

**Wakulla County Board of County Commission**

**2003 Meeting Minutes**

Approved 01/21/03

Wakulla County Board of County Commissioners

Regular Board Meeting

January 6, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Ron Mowrey, County Attorney

Cheryl Blose, County Administrator's Office

Brent X. Thurmond, Clerk

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Clerk Thurmond opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0096) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-0105) Clerk of Court – no items

(Tape 1-0107) Sheriff's Department – no items

(Tape 1-0109) CONSENT AGENDA

Bills and Vouchers

Commissioner Lawhon made a motion to approve the Consent Agenda. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-0118) GENERAL BUSINESS

Temporary Road Closing for Rotary Valentine's Day Parade

Commissioner Nettles made a motion to approve the road closing application with the Chairman's signature, to close highway 319 in Crawfordville, from Myrtle Street, South to Arran Road on Saturday, February 8, 2003 from 10:00 a.m. to 11:00 a.m. for the Valentine's Day Parade. To the extent permitted by Florida law, Wakulla County will assume full responsibility for any liability claims arising from, or based on, acts of omission or neglect by the County in relation to the event. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0143) COUNTY ATTORNEY

MSBU Ordinance – Commissioner Lawhon made a motion to adopt an Ordinance of Wakulla County, Florida, amending ordinance no. 85-6, concerning the municipal services benefit unit assessment for emergency medical services; providing for authority pursuant to section 125.271, Florida Statutes and Sections 1 & 9 of Article 7, Florida Constitution; providing basis for assessment; providing for an effective date and providing for repeal of said ordinance with effective date. Second by Commissioner Vause. **Motion and Second Withdrawn.**

\*\*Numerous Citizens and Commissioners spoke on the issue.

(Tape 1-2900) Commissioner Lawhon made a motion to continue the MSBU Ordinance (Tape 1-0143) to next meeting to get dates certain. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-2965) Approval of Minutes

Commissioner Lawhon made a motion to approve the minutes from the Code Enforcement Workshop and the Regular Board Meeting held on December 16, 2002 with the following changes to the regular board meeting minutes, on page three, 4<sup>th</sup> paragraph to read 4-0 and item 3 on page 4 to read Commissioners see no problem if Commissioner Kessler serves on the committee.

(Tape 1-2980) CITIZENS TO BE HEARD

Lorrie Simmons – Property next door has turned into a hog farm.

Tony Cartlidge – Cul-de-sac on Shoreline Drive.

Barbara Spears – Purchase of Gray house and lot through Grant dollars.

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Kessler. All for. Motion Carried. 5-0

7:47 p.m. Meeting adjourned.

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Approved 02/03/03

Board of County Commissioners

Regular Board Meeting

January 21, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Donna Biggins, Assistant County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Greg James opened in prayer and Commissioner Stewart led the pledge of allegiance to the flag.

(Tape 1-0086) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under County Attorney add (2) Report on Tangible Property and (3) Report on Refinancing of road and sewer loans with Bank of America. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-0108) Clerk of Court – no items

(Tape 1-0112) Wakulla County Sheriff's Department – Undersheriff Donnie Crum

Wake and No Wake Zones

Commissioner Kessler made a motion to hold a Workshop on February 3, 2003 at 5:00 p.m. regarding the Wake and No Wake Zones. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0232) Consent Agenda

Bills and Vouchers

Commissioner Lawhon made a motion to approve the Consent Agenda. Second by Commissioner Vause. All for. Motion Carried. 5-0

GENERAL BUSINESS

(Tape 1-0241) 1. Professional Services Agreement for Engineering Services

Commissioner Lawhon made a motion to approve the Specialized Engineering Services Contract with the LPA Group, Inc for the Grants Department. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-0351) 2. Ochlockonee Bay Bike Trail Agreement

Commissioner Nettles made a motion to approve the Agreement with DEP regarding the Ochlockonee Bay Bike Trail Mash Island Park Trailhead. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0390) 3. Wilderness Coast Library Board Appointment

Commissioner Lawhon made a motion to appoint Commissioner Kessler to the Wilderness Coast Library Board. Second by Commissioner Nettles. All for. Motion Carried. 5-0

COUNTY ATTORNEY

(Tape 1-0429) 1. Report on Tangible Property Tax – Stratton Petroleum has paid another payment in the amount of \$11,019.88.

(Tape 1-0478) 2. Refinancing of Road and Sewer Loans from Bank of America

County Attorney approved in final form today.

(Tape 1-0502) 3. MSBU Ordinance

Commissioner Kessler made a motion to repeal Ordinance 85-6 in its entirety, effective today. Second by Commissioner Nettles. (Motion does not address collection issues)

Voting for: Kessler and Nettles

Opposed: Lawhon, Vause and Stewart. Motion Failed. 2-3

Commissioner Lawhon made a motion to adopt the following as read: An Ordinance of Wakulla County, Florida, Repealing Ordinance No. 85-6, Concerning the Municipal Services Benefit Unit Assessment for Emergency Medical Service; providing effective Date for Repeal of Assessment Portion of Ordinance; providing Effective date for Repeal of Collection Portion. Whereas, on August 19, 1985, the Board of County Commissioners of Wakulla County, Florida, initially created a municipal services benefit unit (MSBU) to fund emergency medical services, which special assessment Wakulla County has collected each year through 2002; and Whereas the Florida Supreme Court invalidated MSBU assessments to fund emergency medical services in a recent decision. Now, Therefore, be it ordained by the Board of County Commissioners of Wakulla County, Florida that:

Sections 1,2, and 6 of Ordinance No. 85-6, concerning the creation of the municipal service benefit unit special assessment for emergency medical services are hereby repealed effective nunc pro tunc December 31, 2002, thereby discontinuing any further MSBU special assessments for EMS.

Collection of the 2002 special assessment for EMS only shall continue pursuant to Section 7 of Ordinance 85-6 until September 30, 2003.

The remainder of the ordinance, including the collection provision (Section 7), is repealed effective September 30, 2003. Second by Commissioner Vause. Voting for: Lawhon, Vause and Stewart. Opposed: Kessler and Nettles. Motion Carries. 3-2

Commissioner Lawhon made a motion to adopt the Resolution as read: A Resolution of Wakulla County, Florida, discontinuing Collection of MSBU Assessments for EMS for Calendar Years 1985 through 2001; Providing for an Effective Date. Whereas, pursuant to Ordinance No. 85-6, Wakulla County adopted a municipal service benefit unit (MSBU) special assessment for emergency medical services (EMS); and Whereas, on August 22, 2002, the Florida Supreme Court rendered an opinion finding an MSBU assessment for emergency medical services to be invalid; and Whereas, MSBU assessments for 1985-1996 were collected by the non-ad valorem method; and Whereas, MSBU assessments for 1997-2001 were collected by the ad valorem method and are on the tax roll; and Whereas, efforts are being made to collect delinquent assessments. Now, Therefore, be it resolved by the Board of County Commissioners of Wakulla County, Florida, that:

The delinquent MSBU assessments for emergency medical services for the calendar years 1985 through 2001 shall cease to be collected and liens shall be satisfied.

Any resolutions, which provide for collection of MSBU special assessments for EMS for calendar years 1985 through 2001, are hereby rescinded as applied to those years only.

It is the intention of the Board to continue collection of the calendar year 2002 EMS assessment only through September 30, 2003. This resolution shall be effective upon adoption. Second by Commissioner Vause. Voting for: Lawhon, Vause and Stewart. Opposed: Nettles and Kessler. Motion Carried. 3-2

\*\*The above motion was adopted as read with "liens shall be satisfied".

## PLANNING AND ZONING

(Tape 2-0018) 1. Gene Cutchin: Rezoning and Preliminary Plat Applications R02-20 & PP02-06

Linzy Mill PUD, Kathy Shirah, Agent

1<sup>st</sup> Public Hearing. Requires 2 Public Hearings. Second hearing set for February 3, 2003.

(Tape 2-1377) 2. The Farm, LLC: Site Plan Application SP02-21

Boat/RV and Mini-Storage facility & revision to The Farm PUD, Kathy Shirah, Agent

Commissioner Nettles made a motion to continue for 30 days. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 2-1400) 3. Kerry R. Gaby: FLUM Amendment CP02-09

Amend FLUM from Rural 2 to Urban 1, E. Brown & Associates, Agent

Commissioner Lawhon made a motion to adopt Small Scale Amendment CP02-09. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### COMMISSIONER STEWART

(Tape 2-1813) 1. Revised Sewer Connection Requirement

Commissioner Lawhon made a motion to advertise for Public Hearing. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-2013) 2. Code Enforcement Officer

Commissioner Kessler made a motion to advertise to hire a Code Enforcement Officer on a 1-year trial basis, monies to come out of Planning Department Tide Creek administrative fine fund in the amount of \$35,000.00 and to also advertise the proposed Code Enforcement Ordinance. Second by Commissioner Lawhon. All for. Motion Carried 5-0

(Tape 2-2359) 3. Visioning Workshop

Commissioner Kessler made a motion to hold a Visioning workshop on February 3, 2003 at 5:00 p.m. and to reschedule the No Wake Workshop to February 18, 2003 at 5:00 p.m. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 2-2479) 4. City of Tallahassee Spray Field on Tram Road

Commissioner Stewart will send a letter of concern to the City of Tallahassee with copies going to Leon County Commission and DEP.

(Tape 2-3172) Approval of Minutes

Commissioner Kessler made a motion to approve the minutes from the Regular Board Meeting and Workshop held on January 6, 2003, the Value Adjustment Board Meeting held on September 27, 2002 and the Special Board Meeting for Swearing in of the new Commissioners that was held on November 19, 2002. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### CITIZENS TO BE HEARD

(Tape 2-3248) 1. Tony Cartlidge (1) Verbatim Recording of Meetings (2) Requesting permission to use a personal recorder (3) Mashas Sands Public Ramp – questions where the fill is going.

(Tape 2-3363) 2. Vic Lambeau (1) Procedures – Copies of proposed Ordinances being available for public at the meetings.

(Tape 2-3424) 3. Chad Hanson (1) Procedure of Meetings and citizens not being able to participate.

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

9:45 p.m. Meeting adjourned.

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Approved 02/18/03

Board of County Commission

Regular Board Meeting

February 3, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Jeff McFall opened in prayer and Commissioner Stewart led the pledge of allegiance to the flag.

(Tape 1-0108) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under Commissioner Kessler delete item (3) Building size limitations, under Wakulla County Sheriff add item (2) Jail Expansion Proposal. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-0137) Clerk of Court – no items

(Tape 1-0140) Wakulla County Sheriff's Department

Emergency purchase – Jail Equipment

Commissioner Lawhon made a motion to pay for 20 beds in the amount of \$3,349.50, to come out of Correctional Impact Fees. Second by Commissioner Vause. All for. Motion Carried. 5-0

Jail Expansion Proposal

Commissioner Lawhon made a motion to proceed with an Architect and negotiate with the number one ranked firm, which was Charles Purvis Second by Commissioner Vause. Voting for: Stewart, Nettles, Vause and Lawhon. Opposed: Kessler. Motion Carried. 4-1

\*Number 2 & 3 ranked firms were: J.R.A. and C.R.A.

(Tape 1-0773) Consent Agenda

Bills and Vouchers

Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

GENERAL BUSINESS

(Tape 1-0858) 1. Road Paving Plan – Randy Merritt of U. S. Filter presented a slide presentation of the updated road ranking.

Commissioner Kessler made a motion to hold a Road Paving Plan Workshop on March 17, 2003 at 5:00 p.m. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1407) 2. Proposed Resolution – Requesting FDOT Transportation Planning Assistance

Commissioner Kessler made a motion to approve the Resolution and Letter Requesting FDOT Transportation Planning Assistance with the Chairman's signature. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-1558) 3. Proposed Resolution – In Support and furtherance of Wakulla County Visioning

Commissioner Lawhon made a motion to adopt a Resolution of the Wakulla County Board of County Commissioners in support and furtherance of the Wakulla County Visioning Project. Second by

Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1760) Commissioner Kessler made a motion to for Wakulla County to allocate \$10,000.00 to fund the development of Vision for Wakulla County with the following conditions: (1) Final report will be presented to the Board of County Commissioners by February 2004 with quarterly progress reports made during 2003 (2) The vision report is based on at least quarterly public hearings (3) An action plan is included that has specific recommendations for connecting the Counties vision to (a) changes to the comprehensive plan and land use map (b) changes in zoning ordinance and land development regulations. Second by Commissioner Nettles. Tabled until next meeting.

(Tape 1-829) Commissioner Kessler made the following motion as read, Whereas Wakulla County Board of County Commissioners recognizes the value of visioning process and has resolved to go forward with said process and whereas the Board of County Commissioners wish to protect the resources in order that visioning process can address the resources and whereas the Board of County Commissioners recognizes that the visioning process will take considerable time now therefore be it resolved that Wakulla County Board of Commissioners supports a pause for planning, be it further resolved that during this pause for planning and while the visioning process is in progress that no further planned development units or further major or minor comp plan changes be allowed to be approved. Second by Commissioner Nettles. Voting for: Kessler. Opposed: Stewart, Lawhon, Vause and Nettles. Motion Failed.

(Tape 1-1933) 4. Temporary Closing of Hwy 319 for St. Patrick's Day Parade

Commissioner Lawhon made a motion to temporarily close Hwy 319 for 1 hour for the Historical Societies St. Patrick's Day Parade on March 15, 2003 at 10:00 A.M. to 11:00 A.M. from Myrtle Avenue to Arran Road . To the extent permitted by Florida law, Wakulla County will assume full responsibility for any liability claims arising from, or based on, acts of omission or neglect by the county in relation to the event. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-1958) 5. Red Cross Proclamation

Commissioner Nettles made a motion to approve the Red Cross Proclamation. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-2089) 6. Trice Lane Facility (Department of Corrections)

Information item

COUNTY ATTORNEY

(Tape 1-2136) 1. Rescinding of Habitat for Humanity Resolution

Commissioner Kessler made a motion to adopt a Resolution of the Board of County Commissioners of Wakulla County, Florida rescinding Resolution No. 02-34 regarding the transfer of real property to Habitat for Humanity of Wakulla County, Inc. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

COMMISSIONER VAUSE

(Tape 1-2221) 1. Landfill Hours

Commissioner Vause made a motion to change the Landfill hours from 8:00 a.m. -5:00 p.m., Tuesday through Saturday, effective February 17, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

Commissioner Vause announced his Planning Commissioner Members who are Dale Sparkman and Alternate Clayton Green.

COMMISSIONER KESSLER

(Tape 1-2571) 1. MSBU Refund

Commissioner Kessler made a motion to refund the \$35.00 assessment for the year 2002. Motion dies for lack of second. \*\*Commissioner Nettles did second this motion, however, Commissioner Stewart would

not except the second because of a possible conflict of interest due to the fact that Commissioner Nettles has a pending MSBU lawsuit.

(Tape 1-2704) 2. Procedural conduct during BOCC meetings

(Tape 1-3134) 3. Citizens to speak on Blue Crab, Blue Heron and Sunrise Roads

Numerous Citizens spoke. Direction given to Commissioner Kessler and he will bring back to next board meeting.

(Tape 1-4280) 4. County Administrator's Contract

Commissioner Kessler made a motion to advertise the County Administrator Position. Second by Commissioner Nettles. Motion and Second Withdrawn. Numerous citizens present to speak on this issue.

(Tape 1-5350) 5. Tide Creek – Preliminary Plat

Quasi Judicial procedure has been adopted.

(Tape 1-5677) Approval of Minutes

Commissioner Kessler made a motion to approve the minutes from the Planning and Zoning Board Workshop and the Regular Scheduled Board Meeting held on January 3, 2003. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(Tape 1-5690) 1. Parker Hansen – Procedure for Contract Employees

(Tape 1-5779) 2. Virginia Brock – (1) Procedures at meetings (2) Roberts Rules of Order

(Tape 1-5854) 3. Harrison Metcalf – Procedure of meetings

(Tape 1-5917) 4. Tony Cartlidge – (1) Roberts Rules of Order (2) Load Use of Roads

(Tape 1-5969) 5. Vic Lambeau – The importance of regular attendance at all meetings

Commissioner Kessler made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

9:05 p.m. Meeting adjourned.

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Approved 03/03/2003

Board of County Commissioners

Regular Board Meeting

February 18, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0091) Approval of Agenda

Commissioner Kessler made a motion to approve the Agenda with the following changes, under Wakulla County Sheriff's Department delete item (1)CTST Awards and replace with new item (1) Emergency Management discussion item, under County Attorney add item (2) Discussion regarding obtaining a formal opinion from the Attorney General regarding the purchase of computers. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0129) Clerk of Court – no items

(Tape 1-0132) Wakulla County Sheriff's Department

1. Jail Expansion – Report on negotiations with Architect Charles Purvis. The estimated cost will not exceed two (2) million dollars for a 200-bed facility. County

Attorney and board members will be provided a copy of the proposed contract to review before the next board meeting.

2. North Florida Domestic Security Task Force Exercise to be held on March 12, 2003 – Information
  
3. FEMA – Requiring each County to submit a plan regarding Terrorism and what is done. They have given \$25,000.00 for this study. Preliminary study due on May 17, 2003 and final study due on October 1, 2003. Information only

#### CONSENT AGENDA

(Tape 1-0440) 1. Bills and Voucher

Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

#### GENERAL BUSINESS

(Tape 1-0451) 1. Wakulla Springs Presentation (Informational)

Video Presentation by Sandy Cook.

(Tape 1-0790) 2. Annual Beach Management Trust Fund

Commissioner Lawhon made a motion to adopt a Resolution of the Board of County Commissioners of Wakulla County, Florida, requesting continued funding for the beach erosion control project and use of documentary stamps to fund the Ecosystem Management and Restoration Trust Fund. Second by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Kessler and Nettles. Motion Carried. 3-2

(Tape 1-1035) 3. Traffic Needs (Panacea Area)

Discussion item regarding crosswalks.

(Tape 1-1094) 4. Comcast Cable Franchise Agreement

Commissioner Nettles made a motion to approve the Comcast Cable Franchise Agreement. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1257) 5. Small Quantity Hazardous Waste Generators/ARPC Contract Renewal

Commissioner Nettles made a motion to approve the ARPC Contract Renewal in the amount of \$2,800.00. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1257) 6. Temporary Closing of Mashers Sands Boat Ramp for Dredging

Commissioner Kessler made a motion to authorize the temporary closing of Mashers Sands Boat Ramp for Dredging for approximately two weeks. Second by Commissioner Vause. All for. Motion Carried. 5-0

\*\*Advertise to close next Monday.

#### COUNTY ATTORNEY

(Tape 1-1393) 1. Proposed Cross Connection Policy Ordinance

Commissioner Kessler made a motion to advertise the Proposed Cross Connection Policy Ordinance for a public hearing. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-1509) 2. Formal Opinion from Attorney General regarding the use of local option sales tax to purchase computer systems in public buildings. The County Attorney will request an opinion from the Attorney General.

#### COMMISSIONER STEWART

(Tape 1-1560) 1. County Administrator's Contract

Commissioner Lawhon made a motion to approve the County Administrator's Contract with the changes as read. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### COMMISSIONER KESSLER

(Tape 1-1866) 1. Motion for County Visioning Process

Commissioner Kessler made a motion to move that Wakulla County allocate \$10,000.00 to help fund the development of a vision for Wakulla County with the following conditions:

1. A final report will be presented to the Board of County Commissioners by February of 2005 with quarterly progress reports made during 2003/2004.
2. The Vision Report is based on at least quarterly public hearings, and
3. An action plan is included that has specific recommendations for connecting the county's vision to:
  - (a) Changes in the Comprehensive Plan and Land Use Map, and
  - (b) Changes in zoning ordinances and land development regulations.

Second by Commissioner Nettles. All for. Motion Carried. 5-0

\*\*Monies to come from Impact Fees, contingent upon review by County Attorney

(Tape 1-2473) 2. Tarpine Development/Sewer Hookups – Citizen has questions regarding Tarpine and the developer.

