE	DATE	TIME	
8502299110			W (850) 229-9110 F (850) 229-9115			
SEVR	PO/JOB #	RECEIVED BY		OUT		
0	LIGHT TOWER QUOTE	STEPHANIE RICHARDSON		08/19/10	2:44 PM	RW1
				08/20/10	2:44 PM	RW1

BID Page: 1

QTY	ITEM#	MIN	DAY	WEEK	4 WEEK	NET AMT
-----	-------	-----	-----	------	--------	---------

1	AL4000 DOT LIGHLIGHT TOWER, DOT LIGHT KIT					0.00
1	AL4000 AUTO STALIGHT TOWER, AUTO START/STOP K					0.00
1	99-FRGHTIN FREIGHT INBOUND					400.00
Lead time is 8 weeks from time of order.						
1	AL8000HT LIGHT TOWER, DIESEL 8KW 4X1K					14491.00

Rental Note(s) : WE APPRECIATE THE OPPORTUNITY TO QUOTE YOUR EQUIPMENT NEEDS. FOR ANY QUESTIONS OR COMMENTS, PLEASE DO NOT HESITATE TO CONTACT ME AT YOUR CONVENIENCE @ 813.235.8346...

SCOTT STEINER  
 ACCOUNT REPRESENTATIVE

----- Payments -----  
 No Payment Made

IMPORTANT PLEASE READ:	
Rental Charges will continue to accrue until a pick-up number is obtained. It is the responsibility of the customer to obtain this number.	Failure to return rental property or equipment upon expiration of the rental period, and failure to pay all amounts due (including costs for damage to the property or equipment) are prima facie evidence of intent to defraud, punishable in accordance with Section 812.155, Florida Statutes. Lessee's initials: X

I have read and understand the terms and conditions on both sides of this agreement and certify that those printed on the other side are agreed to as if printed above my signature. There are no oral or other representations not included herein. Unless declined, I also agree to the damage waiver charges. I have received a copy of this agreement. **METERED RATES OVERRIDE DAILY RATES, SEE REVERSE FOR EXPLANATION.**

RENT	0.00		
SALES	14891.00		
OTHER	0.00		
DW/FEES	0.00		
WDF	0.00		
SALES TAX	0.00		
DEPOSIT	0.00		
TOTAL DUE	14891.00	TOTAL PAID	0.00
EST AMT DUE	14891.00	19-AUG-10	14:47:48

RECEIVED BY:

RETURNED BY:

X NAME: \_\_\_\_\_ SIGNATURE \_\_\_\_\_ NAME: \_\_\_\_\_ SIGNATURE \_\_\_\_\_

X PRINT NAME \_\_\_\_\_ PRINT NAME \_\_\_\_\_

If other than Customer, signer represents he is an agent of and authorized to sign for Customer.

Please Remit to:  
 1014 S. Congress Ave • West Palm Beach, FL 33406

\*LESSEE IS RESPONSIBLE FOR PROPER INSURANCE COVERAGE, REPAIRS AND FOR ALL TIRE DAMAGE\*

**Stephanie Richardson**

**From:** Light Towers USA [sales@lighttowers.net]  
**Sent:** Tuesday, August 24, 2010 9:03 AM  
**To:** 'Stephanie Richardson'  
**Cc:** sales@lighttowers.net  
**Subject:** RE: Hi Stephanie - Formal Quotation  
**Attachments:** AL8000HT\_Product\_Brochure.pdf; AL8000HT\_light\_tower\_pic1.jpg; AL8000HT\_light\_tower\_pic2.jpg; AL8000HT\_light\_tower\_pic3.jpg

**Importance:** High

Thank you Stephanie,

Price for the AL-4000 6kW Light Tower with auto-start, electrical winch, and DOT Lighting Kit:  
 USD \$10235.00  
 Shipping \$335.00 to Florida – Client responsible for unloading.

Price for the AL-8000HT 8kW Light Tower with Hydraulic Articulated Mast:  
 USD \$14250.00

Price with the Auto-Start and DOT Kit is USD \$15,110.00  
 Shipping \$515.00 to Florida – Client responsible for unloading.

I've attached the brochure / product photos for the AL8000HT machine.

