

Approved 01/04/07

Board of County Commissioners
Regular Board Meeting
December 18, 2006

Present: Brian Langston, Chairman
Howard Kessler, Vice-Chairman
Ed Brimmer, BOCC
George Green, BOCC
Maxie Lawhon, BOCC
Ron Mowrey, County Attorney
Joe Blanchard, County Administrator
Evelyn Evans, Deputy Clerk

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

(CD5:59:04) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under County Attorney add number (4) Impact Fees, under Commissioner Langston pull item (1) Moose Lodge permit fees. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(CD6:03:29) PUBLIC HEARING/Resolution proposed Wastewater Facilities Plan – Eutaw Utilities – See General Business item 1

(CD6:30:00) ATTORNEY/CLIENT CONFIDENTIAL MEETING

In accordance with Chapter 286.011(8), Florida Statutes, the Board of County Commissioners will hold a confidential meeting commencing at approximately 6:30 p.m. on December 18, 2006 for approximately 30 minutes to discuss the below described pending litigation. Those in attendance will be each member of the Board of County Commissioners, Chairman Brian Langston, Howard Kessler, George Green, Ed Brimmer, Maxie Lawhon, County Attorney Ronald A. Mowrey and Stephen E. Mitchell, County Administrator Joe Blanchard and an Official Court Reporter.

State of Florida Division of Administrative Hearings Florida Wildlife Federation, Manley Fuller, Joseph Glisson and Wakulla County, Petitioners

And

Charlie Crist, Attorney General of Florida, Intervener v. City of Tallahassee and Department of Environmental Protection, Respondents. Case 06-1252, 06-1253, 06-1254

Commissioner Kessler made a motion to approve the Settlement Agreement with the Chairman signing the agreement tomorrow. Second by Commissioner Brimmer. All for. Motion Carried. 5-0

(CD8:00:52) Wakulla County Sheriff's Department – no items

(CD8:00:54) Clerk of Court – no items

(CD8:01:02) CONSENT AGENDA

1. Bills and Vouchers

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

(CD8:01:22) PLANNING AND ZONING

Request for a Family Enclave Agreement between Wakulla County and Richard H. & Suzanne M. Leigh, to allow for a second dwelling to be placed on their property. Their daughter Tiffany Leigh Bass and her family are suffering financial hardship and wish to be close to her parents for support. This property is located at 43 Windsong Circle South in Windsong Subdivision. Richard H. & Suzanne M. Leigh are the applicants.

Commissioner Lawhon made a motion to approve the Family Enclave Agreement for Richard and Suzanne Leigh. Second by Commissioner Kessler. All for. Motion Carried. 5-0

GENERAL BUSINESS

(CD8:06:15) 1. Florida Department of Environmental Protection State Revolving Fund Loan Program; Adoption of Wastewater Facilities Plan for Improvements to the Existing Wastewater Treatment Facilities and Collection of Wakulla Gardens Subdivision.

Commissioner Brimmer made a motion to adopt the Resolution regarding Wastewater Facilities Plan for Improvements to the Existing Wastewater Treatment Facilities and Collection of Wakulla Gardens Subdivision. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(CD8:08:18) 2. Apalachee Regional Planning Council

Commissioner Brimmer made a motion to approve Mr. Phil Canter as the municipal elected member to the Apalachee Regional Planning Council. Second by Commissioner Kessler. All for. 5-0

(CD8:10:34) 3. Update of Rock Landing Pier and Bottoms Road Boat Landing Information

(CD8:15:19) 4. Small County Coalition Designated Commissioners

Commissioner Kessler and Commissioner Brimmer are the current representatives and will remain in those positions for 2007.