#### PLANNING AND ZONING

(Tape 1-2700) 1. Linzy Mill Subdivision PUD rezoning R02-20 & Preliminary Plat PP02-06

Agent: Kathy Shirah (Adoption Hearing)

Commissioner Lawhon made a motion to approve Rezoning R02-20 & Preliminary Plat PP02-06. Second by Commissioner Vause. Voting for: Stewart, Vause, and Lawhon. Opposed: Kessler and Nettles. Motion Carried. 3-2

\*\*Numerous citizens spoke in regards to this issue.

(Tape 2-1020) 2. Final Plat Application FP02-08

Owner: James St. Clair, Sr.

Commissioner Lawhon made a motion to continue for 30 days. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 2-1043) 3. Eckerd's Site Plan Application SP02-22

Owners: David & Rhonda Harvey

Commissioner Nettles made a motion to approve Site Plan Application SP02-22, subject to the four items presented by Planning Department. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 2-1231) 4. Camelot Town homes PUD & Preliminary Plat Major Modifications

Agent: Kathy Shirah

Commissioner Lawhon made a motion to continue for 30 days. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-1586) Proposed Ordinance

Appointing non-voting School Board member to Planning Commission

Commissioner Nettles made a motion to adopt the Ordinance appointing a non-voting School Board member to the Planning Commission. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 2-1717) Approval of Minutes

Commissioner Lawhon made a motion to approve the minutes from the Visioning Workshop and Regular Board Meeting held on February 3, 2003. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### CITIZENS TO BE HEARD

(Tape 2-1732) 1. Indigent Deaths – Undersheriff Donnie Crum

County Attorney, County Administrator and Undersheriff Crum will work on a procedure to follow when an indigent persons dies.

(Tape 2-1833) 2. Dan Fairchild – Paving of Blue Crab Lane

The County is moving ahead with the paving of this road. Rich Johnson spoke and does not want Blue Crab Lane paved.

(Tape 2-2134) 3. Jack Leppert – Agenda items

Would like detail information on items that are going to appear on the Agenda.

(Tape 2-2240) 4. John Trice – Water at Wakulla Springs

Stated that the water pollution at Wakulla Springs is coming from Leon County.

(Tape 2-2279) 5. Donald Allen – Road paving

Wants to have Jean Drive and Jane Drive paved.

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

10:00 p.m. Meeting adjourned.

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Approved 03/17/03

Board of County Commissioners

Regular Board Meeting

March 3, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order

Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0414) Approval of Agenda

Commissioner Vause made a motion to approve the Agenda with the following changes, under Wakulla County Sheriff's Department add (4) Joe Blanchard with Emergency Management, under County Attorney add (1) Agreement with C. W. Roberts (2) Proper procedure for Pauper Burial (3) Tax Collector, under General Business strike item (3) County Vehicle Needs and item (6) Landfill Class III Expansion will be for information only. Second by Commissioner Nettles. All for. Motion Carried. 5-0

#### WAKULLA COUNTY SHERIFF'S DEPARTMENT

(Tape 1-0502) 1. CTST Awards Accomplishments

Awards presented to Sgt. Bill Turner of the Florida Highway Patrol and Wakulla News. Pat Jones presented a slide presentation to show the accomplishments and future projects of the CTST.

(Tape 1-1090) 2. Drug Fund Educational Expenditure Request

Commissioner Kessler made a motion to approve the request to spend \$5,000.00 out of the Law Enforcement Drug Trust Fund, pursuant to Florida Statutes 932.7055 and these funds will be spent for educational purposes. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-1186) 3. Jail Expansion/Architect Contract

Commissioner Vause made a motion to proceed with the Jail Expansion. Second by Commissioner Lawhon. Voting for: Stewart, Lawhon, and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

\*To be paid for out of one cent sales tax

(Tape 1-1592) Hiring of Architect for Jail Expansion

Commissioner Lawhon made a motion to hire the Architect firm of Charles Purvis for the Jail Expansion, contingent upon review of contract by County Attorney. Second by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 1-1641) 4. Joe Blanchard/Emergency Management

Contract with Apalachee Regional Planning Council regarding the \$25,000.00 grant from FEMA, they will submit a plan for continuance of government and what is to be done, if an act of terrorism should occur.

(Tape 1-1662) Terri Kramer/Habitat for Humanity

Commissioner Lawhon made a motion to waive all permit fees to build the third new home. Second by Commissioner Vause. Voting for: Lawhon, Vause, Nettles and Stewart. Abstain: Kessler. Motion Carried. 4-0

(Tape 1-1781) Consent Agenda

1. Bills and Vouchers
2. Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Nettles. All for. Motion Carried. 5-0

GENERAL BUSINESS

(Tape 1-1815) 1. Florida Boating Improvement Program Grant Application Cycle

Mrs. Portwood to research channel re: dredging and come back to next meeting.

(Tape 1-2191) 2. Florida Communities Trust Program Grant Cycle

To come back next meeting.

Item 3 taken off Agenda

(Tape 1-2466) 4. Mashers Sands Erosion Study – Information

Presentation to be held at later date.

(Tape 1-2722) 6. Landfill Class III Expansion – Information

(Tape 1-2772) 5. Planning Department Workshop Date

Commissioner Lawhon made a motion to hold a Workshop on Monday, April 7, 2003 at 5:00 p.m. regarding the fee structure for the Planning Department. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### COUNTY ATTORNEY

(Tape 1-2903) 1. Agreement with C. W. Roberts regarding damaged sewer line in Panacea that ruined carpet in the Barwick residence at a replacement cost of \$6,542.40.

County does not wish to be involved and requests that C. W. Roberts reimburse Mr. Barwick in the amount of \$6,542.40.

(Tape 1-3194) 2. Proper procedure for Pauper Burial – Information

(Tape 1-3348) 3. Tax Collector unpaid taxes - Report

Monies collected from Stratus Petroleum

(Tape 1-3403) 4. Opinion has been worked up and is being sent to the Attorney General re: one-cent sales tax expenditures. Memorandum of Law will be sent with the opinion.

#### COMMISSIONER STEWART

(Tape 1-3458) 1. Update on Cajer Posey Right of Way Issue

(Tape 1-3484) 2. Update on 319 Widening

Commissioner Lawhon made a motion to hold a Workshop on April 21, 2003 at 5:00 p.m., for widening of highway 319. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### COMMISSIONER KESSLER

(Tape 1-3703) 1. Florida Library (R. A. Gray Building) Resolution

Commissioner Kessler made a motion to adopt the following Resolution as read: To Honorable Jeb Bush, Governor, Be it Resolved that, Whereas, in 1824 Tallahassee was selected by the Florida Legislature as the center of government and state capital of Florida and therefore became the constitutional depository of state records, historical documents and state archives. Whereas, the historical importance of the state library and archival records safely stored and situated in the R. A. Gray Building, Tallahassee, Leon County, Florida and readily available to all of the 16 million people in the state of Florida. The state library and its records include irreplaceable historical documents of Florida history from the Spanish period beginning in 1528 to the present. Records, photographs and documents found at no other location, no other institution or no other library. Whereas, because Tallahassee is the capital and center of Florida government, the archives should remain in Tallahassee and should remain in the R. A. Gray Building, a facility financed, designed and constructed in 1976 to house the state library, archives, records and state museum. Whereas, Robert Andrew (R.A.) Gray (1882-1975) grew-up in Wakulla County and served as Florida's Secretary of State for 25 years. He became an

icon in public service and the role model for elected officers. It was in his honor that the Florida Legislature named the Florida Library, Archives and Records and Museum Facility the R. A. Gray Building. Whereas, The Wakulla Board of County Commissioners, representing the people of Wakulla County, Florida, urges you to change your position on this important issue and leave our historical heritage intact in Tallahassee, Leon County, Florida. Board of County Commissioners, Wakulla County, Florida, Mike Stewart, Chairman. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-3821) 2. Shifting of Planning items to first meeting of each month

Commissioner Kessler made a motion to move the Planning and Zoning items from the third meeting of each month to the first meeting of each month. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-4032) 3. Workshop to Reconsider Impact Fee Schedule for Commercial Development

Commissioner Kessler made a motion to hold a Workshop on Thursday, March 20, 2003 at 6:00 p.m. to reconsider the Impact Fee Schedule for Commercial Development Second by Commissioner Nettles. Voting for: Kessler, Nettles and Stewart. Opposed: Lawhon and Vause. Motion Carried. 3-2

(Tape 1-4639) Approval of Minutes

Commissioner Nettles made a motion to approve the minutes from the No Wake/Boating Safety Workshop and Regular Board Meeting held on February 18, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

#### CITIZENS TO BE HEARD

(Tape 1-4650) 1. Laurie Simmons – Hogs adjacent to her property

(Tape 1-4870) 2. Jack Leppert (1) Boating Safety Committee (2) Appraisal method for super center stores (3) Book on Agenda items was made available in a timely fashion (4) Planning issue from previous meeting regarding Linzy Mill Subdivision.

(Tape 1-5171) 3. Robert Alessi (1) Doors to Commission Room (2) Citizens to be heard forum.

(Tape 1-5238) 4. John Trice (1) Channel at Panacea (2) Wal-Mart super center is wanted.

Commissioner Kessler made a motion to adjourn. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

8:20 p.m. Meeting adjourned.

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Approved 04/07/03

Board of County Commissioners

Regular Board Meeting

March 17, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, absent

Maxie Lawhon, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Brent X. Thurmond, Clerk

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Clerk Thurmond opened in prayer and pledge of allegiance.

(Tape 1-0078) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under Commissioner Kessler, change the order of his two items, under County Attorney add (2) SHIP Housing Loan (3) Letter to Attorney General regarding one cent sales tax expenditure for computers in public buildings (4) Family Law Assistance Program (5) Interlocal Agreement with Sopchoppy and St. Marks regarding the local option one cent sales tax (6) Report on Shell Point Bankruptcy proceedings and (7) Report on Taxes paid in Tallahassee from Walmart Stores. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-0139) Clerk of Court

1. Petitions received from Northwood Subdivision for paving - Information item, will be added to next meeting agenda.
2. Space needs at the Courthouse – Information only

(Tape 1-0188) Wakulla County Sheriff's Department – no items

(Tape 1-0190) Consent Agenda

1. Bills and Vouchers
2. Appointments to the Wakulla County Board of Construction Trades & Appeals

Commissioner Kessler made a motion to approve the Consent Agenda. Second by Commissioner Lawhon. All for. Motion Carried.

## GENERAL BUSINESS

(Tape 1-0206) 1. Florida Boating Improvement Program Grant Application Cycle

Commissioner Lawhon made a motion to apply for a Grant to be used for a Jetty at the Barge Canal. Second by Commissioner Vause. All for. Motion Carried. 4-0

(Tape 1-0504) 2. Florida Communities Trust Program Grant Cycle

Direction given to Ms. Portwood to research lots in Spring Creek.

(Tape 1-0692) 3. Proposal for Wooley Park Fishing Pier Turtle Protection Plan

To come back next meeting

(Tape 1-0823) 4. Agreement with Big Bend Jobs and Education Council

To come back next meeting

(Tape 1-1298) 5. Equal Employment Opportunity Plan – next meeting

(Tape 1-1309) 6. U. S. 319 Funding Location Resolution

Commissioner Lawhon made a motion to adopt a Resolution of Wakulla County, Florida, requesting federal funding for the improvement of state highway 319 be earmarked for downtown Crawfordville area, moving north. Second by Commissioner Vause. Voting for: Lawhon, Vause and Stewart. Opposed. Kessler. Motion Carried. 3-1

COUNTY ATTORNEY

(Tape 1-1767) 1. Letter going out tomorrow to the Attorney General regarding a formal opinion on the one- cent sales tax expenditures for computers in public buildings.

(Tape 1-1778) 2. SHIP Housing Loan

Commissioner Lawhon made a motion to approve the SHIP Housing Loan for Ella Taylor in the amount of \$11,227.00. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-1826) 3. Family Law Assistance Program – next meeting

(Tape 1-1847) 4. Update on Cajer Posey Right of Way

Commissioner Lawhon made a motion to adopt a Resolution of Wakulla County, Florida, to obtain property on Cajer Posey Road for right of way; authorizing institution of an eminent domain action to obtain right of way on Cajer Posey Road; providing for an effective date. Second by Commissioner Vause. Voting for: Lawhon, Vause and Stewart. Opposed: Kessler. Motion Carried. 3-1

(Tape 1-2105) 5. Interlocal Agreement with Sopchoppy and St. Marks regarding the One Cent Local Option Sales Tax

Commissioner Kessler made a motion to approve the renewal of the Interlocal Agreement between the City of Sopchoppy and the City of St. Marks regarding the Local Option One Cent Sales Tax. Second by Commissioner Vause. All for. Motion Carried. 4-0

(Tape 1-2283) 6. Shell Point Resort Bankruptcy – Claim will be filed by Wakulla County in the amount of \$126,990.87.

(Tape 1-2300) 7. Taxes paid in Tallahassee by Walmart Stores – Information only

## COMMISSIONER VAUSE

(Tape 1-2336) 1. Walker's Crossing

Commissioner Vause made a motion to install two (2) three foot culverts under the subdivision road, contingent upon agreement by the owners Terry and Gail Nelson. Second by Commissioner Lawhon. All for. Motion Carried. 4-0

## COMMISSIONER KESSLER

(Tape 1-2667) 1. Property of Rev. Rodney Smith and Dr. Chinesta Skipper

Commissioner Kessler made a motion to commence with a storm water plan for the future and have the cost to do such a plan by next meeting. Second by Commissioner Vause. All for. Motion Carried. 4-0 \*\*no action taken regarding the property of Rodney Smith

(Tape 1-3556) 2. George Crump Road/Sarablake Lane

Commissioner Kessler made a motion to patch the two holes in Sarablake Lane as a one time only, so that the Crumps can get into their property. Second by Commissioner Lawhon. All for. Motion Carried. 4-0

## PLANNING AND ZONING

(Tape 1-4875) 1. Camelot Town homes PUD (Major Modifications)

Commissioner Lawhon made a motion to approve, subject to conditions as set forth by Planning Department and with the Developer putting in a right turn decel lane coming south on Trice Lane. Second by Commissioner Vause. All for. Motion Carried. 4-0

(Tape 1-5668) 2. Final Plat FP02-08 (Panacea Plaza Shopping Center)

Agent Edwin Brown & Associates

Commissioner Kessler made a motion to continue for 30 days. Second by Commissioner Vause. All for. Motion Carried. 4-0

(Tape 1-5696) 3. Rezoning R03-01 (Kerry Gaby)

Agent Edwin Brown & Associates

Commissioner Lawhon made a motion to approve Rezoning R03-01. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-5746) 4. Final Plat FP03-01 (Tide Creek)

Agent Bob Rounta

Commissioner Kessler made a motion to continue for 30 days. Second by Commissioner Vause. All for. Motion Carried. 4-0

(Tape 1-5784) 5. Ordinance Amending Chapter 2, Article V Land Development Code

Establishment of Wakulla County Code Enforcement Board

Commissioner Kessler made a motion to adopt the Ordinance Amending Chapter 2, Article V Land Development Code, and Establishment of Wakulla County Code Enforcement Board. Second by Commissioner Vause. All for. Motion Carried. 4-0

(Tape 1- 6190) Approval of Minutes

Commissioner Kessler made a motion to approve the minutes from the Regular Scheduled Meeting held on March 3, 2003. Second by Commissioner Lawhon. All for. Motion Carried. 4-0

NO CITIZENS TO BE HEARD

(Tape 1-6315) Commissioner Kessler made a motion to adjourn. Second by Commissioner Lawhon. All for. Motion Carried. 4-0

9:30 p.m. Meeting adjourned.

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Approved 04/21/03

Board of County Commissioners

Regular Board Meeting

April 7, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, BOCC

Maxie Lawhon, BOCC

Henry Vause, BOCC (absent)

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Brent X. Thurmond, Clerk

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Clerk Thurmond opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0138) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under General Business move item (1) Audit Report to Clerk of Court items, delete item (8) Lawn Maintenance because it has to be put out for bid, item (10) Boat Ramp Closing Oyster Bay is a Public Hearing so move it up under item (V) as advertised for a Public Hearing, add item (17) Request for Funds from Chamber of Commerce for Renovation of Old Courthouse, under Commissioner Stewart requesting to switch his items around, Commissioner Kessler will add a Resolution next meeting in Support of Sheriff's Department, under County Attorney add proposed Ordinance regarding Tourist Development for Advertising, and Dependency Fee Application. Second by Commissioner Kessler. All for. Motion Carried. 4-0

CLERK OF COURT

(Tape 1-0350) 1. Audit Report – Mark Payne

Reserve threshold has been met. General information reported.

(Tape 1-0892) 2. Radar Units for Florida Highway Patrol

Prior approval was given and the funds in the amount of \$7,465.00 are now available to purchase the additional three units as requested on July 15, 2002 by the Florida Highway Patrol.

(Tape 1-0968) 3. Petition for Paving Northwoods Subdivision

Commissioner Kessler made a motion to hold a Public Hearing at the first board meeting in May at 6:00 p.m. Second by Commissioner Lawhon. Table to next meeting.

WAKULLA COUNTY SHERIFF'S DEPARTMENT

(Tape 1-1222) 1. Jail Construction Management

Commissioner Lawhon made a motion to rank the following firms for Jail Construction Management (1) Peter Brown (2) Biltmore (3) Ajax Construction (4) Tidewater and authorize negotiations of a contract with the number one firm of Peter Brown. Second by Commissioner Kessler. Voting for. Lawhon and Stewart. Opposed: Kessler and Nettles. Motion Failed. 2-2

#### CONSENT AGENDA

1. Bills and Vouchers
2. Appointments to Library Advisory Board and WILD Board

Commissioner Kessler made a motion to approve the Consent Agenda. Second by Commissioner Nettles. All for. Motion Carried. 4-0

#### PUBLIC HEARING

(Tape 1-1381) 1. Cross Connection Ordinance

Commissioner Nettles made a motion to adopt the Cross Connection Ordinance. Second by Commissioner Kessler. All for. Motion Carried. 4-0

#### PUBLIC HEARING

(Tape 1-1446) 1. Road Closing – Oyster Bay Boat Ramp/Blue Dolphin Drive

Commissioner Lawhon made a motion to approve for discussion at this time. Second by Commissioner Kessler for discussion. Numerous citizens spoke regarding this item. Commissioner Lawhon suggested leaving the ramp open for now and give the County time to actively pursue the purchase of some property in the Shell Point or Spring Creek area to build another boat ramp. Commissioner Lawhon will head up a committee. Tabled until further notice.

#### GENERAL BUSINESS

(Tape 1-3064) 2. EEOC Policy

Commissioner Lawhon made a motion to adopt the EEOC Policy, effective through March 31, 2005. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-3320) 3. Road Paving Matrix

Commissioner Lawhon made a motion to use the road-paving matrix, when complete, as a methodology for paving roads. Second by Commissioner Kessler. Motion and Second Withdrawn. To come back next meeting.

(Tape 1-4109) 4. Paving Schedule Workshop date.

To come back next meeting.

(Tape 1-4122) 5. Medical Director Contract

Commissioner Nettles made a motion to renew the Medical Director Contract with John R. Fernandez. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-4157) 6. Proposal for Wooley Park Fishing Pier Turtle Protection Plan

Commissioner Lawhon made a motion to accept the proposal for the Wooley Park Fishing Pier Turtle Protection Plan with a \$1,000.00 CAP. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-4807) 7. Agreement with Big Bend Jobs and Education Council/Wakulla County Contribution – Commissioner Nettles made a motion to approve the Agreement with Big Bend Jobs and Education Council. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-4830) 8. Lawn Maintenance Contract – Must be bid out

(Tape 1-4833) 9. Preliminary Engineering Report for Wastewater Treatment Plant Permit Renewal – next meeting

(Tape 1-4857) 10. Oyster Bay Boat Ramp – moved to Public Hearing Section

(Tape 1-4858) 11. Temporary Road Closing – Blue Crab Festival Parade

Commissioner Lawhon made a motion to close highway 98 in Panacea for the Blue Crab Festival on Saturday, May 3, 2003. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-4881) 12. Refuge House Proclamation

Commissioner Kessler made a motion to approve the Refuge House Proclamation. Second by Commissioner Lawhon. All for. Motion Carried. 4-0

(Tape 1-4911) 14. Website Information – County Information is now on Website [www.mywakulla.com](http://www.mywakulla.com)

(Tape 1-4984) 13. Wakulla County Code Enforcement Board – list of names provided, to come back next meeting.

