

**Draft**

**Board of County Commissioners  
Regular Board Meeting  
Tuesday, March 17, 2009**

The Board of County Commissioners in and for Wakulla County, Florida met in regular session on Tuesday, March 17, 2009 at 6:00 p.m. with Chairman Howard Kessler presiding. Present were Commissioners George Green, Lynn Artz, Alan Brock and Mike Stewart. Also present were County Attorney Ron Mowrey, County Administrator Ben Pingree and Deputy Clerk Evelyn Evans.

Invocation provided by Commissioner Kessler

Pledge of Allegiance by Commissioner Stewart

***APPROVAL OF AGENDA***

CD6:03) Commissioner Stewart made a motion to approve the Agenda with the following modifications: move recognition of Florida Football Player Jim Tartt to the beginning of the Agenda; under Commissioner Stewart discussion items add (1) Grant for Upper River Bridge (2) Grant for sidewalks (3) Meeting with CTST & D.O.T. District 3 regarding the widening of Highway 319; Item 13 is continued for 2 board meetings; under County Attorney add (1) Code Enforcement seeking foreclosure on Liens (2) Proposed informal mediation regarding civil case 07-70CA Snyder. Second by Commissioner Green. Motion carried unanimously, 5/0.

***PUBLIC HEARING***

(CD6:13) 1. Request Board approval to conduct a Public Hearing to consider adopting Text Changes to Ordinance 06-28 which establishes and amends flood hazard areas in certain specific subdivisions, establishes building elevations in specific flood hazard areas and regulates fill in specific flood hazard areas

Commissioner Green made a motion to adopt the Ordinance with the Text Changes that amends Ordinance 06-28 and to include the 29 Datum Vertical Height Data. Second by Commissioner Artz. Voting for: Artz, Green and Kessler. Opposed: Brock and Stewart. Motion carried, 3/2.

***AWARDS AND PRESENTATIONS***

(CD6:07) Recognition of Florida Football Player Jim Tartt – Commissioner Kessler  
Commissioner Stewart made a motion to proclaim May 19, 2009 as Jim Tartt Day in Wakulla County. Second by Commissioner Artz. Motion carried unanimously, 5/0.

(CD7:08) Green Living Expo – March 21, 2009 from 9:00 a.m. to 4:00 p.m. at Riversprings Middle School

### ***CONSENT AGENDA***

(CD7:17) Commissioner Green made a motion to approve the Consent Agenda in its entirety. Second by Commissioner Brock. Motion carried unanimously, 5/0.

2. Approval of Minutes – March 3, 2009 Regular Meeting
3. Approval of Minutes – February 23, 2009 Workshop regarding the Tourist Development Council
4. Approval of Minutes – March 3, 2009 Workshop to discuss whether to form additional Citizen Advisory Committees or Working Groups
5. Approval of Payment of Bills and Vouchers submitted for February 26, 2009 – March 11, 2009
6. Request Board Ratification of actions taken at the February 23, 2009 Workshop regarding the Tourist Development Council
7. Request for Ratification of Board discussion taken during the February 17, 2009 Workshop to discuss ways to increase citizen information, input, & involvement in County Government
8. Request Board approval to schedule a Workshop on May 5, 2009 at 5:00pm to facilitate discussion with the Parks & Recreation Board

### ***CITIZENS TO BE HEARD***

- (CD7:17) 1. Julia Knight – Space needs for the Panacea Marine Biology 4-H Club
- (CD7:20) 2. Steve Brown – Commissioner Kessler's use of letterhead paper and Sunshine Law Violation
- (CD7:25) 3. Ralph Thomas – National Association of Counties expressed concerns about sending five Wakulla County Employees to Washington and would like to know the costs to taxpayers
- (CD7:26) 4. Victor Spencer – Designated space for the Panacea 4-H Club
- (CD7:28) 5. Cypress Rudloe – Space for the Panacea 4-H Club

### ***GENERAL BUSINESS***

(CD7:31) 9. Request Board approval of the Coast Guard Auxiliary to use space at the Wakulla Station Fire Department and Memorandum of Understanding  
Commissioner Brock made a motion to approve the Coast Guard Auxiliary using space at the Wakulla County Fire Department Station 2 (Wakulla Station) and approve the Memorandum of Understanding. Second by Commissioner Artz. Motion carried unanimously, 5/0.

(CD7:32) 10. Request for Ratification of Board actions taken at the February 17, 2009 First Budget Workshop regarding the development of the FY2009/2010 Budget  
Commissioner Brock made a motion to Ratify Board actions taken at the February 17, 2009 First Budget Workshop regarding the development of the FY2009/2010 Budget with Staff bringing back more specific information regarding the alternative revenue options to the Board. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD7:34) 11. Request Board approval of the final draft of the Exclusive Agency Agreement and the final draft Management Plan with Florida Foresight, Incorporated for the development of the Big Bend Maritime Center and authorization for the Chairman to sign the Option Agreements  
Commissioner Brock made a motion to approve the final draft Exclusive Agency Agreement and the final draft of the Management Plan with Florida Foresight, Inc. for the management of the proposed Big Bend Maritime Center and authorize the Chairman to execute the Option Agreements for the purchase of the properties. Second by Commissioner Artz. Motion carried unanimously, 5/0.

(CD8:16) 12. Request Board approval to authorize the Chairman to sign the Professional Services Agreement with Golden Construction for Spring Creek/Shell Point Channel Markers and to approve payment  
Commissioner Artz made a motion to authorize the Chairman to sign the Professional Services Agreement with Golden Construction for \$22,050.00 and authorize payment. Second by Commissioner Stewart. Motion carried unanimously, 5/0.