(CD8:16:00) 5. Purchase of new vehicle for County Administrator – deleted

(CD8:16:58) 6. Increase additional Homestead Exemption for Low-income Seniors
Commissioner Kessler made a motion to advertise the proposed ordinance for an Increase in Additional Homestead Exemption for Low-Income Seniors in the full amount of \$25,000.00. Second by Commissioner Green. All for. Motion Carried. 5-0

(CD8:20:00) 7. Contract with North Florida Medical Centers, Inc. – Inmate Medical Costs
Commissioner Brimmer made a motion to approve a contract for Inmate Medical Costs to Wakulla Urgent Care. Second by Commissioner Green. All for. Motion Carried. 5-0

(CD8:25:08) 8. New County Administrator
Commissioner Brimmer made a motion to approve the contract with amendments for Mr. Pingree, to include an allowance for use of personal vehicle and cell phone, severance package for one to two years one (1) full year of pay, two to five years will be nine (9) months of pay and after five years will be six (6) full months of pay, cap on sick and annual leave on termination to be 240 hours and agree that he will not be involved in real estate developments, with Mr. Pingree and Mr. Mowrey meeting tomorrow to review the amended contract and authorizing the Chairman to sign the contract. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(CD9:03:06) 9. Discussion for Approval of Contract with ESG for Public Works Department
Commissioner Lawhon made a motion to approve the Contract with ESG for Public Works with an amendment at Element 2.7 to read ESG shall pay all costs incurred in the operation of the project with the exception of those costs listed in 3.7; those costs shall be born solely by Wakulla County. Second by Commissioner Brimmer. All for. Motion Carried. 5-0

COUNTY ATTORNEY

(CD9:31:30) 1. Fair Share Ordinance
Commissioner Lawhon made a motion to hold a Workshop on Thursday, January 4, 2007 at 5:00 p.m. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(CD9:33:52) 2. Impact Fees
Commissioner Kessler made a motion to proceed with the revised Nabor's Impact Fee Contract at a reduced cost of \$22,400.00 that will include the completion of the GSG Impact Fee study as well as the ordinance with all of the implementing data that is necessary to tie the study into the ordinance to make it effective. Second by Commissioner Brimmer. All for. Motion Carried. 5-0

(CD9:36:47) 3. School Board Impact Fee
Commissioner Kessler made a motion to adopt at a 100% payout with the amounts at \$6362 for a Single Family Detached Home, \$6362 for attached Two Family and Multi-Family Units (3-4 building), \$1845 for Multi-Family Units (5 or more units per building) and \$6044 for mobile homes that will be due in full upon issuance of permits. Second by

Commissioner Green. Voting for: Kessler and Green. Opposed: Langston, Lawhon and Brimmer. Motion Failed 2-3

Commissioner Brimmer made a motion to implement as requested by the School Board and phase in Impact Fees. Gavel passed to Commissioner Kessler. Commissioner Langston made a second by the motion. Voting for: Langston, Lawhon and Brimmer. Opposed: Kessler and Green. Motion Carried. 3-2

(CD10:09:31) 4. Grandparent tax exemption ordinance – next meeting

COMMISSIONER KESSLER

(CD10:11:24) 1. Citizens to be heard

Commissioner Kessler made a motion that the Citizens to be Heard portion of the BOCC meetings will be heard following the Consent Agenda items for future Board of County Commission Meetings. Second by Commissioner Green. All for. Motion Carried. 5-0

(CD10:24:30) 2. Operational Audit

Commissioner Kessler made a motion to proceed with an operational audit. Second by Commissioner Green. Voting for: Kessler and Green. Opposed: Langston, Lawhon and Brimmer. Motion Failed. 2-3

COMMISSIONER BRIMNER

(CD10:38:15) 1. Landscape Ordinance – next meeting

COMMISSIONER LANGSTON

(CD10:45:00) 1. Waiving of Building/Permit Fees for the New Moose Lodge

APPROVAL OF MINUTES

(CD10:45:05) Commissioner Lawhon made a motion to approve the minutes from the County Administrator Interview Workshop and Regular Board Meeting on December 4, 2006 and the Special Board Meeting on December 5, 2006. Second by Commissioner Green. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(CD10:45:45) 1. Daniel Thompson – GF&A Trail

(CD10:46:21) 2. Larry Roberts – Operational Audit and Good Decisions by the Board tonight with a welcome to the new Chairman

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

10:50 p.m. Meeting adjourned.