(Tape 1-5105) 15. USDA Rural Business Opportunity Grant Program

Commissioner Lawhon made a motion to adopt a Resolution authorizing the submission of an application for the Rural Business Opportunity Program Grant to the United States Department of Agriculture for Fiscal Year 2002-2003. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-5187) 16. Florida Boating Improvement Grant Application Resolution

Commissioner Lawhon made a motion to adopt a Resolution authorizing the submission of an application for the Florida Boating Improvement Program Grant to the Florida Fish and Wildlife Conservation Commission for Fiscal Year 2003-2004. Second by Commissioner Nettles. All for. Motion Carried. 4-0

Commissioner Lawhon made a motion to approve the St. Marks Boating Improvement Grant Project Application, with St. Marks being ranked as the number one project. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-5439) 17. Renovation of Old Courthouse by Chamber of Commerce

Commissioner Lawhon made a motion to write a letter of intent with the Chairman's signature, pledging \$22,000.00 to the Chamber of Commerce, upon the Grant funds for extensive renovations to the Old Courthouse being received. Monies will be funded from Recycling. Second by Commissioner Kessler. All for. Motion Carried. 4-0

#### COUNTY ATTORNEY

(Tape 1-5711) 1. Proposed Ordinance for Tourist Development Council

Commissioner Lawhon made a motion to advertise the proposed Tourist Development Council Ordinance. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-5747) 2. Dependency Attorney Fees – extraordinary fees

(Tape 1-5842) 3. Litigation Update – Information item

#### COMMISSIONER STEWART

(Tape 1-5930) 1. Courthouse Expansion Workshop

Commissioner Lawhon made a motion to hold a Workshop on Wednesday, April 16, 2003 at 5:00 p.m. regarding the Courthouse Expansion. Second by Commissioner Kessler. All for. Motion Carried. 4-0

(Tape 1-6050) 2. Resolution for Support of Troops

Commissioner Nettles made a motion to adopt a Resolution of the Board of County Commissioners of Wakulla County, Florida, supporting all American and Coalition

Troops in the War in Iraq. Second by Commissioner Lawhon. All for. Motion Carried. 4-0

#### COMMISSIONER KESSLER

(Tape 1-6424) 1. Proposed Pause for Planning

Commissioner Kessler made a motion to place in effect the pause for planning which will halt any major comprehensive plan change or changes that would result in increase in any overall population buildup density of Wakulla County, that this pause for planning would start with a date that the Planning Department would deem appropriate, so as not to infringe on any projects that are in the pipeline and would be in effect for eighteen months. Second by Commissioner Nettles. Voting for: Kessler and Nettles. Opposed: Stewart and Lawhon. Motion Failed. 2-2

(Tape 1-8061) 2. Proposed Ordinance for Tax Relief for Senior Citizens – next meeting

(Tape 1-8131) 3. Proposed Ordinance for Tax Reduction for Housing of Elderly Relatives – next meeting

(Tape 1-8188) 4. Proposed Change in Impact Fee for Commercial Properties – to come up at later date.

(Tape 1-8204) 5. Motion to Conduct a Series of Budget Workshops

Commissioner Kessler made a motion to conduct a series of public budget workshops. Second by Commissioner Nettles. Voting for: Kessler and Nettles. Opposed: Lawhon and Stewart. Motion Failed. 2-2

(Tape 1-8677) 6. Resolution for next meeting regarding Sheriff's Office Support.

(Tape 1-8694) St. Marks Boating Improvement Grant Application

Commissioner Kessler made a motion authorizing the Chairman to sign the St. Marks Boating Improvement Grant Application as well as the Wakulla County Boating Improvement Grant Application. Second by Commissioner Lawhon. All for. Motion Carried. 4-0

(Tape 1-8737) APPROVAL OF MINUTES

Commissioner Lawhon made a motion to approve the minutes from the regular scheduled Board Meeting and Road Paving Workshop held on March 17, 2003 and the Commercial Impact Fees Workshop held on March 20, 2003. Second by Commissioner Kessler. All for. Motion Carried. 4-0

CITIZENS TO BE HEARD

(Tape 1-8760) 1. Pam Portwood – Visioning

(Tape 1-8835) 2. Jack Rudloe – Trees on County Property

(Tape 1-9016) 3. John Trice – Flooding issues

(Tape 1-9132) 4. Alan Freeland – Resolution on support for TCC funding – next meeting

(Tape 1-9196) Commissioner Lawhon made a motion to adjourn. Second by Commissioner Kessler. All for. Motion Carried. 4-0

10:10 p.m. Meeting adjourned.

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Board of County Commissioners

Regular Board Meeting

April 21, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(tape 1-0024) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under General Business add (9) Resolution regarding Florida State Parks Month, (10) SHIP Program Resolution, under Commissioner Kessler strike item (4) Boating Safety Committee Recommendations. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(tape 1-0065) CLERK OF COURT - no items

(tape 1-0067) Wakulla County Sheriff's Department – Undersheriff Donnie Crum

1. Jail Expansion – Commissioner Vause made a motion to proceed with contract negotiations with the number one ranked firm of Peter Brown Construction. The firms as ranked are: (1) Peter Brown (2) Biltmore (3) Ajax Construction (4) Tidewater. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(tape 1-0143) CONSENT AGENDA

a. Bills and Vouchers

Commissioner Kessler made a motion to approve the Consent Agenda. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(tape 1-0156) PUBLIC HEARING

1. SHIP Housing Assistance Plan

Commissioner Nettles made a motion to adopt the SHIP Housing Plan Resolution. Second by Commissioner Kessler. All for. Motion Carried. 5-0

GENERAL BUSINESS

(tape 1-0394) 1. Civility Proclamation

Commissioner Nettles made a motion to approve the Civility Proclamation. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(tape 1-0422) 2. (a) Cost Allocation Plan (b) GASB 34 Workshops

Commissioner Vause made a motion to hold a Workshop regarding Cost Allocation Plan and GASB 34 at 5:00 p.m. on May 5, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(tape 1-0522) 4. Boat Ramp Property Acquisition Workshop

Commissioner Lawhon made a motion to hold a Boat Ramp Property Acquisition Workshop on May 5, 2003 at 5:30 p.m. Second by Commissioner Vause. All for. Motion Carried. 5-0

(tape 1-0558) 3. Road Paving Matrix Methodology

Commissioner Vause made a motion to approve using the road-paving matrix, when complete, as a methodology for paving roads. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(tape 1-0784) Road Paving Workshop

Commissioner Vause made a motion to set a Road Paving Workshop on May 5, 2003 at 5:00 p.m. and reschedule the 3 workshops that were previously set to include Cost Allocation Plan, GASB 34 and Boat Ramp Acquisition to the May 19, 2003 at 5:00 p.m. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(tape 1-0832) 6. CTST Safety Projects: Turn lanes-East Ivan/Happy Times Drive area – Commissioner Vause made a motion to approve turn lanes at Happy Times Drive, Whiddon Lake Road and East Ivan Road on Highway 319 as a top safety project for CTST and forward to DOT for funding. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(tape 1-0896) 7. St. Marks Paving Proposal

Paving of Yacht Lane and City Park Avenue, from Crabapple Lane to Old Fort Road.

Commissioner Lawhon made a motion to do the stabilization on the part of the road that the City of St. Marks has the funds to pay for the paving and the County will pay for the paving and stabilization of the other 3/10 of a mile which is a continuation of the park road, there will also be some base work done at City Hall. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(tape 1-0981) 8. TCC Resolution

Commissioner Kessler made a motion to adopt the Resolution in support of Tallahassee Community College. Second by Commissioner Vause. All for. Motion Carried. 5-0

(tape 1-1038) 9. Florida State Parks Month

Commissioner Nettles made a motion to adopt the Resolution declaring the Month of May as Florida State Parks Month. Second by Commissioner Vause. All for. Motion Carried. 5-0

(tape 1-1085) 5. Planning Department Proposed Fee Resolution

Commissioner Vause made a motion to approve the proposed Planning Department Fee Resolution with the Chairman's signature. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

COUNTY ATTORNEY - no items

COMMISSIONER STEWART

(tape 1-1293) 1. Road Paving Workshop – taken care of previously

COMMISSIONER KESSLER

(tape 1-1335) 1. Proposed Resolution to Oppose Cost Shift – FDLE Crime Lab

Commissioner Kessler made a motion to adopt a Resolution opposing the cost shift of FDLE Crime Lab from the State to Counties. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(tape 1-1420) 2. Motion to allow Qualifying Seniors to take full advantage of Homestead Exemption – Commissioner Kessler made a motion to advertise a proposed

ordinance that would allow qualifying seniors to take full advantage of homestead exemption. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(tape 1-1487) 3. Motion to Create Ordinance that would take advantage of Tax Incentives for construction/reconstruction to encourage families to house their qualifying senior citizen family members – Commissioner Kessler made a motion to create an ordinance that would take advantage of tax incentives for construction and reconstruction to encourage families to house their qualifying senior citizen family members. Second by Commissioner Nettles. Tabled at this time.

## PLANNING AND ZONING

(tape 1-1560) 1. Final Subdivision Plat FP02-08

Applicant: James St. Clair; Edwin Brown & Associates, Agent

Commissioner Kessler made a motion to approve the Final Subdivision Plat FP02-08, lots 1 thru 21 of block D in the Panacea Mineral Springs subdivision, subject to the conditions as listed (1) Copy of Covenants/Restrictions/Homeowners Agreement (2) Technical Requirements as specified in Chapter 177, Florida Statutes (Platting) and (3) Certification of Title indicating the property owner is the current owner of the site. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(tape 1-1645) 2. Tide Creek Landing Final Subdivision Plat FP03-01

Applicant: PANFLA Development, Inc.; Bob Routa, Agent

Commissioner Lawhon made a motion to approve the Final Subdivision Plat FP03-01, subject to the conditions as listed (1) Technical Requirements as specified in Chapter 177, Florida Statutes (Platting) (2) FDEP clearance letter for potable water system and sewage system with record drawings for each utility system and (3) Road construction test results submitted and approved by US Filter, along with road superintendent inspection checklist (including all directional and safety signage and striping installed and inspected). Second by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Kessler and Nettles. Motion Carried. 3-2

(tape 1-4704) APPROVAL OF MINUTES

Commissioner Vause made a motion to approve the minutes from the Planning and Zoning Workshop and Regular Scheduled Board Meeting held on April 7, 2003 and the Courthouse Expansion Workshop held on April 16, 2003. Second by Commissioner Nettles. All for. Motion Carried. 5-0

#### CITIZENS TO BE HEARD

(tape 1-4725) 1. Ronald Fred Crum – Memo from FWC regarding net fishing violations becoming felonies. Requesting support from the board.

Commissioner Kessler made a motion to adopt a Resolution opposing a proposed current bill in the Legislature that would make a second net fishing violation a felony. Second by Commissioner Vause. All for. Motion Carried. 5-0

(tape 1-4944) 2. Tracy Johannisohn – Opposes the use and sale of alcohol at the Stephen C. Smith Regatta in Shell Point.

(tape 1-5084) 3. Marianne Gengenbach – Alcohol at the Stephen C. Smith Regatta in Shell Point. Feels that it is possible to serve alcohol at events and have it be done in an orderly fashion and have the law enforced.

(tape 1-5219) 4. John Trice – (a) Wooley Park (b) Opposes the sale of beer at the Blue Crab Festival.

(tape 1-5275) 5. Marsha Tucker – Commends the Board for Tide Creek Decision.

(tape 1-5343) 6. Donnie Crum – (a) Opposes alcohol at the Regatta and Blue Crab Festival (b) Requesting a delay in sending the FDLE Resolution.

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

8:50 p.m. Meeting adjourned.

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Approved 05/19/2003

Board of County Commissioners

Regular Board Meeting

May 5, 2003

Present:       Mike Stewart, Chairman  
  
                  Howard Kessler, Vice-Chairman  
  
                  Leon Nettles, BOCC  
  
                  Maxie Lawhon, BOCC  
  
                  Henry Vause, BOCC  
  
                  Parrish Barwick, County Administrator  
  
                  Donna Biggins, Assistant County Attorney  
  
                  Brent X. Thurmond, Clerk  
  
                  Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Clerk Thurmond opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0052) Approval of Agenda

Commissioner Vause made a motion to approve the Agenda. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-0063) Clerk of Court – no items

(Tape 1-0067) Wakulla County Sheriff's Department – no items

(Tape 1-0068) CONSENT AGENDA

1. Bills and Vouchers

Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Kessler. All for. Motion Carried. 5-0

PUBLIC HEARING

(Tape 1-0076) 1. Sewer Ordinance

Commissioner Lawhon made a motion to adopt an ordinance of Wakulla County, Florida, revising section 31.031, Wakulla County Code, clarifying when sewer is available so that properties must connect to sewer, amending section 31.033, to require separate sewer connections for commercial units on one lot or parcel of property which have separate water meters; providing for an effective date. Second by Commissioner Vause. All for. Motion Carried. 5-0

PUBLIC HEARING

(Tape 1-0532) 2. Tourist Development Council

Commissioner Lawhon made a motion to adopt an ordinance of Wakulla County, Florida creating the Wakulla County Tourist Development Council, pursuant to section 125.0104, Florida Statutes; providing for appointment of members and composition of

the council; providing for duties of the council; and providing for an effective date. Second by Commissioner Kessler. Table to next meeting.

Commissioner Lawhon made a motion to continue the Tourist Development Council proposed ordinance to the next meeting. Second by Commissioner Vause. All for.

Motion Carried. 5-0

## GENERAL BUSINESS

(Tape 1-1131) 1. Class III Landfill Expansion – JEA Presentation

(Tape 1-1648) 2. Lawn Maintenance Bid

Commissioner Kessler made a motion to approve the low bid from Bob Portwood's Easy Gardens in the amount of \$9,996.00 for lawn maintenance. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1704) 3. Budget Amendment Resolution – later date

(Tape 1-1735) 4. Road Paving Projects Schedule

Commissioner Vause made a motion to approve the top 27 roads with right of ways as presented in the earlier workshop from today for paving or equivalent mileage of adjusted list, if right of way is acquired on high scored roads, this will bump lower scored roads off of the list, pending acceptable loan terms. Proceeds to come from the road portion of the one-cent sales tax and/or loan. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-2685) 6. Hudson Park Stage Project

Commissioner Lawhon made a motion to form a committee to look into the possibilities of constructing a stage area with restrooms at Hudson Park, Commissioner Vause to chair the committee, along with Parks Director Ray Gray and Kathy Shirah from the Parks

Board; they will bring back a recommendation to the board as soon as possible. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-3052) 7. Road Closing – Portion of Ochlocknee Boulevard

Commissioner Lawhon made a motion to advertise for closing a portion of Ochlocknee Boulevard in the Surf Subdivision Second by Commissioner Vause. Voting for: Stewart, Nettles, Vause and Lawhon. Opposed: Kessler. Motion Carried. 4-1

(Tape 1-3760) 8. Road Closing – Street F, which is located between Old Shell Point Road & SR 61

Commissioner Kessler made a motion to advertise for closing Street F, which is located between Old Shell Point Road & SR 61. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-3893) 9. Ambulance Service Contract Management

Commissioner Lawhon made a motion to hold a Workshop on Monday, June 2, 2003 at 5:00 p.m. regarding Ambulance Service. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-0096) 5. FLUM Amendment – Urban 1 & 2 to Urban 2/Conservation

discussion item

COUNTY ATTORNEY

(Tape 2-1280) 1. Special Assessment Paving Ordinance 88-3

To come back next meeting.

COMMISSIONER NETTLES

(Tape 2-1550) 1. Royal Oaks/Quail Court Road – discussed earlier in meeting

APPROVAL OF MINUTES

(Tape 2-1600) Commissioner Nettles made a motion to approve the minutes from the Highway 319 Improvements Workshop and Regular Scheduled Board Meeting held on April 21, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(Tape 2-1611) 1. Paul Donovan – Docks at Oyster Bay

(Tape 2-1774) 2. Bob Routa – Management of Final Plats

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried.

9:30 p.m. Meeting adjourned.

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Approved 06/02/03

Board of County Commissioners

Regular Board Meeting

May 19, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, BOCC

Maxie Lawhon, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Donna Biggins, Assistant County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0073) APPROVAL OF AGENDA

Commissioner Vause made a motion to approve the agenda with the following changes, under Sheriff's Department delete item (1) Construction Management Contract for Jail Expansion and item (3) I. P. Mobile Modems for Patrol Cars, under General Business add item (9) courthouse Architectural Services, under Commissioner Kessler delete item (3) Request for BOCC County Attorney Meeting Litigation update. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0097) CLERK OF COURT – no items

WAKULLA COUNTY SHERIFF'S DEPARTMENT

(Tape 1-0105) 2. Boating Safety – Emergency No Wake Ordinance

Commissioner Lawhon made a motion to adopt an emergency no-wake ordinance declaring that an emergency exists, waiving the advertising requirements and adopted by

required vote of the board of County Commissioners; amending section 7.062, Wakulla County Code, to define “idle speed no wake”; amending section 7.062 to create an idle speed no wake zone and designating areas on the Wakulla River and St. Marks River as idle speed no wake speed zones. Second by Commissioner Vause. All for. Motion Carried. 5-0

Tape 1 stopped at this point – error message

(Tape 2-0175) 4. Extend Parking Lot

Commissioner Vause made a motion to approve the extension of the parking lot at the Sheriff’s Department, not to exceed 5,000 square feet, monies to come out of the rainy day fund at a cost of approximately \$7,000.00 to \$8,000.00. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Commissioner Kessler made a motion to pave the Sheriff’s Department parking lot to the Animal Shelter. Second by Commissioner Nettles. All for. Motion Carried. 5-0

## CONSENT AGENDA

(Tape 2-0401) 1. Bills and Vouchers

Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

## GENERAL BUSINESS

(Tape 2-0413) 1. Ambulance Service Funding

Commissioner Lawhon made a motion to advertise an ordinance creating a Municipal Service Taxing Unit (MSTU) for the provision of emergency medical services. Second by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 2-0714) 2. Budget Calendar

Commissioner Lawhon made a motion to adopt the Tentative Budget Calendar for Fiscal Year 2003-2004. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-0849) 3. Volunteer Fire Department Grounds

Commissioner Nettles made a motion to pave a portion of the Volunteer Fire Department training grounds located by the Sheriff's Department to be approximately 14 foot wide and 1400 foot long for training purposes, to be paid for out of the gas tax road-paving fund at a cost of \$15,000.00 to \$18,000.00. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 2-0999) 4. Tourist Development Council

Commissioner Lawhon made a motion to continue for 30 days. Second by Commissioner Vause. All for. Motion Carried. 5-0

(This item will have to be re-advertised for Public Hearing)

(Tape 2-1034) 5. We Care Network

Requesting continued funding from the County.

(Tape 2-1052) 6. Temporary Road Closing – Parade

Commissioner Lawhon made a motion to approve the road closing application with the Chairman's signature, to close US 319, from Wakulla Arran Road, south to Lower Bridge Road/Arran Road intersection by the light on Saturday, June 21, 2003 from 10:00 a.m. to 11:00 a.m. for the Shrine Springtime Ceremonial Parade. To the extent permitted by Florida law, Wakulla County will assume full responsibility for any liability claims arising from or based on acts of omission or neglect by the County in relation to the event. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-1088) 7. U. S. Filter Contract

Commissioner Kessler made a motion to establish a new agreement with U. S. Filter, authorizing the Chairman to work on that process, to provide for a 3-year contract with a 2-year option. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 2-1955) 8. CDBG Sewer Connections (Crawfordville and Panacea)

Mr. Barwick will be sending out letters explaining the hook up procedures and the steps that need to be taken. The areas are Hudson Heights and Panacea Park. Discussion item.