13. Request Board consideration of staff research and update regarding Hidden Meadows Subdivision  
Continued to later date

(CD8:18) 14. Request Board consideration to draw upon three (3) Irrevocable Letters of Credit and proceed with the completion of paving, sidewalk improvements and park amenities within the Hidden Meadows Subdivision  
Commissioner Brock made a motion for the Board to direct the County Attorney to draw upon all available Letters of Credit related to the Hidden Meadows Subdivision and direct staff to provide the board with a plan to complete the required infrastructure improvements for the Hidden Meadows Subdivision. Second by Commissioner Stewart. Motion carried unanimously, 5/0.

(CD8:24) 15. Request Board approval of the Memorandum of Understanding between Wakulla County and Leon County for the use of the Leon County Transfer Station  
Commissioner Artz made a motion to approve the Memo of Understanding between Wakulla County and Leon County for the use of the Leon County Transfer Station. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD8:27) 18. Request Board approval to apply for a Grant through the Florida Department of Emergency Management Hazard Mitigation Grant Program (HMGP)

Commissioner Artz made a motion to authorize staff to pursue submission of an application to the Florida Department of Emergency Management Hazard Mitigation Grant Program and transfer any required match funding from the County Emergency Reserve. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD8:30) 19. Request Board consideration of Staff Analysis regarding in-house versus contracted County Attorney functions

Commissioner Stewart made a motion to approve the RFQ and direct staff to advertise and formally bid the outsourcing of legal services for the fiscal year 2009/2010 with the Board serving as the Evaluation Committee. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD8:55) Commissioner Kessler passed the gavel and made a motion to reconsider the previous motion. Second by Commissioner Artz. Voting for: Kessler and Artz. Opposed: Brock, Green and Stewart. Motion Failed, 2/3.

(CD8:57) 20. Board consideration to utilize the existing State Contract Lobbying Firm to lobby relevant state and federal governmental entities to leverage Economic Stimulus Funding on behalf of Wakulla County

Commissioner Artz made a motion to authorize Governance Services to Lobby for Economic Stimulus Funding on behalf of Wakulla County and authorize the Chairman to Execute an Agreement for Services funded at no more than \$17,000.00. Second by Commissioner Brock. Voting for: Artz, Brock, Green and Kessler. Opposed: Stewart. Motion carried, 4/1.

### ***COMMISSIONER AGENDA ITEMS***

#### ***16. COMMISSIONER ARTZ***

(CD9:43) a. Request Board approval to direct staff to identify ways to increase demand for installation of solar hot water heaters in Wakulla County

Commissioner Artz made a motion to approve directing staff to identify ways to increase local demand for solar thermal. Second by Commissioner Brock. Motion carried unanimously, 5/0.

b. Request Board approval of Amended Action Plans to Address the Board's Priorities for 2008/2009 – this item pulled prior to the meeting

#### ***17. COMMISSIONER KESSLER***

(CD9:51) a. Request Board approval to direct staff to develop an expansion to the Memorandum of Understanding between Wakulla County and University of Florida Cooperative Extension Service University of Florida Cooperative Extension Service. This will be for a County owned building and possible out building at the Northeast corner of the intersection of Clark Drive and Walker Street for the Panacea 4-H Club. Commissioner Stewart made a motion to direct staff to develop an expansion to the Memorandum of Understanding presently existing between Wakulla County and

University of Florida Cooperative Extension Service. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD9:59) b. Request Board approval of a Proclamation Designating March 31, 2009 as Children's Day in Wakulla County and April 5, 2009 as Parents and Children's Day in Wakulla County

Commissioner Kessler made a motion to approve a Proclamation designating March 31, 2009 as Children's Day in Wakulla County and April 5, 2009 as Parents and Children's Day in Wakulla County. Second by Commissioner Artz. Motion carried unanimously, 5/0.

#### ***COUNTY ATTORNEY***

(CD10:00) a. Code Enforcement and Recorded Liens against non-homestead properties  
Commissioner Stewart made a motion to pursue foreclosing on the five-recorded liens that are not homestead property as per the Code Enforcement Ordinance. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD10:07) b. 07-70CA Snyder Case/Division Street in Panacea

Commissioner Stewart made a motion for Commissioner Artz to be the Board representative on the informal mediation/meeting regarding the Snyder Case. Second by Commissioner Green. Motion carried unanimously, 5/0.

#### ***COUNTY ADMINISTRATOR***

(CD10:09) a. Town Hall Meeting at Wakulla Springs on March 25, 2009 at 6:00 p.m.

(CD10:11) b. Ochlockonee Bay Trail – one-half of the grant monies have gone to South Florida, everyone is working diligently to have the monies returned to this project so that it can be completed

#### ***DISCUSSION ISSUES BY COMMISSIONERS***

(CD10:13) Commissioner Stewart

a. CTST- sidewalks

Commissioner Brock made a motion for the Chairman to send a letter of support to pursue a grant for this project. Second by Commissioner Artz. Motion carried unanimously, 5/0.

b. CTST - Upper Wakulla Bridge

Commissioner Brock made a motion for the Chairman to send a letter of support to pursue a grant for this project. Second by Commissioner Artz. Motion carried unanimously, 5/0.

c. D.O.T. Meeting in Chipley

Commissioner Brock made a motion to approve Commissioner Stewart attending a D.O.T. meeting in Chipley with CTST members and as a representative of the Board to speak with D.O.T. Officials regarding 319 safety issues. Second by Commissioner Artz. Motion carried unanimously, 5/0.

(CD10:23) Commissioner Brock

a. Resolution from Franklin County regarding Nets

b. County Charter – Citizens can hire people to go out get petitions to amend the Charter

c. Happy St. Patrick's Day

Commissioner Green made a motion to adjourn, seconded by Commissioner Brock.  
Motion carried unanimously, 5/0.

10:26 p.m. Meeting adjourned.