Have a great morning,

Robert Davis  
**Light Towers USA**  
 A Division of Turnkey Electric LLC  
 Direct: (815) 429-3254  
[www.lighttowers.net](http://www.lighttowers.net) / [www.turnkeyelectric.com](http://www.turnkeyelectric.com)

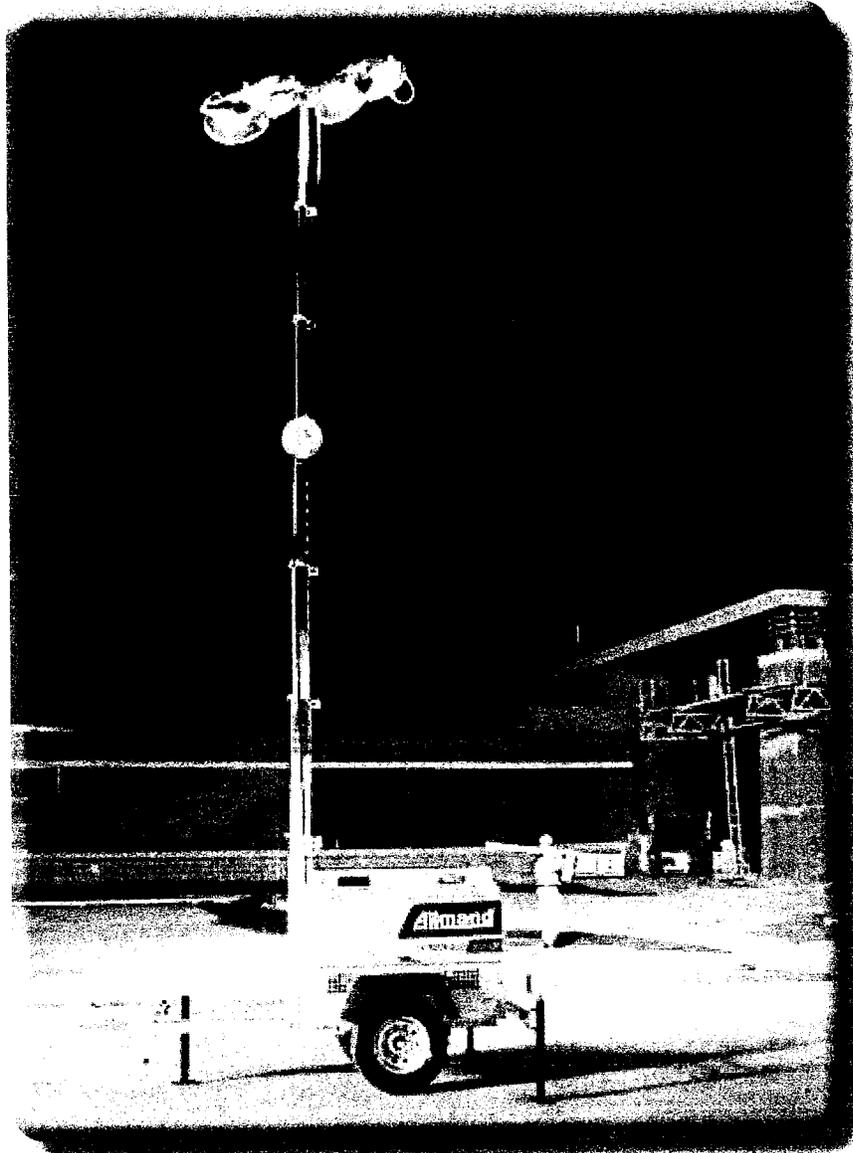
**From:** Stephanie Richardson [mailto:srichardson@gulfcounty-fl.gov]  
**Sent:** Monday, August 23, 2010 12:41 PM  
**To:** sales@lighttowers.net  
**Subject:** RE: Hi Stephanie - Formal Quotation

That feature was on an Allmand we looked out.  
 Could you quote with the electrical winch and the AL-8000HT model which is probably going to be beyond us but my boss ask me to get it quoted.

**From:** Light Towers USA [mailto:sales@lighttowers.net]  
**Sent:** Monday, August 23, 2010 1:33 PM

# Allmand

## Night-Lite Pro™ V Series



- EASE OF SETUP
- ENHANCED SAFETY
- SAVINGS ON REPAIRS
- INTUITIVE LAMP SETUP
- ENVIRONMENTALLY FRIENDLY
- LOWER SHIPPING AND STORAGE COSTS

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V Series**

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