(Tape 2-2257) 9. Architectural Services for Courthouse

A committee will be formed consisting of Mr. Barwick, Commissioner Vause and one Constitutional Officer to review and rank the two individuals that submitted qualifications for architectural services for the courthouse expansion. To come back with recommendations for next meeting.

(Tape 2-2390) 10. GASB 34

Commissioner Kessler made a motion to authorize the Chairman to negotiate the cost of \$20,000.00 with James Moore & Company and then sign the engagement letter. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

#### COUNTY ATTORNEY

(Tape 2-2413) 1. Special Assessment Paving Ordinance 88-3

Commissioner Nettles made a motion to advertise for the repeal of the Special Assessment Paving Ordinance 88-3. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

#### COMMISSIONER KESSLER

(Tape 2-2616) 1. Deadline for submittal of agenda items for BOCC Meetings

Commissioner Kessler made a motion that Monday prior to the board meeting be the deadline for submittal of agenda items, so that the notebooks can be ready on Wednesday. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 2-3169) 2. Clarification of 163.3174 Florida Statutes

Discussion item

(Tape 2-3776) 4. Update on Over Age 65 Homestead Resolution

Advertised for June 2, 2003

(Tape 2-3793) Approval of Minutes

Commissioner Vause made a motion to approve the minutes from the Road Paving Workshop and Regular Scheduled Board Meeting held on May 5, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(Tape 2-3811) 1. Randy Brown – U. S. Filter Contract

(Tape 2-3887) 2. John Trice – County Line Road

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

8:25 p.m. Meeting adjourned.

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Approved 06/16/03

Board of County Commissioners

Regular Board Meeting

June 2, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Brent X. Thurmond, Clerk

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Clerk Thurmond opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0088) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under Commissioner Nettles add (1) Septic Tank Inspections, under Commissioner Kessler add (2) Panacea Area Water Status, under County Attorney add

(1) Update on Hearing in Pending Lawsuit. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### CLERK OF COURT

(Tape 1-0119) 1. Information on Interest Rates – next meeting

(Tape 1-0125) 2. Talquin Electric – Helped hang a new flag on the flagpole in front of Courthouse and painted the pole. Information item

#### WAKULLA COUNTY SHERIFF

(Tape 1-0139) 1. 3 I. P. Mobile Modems for Patrol Cars – deleted from agenda

(Tape 1-0146) 2. Construction Management Contract (for jail) – Information item, copies of contract to be given to each Commissioner and be on next agenda.

#### (Tape 1-0340) CONSENT AGENDA

##### 1. Bills and Vouchers

Commissioner Kessler made a motion to approve the Consent Agenda. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### PUBLIC HEARING: Homestead Exemption Ordinance

Commissioner Lawhon made a motion to adopt an ordinance of Wakulla County, Florida, amending Ordinance No. 00-40, regarding the additional homestead exemption of \$25,000.00 for homeowners with title to real estate which is the permanent residence of such owner who has attained age 65 years and whose household income does not exceed \$20,000.00; amending Ordinance No. 00-40 to provide for the full \$25,000.00 exemption and deleting the incremental increase of the exemption; providing for an effective date. Second by Commissioner Kessler. All for. Motion Carried. 5-0

#### GENERAL BUSINESS

(Tape 1-0459) 1. Interlocal Agreement between County and School Board (Gymnasium as Recreation Facility)

Commissioner Nettles made a motion to approve the Interlocal Agreement between the County and School Board for the Gymnasium as a Recreation Facility, contingent upon review by the County Attorney. Second by Commissioner Kessler. Motion Carried. 5-0

(Tape 1-0503) 2. Courthouse Expansion Project (Approval of Architectural Candidates)

Commissioner Vause made a motion to go with the low bidder CRA (Clemons, Rutherford and Associates for architectural services for the Courthouse Expansion. Second by Commissioner Lawhon. Motion Carried. 5-0

(Tape 1-0583) 3. Wastewater Treatment Plant Permit Renewal

Commissioner Lawhon made a motion to go with option 2, which is a re-rating of the plant for the Wastewater Treatment Plant Permit Renewal. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-0888) 4. Ochlocknee Bay Trail – Possible Grant Opportunities

1. DEP Office of Greenways & Trails, Land Acquisition Grant Program

Board gave permission for Grants Department to move forward on this project.

2. Transportation Enhancement Program – Bicycle/ Pedestrian Facilities

Commissioner Lawhon made a motion to adopt a Resolution authorizing the submission of an application for the transportation enhancement program to the Florida Department of Transportation for the fiscal year 2003-2004 application cycle. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape1-1073) COUNTY ATTORNEY

1. Update on Pending Lawsuit – Tax Collector ordered dismissed from pending MSBU Suit

COMMISSIONER VAUSE

(Tape 1-1089) 1. Hudson Park – Update

COMMISSIONER NETTLES

(Tape 1-1157) 1. Septic Tank Inspections

County Administrator will inquire as to length of time for getting inspections.

COMMISSIONER STEWART

(Tape 1-1196) 1. GASB 34 Update

James Moore and Company will contract at amount from \$15,000.00 - \$19,000.00

COMMISSIONER KESSLER

(Tape 1-1226) 1. Northwoods Subdivision – Utilizing Ordinance 88-3 before it is repealed.

Commissioner Kessler made a motion to advertise for a public hearing for July 7, 2003 at 6:10 p.m. for the paving of Northwoods Subdivision. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-2207) 2. Panacea Area Water System – DEP has sent a letter saying there is a problem with the capacity.

PLANNING AND ZONING

(Tape 2-0397) 1. Rezoning Application: R03-02 Frank Shaw, Applicant

Commissioner Lawhon made a motion to continue R03-02 for 30 days. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 2-0420) 2. Final Plat Application: FP03-02 Songbird Phase II, Ben Boynton, Applicant

Commissioner Lawhon made a motion to approve subject to items 2 and 8 being met and review of title opinion by County Attorney. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-0514) 3. Final Plat Application: FP03-03 Deer Trail Acres Phase II, Penny McKinney, Michael Harbin & John Sewell, Applicants.

Commissioner Kessler made a motion to continue FP03-03 for 30 days. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-0615) 4. Site Plan Application SP02-21 The Farm Storage Facility, The Farm, LLC, Applicant

Commissioner Lawhon made a motion to deviate from the original PUD. Second by Commissioner Vause. Voting for: Lawhon and Vause. Opposed: Stewart, Nettles and Kessler. Motion Failed 3-2

(Tape 2-1075) 5. Future Land Use Map Amendment Application CP02-08, S. J. & S., Inc., Applicant

Commissioner Lawhon made a motion to approve CP02-08 for transmittal to DCA. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 2-2043) 6. Future Land Use Map Amendment Application CP03-01, Ben Boynton, Applicant

Application withdrawn by Mr. Boynton

(Tape 2-2727) 7. Future Land Use Map Amendment Application CP03-02, Helen K. Cleveland Corp., Inc., Applicant

Commissioner Lawhon made a motion to approve CP03-02 for transmittal to DCA. Second by Commissioner Vause. Voting for: Lawhon. Opposed: Stewart, Nettles, Kessler and Vause. Motion Failed: 4-1

(Tape 2-3636) 8. Future Land Use Map Amendment Application CP03-03, Penny McKinney, Michael Harbin & John Sewell, Applicant.

Commissioner Lawhon made a motion to approve CP03-03 for transmittal to DCA. Second by Commissioner Vause. Voting for: Lawhon. Opposed: Stewart, Vause, Nettles and Kessler. Motion Failed 4-1

Commissioner Vause made a motion to reconsider the previous motion for CP03-03. Commissioner Stewart passed the gavel to Vice-Chair and made a second to the motion to reconsider. Voting for: Stewart, Vause and Lawhon. Opposed. Kessler and Nettles. Motion Carried. 3-2

Commissioner Stewart made a motion to transmit to DCA CP03-03. Second by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 2-4621) 9. Future Land Use Map Amendment Application CP03-04, Urban 1 to Urban 2

Dies for lack of a Motion.

(Tape 2-4678) 10. Future Land Use Element Text Amendment CP03-05, Urban 1 Text Revision

Commissioner Lawhon made a motion to transmit CP 03-05 to DCA with changes as follows, residential development shall be permitted at two (2) units per acre where central sewer and water is available and one (1) unit per acre where central water is available and soil tests determine suitability for septic tanks. Second by Commissioner Vause. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(Tape 2-5616) 1. Helen Cleveland – Asking the Board to reconsider their motion regarding CP03-02.

(Tape 2-5658) 2. John Trice – Speaker Cards

(Tape 2-5672) 3. Bonnie Holub – Wants clarification on what district she is in.

(Tape 2-5858) Approval of Minutes

Commissioner Kessler made a motion to approve the minutes from the Cost Allocation/GASB 34 and Boat Ramp Property Workshop and the Regular Scheduled Board Meeting held on May 19, 2003. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-5878) Commissioner Vause made a motion to reconsider regarding Future Land Use Map Amendment Application CP03-02 for Helen Cleveland.

Dies for a lack of second.

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

10:55 p.m. Meeting adjourned.

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Approved 07/07/03

Board of County Commissioners

Regular Board Meeting

June 16, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

Greg James, Finance Director

6:00 p.m. Meeting called to order. Greg James opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0102) Approval of Agenda

Commissioner Vause made a motion to approve the Agenda with the following changes, under Commissioner Kessler pull item (2) Panacea Area Water System Update and move item (3) Impact Fees Revision up to the top of Agenda before the Public Hearings, under Commissioner Vause add item (1) Walker's Crossing for discussion. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-0155) Clerk of Court – Greg James, Finance Director

1. Loan Approval for Road Paving – discussion item

Commissioner Kessler made a motion to advertise for proposals in the Wall Street Journal and the Wakulla News. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0514) Wakulla County Sheriff's Department – no items

(Tape 1-0518) CONSENT AGENDA

1. Bills and Vouchers

Commissioner Kessler made a motion to approve the Consent Agenda. Second by Commissioner Nettles. All for. Motion Carried. 5-0

COMMISSIONER KESSLER

(Tape 1-0527) 3. Impact Fees Revision – Commissioner Kessler made a motion to establish impact fees at 110% as recommended by the Impact Fee Study that was completed by Kimberly Horne in 1997. Second by Commissioner Nettles. Motion and Second withdrawn. To come back to next meeting.

Commissioner Kessler made a motion to have an updated Impact Fee Study done. Motion dies for lack of second.

Commissioner Kessler made a motion to hold a Workshop at 5:00 p.m. on July 7, 2003 regarding the Impact Fees. Second by Commissioner Vause. All for. Motion Carried. 5-0

PUBLIC HEARING

(Tape 1-1256) 1. MSTU

Commissioner Lawhon made a motion to adopt the MSTU Ordinance at a 0 Millage. Second by Commissioner Vause. Voting for: Lawhon, Vause and Stewart. Opposed: Kessler and Nettles. Motion Carried. 3-2

## PUBLIC HEARING

(Tape 1-2012) 1. REPEALING ORDINANCE 88-3 (Paving Ordinance)

Commissioner Nettles made a motion to adopt an Ordinance for the Repeal of 88-3, regarding county construction projects to improve privately owned land. Second by Commissioner Lawhon for discussion. Motion and Second withdrawn. Dies for lack of a motion. (Three citizens spoke in opposition of the repeal of ordinance 88-3)

## PUBLIC HEARING

(Tape 1-3236) 1. Amendment of Ordinance 98-7 (gas tax)

Commissioner Lawhon made a motion to adopt an ordinance amending ordinance number 93-10, adopting a four-cent (\$.04) local option gas tax on every gallon of motor fuel and special fuel sold in Wakulla County, Florida and taxed under the provisions of Chapter 206, Florida Statutes. Second by Commissioner Nettles. All for. Motion Carried. 5-0

Commissioner Nettles made a motion to enter into an Interlocal Agreement with the City of Sopchoppy and the City of St. Marks consistent with the use of the 4-cent local option gas tax throughout the entire County. Second by Commissioner Kessler. All for. Motion Carried. 5-0

## GENERAL BUSINESS

(Tape 1-3324) 1. Construction Management Contract for Jail Expansion

Commissioner Vause made a motion to approve the Construction Management Contract for the Jail Expansion. Second by Commissioner Lawhon. Voting for: Stewart, Lawhon, Vause and Nettles. Opposed: Kessler. Motion Carried. 4-1

(Tape 1-3425) 2. Recommended 4-H Youth/FCS Agent

Commissioner Nettles made a motion to approve the hiring of Ms. Karen Stribling for the 4-H Youth/FCS Agent for the University of Florida. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-3469) 3. Ochlocknee Bay Trail Grant Application

Commissioner Lawhon made a motion to approve submitting the application for the Office of Greenways & Trails Land Acquisition Program Grant to the Florida Department of Environmental Protection for the 2003-2004 fiscal year. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Kessler made a motion to hold a Workshop on July 21, 2003 at 5:00 p.m. regarding the Bike Trail. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-3781) 4. Courthouse Expansion Project Architect Contract

Commissioner Vause made a motion to approve the agreement for Clemons, Rutherford & Associates for architectural services to do Phase I-Feasibility Study at a cost of approximately \$5,500.00 and Phase II Design Services for three floors at approximately 5,000 square feet for each floor at 7-1/4% for the Courthouse Expansion project, with the possibility to negotiate with Greg Kelly for a lower rate. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-3944) Introduction of Ed Brimner as the new Veteran Service Officer.

COUNTY ATTORNEY

(Tape 1-4020) 1. Interlocal Agreement/Local Option Gas Tax – earlier in meeting

COMMISSIONER KESSLER

(Tape 1-4027) 1. Acknowledgment/Appreciation of Dr. Keen with regard to County Health Facility

Commissioner Kessler made a motion to acknowledge Dr. David Keen by naming the County Health Facility the Dr. David A. Keen Building. Second by Commissioner Lawhon. Voting for: Stewart, Lawhon, Nettles and Kessler. Opposed: Vause. Motion Carried. 4-1

COMMISSIONER VAUSE

(Tape 1-4330) 1. Walker Crossing – Commissioner Vause made a motion that once the six three foot culverts are installed to pave Whitlock Road up to the subdivision. Second by Commissioner Lawhon. All for. Motion Carried. 5-0 (Mr. Nelson has deeded the property to the County)

(Tape 1-4417) APPROVAL OF MINUTES

Commissioner Kessler made a motion to approve the minutes from the Ambulance Service Contract Management Workshop and the Regular Scheduled Board Meeting held on June 2, 2003. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(Tape 1-4428) 1. Virginia Brock – Requests that Old Magnolia Road be completed.

(Tape 1-4738) 2. John Trice – Status of impact fees at the prison

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

8:45 p.m. Meeting adjourned.

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Approved 07/21/03

Board of County Commissioners

Regular Board Meeting

July 7, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, BOCC

Maxie Lawhon, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Brent X. Thurmond, Clerk

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Clerk Thurmond opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0087) Approval of Agenda

Commissioner Nettles made a motion to approve the Agenda with the following changes, under County Attorney add item (3) Shell Point Development and add Commissioner Stewart's item (1) Transport Management Area under County Attorney items, delete Sheriff's Department item, under Planning and Zoning delete items 1, 6, & 7 which were withdrawn by the applicants. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-0130) Wakulla County Sheriff's Department – no items

(Tape 1-0132) Clerk of Court

Negotiations for financing to be available at next meeting.

(Tape 1-0152) CONSENT AGENDA

Bills and Vouchers

Commissioner Nettles made a motion to approve the Consent Agenda. Second by Commissioner Kessler. All for. Motion Carried. 5-0

PUBLIC HEARING

(Tape 1-0158) Tourist Development Council

Commissioner Vause made a motion to advertise the proposed Tourist Development Council Ordinance and the intent to adopt a Resolution for Membership on the Tourist Development Council. Second by Commissioner Kessler. All for. Motion Carried. 5-0

PUBLIC HEARING

(Tape 1-0523) Paving of Northwoods Subdivision

Commissioner Kessler made a motion to adopt a Resolution of the Board of County Commissioners of Wakulla County, Florida, to proceed with the paving and improvement of the Northwoods Subdivision. Second by Commissioner Lawhon. All for. Motion Carried.

\*Landowners will be notified by mail of a future public hearing regarding the project assessment roll.

GENERAL BUSINESS

(Tape 1-1131) 1. Budget Amendment – FEMA

Commissioner Lawhon made a motion to approve the budget amendment for the return of FEMA monies in the amount of \$871,369.00. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1378) 2. Apalachee Center for Human Services – next meeting

(Tape 1-1492) 3. Fire Department Bids

Commissioner Kessler made a motion to approve through the MSBU the bids for 2 water tankers for Wakulla Station and Smith Creek at a cost of \$346,361.00 and one fire engine for Crawfordville from E-One at a cost of \$189,924.00, contingent upon review by County Attorney. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1668) Fire Department Grants – Federal Grant 90/10 or State Grant 50/50 for purchase of 2 skid units and 12 radios – next meeting

(Tape 1-1961) 4. Wakulla Health Department update – Paul Boisvert, Interim Director

(Tape 1-2281) 5. Update on status of County-wide Vision Process – Allen Freeland

(Tape 1-2477) 6. Ship amended Resolution

Commissioner Vause made a motion to approve amending Resolution number 03-13, regarding the State Housing Initiative Partnership (SHIP); amending the Affordable Housing Assistance Plan for Fiscal Years 2003/2004, 2004/2005 & 2005/2006; authorizing the submission of the revised plan to the Florida Housing Finance Agency; authorizing 10% of each annual allocation of funds for administrative costs. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-2521) 7. Grant opportunity for Derelict Vessel Removal Program

Commissioner Lawhon made a motion to adopt a Resolution authorizing the submission of an application for the Derelict Vessel Removal Program to the Florida Fish & Wildlife Commission. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-2603) 8. Tentative Millage Rate

Commissioner Lawhon made a motion to set the Tentative Millage Rate at 10 Mills. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Kessler made a motion to set a budget workshop for the Constitutional Officers starting at 4:00 p.m. on July 21, 2003. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-2750) 9. 319 Widening Bids

Commissioner Lawhon made a motion to accept the low bid from C. W. Roberts for the 3<sup>rd</sup> lane through Crawfordville and fund the remaining balance with local County road construction money because of the two County roads that are involved. Second by Commissioner Vause Voting for: Lawhon, Vause, Stewart and Kessler. Opposed. Nettles. Motion Carried. 4-1

\*The remaining balance will be approximately \$150,000.00

(Tape 1-3542) 10. FDOT Maintenance Agreement (Roberts Landing Road)

Commissioner Lawhon made a motion to approve the FDOT Maintenance Agreement for Roberts Landing Road, contingent upon review by the County Attorney. Second by Commissioner Kessler. All for. Motion Carried. 5-0

## COUNTY ATTORNEY

(Tape 1-3592) 1. Emergency Gas Tax Ordinance

Commissioner Vause made a motion to adopt an emergency ordinance of Wakulla County, Florida, amending ordinance 03-12 adopting a four cent (\$.04) local option gas tax on every gallon of motor fuel and special fuel sold in Wakulla County, Florida; and taxed under the provisions of chapter 206, Florida Statutes; amending the term of said ordinance, declaring an emergency exists; waiving advertising requirements; and providing for an effective date. Second by Commissioner Nettles. All for. Motion Carried. 5-0.

(Tape 1-3701) 2. Article V – discussion item

(Tape 1-3853) 3. Transport Management Area

Commissioner Kessler made a motion for the County Attorney to send a letter asking for representation of Wakulla County on the Transport Management Area. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-4012) 4. Violations of Code at Shell Point Marina – discussion item

To come back next meeting

## COMMISSIONER NETTLES

(Tape 1-4152) 1. Reconsider naming of new Health Department Building

Commissioner Nettles made a motion to rescind the naming of the Health Department as the David Keen Building and start a tradition of putting up pictures in honor of those who have served, with Mrs. Townsend's picture and proclamation being displayed in a prominent place that can be seen from the front door in the new facility along with a picture of Dr. Keen. Second by Commissioner Vause. All for. Motion Carried. 5-0

## COMMISSIONER VAUSE

(Tape 1-5410) 1. Update on Hudson Park

## COMMISSIONER KESSLER

(Tape 1-5453) 1. Impact Fees

Commissioner Kessler made a motion to hold a Workshop on October 28, 2003 at 4:00 p.m. and hire a facilitator for that workshop, with information being compiled now and putting on County Website, with help from the facilitator. Second by Commissioner

Nettles. Voting for: Nettles and Kessler. Opposed: Stewart, Vause and Lawhon. Motion Failed 3-2

#### PLANNING AND ZONING

(Tape 1-5942) 2. Rezoning application R03-03 Abbleann L. Hammon

Commissioner Lawhon made a motion to continue for 30 days. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-6138) 3. Rezoning application R03-04 Rebekah Shuler – 1<sup>st</sup> public hearing

(Tape 1-6888) 4. Rezoning application R03-05 Mark Hudson et al – 1<sup>st</sup> public hearing

(Tape 1-7069) 5. Rezoning application R03-06 Bailey's By the Bay, Inc.

Commissioner Lawhon made a motion to approve the Rezoning application R03-06 for Bailey's By the Bay, Inc. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-7140) 8. Road closing application RC03-01 Street "F"

Commissioner Kessler made a motion to approve the Road closing application RC03-01 regarding Street "F", located on the east side of State Road 61. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-7199) 9. Road closing application RC03-02 Ochlockonee Blvd. (now known as Driftwood Drive

Commissioner Lawhon made a motion to approve the Road closing application RC03-02 regarding Ochlockonee Blvd., now known as Driftwood Drive. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-7474) 10. McKinney/Harbin/Sewell: Final plat application FP03-03

Commissioner Vause made a motion to approve Final plat application FP03-03, Deer Tree Acres phase II. Second by Commissioner Lawhon. Voting for: Stewart, Lawhon, Vause and Kessler. Opposed. Nettles. Motion Carried. 4-1

#### APPROVAL OF MINUTES

(Tape 1-8410) Commissioner Vause made a motion to approve the minutes from the Regular Scheduled Board Meeting held on June 16, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

#### CITIZENS TO BE HEARD

(Tape 1-7747) 1. Tony Cartlidge (1) Grading of Shoreline Drive

(Tape 1-7800) 2. Bonnie Holub (1) Careful choosing of words in a public forum

(Tape 1-7836) 3. John Trice (1) Barrow Pit

(Tape 1-7868) 4. Virginia Brock (1) Old Plank Road in need of patrol (2) Stormwater Policy (3) Update on Magnolia Road

(Tape 1-8007) 5. Jack Rudloe (1) Aquaculture Council

(Tape 1-8425) Commissioner Stewart announced that Joe Richey has submitted his resignation.

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

10:15 p.m. Meeting adjourned.

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Approved 08/04/03

Board of County Commissioners

Regular Board Meeting

July 21, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause

Parrish Barwick, County Administrator

Donna Biggins, Asst. County Attorney

Brent X. Thurmond, Clerk

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Clerk Thurmond opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0033) Approval of Agenda

Commissioner Kessler made a motion to approve the Agenda with the following changes, under Commissioner Nettles add (1) Information on 16 Hickory Street, under General Business add (7) Apalachee Regional Municipal Membership (8) Constitutional Officer Budget Amendments. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-0066) Clerk of Court

Borrowing of Money for Road Project –2 best bids received from Wachovia and Bank of America.

Commissioner Kessler made a motion to approve Bank of America as the number one bidder for the line of credit as per their proposal. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0461) Sheriff's Department

Update on new jail facility expansion

Commissioner Kessler made a motion to fund 1.5 million for the new jail expansion out of the old one-cent sales tax. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-0643) Consent Agenda

Bills and Vouchers

Commissioner Kessler made a motion to approve the Consent Agenda. Second by Commissioner Vause. All for. Motion Carried. 5-0

**PUBLIC HEARING**

(Tape 1-0649) Wakulla County Housing Section 8 Five Year Plan Update & Administrative Plan

Commissioner Lawhon made a motion to approve the Wakulla County Housing Section 8 Five Year Plan and the Administrative Plan. Second by Commissioner Vause. All for. Motion Carried. 5-0

## GENERAL BUSINESS

(Tape 1-0730) 1. Historical Society – David Roddenberry

Mr. Roddenberry provided a document to the board with the location of county cemeteries.

(Tape 1-1055) 2. Library Expansion RFQ – Information

(Tape 1-1091) 3. First Budget Public Hearing Date and Time

Commissioner Kessler made a motion to hold the First Budget Public Hearing on Tuesday, September 9, 2003 at 6:00 p.m. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1164) 4. FRDAP Grant Application Submission

Commissioner Kessler made a motion to submit as #1 Medart Recreation Park and #2 Shell Point for the FRDAP Grant Application. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1425) Commissioner Kessler made a motion for the staff to go forward by putting the other 4 projects on the Capital Improvements element of our County Plan. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1428) 5. Drivers Education Safety Trust Fund (Funding Request)

Commissioner Nettles made a motion to release the monies from the Drivers Education Safety Trust Fund as of the June 30<sup>th</sup> receipts to the school board. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1504) 6. Lower Bridge Road Property Mitigation

Commissioner Vause made a motion to approve the settlement in the amount of \$25,000.00. Second by Commissioner Lawhon. Tabled to next meeting.

\*more information to be obtained as to the road paving and the value of the land that was cleared.

(Tape 1-1851) 7. Apalachee Regional Municipal Membership – next meeting

(Tape 1-2002) 8. Budget Amendments for Constitutional Officers

Commissioner Kessler made a motion to approve a budget amendment for the Tax Collector in the amount of \$5,000.00 for Attorney fees in collecting bankruptcy delinquent cases. Second by Commissioner Lawhon. All for. Motion Carried. 5-0 (Mr. Barwick and Mr. Thurmond to come up with a funding source)

Commissioner Kessler made a motion to approve the purchase of a vehicle up to the amount of \$20,000.00 for the Property Appraiser. Second by Commissioner Lawhon. All for. Motion Carried. 5-0 (Mr. Barwick and Mr. Thurmond to come up with a funding source)

COUNTY ATTORNEY – no items

COMMISSIONER STEWART

(Tape 1-2112) 1. Discussion on Separate Planning & Zoning Meeting Nights – table to future date

COMMISSIONER KESSLER

(Tape 1-2294) 1. Springs Resolution

Commissioner Kessler made a motion to approve a Resolution in support of protecting Florida's springs and spring runs. Second by Commissioner Nettles. Voting for: Kessler, Nettles, and Stewart. Opposed: Vause and Lawhon. Motion Carried. 3-2

(Tape 1-4044) 2. NACO

Commissioner Kessler made a motion to join NACO at a cost of \$362.00 per year. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

COMMISSIONER NETTLES

(Tape 1-4125) 1. 16 Hickory Street – sewage smell

Problem has been resolved.

APPROVAL OF MINUTES

(Tape 1-4187) Commissioner Kessler made a motion to approve the minutes from the Impact Fee Workshop and the Regular Scheduled Board Meeting held on July 7, 2003. Second by Commissioner Vause. All for. Motion Carried.

CITIZENS TO BE HEARD

(Tape 1-4187) 1. Vic Lambeau – Springs Resolution

(Tape 1-4226) 2. John Trice – Speaker Cards

(Tape 1-4261) 3. Mary Ellen Davis – Rotary Club wants to be on the Hudson Park Committee

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Kessler. All for. Motion Carried.

8:35 p.m. Meeting adjourned.

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Approved 08/18/03

Board of County Commissioners

Regular Board Meeting

August 4, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, BOCC

Maxie Lawhon, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Burt Poole opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0020) Approval of Agenda

Commissioner Vause made a motion to approve the agenda with the following changes, under Regular Agenda, delete Clerk of Court items, under Commissioner Kessler delete item (1) County Fire Suppression Capacity and add new item (1) Information on Bike Trail (2) Lower Bridge Road, under County Attorney add (3) Report on Stratus Petroleum. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0106) Sheriff of Wakulla County – no items

(Tape 1-0108) Consent Agenda

Bills and Vouchers

Commissioner Kessler made a motion to approve the Consent Agenda. Second by Commissioner Vause. All for. Motion Carried. 5-0

## PUBLIC HEARING

(Tape 1-0116) Tourist Development Council Ordinance

Commissioner Kessler made a motion to adopt the Tourist Development Council Ordinance. Second by commissioner Nettles. All for. Motion Carried. 5-0

Commissioner Kessler made a motion to approve a Resolution appointing members to the Wakulla County Tourist Development Council; providing for the terms of each member. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

## GENERAL BUSINESS

(Tape 1-0157) 1. Fair Housing Ordinance – information only

(Tape 1-0205) 2. Black History Celebration

Commissioner Kessler made a motion to approve the third Saturday of each year in February for Black History celebration at Hudson Park. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Request for Naming of a street after Martin Luther Kings, Jr. – tabled to next meeting

Request to Name a bridge in Sopchoppy after Arthur Finch – tabled to next meeting

(Tape 1-0364) 3. VA Medial Center Resolution

Commissioner Kessler made a motion to approve the VA Medical Center Resolution. Second by Commissioner Nettles. All for. Motion Carried. 5-0

#### COUNTY ATTORNEY

(Tape 1-0470) 1. Report on Stratus Petroleum – payment received in the amount of \$11,019.88.

(Tape 1-0486) 2. Report on DOC Litigation - \$62,050.00 collected.

(Tape 1-0510) 3. County Attorney Contract

Commissioner Lawhon made a motion to approve the renewal of the County Attorney Contract. Second by Commissioner Vause. Voting for: Stewart, Vause, Lawhon and Nettles. Opposed: Kessler. Motion Carried. 4-1

#### COMMISSIONER STEWART

(Tape 1-1670) 1. Wakulla Gardens Property – research and come back to the board for possible purchase of lots for drainage...

(Tape 1-2083) 2. Landfill Expansion – to come back next meeting

#### COMMISSIONER KESSLER

(Tape 1-2287) 1. Ochlockonee Bay Bike Trail - Information only

#### COMMISSIONER LAWHON

(Tape 1-2339) 1. Update on Lower Bridge Road – Updated title search to be done and to come back to the board at next meeting.

(Tape 1-2603) 2. Florida Dog Hunter's Association – Rusty McKeithen

Requesting to put up a fence along ROW of 375 – plans to be finalized by Dog Hunters Association and bring information back to the board.

(Tape 1-3341) Budget Amendments

Commissioner Kessler made a motion to approve a budget amendment in the amount of \$16,000.00 for the Medical Assistance Program. Second by Commissioner Lawhon. All for. Motion Carried. 5-0 \*\*monies to come out of reserve line item.

Commissioner Kessler made a motion to approve a budget amendment in the amount of \$35,000.00 for the HRS Hospital line. Second by Commissioner Lawhon. All for. Motion Carried. 5-0 \*\*monies to come out of reserve line item.

(Tape 1-3407) Planning and Zoning Director

Commissioner Vause made a motion that the County Administrator interview the applicants and bring the recommendations back to the board. Second by Commissioner Kessler. All for. Motion Carried. 5-0 (Commissioner Nettles may take part in the interview process)

#### PLANNING AND ZONING

(Tape 1-3498) 1. The Farm, LLC: Site Plan Application SP02-21

Major PUD Modification for Commercial Storage Facility

Commissioner Lawhon made a motion to approve. Second by Commissioner Vause. Voting for: Stewart, Nettles, Vause and Lawhon. Opposed: Kessler. Motion Carried. 4-1

(Tape 1-4870) 2. Abbeleann L. Hammon: Rezoning Application R03-03

Bring existing non-conforming use into compliance

Commissioner Lawhon made a motion to approve Rezoning Application R03-03. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-5184) 3. Rebekah Shuler: Rezoning Application R03-04

Request withdrawn by applicant

(Tape 1-5196) 4. Thelma Gaupin: Rezoning Application R03-08

Rezone to expand existing use; Ted Gaupin, Agent

Commissioner Lawhon made a motion to approve Rezoning Application R03-08. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-5304) 5. Jerry and Barbara Sanders: Rezoning Application R03-09

Rezone to commercial use; Ted Gaupin, Agent

Commissioner Lawhon made a motion to approve Rezoning Application R03-09. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-5643) 6. Charles & Linda Wicker: Rezoning Application R03-10

Rezone to commercial use; Ted Gaupin, Agent (first of two public hearings)

(Tape 1-5721) 7. Mark Hudson, et al: Rezoning Application R03-05

Rezone for future development (second of two public hearings)

Commissioner Kessler made a motion to approve Rezoning

Application R03-05. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-6101) 8. N. G. Wade Investment Co.: Future Land Use Map Amendment CP02-05, Adoption Hearing for the NE Wakulla Sustainable Community; Robert Routa, Agent.

Commissioner Vause made a motion to approve. Second by Commissioner Lawhon. Voting for: Lawhon and Vause. Opposed: Stewart, Kessler and Nettles. Motion Failed. 3-2

(Tape 2-1897) APPROVAL OF MINUTES

Commissioner Lawhon made a motion to approve the minutes from the Budget Workshop, Ochlockonee Bay Trail Workshop and the Regular Board Meeting held on July 21, 2003. Second by Commissioner Vause. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(Tape 2-1905) 1. Lorrie Simmons (1) Hog farm adjacent to her property.

(Tape 2-2120) 2. Lisa Borchardt (1) Oyster Bay Boat Ramp (2) Boat Docks on Ocean View Road.

(Tape 2-2401) 3. George Johnston (1) Problems with Gun Firing adjacent to Lorrie Simmons property (2) FEMA Steering Committee/County wide storm water study (3) Sustainable Community.

Commissioner Kessler made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

11:55 p.m. Meeting adjourned.

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Approved 09/02/03

Board of County Commissioners

Regular Board Meeting

August 18, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Brent X. Thurmond, Clerk

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Clerk Thurmond opened in prayer and led the Pledge of Allegiance to the flag.

(Tape 1-0128) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under Commissioner Nettles delete item (1) Reconsideration of County Attorney Contract, under Commissioner Kessler requesting update on Landfill Expansion and Ken Kirton Property, request item (1) Presentation of Water Quality Information Wakulla County Rivers be moved to General Business, requesting Commissioner Stewart's item (1) Reconsideration of Comp Plan Amendment CP02-05 be moved to the top of the Agenda, under General Business add (7) Emergency Ordinance regarding Capital Improvements Elements for Grant Application and item (8) Grant request from Supervisor of Elections. Second by Commissioner Kessler. All for. Motion Carried.

5-0

(Tape 1-0230) Clerk of Court

Final Terms of Negotiated Financing

Commissioner Nettles made a motion to approve the terms of the negotiated financing with the Chairman's signature. Second by Commissioner Vause. All for. Motion Carried. 5-0 (These terms lowers the interest rates on 2 existing loans to 4.08 & 3.61)

(Tape 1-0323) Wakulla County Sheriff's Department – Undersheriff Donnie Crum

Purchase of 3 Modems from Impact Fees

Commissioner Kessler made a motion to approve the purchase of 3 computer modems for patrol cars in the amount of \$7,185.00 with the monies coming out of Law Enforcement Impact Fees. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-0358) Consent Agenda

Bills and Vouchers

Commissioner Vause made a motion to approve the consent agenda. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

#### GENERAL BUSINESS

(Tape 1-0368) 1. Presentation of Water Quality Information Wakulla County Rivers.

(Tape 1-0760) 2. Panacea Vision 2020 Implementation Project

Commissioner Lawhon made a motion to approve the Grant Award with the Chairman's signature. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1241) 3. Predisaster Mitigation Program Grant Program

Commissioner Kessler made a motion to approve the Predisaster Mitigation Program Grant. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1297) 4. Planning and Zoning Director

Commissioner Kessler made a motion to table this item until a later date. Second by Commissioner Nettles for discussion. Voting for: Kessler and Nettles. Opposed: Stewart, Lawhon and Vause. Motion Failed. 2-3

Commissioner Nettles made a motion to approve Donnie Sparkman as the #1 candidate for Planning Director. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 1-1874) 5. Letter to Congressman Boyd regarding highway 319

Commissioner Vause made a motion to approve Mr. Barwick sending a letter to Congressman Boyd regarding the four laning of highway 319. Second by Commissioner Lawhon. Voting for: Nettles, Stewart, Lawhon and Vause. Opposed: Kessler. Motion Carried. 4-1

(Tape 1-0000) 6. Request for Emergency Ordinance regarding Capital Improvements

Commissioner Lawhon made a motion declaring that an emergency exists, waiving the advertising requirements and adopted by a 5-0 vote of the Board of County Commissioners, amending the Capital Improvements Element of the Comprehensive Plan to update the list of Capital Improvements planned for Wakulla. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-2079) 7. Supervisor of Elections Grant Request

Commissioner Lawhon made a motion to approve the Grant Request from the Supervisor of Elections in the amount of \$659.71, with funds coming out of the Reserve funds. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-2120) 8. Letter to EMS

Commissioner Nettles made a motion authorizing Mr. Barwick to send a letter to the EMS department for a job well done with all of the commissioners signing the letter. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-2149) 9. Stormwater Survey – Information item

(Tape 1-2360) 10. Lower Bridge Property/Ken Kirton – No updated title search to date.

(Tape 1-2426) 11. Volunteer Fire Department Grant

Commissioner Kessler made a motion to approve the matching funds in the amount of \$11,740.00 to come out of the Reserve funds, for the Division of Forestry Grant and the U.S. Fish and Wildlife Grant. Second by Commissioner Nettles. All for. Motion Carried. 5-0

COMMISSIONER STEWART

(Tape 1-2641) 1. Reconsideration of Comp Plan Amendment CP02-05, N. G. Wade Investment Company

Commissioner Lawhon made a motion to rescind the motion from the board meeting on August 4, 2003 regarding Comp Plan Amendment CP02-05, N. G. Wade Investment Company. Second by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Kessler and Nettles. Motion Carried. 3-2

(Tape 1-2855) Commissioner Vause made a motion to readvertise Comp Plan Amendment CP02-05, N. G. Wade Investment Company and bring back to the first meeting in October and hold the hearing at the courthouse. Second by Commissioner Lawhon. Voting for: Stewart, Vause and Lawhon. Opposed: Kessler and Nettles. Motion Carried. 3-2

#### COMMISSIONER VAUSE

(Tape 1-3069) 1. Hudson Park Project Update

#### COMMISSIONER KESSLER

(Tape 1-3209) 3. Florida Citrus Resolution

Commissioner Kessler made a motion to adopt the Florida Citrus Resolution. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-3327) 4. Procedural Requirements and Responsibilities at BOCC Meetings

Quasi Judicial Proceedings, Exparte Communication, PUD Major Modification coming back in less than 1 year, Information not being received by Commissioners in a timely manner – information and questions.

(Tape 1-4451) 5. Planning and Zoning Appointments

Commissioner Kessler made a motion for each board member to submit a new their choice of member and alternate for the Planning and Zoning Board and the municipalities of Sopchoppy and St. Marks to do the same, the Board of County Commissioners need to take into account and approve a minority appointee position as well, all of the recommendations need to be presented to the Board of County Commissioners and voted on for approval at the next board meeting. Second by Commissioner Nettles. Voting for: Kessler and Nettles. Opposed: Stewart, Lawhon and Vause. Motion Failed. 3-2

#### COMMISSIONER LAWHON

(Tape 1-5231) 1. Florida Dog Hunters Association: Fence along ROW of 375

Commissioner Lawhon made a motion to approve the installation of a fence along the right of way of highway 375 regarding the Larry Roberts property. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

#### APPROVAL OF MINUTES

Commissioner Lawhon made a motion to approve the minutes from the Regular Scheduled Board Meeting held on August 4, 2003. Second by Commissioner Vause. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(Tape 1-6011) 1. Rodney Smith (1) Stormwater study and water that is flooding his property.

(Tape 1-6308) 2. Tony Cartlidge (1) Agenda on line should be the same as it is when citizens get to the meeting. (2) Chastisement of Dr. Kessler wanting to advertise in other areas.

(Tape 1-6454) 3. Victor Lambeau (1) Statement to be added into the record regarding CP02-05, N. G. Wade Investment Company.

(Tape 1-6526) 4. Tom Beyer (1) Owner of hogs adjacent to Lorrie Simmons property.

Commissioner Vause made a motion to adjourn. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

9:30 p.m. Meeting adjourned.

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Approved 09/15/03

Board of County Commissioners

Regular Board Meeting

September 2, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Ron Mowrey, County Attorney

Parrish Barwick, County Administrator

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0048) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under Commissioner Nettles add (1) Personnel Manual, under Wakulla County Sheriff's Department add (1) E-911 Revenue, under County Attorney add the following items for information only (3) MPO Meeting (4) Stratus Petroleum and (5) Article V update, under Commissioner Vause add (1) Hudson Park. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-0095) CLERK OF COURT

Bank of America Financing Resolution

Commissioner Lawhon made a motion to adopt a Resolution of the Board of County Commissioners of Wakulla County, Florida authorizing the issuance of a promissory note of the County in the principal amount of \$4,608,478.52 to provide funds to refinance the County's sewer revenue note, series 1999B, of a promissory note of the County in the principal amount of \$3,001,081.05 to provide funds to refinance the County's gas tax revenue note, series 1999A and of a promissory note in the principal amount not to exceed \$4,000,000 to finance roadway improvements, courthouse expansion and/or other lawful capital expenditures of the county; approving the form of and authorizing the execution of promissory notes and a loan agreement; providing that such notes shall not be general obligations of the County but shall be payable only from certain non-ad valorem revenues of the County described herein; providing for the rights, securities and remedies of the owner of such note; making certain covenants and agreements in connection therewith; and providing an effective date. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-0219) WAKULLA COUNTY SHERIFF'S DEPARTMENT

## E-911 Revenue

Commissioner Lawhon made a motion for all excess monies in the E-911 fund are carried forward to next fiscal years monies. Second by Commissioner Vause. All for. Motion Carried. 5-0

## (Tape 1-0336) CONSENT AGENDA

### Bills and Vouchers

Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

## (Tape 1-0387) City of Sopchoppy – Water System Expansion Plans and Fire Flows

Information provided by Bill Stephens.

Commissioner Vause made a motion to hold a Workshop regarding the Riversink Water System with the City of Sopchoppy on Monday, September 15, 2003 at 5:00 p.m. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

## GENERAL BUSINESS

### (Tape 1-0912) 1. EMS Resolution

Commissioner Kessler made a motion to adopt the EMS Resolution. Second by Commissioner Vause. All for. Motion Carried. 5-0

### (Tape 1-0953) 2. Certificate of Public Convenience & Necessity (EMS)

Commissioner Kessler made a motion to approve certificates 1 & 2, which were Air Medic One and Life Net. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

### (Tape 1-0997) 3. Medart and Shell Point FRDAP Grant Resolutions

Commissioner Vause made a motion to adopt the FRDAP Grant Resolutions for submission to the Florida Recreational Development Assistance Program. Second by Commissioner Kessler. All for. Motion Carried. 5-0

### (Tape 1-1083) 4. Panacea Sewer Complaint – Randy Merritt, U. S. Filter

discussion item

### (Tape 1-1333) 5. Final Public Hearing for the Budget

Commissioner Lawhon made a motion to hold a Final Public Hearing on the budget on Tuesday, September 23, 2003 at 6:00 p.m. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1393) 6. Qualifications for Library

Three Engineering firms sent in packets. Commissioner Kessler will set on the committee that will be formed to rank the firms and bring back to the board.

COMMISSIONER KESSLER

(Tape 1-1476) 1. Clarification on Attorney correspondence procedure

Commissioner Kessler made a motion that all letters written by the County Attorney on behalf of the Board of County Commissioners or by his own initiative, must first come before the Board of County Commissioners for their review and then voted for approval before the letter is sent to the addressee, letters involving litigation may require a specially scheduled meeting of confidential nature, letters of emergency may require an additional scheduled meeting. Second by Commissioner Nettles. Voting for: Kessler and Nettles. Opposed: Stewart, Vause and Lawhon. Motion Failed 3-2

(Tape 1-1931) 2. Procedures pertaining to BOCC Meetings (Quasi Judicial)

discussion item

(Tape 1-2140) 3. Roberts Rules of Order, Role of Chairman at BOCC Meetings

discussion item

(Tape 1-2246) 4. Northwood Subdivision – Update

(Tape 1-2265) 5. Panacea Sewer Problem – taken care of earlier

COMMISSIONER NETTLES

(Tape 1-2270) 1. Personnel Policy Procedure Manual – hiring procedures for discussion

COMMISSIONER VAUSE

(Tape 1-3100) 1. Hudson Park – plans available and submitted for each Commissioner's review.

Commissioner Vause made a motion to approve the plans as submitted. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Commissioner Vause made a motion to advertise for bids. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

#### COMMISSIONER STEWART

(Tape 1-3244) 1. Amnesty Days – to be held at 340 Trice Lane.

(Tape 1-3320) 2. Buffer for Audubon Forest – Supposed to have a 50' undisturbed buffer. To be on next agenda.

(Tape 1-3505) 3. Mayor of Tallahassee Summit on Economic Development (discussion)

#### PLANNING AND ZONING

(Tape 1-3507) 1. Charles & Linda Wicker: Rezoning Application R03-10

Rezone to Commercial Use; Ted Gaupin, Agent

Commissioner Lawhon made a motion to approve. Second by Commissioner Nettles. Voting for: Lawhon, Vause, Stewart and Nettles. Opposed: Kessler. Motion Carried. 4-1

(Tape 1-3973) 2. Johnny Petrandis: Final Plat Approval FP03-04

Bulah's Cove Final Hearing; Wade Brown, Agent

Commissioner Vause made a motion to approve Final Plat FP 03-04, contingent upon clearance from DEP. Second by Commissioner Lawhon. Voting for: Stewart, Vause, Nettles and Lawhon. Opposed: Kessler. Motion Carried. 4-1

(Tape 1-4388) 3. George Russ & Deanna Courson: Rezoning Application R03-11

Bring Existing Non-Conforming Use into Compliance

Commissioner Vause made a motion to approve Rezoning Application R03-11. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-4597) 4. Charles & Janice Allen: Rezoning Application R03-12

Rezone to Construct a Single-Family Dwelling

Commissioner Vause made a motion to approve Rezoning Application R03-12. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-4692) 5. Rezoning Application R03-13

Rezone to subdivide; Edwin Brown & Assoc., Agent (first of two public hearings)

(Tape 1-4740) 6. Tom & Anne Beyers: Rezoning Application R03-14

Rezone to Conform with Property Use (cont. for 30 days)

Commissioner Lawhon made a motion to continue for 30 days. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-4852) 7. Ben Withers: Rezoning Application R03-15

Rezone to Industrial Use (first of two public hearings)

#### COUNTY ATTORNEY

(Tape 1-5124) 1. Quasi Judicial Resolution – later date

(Tape 1-5188) 2. MPO Meeting to be held in Tallahassee on September 15, 2003.

(Tape 1-5256) 3. Article V – information provided to each Commissioner

(Tape 1-5300) 4. Stratus Petroleum – Check received in the amount of \$11,019.88

(Tape 1-5300) 5. Pursuant to Section 286.011(8) Confidential session (see tape 1-6165)

(Tape 1-5366) APPROVAL OF MINUTES

Commissioner Nettles made a motion to approve the minutes from the regular scheduled Board Meeting held on August 18, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

#### CITIZENS TO BE HEARD

(Tape 1-5379) 1. Anne Beyer – Neighbor complaining about water runoff from the Beyer's property.

(Tape 1-5428) 2. Tom Beyer – Hog Farm on his property.

(Tape 1-5537) 3. Ed Brimner – Representing local VFW Post at the request of citizens to have Buckhorn Creek Bridge renamed the Arthur L. Andrews Bridge. This request will have to go to the State level.

(Tape 1-5710) 4. Tony Cartlidge – (a) Correspondence from County Attorney (b) Roberts Rules of Order.

(Tape 1-5837) 5. Paul Johnson – DCA, major land use changes and text amendments.

(Tape 1-6094) 6. George Johnston – Beyer property hog farm.

(Tape 1-6117) 7. Robert Alessi – Planning and Zoning Board.

(Tape 1-6165) 8. John Trice – Zoning at Linzy Mills property.

At this point pursuant to Section 286.011(8), Florida Statutes, the County Attorney and the Board of County commissioners will conduct a confidential session to discuss the settlement of the request for alternative dispute resolution and threatened appeal of the denial of the Helen K. Cleveland Corporation’s Comprehensive Plan Amendment. The session was attend by Ronald Mowrey, County Attorney, Parrish Barwick, County Administrator, Commissioners Mike Stewart, Howard Kessler, Henry Vause, Leon Nettles and Maxie Lawhon and an authorized court reporter.

9:20 p.m.

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Approved 10/06/03

Board of County Commissioners

Regular Board Meeting

September 15, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, BOCC

Maxie Lawhon, BOCC

Henry Vause, BOCC

Ron Mowrey, County Attorney

Parrish Barwick, County Administrator

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Major Maurice Langston opened in prayer and Commissioner Stewart led in the pledge of allegiance to the flag.

(Tape 1-0040) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under Commissioner Vause add (1) Waive building permit fees for Wakulla High School House that is being built by the students, under General Business add Information to be provided on several items for information only. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-0066) Clerk of Court – no items

(Tape 1-0074) Wakulla County Sheriff's Department

Drug Fund Disbursement – Commissioner Kessler made a motion to approve the expenditure in the amount of \$5,000.00 for education to come out of the Drug Trust Fund. Second by Commissioner Nettles. Voting for: Lawhon, Nettles, Kessler and Vause. Abstain: Stewart. Motion Carried. 4-0

(Tape 1-0151) CONSENT AGENDA

Bills and Vouchers

Health Department Core Contract

State Aid for Libraries Application

Commissioner Kessler made a motion to approve the Consent Agenda. Second by Commissioner Vause. All for. Motion Carried. 5-0

PUBLIC HEARING – Escambia County Housing Finance Authority

(Tape 1-0170) Commissioner Kessler made a motion to adopt a Resolution authorizing the Escambia Housing Finance Authority to operate in Wakulla County. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

GENERAL BUSINESS

(Tape 1-0225) 1. Maps identifying problem areas where flooding has occurred – Richard Turner, Apalachee Regional Planning Council – information item

(Tape 1-0489) 2. CTST Awards Presentation – Pat Jones

Awards presented to: Sgt. Ray Johnson of Wakulla County Sheriff's Department

Sgt. Bill Turner of Florida Highway Patrol

Wakulla News

(Tape 1-0755) 3. Rural County Update – DOT

(Tape 1-1093) 4. Value Adjustment Board

Commissioner Lawhon made a motion to appoint himself, Commissioner Stewart and Commissioner Vause to set on the Value Adjustment Board on September 23, 2003 at 9:00 a.m. Second by Commissioner Kessler. All for. Motion Carried. \*\*School Board to appoint two School Board Members to sit on this board.

(Tape 1-1172) 5. FLUM Amendment Schedule

Commissioner Nettles made a motion to approve the Plan Amendment Schedule. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1374) 6. Library Expansion Architectural Services – Doug Jones

Clemons, Rutherford & Associates Architects

Purvis Gray

The Ingram Group

Commissioner Kessler made a motion to approve the number one firm of Clemons, Rutherford & Associates and authorize Mr. Barwick and Mr. Doug Jones to negotiate with them for a fee schedule which will be brought back before the board for approval so that the architect can carry out the services. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1475) 7. MPO Meeting – Information

(Tape 1-1628) 8. Proclamation

Commissioner Lawhon made a motion to approve a Proclamation declaring October as Domestic Violence Awareness Month. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1709) 9. Renaming of a road to Martin Luther King, Jr., Blvd.

Survey to be done with the residents that reside on Lower Bridge Road.

(Tape 1-2019) 10. Seawall on Surf Road that was damaged due to flooding.

No responsibility by the County

COUNTY ATTORNEY – no items

COMMISSIONER KESSLER

(Tape 1-2250) 1. Big Bend Scenic Byways – Bonnie Holub

Information only at this time

(Tape 1-2526) 2. Hiring Procedures – County Attorney to answer questions that were submitted within 10 days.

(Tape 1-2724) 3. Purchasing Procedures – Mr. Barwick explained the procedure for purchases.

(Tape 1-2948) 4. Bidding Procedures – Mr. Barwick explained the procedure for bidding.

(Tape 1-3118) 5. Planning and Zoning Board Composition – discussion

Commissioner Lawhon made a motion to approve all Planning Commission Members that are presently sitting now thorough January. Second by Commissioner Vause. Voting for: Lawhon, Stewart and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 1-4140) 6. Landfill research – prices to be obtained on the properties and bring back to the board.

(Tape 1-4320) 7. Status of Road Paving – information

(Tape 1-4511) 8. County Attorney Letters and BOCC Review

Commissioner Kessler made a motion before a letter by our county attorney is mailed, I would like the BOCC to have the opportunity to review that letter. This would make for better communication within our government. The letter could be e-mailed to each BOCC member and a delay period of 24 hours from the time of the e-mail could be used. If the letter wan an emergency or urgent nature, then the delay period could be waived so long as the Attorney documented the nature and necessity for the time urgency. Second by Commissioner Nettles. Voting for: Kessler and Nettles. Opposed: Stewart, Lawhon and Vause. Motion Failed. 3-2

(Tape 1-5057) 9. Deficiency of the Termination Clause in County Attorney Contract

Information

## COMMISSIONER STEWART

(Tape 1-5538) 1. Shell Island Road

Commissioner Lawhon made a motion to resurface Shell Island Road. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-5844) 2. One-Cent Sales Tax Committee

Report to come back to the board.

(Tape 1-5901) 3. Planning & Zoning Commission Ordinance

Commissioner Lawhon made a motion to advertise the proposed Ordinance. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 1-7000) Planning and Zoning Commission

Commissioner Lawhon made a motion to reconsider the prior motion from tape 1-3118. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

Commissioner Lawhon made a motion to accept the Planning and Zoning Members now sitting on the board and make it retroactive to January 1, 2003. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

## COMMISSIONER VAUSE

(Tape 1-7121) 1. Waive building permit fees for house being constructed at Wakulla High school.

Commissioner Vause made a motion to waive the building permit fees for the house that is being built by students at Wakulla High School. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-7259) Approval of Minutes

Commissioner Vause made a motion to approve the minutes Regular Board Meeting held on September 2, 2003 and the Tentative Budget Hearing held on September 9, 2003. Second by Commissioner Nettles. All for. Motion Carried. 5-0

## CITIZENS TO BE HEARD

(Tape 1-7287) A. Rodney Smith (1) The need for a county calendar for vacancies on different boards. (2) Hiring of Persons not equal opportunity.

(Tape 1-7428) B. Dale Romeka (1) Commissioners being criticized for trying to do right.

(Tape 1-7602) C. Kathy Romeka (1) Blockage of drainage ditch on her property.

(Tape 1-7910) D. Victor Lambeau (1) Speakers making personal attacks that have nothing to do with the issues.

(Tape 1-8001) E. Tony Cartlidge (1) Minority for Planning and Zoning Board (2) Some of the forms used in the hiring of Planning Director were different. Is this equal opportunity? (3) Personal attack on people at the meetings.

(Tape 1-8143) F. Virginia Brock (1) Review of letters on behalf of someone (2) Failure of the Board to follow their own rules (3) Youth Video.

(Tape 1-8295) G. Wayne Langston (1) Support for Donnie Sparkman

(Tape 1-8390) H. John Trice (1) Status of Wal-Mart.

(Tape 1-8452) Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

10:00 p.m. Meeting adjourned.

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Approved 10/20/03

Board of County Commissioners

Regular Board Meeting

October 6, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, BOCC

Maxie Lawhon, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0073) Approval of Agenda

Commissioner Kessler made a motion to approve the Agenda with the following changes, under the Regular Agenda he would like to move the item IV Citizens to be Heard to the end of the Agenda, under General Business move item (4) to the Regular Agenda under item III, under Commissioner Stewart strike item (2) Landfill-Accepting Grease trap Grease and item (4) Landfill Land Acquisition, add new item (2) Resolution on Water Resources. Motion dies for lack of second.

Commissioner Vause made a motion to approve the Agenda with the following changes, under General Business move item (4) to the Regular Agenda under item III, under Commissioner Stewart strike item (2) Landfill-Accepting Grease trap Grease and item (4) Landfill Land Acquisition, add new item (2) Resolution on Water Resources. Second by Commissioner Lawhon. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 1-0290) Clerk of Court – no items

(Tape 1-0292) Wakulla County Sheriff's Department – no items

(Tape 1-0293) 4-H Proclamation

Commissioner Nettles made a motion to adopt a Proclamation declaring October 5-11 as national 4-H Week. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-0418) Dr. Charbonnay – Rededication of Wooley Park on October 12, 2003 and thanking Commissioners for help with Panacea Waterfronts.

**CITIZENS TO BE HEARD**

(Tape 1-0532) 1. Allen Freeland – Florida Water Quality

(Tape 1-0614) 2. Robert Alessi – All Comp Plan and Zoning changes should be made a part of file.

(Tape 1-0676) 3. Jack Rudloe – Dissatisfaction with some County Commissioners

(Tape 1-0728) 4. John Trice – (a) Park in Panacea (b) Commissioners are doing good job.

(Tape 1-0757) 5. Ron Capron – Opposed to shifting of Agenda items

(Tape 1-0820) 6. Harrison Metcalf – Shifting of speaker cards

(Tape 1-0872) 7. Linda Epler – Wants the board to recognize Commissioner Thael from Leon County being present to speak at this meeting.

(Tape 1-0907) 8. George Nelson – Inquiring about the re-naming of Lower Bridge Road.

(Tape 1-0926) 9. Cliff Thael (a) opposed to N. G. Wade project (b) Water Quality

#### CONSENT AGENDA

(Tape 1-1166) A. Bills and Vouchers

Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Kessler. All for. Motion Carried. 5-0

#### PUBLIC HEARING – PLANNING COMMISSION ORDINANCE

Table to October 20, 2003

#### PLANNING AND ZONING

(Tape 1-1260) 1. Ernest Jaworski, Jr.: Final Plat Application P03-05

Final Plat Signature Hearing St. Marks Industrial Park as an 8-lot subdivision

Commissioner Kessler made a motion to continue for 30 days. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-1296) 2. Angelo Petrandis: Final Plat Application FP03-06

Final Plat Signature Hearing for a 10 Lot Subdivision

Commissioner Lawhon made a motion to approve. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1360) 3. Benus Plaza, LLC: Site Plan Application SP03-07

Expand Existing Commercial Use

Commissioner Lawhon made a motion to approve Site Plan Application SP03-07. Second by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 1-1498) 4. The Lawhon Family Trust: Rezoning Application R03-16

Rezone to Construct a Senior Citizens Assisted Living Facility

Commissioner Nettles made a motion to approve Rezoning Application R03-16. Second by Commissioner Kessler. Voting for: Stewart, Lawhon, Kessler and Nettles. Abstain: Lawhon. Motion Carried. 4-0

(Tape 1-2039) 5. John Lentz: Rezoning Application R03-13

Rezone to Subdivide (Second of two Public Hearings)

Commissioner Vause made a motion to approve Rezoning Application R03-13. Second by Commissioner Lawhon. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 1-2100) 6. Ben Withers: Rezoning Application R03-15

Rezone to Industrial Use (Second of two Public Hearings)

Commissioner Lawhon made a motion to approve Rezoning Application R03-15. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-2312) 7. Tom and Anne Beyers: Rezoning Application R03-14

Rezone to Conform to property use

Commissioner Vause made a motion to approve Rezoning Application R03-14. Second by Commissioner Lawhon. Voting for: Kessler, Vause and Lawhon. Opposed: Stewart and Nettles. Motion Carried. 3-2

(Tape 1-2904) 8. Sarah Palumbo: Family Enclave Agreement

Signature Hearing for Family Enclave in Bullsink Subdivision

Commissioner Kessler made a motion to approve, subject to the proper parties signing the agreement. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-3041) N. G. Wade Investment Co.: FLUM Amendment CP02-05

Adoption Hearing for the Northeast Wakulla County Sustainable Community

Commissioner Lawhon made a motion to limit the debate to two hours, with 30 minutes going to the applicant and 1-½ hours for public input. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Kessler and Nettles. Motion Carried. 3-2

Commissioner Vause made a motion to adopt by ordinance, Comprehensive Plan Future Land Use Amendment CP02-05. Second by Commissioner Lawhon. Voting for: Lawhon, Vause and Stewart. Opposed: Nettles and Kessler. Motion Carried. 3-2

#### GENERAL BUSINESS

(Tape 2-0707) 3. Community Rating System Recertification – Information

(Tape 2-0742) 4. Planning Commissioners

Commissioner Vause made a motion to put Bill Green in the Minority slot on the Planning and Zoning Commission. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 2-0801) 5. Library Construction Contract

Commissioner Kessler made a motion to accept the Library Construction Contract, subject to review by the County Attorney. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 2-0830) 6. Meeting with Leon County Board of County Commissioners/Water Quality

Commissioner Kessler made a motion to hold a Workshop on Thursday, November 6, 2003 at 3:00 p.m. with Leon County Board of County Commissioners to be held at the Woodville Elementary School in reference to water quality. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-0901) 7. DEP Warning Letter

Commissioner Nettles made a motion to pay the monies to DEP for violations on Purify Bay Road. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 2-1035) COUNTY ATTORNEY

Proposed MPO Resolution

Commissioner Kessler made a motion to adopt a Resolution of Wakulla County, Florida, declaring its desire to have a representative of Wakulla County serve as a voting member of the Tallahassee-Leon County Metropolitan Planning Organization; providing for an effective date. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1110) COMMISSIONER KESSLER

Panacea Sewer – Information item

(Tape 1-1135) COMMISSIONER STEWART

Impact Fee on Stormwater Workshop

Commissioner Vause made a motion to hold a Workshop on Monday, November 3, 2003 at 5:00 p.m. regarding Stormwater, Wakulla Gardens Stormwater and Impact Fees. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Resolution Water Resources

Commissioner Kessler made a motion to adopt a Resolution of the Board of County Commissioners of Wakulla County, Florida opposing a statewide water distribution system to move water from water-sufficient areas of the state to water-depleted areas. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tae 2-1480) APPROVAL OF MINUTES

Commissioner Vause made a motion to approve the minutes from the September 15, 2003 Regular Board Meeting, with one change on Tape 1-0074, the vote should read 4-0, and to approve the Riversink Workshop held on September 15, 2003 and the Budget Hearing held on September 23, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

10:55 p.m. Meeting adjourned.

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Approved 11/03/2003

Board of County Commissioners

Regular Board Meeting

October 20, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Maxie Lawhon, BOCC

Leon Nettles, BOCC

Henry Vause, BOCC

Ron Mowrey, County Attorney

Parrish Barwick, County Administrator

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0057) Approval of Agenda

Commissioner Nettles made a motion to approve the Agenda with the following changes, under Commissioner Vause add (1) Springhill Road and Highway 267 Intersection, under County Attorney add (1) Report on Delinquent Tax Collections, under Commissioner Kessler add (1) Comments for discussion. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-0090) Wakulla County Sheriff's Department

National Weather Service Certification – Wakulla County is storm ready

National Forest Service/Secure Rural School Act – Commissioner Lawhon made a motion to purchase a 4 wheel drive vehicle to transport prisoners and supervisor to the forest for cleanup, with the balance of the monies paying for the supervisor's salary, contingent upon approval by the Forestry Department. Second by Commissioner Vause. All for. Motion Carried. 5-0

## CITIZENS TO BE HEARD

(Tape 1-0420) 1. John Trice – Speaking at meetings

(Tape 1-0442) 2. George Nelson – Renaming of Lower Bridge Road, to be on next Agenda

(Tape 1-0713) 3. Robert Seidler – Quality of life and subsidizing Leon County

(Tape 1-0772) 4. Robert Routa – Inter governmental coordination

(Tape 1-0863) 5. Vic Lambeau – Vote on Developments and Sustainable Community

(Tape 1-0920) 6. Robert Alessi – Official notice of appeal being filed on CP02-05.

(Tape 1-0973) 7. Virginia Brock – Sustainable Community and Stormwater

(Tape 1-1092) 8. Allen Freeland – Refuge being dumped in the Community

(Tape 1-1153) 9. Billy Ray Stephens – Personal comments regarding Commissioner Kessler and petition to have him resign from the Commission.

(Tape 2-0014) 10. Edward Jarriel - Thanking Commission for the work that they do and presenting a plaque of civility to them.

(Tape 2-0132) CONSENT AGENDA

Bills and Vouchers – Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Kessler. All for. Motion Carried. 5-0

## PUBLIC HEARING

(Tape 2-0142) Planning Commission Ordinance – Commissioner Lawhon made a motion to adopt the proposed Planning Commission Ordinance. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Kessler and Nettles. Motion Carried. 3-2

## GENERAL BUSINESS

(Tape 2-0638) 1. Division of Forestry Report – Information

(Tape 2-0711) 2. Family Enclave Agreements – Must be submitted to the board for approval.

Commissioner Lawhon made a motion to continue this item for 30 days. Second by Commissioner Kessler. Voting for: Stewart, Lawhon, Vause and Kessler. Opposed: Nettles. Motion Carried. 4-1

(Tape 2-0902) 3. Tallahassee MPO Meeting – Information

(Tape 2-0954) 4. OTTED Agreement – Woodville Highway

Information item regarding an agreement extending to May 2005 for widening project. This was an update on the old OTTED Agreement. Wakulla County will be transferring 1.1 million dollars to DOT with a reimbursement being received within 45 days.

(Tape 2-12210 5. November 6, 2003 Workshop

Commissioner Kessler made a motion to only have the Water Quality Workshop on November 6, 2003 with Leon County. Second by Commissioner Lawhon. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

#### COUNTY ATTORNEY

(Tape 2-1376) 1. Report on delinquent tax collections.

#### COMMISSIONER VAUSE

(Tape 2-1455) 1. Highway 267 and Springhill Road Intersection

Commissioner Vause made a motion to authorize Mr. Barwick to write a letter to DOT requesting that the speed limit be lowered from 55-45 for a portion of Highway 267. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

#### COMMISSIONER KESSLER

(Tape 2-1539) Comments on Wakulla Gardens Stormwater, landfill, letter from Leon County, Ken Kirton land issue and boat ramp issue.

#### COMMISSIONER STEWART

(Tape 2-1638) 1. Commissioner travel to be approved by Board

Commissioner Lawhon made a motion to have Commissioner Travel be approved by the Board. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 2-2391) 2. Landfill – Presentation by Randy Merritt of U. S. Filter – information

(Tape 2-2860) 3. Wakulla Gardens Stormwater – Workshop scheduled for November 3, 2003.

(Tape 2-2886) Commissioner Nettles made a motion to approve the minutes from the Regular Scheduled Board Meeting held on October 6, 2003. Second by Commissioner Vause. All for. Motion Carried. 5-0

8:30 p.m. Meeting adjourned.

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Approved 11/17/03

Board of County Commissioners

Regular Board Meeting

November 3, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, BOCC

Maxie Lawhon, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0054) Approval of Agenda

Commissioner Nettles made a motion to approve the Agenda with the following changes, under Consent Agenda, Bills and vouchers pull check 92091 for discussion, under County Attorney add item (1) Tax Collector Contract and (2) Delinquent Tax Collections Update. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-0090) CLERK OF COURT – NO ITEMS

(Tape 1-0092) WAKULLA COUNTY SHERIFF – NO ITEMS

#### CITIZENS TO BE HEARD

(Tape 1-0102) 1. Virginia Brock – (1) Status of Magnolia Road

(Tape 1-0132) 2. Vic Lambeau – (1) Vision of Wakulla County (2) Agenda items

(Tape 1-0309) 3. John Trice – (1) Building and Developing Wakulla County

(Tape 1-0411) CONSENT AGENDA

#### 1. Bills and Vouchers

Commissioner Kessler made a motion to approve the Consent Agenda with the exception of check number 92091 that was pulled for discussion. Second by Commissioner Vause. All for. Motion Carried. 5-0

Check number 92091 pulled for discussion – this check is for a sink hole ordinance study by Paul Johnson. Commissioner Kessler made a motion to approve check number 92091. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

#### GENERAL BUSINESS

(Tape 1-0675) 1. Martin Luther King, Jr. request – to be on November 17<sup>th</sup> Agenda

(Tape 1-1679) Renaming of Buckhorn Creek Bridge

Commissioner Nettles made a motion to adopt a Resolution in support of renaming the Buckhorn Creek Bridge to the Arthur L. Andrews Bridge. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1793) 2. Road Paving Contract Approval

Commissioner Vause made a motion to accept the low bidder Welch Land Development in the amount of \$164,413.00 for road prep work relating to Hickorywood, White Oak, Beechwood and Maplewood and leave the ranking order in place. Second by Commissioner Lawhon. All for. Motion Carried. 5-0 \*\*Bidders were (1) Welch Land Development (2) Peavy & Sons (3) Lost Creek Land Development (4) Mitchell Brothers.

(Tape 1-0000) Commissioner Kessler made a motion to approve the low bidder Mitchell Brothers as the low bidder for Hudson Heights prep work in the amount of \$123,092.00, to include Allen-Harvey Street, Harvey-Pitman, Raker Lane, Mimosa Street, Holly Avenue, Dogwood Drive, Dispennette Drive, Cottonwood Street and Rocky Mt. Second by Commissioner Nettles. All for. Motion Carried. 5-0 \*\*Bidders were (1) Mitchell Brothers (2) Welch Land Development (3) Peavy & Sons (4) Lost Creek Land Development.

(Tape 1-2290) Commissioner Kessler made a motion to approve Duncan Trucking as the low bidder for hauling of road base material. Second by Commissioner Lawhon. All for. Motion Carried. 5-0 \*\*Bidders were (1) Duncan Trucking (2) Jaworski Trucking (3) Mitchell Brothers.

(Tape 1-2321) Commissioner Vause made a motion to approve the low bidder Mitchell Brothers for the paving. Second by Commissioner Kessler. Motion and Second Withdrawn.

Commissioner Lawhon made a motion to approve Peavey and Sons on a 1 year contract only with renewal provided for and also with a 30 day cancellation for cause for the paving work, the reasons for not going with the low bidder was due to the quality of the work product on Highway 98 from Wakulla High School to Newport that Mitchell Brothers had done previously. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-3266) 3. November 6, 2003 Workshop Reconsideration

Commissioner Vause made a motion for Mr. Barwick to contact Leon County for a new meeting time that will preferably be in the evening. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-3477) 4. Planning & Zoning Commission Appointees for 2004 – Information

Commissioner Kessler made a motion to approve Helen Franklin as the primary and Bill Green as the alternate for the minority at large on the Planning and Zoning Commission. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-3726) 5. "Art Boundaries Grant Application

Commissioner Vause made a motion to approve the Art Boundaries Grant Application. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-4072) 6. Solid Waste Disposal Program

Commissioner Kessler made a motion to go out for bids for Solid Waste Disposal. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

## COUNTY ATTORNEY

(Tape 1-4289) 1. Report that Strattus Petroleum has paid another \$11,019.88

(Tape 1-4309) 2. Contract to reimburse Tax Collector to collect MSBU's on the tax bills  
next meeting

## PLANNING AND ZONING ITEMS

(Tape 1-4376) 1. Ernest Jaworski, Jr: Final Plat Application FP03-05

Final Plat Application hearing St. Marks Industrial Park

Commissioner Kessler made a motion to continue for 30 days. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-4413) 2. Bobby & Aileen Posey: Final Plat Application FP03-07

Final Plat Signature Hearing for 8 Lot Residential Subdivision

Commissioner Lawhon made a motion to approve Final Plat Application FP03-07.  
Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-4696) 3. William Lee: Final Plat Application FP03-08

Final Plat Signature Hearing for 26 Lot Residential Subdivision

Commissioner Kessler made a motion to approve Final Plat Application FP03-08. Second  
by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-4768) 4. Camelot Townhomes: Final Plat Application FP03-09

Final Plat Signature Hearing for 48 Lot Residential Subdivision

Continued by the Planning Commission

(Tape 1-4778) 5. John & Nancy Williams: Rezoning Application R03-17

Rezone to Commercial Use

Commissioner Lawhon made a motion to approve Rezoning Application R03-17. Second  
by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Kessler and  
Nettles. Motion Carried. 3-2

(Tape 1-5055) 6. Larry & Helen Reese: Rezoning Application R03-18

Rezone to Commercial Use – no action tonight, to come back next meeting

(Tape 1-5136) 7. Charlotte Phillips Estate: Rezoning Application R03-19

Rezone to Residential Use

Commissioner Lawhon made a motion to approve Rezoning Application R03-19. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Kessler and Nettles. Motion Carried. 3-2

(Tape 1-5380) 8. Salt Marsh Properties: Rezoning Application R03-20

Rezone to Subdivide – Information at this time

(Tape 1-5418) 9. S. J. & S: FLUM Amendment CP02-08

Adoption Hearing for Future Land Use Map Amendment

Commissioner Lawhon made a motion to adopt the Future Land Use Map Amendment CP02-08. Second by Commissioner Vause. Voting for: Stewart, Lawhon, Vause and Nettles. Opposed: Kessler. Motion Carried. 4-1

(Tape 1-5796) 10. McKinney, Harbin & Sewell: FLUM Amendment CP03-03

Adoption Hearing for Future Land Use Map Amendment

Commissioner Vause made a motion to adopt the Future Land Use Map Amendment CP03-03. Second by Commissioner Lawhon. Voting for: Lawhon and Vause. Opposed: Stewart, Kessler and Nettles. Motion Failed 3-2

(Tape 1-7835) 11. Wakulla County BOCC: FLUM Amendment CP03-05

Adoption Hearing for Future Land Use Text Amendment

Commissioner Lawhon made a motion to adopt the Future Land Use Map Amendment CP03-05. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Kessler and Nettles. Motion Carried 3-2.

COMMISSIONER STEWART

(Tape 1-8911) 1. Water – Water policy committee with each commissioner appointing two members of the community to serve on the committee and make recommendations to protect water quality and resources.

Commissioner Lawhon made a motion to form a water policy committee with Commissioner Kessler as chairman. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-9412) APPROVAL OF MINUTES

Commissioner Vause made a motion to approve the minutes from the regular schedule board meeting held on October 20, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

Commissioner Vause made a motion to adjourn. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

10:30 p.m. Meeting adjourned.

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Approved 12/01/2003

Board of County Commissioners

Regular Board Meeting

November 17, 2003

Present: Mike Stewart, Chairman

Howard Kessler, Vice-Chairman

Leon Nettles, BOCC

Maxie Lawhon, BOCC

Henry Vause, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0039) Approval of Agenda

Commissioner Nettles made a motion to approve the Agenda with the following changes, under Commissioner Vause add (1) Hudson Park Bid Approval, under General Business add another budget amendment under item (1) to be Legislative Appropriation, under County Attorney add (1) Uniform Collection Agreement as to MSBU. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-0087) Wakulla County Sheriff's Department – Undersheriff Crum

Commissioner Kessler made a motion to approve the expenditure of \$23,532.00 from the Department of Justice Block Grant for Communication Equipment for Dispatch. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### CITIZENS TO BE HEARD

(Tape 1-0154) 1. Donna Olson – Questions how Chairman is elected

(Tape 1-0194) 2. Tony Cartlidge – (1) Worksheet used in hiring Planning Director (2) Congratulating Dr. Kessler on becoming Certified.

(Tape 1-0232) 3. Ann Rudloe – American Democracy

(Tape 1-0261) 4. Jack Rudloe – Change on how meetings are run.

(Tape 1-0295) 5. Virginia Brock – (1) Meeting with Leon County (2) Stormwater Management Plan (3) Old Magnolia Road

(Tape 1-0386) 6. Kathy Romeka - (1) Election of Chairman (2) Code Enforcement Board

(Tape 1-0440) 7. Robert Alessi – Following Land Development Code

(Tape 1-0500) 8. John Trice – (1) Road caving in on Bob Miller Road (2) People moving into County and suing the County.

(Tape 1-0540) 9. Bob Rوتا – Economic Development – to come back next meeting.

(Tape 1-0658) 10. Cynthia Webster – New Chairman of the Board

(Tape 1-0708) 11. Vic Lambeau – (1) Congratulating Dr. Kessler on becoming certified and thinks the other Commissioners should become certified (2) Vision for Wakulla County.

(Tape 1-0776) CONSENT AGENDA

Bills and Vouchers

Housing Department Subordination Agreement

Commissioner Nettles made a motion to approve Bills and Voucher and pull item (2) Housing Department Subordination Agreement for discussion and table it to the next meeting. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

GENERAL BUSINESS

(Tape 1-0955) 1. Budget Amendments – (EMS Grant, School Planning Grant)

Commissioner Kessler made a motion to adopt a Resolution for the Emergency Medical Services Grant in the amount of \$1,993.39. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Kessler made a motion for a budget amendment in the amount of \$1,993.39 to go in the EMS County operations. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Lawhon made a motion to adopt a Resolution for future school planning grant in the amount of \$6,080.00. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Lawhon made a motion for a budget amendment for the school Interlocal Agreement in the amount of \$6,080.00 which is a new line item. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Vause made a motion to adopt a Resolution for Legislative Appropriation funds in the amount of \$92,000.00. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Commissioner Vause made a motion for a budget amendment for the Capital outlay line in the amount of \$92,000.00. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1129) 2. Commission Meeting Calendar for 2004

Commissioner Vause made a motion to approve the Calendar with adding March 4, 2004 as a meeting night for Comprehensive Plan issues only. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1419) 3. Holiday Calendar for 2004

Commissioner Vause made a motion to approve the holiday calendar for 2004 with adding January 2, 2004 as a County holiday. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1488) 4. BOCC Chairman for 2004

Commissioner Nettles nominated Commissioner Kessler as Chairman and Commissioner Vause as Vice-Chairman and Commissioner Vause nominated Commissioner Stewart as Chair and Commissioner Lawhon as Vice-Chair for 2004.

Those voting for Kessler and Vause as Chairman and Vice-Chairman for 2004 were Kessler and Nettles. Opposed: Stewart, Vause and Lawhon. Motion Failed. 2-3

Those voting for Stewart and Lawhon as Chairman and Vice-Chairman for 2004. All Commissioners. Motion Carried. 5-0

Commissioner Stewart will be Chairman and Commissioner Lawhon will be Vice-Chairman for 2004.

(Tape 1-1714) 5. Family Enclave Agreement

Commissioner Nettles made a motion to approve the Family Enclave Agreement as to Geneva Norris. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-2088) 6. Fire Department Administration Costs

Commissioner Kessler made a motion for this budget year to reduce the MSBU collection administration costs to 2% per Florida Statute. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Commissioner Kessler made a motion to allot \$25,000.00 over a 4 year period to pay off the Volunteer Fire Department Training Facility. Second by Commissioner Nettles. (Commissioner Stewart would not allow this motion to be voted on due to this not being an agenda item)

(Tape 1-2509) 7. Interlocal Agreement with School Board

Commissioner Kessler made a motion to approve the School Board Interlocal Agreement. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-2533) 8. Transportation Enhancement Program (TEA-21) Grant Applications

Commissioner Kessler made a motion to adopt the 3 Resolutions as to Phase 1, 3 &5 as to the Transportation Enhancement Program Grant Applications. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-2636) 9. Contract for Selected Vision Consultant – Analytica, Inc.

Commissioner Lawhon made a motion to approve the contract with Analytica, Inc., as consultants for Visioning, contingent upon review by the County Attorney. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-3160) 10. Martin Luther King Road Renaming

Commissioner Nettles made a motion to place Martin Luther King, Jr., Memorial Road signage at the four major intersections of Lower Bridge Road, declaring this as a memorial road in honor of the late Martin Luther King, Jr. Second by Commissioner Lawhon. For: Stewart, Lawhon, Nettles and Kessler. Opposed: Vause. Motion Carried. 4-1

#### COUNTY ATTORNEY

(Tape 1-3991) 1. Uniform Collection Agreement for MSBU with Tax Collector

Commissioner Kessler made a motion to approve the re-imbusement MSBU agreement with modification of Section 197.3632 to Section 192.091, contingent upon review by the County Attorney. Second by Commissioner Vause. Voting for: Stewart, Kessler, Vause and Lawhon. Abstain: Nettles. Motion Carried. 4-0

(Tape 1-4353) 2. Bid Process – County Attorney has been served with formal protest from Mitchell Brothers regarding the road paving bid process from last board meeting.

Commissioner Vause made a motion to add the Bid Process from last meeting for discussion tonight. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Commissioner Lawhon made a motion to rescind the previous action from the November 3, 2003 Board Meeting and reject all bids and re-bid the project. Second by Commissioner Vause. All for. Motion Carried. 5-0

#### COMMISSIONER NETTLES

(Tape 1-4552) 1. Sludge (Re: BOCC meeting 8/20/01)

Commissioner Kessler made a motion to hold a Workshop on Monday, December 1, 2003 at 5:00 p.m. to discuss sludge problems. Second by Commissioner Vause. All for. Motion Carried. 5-0

## COMMISSIONER STEWART

(Tape 1-6176) 1. Meeting with Leon County Commissioners

Commissioner Lawhon made a motion to have an evening meeting with Leon County Commissioners regarding Water Quality, Sustainable Community and MPO. Second by Commissioner Vause. All for. Motion Carried. 5-0

\*\*County Administrator to get some meeting dates and times from Leon County and to call all of the Commissioners and get a consensus of which date is the best so that the date and time can be advertised.

## COMMISSIONER KESSLER

(Tape 1-6424) 1. Canopy Roads – discussion item

(Tape 1-7091) 2. Code Enforcement Board – next meeting

Commissioner Kessler made a motion to hold a Workshop on December 15, 2003 at 5:00 p.m. to discuss the code issues policy. Second by Commissioner Vause. All for. Motion Carried. 5-0

## COMMISSIONER VAUSE

(Tape 1-7810) 1. Hudson Park – Acceptance of bid

Commissioner Vause made a motion to accept the low bid from Walt Dickson for the framing work at Hudson Park. Second by Commissioner Lawhon. Voting for: Stewart, Lawhon, Vause and Nettles. Opposed: Kessler. Motion Carried. 4-1

Commissioner Vause made a motion to accept the low bid from Roosevelt Lowrey for the masonry bid at Hudson Park. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-8202) Approval of Minutes

Commissioner Lawhon made a motion to approve the minutes from the Stormwater/Impact Fee Workshop and the regular scheduled Board Meeting held on November 3, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

9:55 p.m. Meeting Adjourned.

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Approved 12/15/2003

Board of County Commissioners

Regular Board Meeting

December 1, 2003

Present: Mike Stewart, Chairman

Maxie Lawhon, Vice-Chairman

Leon Nettles, BOCC

Howard Kessler, BOCC

Leon Nettles, BOCC

Parrish Barwick, County Administrator

Ron Mowrey, County Attorney

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Commissioner Stewart opened in prayer and led the pledge of allegiance to the flag.

(Tape 1-0052) Approval of Agenda

Commissioner Nettles made a motion to approve the Agenda with the following changes, under General Business remove item (4) Building Inspector and replace with new item (4) Sludge Disposal, under County Attorney add (4) Report on Tangible Tax Collection and move item (3) Attorney/Client Confidential Meeting to the end of the Agenda. Second by Commissioner Lawhon. All for. Motion Carried.

(Tape 1-0092) Clerk of Court – no items

(Tape 1-0094) Wakulla County Sheriff's Department

## Emergency Management Plan

Commissioner Lawhon made a motion to approve the Emergency Management Plan. Second by Commissioner Vause. All for. Motion Carried. 5-0

## CITIZENS TO BE HEARD

(Tape 1-0138) 1. Paul Johnson – Visioning Process

(Tape 1-0176) 2. Vic Lambeau – Visioning Process and what Commissioner Nettles vision is for Wakulla County

(Tape 1-0258) 3. John Trice – (1) Signage regarding bumps at the Wakulla Bridge (2) Bob Miller Road cave in (3) Misleading letters in paper (4) Suit filed against the County

(Tape 1-0322) 4. Tom Berger (1) one acre land use

## (Tape 1-0616) CONSENT AGENDA

### Bills and Vouchers

### Housing Department Subordination Agreement

Commissioner Vause made a motion to approve the Consent Agenda. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

## GENERAL BUSINESS

(Tape 1-0628) 1. Sludge Disposal/Wastewater treatment plant modification

Commissioner Nettles made a motion to adopt alternative 3 as the long term disposal method for sludge and to put this out for bid. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Commissioner Vause made a motion to hold a Workshop at 5:00 p.m. on January 5, 2004 to discuss a sewer fee increase and possible ways to pay for this increase in costs of handling the sludge. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0973) 2. Year-end Budget Amendments

Commissioner Kessler made a motion to adopt a Resolution regarding Park fees in the amount of \$12,152.11. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Lawhon made a motion to approve a budget amendment in the Parks activity fund in the amount of \$12,152.11. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Vause made a motion to approve the Year-end Budget Amendments, moving funds that weren't spent to the funds that were over spent for the September 30, 2003 year end. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1193) 3. Escrow Account – Solid Waste Closure Fund

Commissioner Kessler made a motion to authorize Mr. Barwick to rewrite (mirroring the Citrus County Agreement) the Solid Waste Closure Fund agreement in order to satisfy DEP, with the Chairman's signature, subject to legal review. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1288) 4. Road Prep Project Bids (Requesting Rejection)

Commissioner Lawhon made a motion to reject the Road Prep Project Bids. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1392) 5. 2003/04 Resolutions/Amendments

Commissioner Kessler made a motion to adopt the E911 Rural County Grant Resolution in the amount of \$11,009.10. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Commissioner Kessler made a motion to adopt a budget amendment for the E911 Rural County Grants in the amount of \$11,009.10. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1428) 7. Commissioners' Continuing Education

Commissioner Lawhon made a motion to approve the travel for Commissioner Kessler for Florida Counties Foundation in January, FAC Annual Conference in June and Legislative Days in March and the upcoming Water Board Training, to also approve Commissioner Nettles attending the FAC Annual Conference in June. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-1490) 6. Fire Trucks

Commissioner Kessler made a motion to authorize Parrish Barwick to sign the lease agreement for three new fire trucks, subject to legal review. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-1667) 8. County-Wide Visioning Process – Information

COUNTY ATTORNEY

(Tape 1-1918) 1. Volunteer Fire Department Workshop

Commissioner Kessler made a motion to hold a Workshop with the Volunteer Fire Department on February 2, 2004 at 5:00 p.m. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-2028) 2. Administrative Order for Judge Sauls

Commissioner Vause made a motion to approve the Administrative Order for Enforcement of Compliance with Chapter 938 and Section 938.30, Florida Statutes that was submitted by Judge Sauls. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-2109) 3. Personal Property Tax – Check in the amount of \$11,019.88 received from Strattus Petroleum.

(Tape 1-2124) 4. Attorney/Client meeting moved to the end of Agenda

#### PLANNING AND ZONING ITEMS

(Tape 1-2135) 1. Ernest Jaworski, Jr.: Final Plat Application FP03-05

Final Plat Signature Hearing St. Marks Industrial Park an 8 Lot Subdivision

Commissioner Nettles made a motion to approve Final Plat Application FP03-05. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-2174) 2. Clarence and Wilhelmenia Morrison: Rezoning Application R03-21

Rezone to Commercial Use

Commissioner Lawhon made a motion to approve Rezoning Application R03-21. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-2209) 3. Wakulla Springs State Park: Road Closing Application RC03-03

Close Section of Wakulla-Arran between SR 61 & Salem Baptist Church (Park Boundary)

Commissioner Lawhon made a motion to approve advertising to close a section of Wakulla-Arran between SR 61 & Salem Baptist Church. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-2317) 4. Hazel Anderson Lewis Trust: Road Closing Application RC03-04

Abandonment of Platted Walkway between Lot 9C & 28A-West Point Subdivision/Live Oak Island

Commissioner Nettles made a motion to advertise for closure of Platted Walkway between Lot 9C & 28A-Est Point Subdivision/Live Oak Island. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-2346) 5. Larry & Helen Reese: Rezoning Application R03-18

Rezone to Commercial Use

Commissioner Lawhon made a motion to approve Rezoning Application R03-18. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 1-2404) 6. Salt Marsh Properties: Rezoning Application R03-20

Rezone to Subdivide

Commissioner Lawhon made a motion to approve Rezoning Application R03-20. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Nettles and Kessler. Motion Carried. 3-2

(Tape 1-3002) 7. Wakulla County BOCC: Comp Plan Text Amendment

Revision of the FLUE Policy 1.2.7. Commercial Land Use Category

Commissioner Vause made a motion to authorize the Planning Director to proceed with this comp plan text amendment for revision of the FLUE Policy 1.2.7. Commercial Land Use Category. Second by Commissioner Vause. Voting for: Stewart, Vause and Lawhon. Opposed: Nettles and Kessler. Motion Carried. 3-2

COMMISSIONER KESSLER

(Tape 1-3591) 1. Fire Department Administrative Costs

Commissioner Kessler made a motion to adopt a Resolution as to agenda items. Second by Commissioner Nettles. Motion and Second Withdrawn.

(Tape 1-4440) 2. Budget Workshops for Fiscal Year 2004-2005

Commissioner Kessler made a motion to establish bi-monthly workshops beginning in January 2004. Second by Commissioner Nettles. Motion and Second Withdrawn.

COMMISSIONER STEWART

(Tape 1-4844) 1. Report on Talquin Meeting

(Tape 1-0000) Attorney/Client Meeting: In accordance with Chapter 286.011, Florida Statutes, The Board of County Commissioners will hold a confidential meeting

commencing at approximately 7:00 p.m. on December 1, 2003 for approximately 45 minutes, to discuss the below described pending litigation. Those in attendance will be each member of the Board of County Commissioners; Chairman Mike Stewart, Commissioner Leon Nettles, Commissioner Henry Vause, Commissioner Howard Kessler, M.D., Commissioner Maxie Lawhon, Ronald A. Mowrey, County Attorney, Parrish Barwick, County Administrator and an official Court Reporter.

Lambou, et al v. Wakulla County; Case #03-317CA

Nelson, et al v. Wakulla County, Case #03-93CA

Robert Alessi, et al v. Wakulla County; DOAH Case #03-00520GM; DCA Docket No. 02-2-NOI-6501-(A-I)

This meeting started at 8:35 p.m. and adjourned at 9:14 p.m. Regular board meeting re-convened at 9:14 p.m.

APPROVAL OF MINUTES

Commissioner Nettles made a motion to approve the minutes from the regular scheduled Board Meeting held on November 17, 2003. Second by Commissioner Vause. Motion Carried. 5-0

Commissioner Lawhon made a motion to adjourn. Second by Commissioner Vause. All for. Motion Carried. 5-0

9:14 p.m. Meeting adjourned.

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Approved 01/05/04

Board of County Commissioners

Regular Board Meeting

December 15, 2003

Present: Mike Stewart, Chairman

Maxie Lawhon, Vice-Chairman

Leon Nettles, BOCC

Howard Kessler, BOCC

Henry Vause, BOCC

Ron Mowrey, County Attorney

Parrish Barwick, County Administrator

Evelyn Evans, Deputy Clerk

6:00 p.m. Meeting called to order. Parrish Barwick opened in prayer and Commissioner Stewart led the pledge of allegiance to the flag.

(Tape 1-0107) Approval of Agenda

Commissioner Vause made a motion to approve the Agenda with the following changes, under the County Attorney add (1) Tax Collections, under General Business add (13) Martin Luther King signage and (14) Memo from Jennie Jones. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0129) Clerk of Court – no items

(Tape 1-0130) Wakulla County Sheriff's Department – no items

#### CITIZENS TO BE HEARD

(Tape 1-0148) 1. Tony Cartlidge – Increase in Sewer Rates

(Tape 1-0202) 2. Anna Weismantle – Fairwinds Subdivision property owners are concerned about Harrison Bail Bonds purchasing property in front of this subdivision.

(Tape 1-0337) 3. Judy Marks – Code Enforcement and the possibility of having to move her mobile kitchen.

(Tape 1-0361) 4. Jack Rudloe – Highway Vendors (in favor of and requests board take no action on this)

(Tape 1-0421) 5. John Trice – Increase in sewer rates and response from Talquin.

#### CONSENT AGENDA

(Tape 1-0446) 1. Bills and Vouchers

Commissioner Lawhon made a motion to approve the Consent Agenda. Second by Commissioner Vause. All for. Motion Carried. 5-0

## GENERAL BUSINESS

(Tape 1-0459) 1. Budget Amendments and Resolutions

Commissioner Kessler made a motion to adopt the Resolution as to the Forestry Money in the amount of \$36,829.74. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Commissioner Vause made a motion to approve the budget amendment in the amount of \$36,829.74 as to the Forestry Money. Second by Commissioner Kessler. All for. Motion Carried. 5-0

Commissioner Lawhon made a motion to adopt a Resolution in the amount of \$3,000.00 for Small County Technical Assistance Program. Second by Commissioner Vause. All for. Motion Carried. 5-0

Commissioner Vause made a motion to approve the budget amendment in the amount of \$3,000.00. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 1-0523) 2. We Care Network

Commissioner Lawhon made a motion to approve the budget request of \$3,500.00 for the 2003/2004 fiscal year. Second by Commissioner Kessler. All for. Motion Carried. 5-0

Commissioner Kessler made a motion to include the We Care Network in the amount of \$3,500.00 on the annual budget. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-0647) 3. Planning and Zoning Board Members

Commissioner Kessler made a motion to adopt the list of Planning Members for 2004. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

District 1 Planning Commissioner Alternate

Verna L.S. Brock Rhonda S. Hammond

District 2 Del Sparkman Asa C. Green

District 3 Ben Withers Ron Huddleston

District 4 Palmer Carr Madeline Carr

District 5 Mike Falk Earl Poucher

Minority at Large Helen Franklin Bill Green

City of St. Marks Ron Gagliardi Zoe Mansfield

City of Sopchoppy Dale Rushton Vacant

School Board Rep. Jay Wiggins

(Tape 1-0733) 4. Tarpine Sewer

Commissioner Vause made a motion that the homeowner's in Tarpine will be responsible to maintain the sewer system to include low pressure lines, grinder pumps and transmission lines in the subdivision, with the County assuming no responsibility for the system. Second by Commissioner Lawhon. Motion and Second Withdrawn.

Commissioner Kessler made a motion that Wakulla County not accept maintenance on the infrastructure of the Tarpines sewer system. Second by Commissioner Nettles. All for. Motion Carried. 5-0

(Tape 1-1547) 5. Parks and Recreation Fencing

Commissioner Vause made a motion to approve the purchase of fencing for Hudson Park, Medart Recreation Park and Wooley Park in the amount of \$6,705.50 to come out of Impact Fee monies. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(Tape 1-1625) 6. Winn Dixie Lift Station Renovation

Bidders were: 1. Stege Contracting \$13,327.60

2. Ben Withers, Inc. \$12,498.65

3. Pickron Inc. \$14,766.50

Commissioner Kessler made a motion to accept the low bidder Ben Withers, Inc. in the amount of \$12,498.65 for the Winn Dixie Lift Station Renovation. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 2-0069) 7. Wakulla Gardens Stormwater Lot Purchase

Commissioner Lawhon made a motion to proceed with an appraisal on Lots 51, 52 and 53, Wakulla Gardens Unit 5. Second by Commissioner Vause. Voting for: Stewart, Lawhon and Vause. Opposed: Kessler and Nettles. Motion Carried. 3-2

(Tape 2-0266) 8. Solid Waste Disposal

Bidders were: 1. Onyx Waste \$25.00 ton

2. Montenay Bay \$24.00 ton

3. Waste Management \$22.00 ton

Commissioner Kessler made a motion to approve the low bidder Waste Management at \$22.00 per ton for Solid Waste Disposal. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-0336) 9. Code Enforcement Board

Commissioner Kessler made a motion to approve the Code Enforcement Board as presented with Chad Hansen and Roger Schilling as alternates. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

Code Enforcement Board will be:

Tim Bozeman

Kathy Shirah

Rodney Lewis

Ray Yawn

Thomas Eddinger

D. R. Black

Paul Johnson

Tim Jordan

Term limits:

Commissioner Kessler made a motion to have Tim Bozeman and Kathy Shirah serve 3 year terms, Rodney Lewis, Ray Yawn, Thomas Eddinger and D. R. Black to serve 2 year terms, Paul Johnson and Tim Jordan serve 1 year terms and alternates Chad Hansen and Roger Schilling to serve 1 year terms. Second by Commissioner Vause. All for. Motion Carried. 5-0

(Tape 2-0000) 10. M P O Resolution – information

(Tape 2-1656) 11. Article V Report

Commissioner Vause made a motion to authorize Commissioner Stewart to sign the BOCC Attestation of Court Related Expenses form for the state relating to Article V issues. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 2-0637) 12. Belt Press for Sludge Disposal – information

(Tape 2-0678) 13. Martin Luther King, Jr. signage

Commissioner Kessler made a motion to approve the Martin Luther King, Jr. signage and the drive through in celebration of the signs being placed on Lower Bridge Road on January 19, 2003 and the use of Hudson Park on February 21, 2003 for a celebration with Commissioner Stewart as guest speaker. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

#### COUNTY ATTORNEY

(Tape 2-0950) 1. Tax Collections – info.

#### COMMISSIONER KESSLER

(Tape 3-0003) 1. Motion to rescind the BOCC position of support for N.G. Wade project.

Commissioner Kessler made a motion to rescind the BOCC position of support for the N.G. Wade project that was made on November 3, 2003. Second by Commissioner Nettles. Motion and Second withdrawn.

Commissioner Kessler made a motion to advertise to conduct a Public Hearing to consider adopting an ordinance rescinding the prior Ordinance which adopted the Comp Plan Amendment and Transmittal held on November 3. Second by Commissioner Nettles. Voting for: Kessler and Nettles. Opposed: Stewart, Lawhon and Vause. Motion Failed. 3-2

(Tape 3-0424) 2. Motion to Schedule a Workshop to discuss a Pause for Planning

Commissioner Kessler made a motion to schedule a workshop to discuss a pause for planning. Second by Commissioner Nettles. Voting for: Kessler and Nettles. Opposed: Stewart, Lawhon and Vause. Motion Failed. 3-2

#### COMMISSIONER STEWART

(Tape 3-0699) 3. Consider Banning Hunting on Lake Ellen 12/15/2003

Discussion item.

(Tape 4-0001) 1. Resolution recognizing David Miller as Superintendent of the Year

Commissioner Vause made a motion to adopt a resolution of the Board of County Commissioners of Wakulla County, Florida, acknowledging, supporting and congratulating David Miller, Superintendent of schools for Wakulla County, Florida. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(Tape 4-0239) 2. Response to Sludge Responsibility Question

Commissioner Kessler made a motion for a letter of reprimand to be placed in Mr. Barwick's file. Second by Commissioner Nettles. Voting for: Kessler and Nettles. Opposed: Stewart, Lawhon and Vause. Motion Failed. 3-2

(Tape 1-0484) Commissioner Nettles made a motion to approve the minutes from the Wastewater Treatment Workshop and the Regular Scheduled Board Meeting held on December 1, 2003. Second by Commissioner Kessler. All for. Motion Carried. 5-0

8:45 p.m. Meeting adjourned.

