

January 4, 2007

Approved 01/16/07

Board of County Commissioners
Regular Board Meeting
January 4, 2007

Present: Brian Langston, Chairman
Howard Kessler, Vice-Chairman
Ed Brimmer, BOCC
George Green, BOCC
Maxie Lawhon, BOCC
Ron Mowrey, County Attorney
Ben Pingree, 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.

(CD5:59:53) Approval of Agenda

Commissioner Lawhon made a motion to approve the Agenda with the following changes, under regular agenda pull item 6.2 Comprehensive Plan Language, 8.5 North Florida Medical Centers, Inc. and 7.7 Comprehensive Plan Map Amendment, add CBIR Requests to Legislature and Board Retreat at the end of General Business, under Consent Agenda pull item 5.2 Wilson Miller Invoice, 5.5 James Moore and Company Invoice and 5.6 ESG Operations Invoice, under Commissioner Kessler add (1)Levy Bay Seineyard and (2) School Impact Fees for discussion. Second by Commissioner Green. All for. Motion Carried. 5-0

(CD6:05:34) PUBLIC HEARING/DEFINITION OF FAMILY ENCLAVE AGREEMENT

Commissioner Kessler made a motion to adopt an Ordinance amending the Code of Laws of Wakulla County, Florida, by creating the definition of the family enclave agreement and providing an effective date. Second by Commissioner Brimmer. All for. Motion Carried. 5-0

(CD6:07:44) Wakulla County Sheriff's Department – no items

(CD6:07:45) Clerk of Court – no items

(CD6:07:57) CONSENT AGENDA

Commissioner Brimmer made a motion to approve the Consent Agenda with the following items that were pulled for discussion 5.2, 5.5 and 5.6. Second by Commissioner Green. Voting for: Langston, Lawhon, Brimmer and Green. Opposed: Kessler. Motion Carried. 4-1

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(CD6:09:19) Consent Agenda item 5.2 Wilson Miller invoice in the amount of \$15,000.00

Commissioner Lawhon made a motion to pay the invoice in the amount of \$15,000.00 to Wilson Miller. Second by Commissioner Brimmer. Voting for: Langston, Lawhon, Brimmer and Green. Opposed: Kessler. Motion Carried. 4-1

(CD6:18:57) Consent Agenda item 5.5 James Moore & Company invoice in the amount of \$10,720.08

Commissioner Brimmer made a motion to pay the invoice in the amount of \$10,720.08 to James Moore and Company. Second by Commissioner Lawhon. Voting for: Langston, Lawhon, Brimmer and Green. Opposed: Kessler. Motion Carried. 4-1

(CD6:24:17) Consent Agenda item 5.6 ESG Operations, Inc. invoice in the amount of \$171,647.42

Commissioner Brimmer made a motion to pay the invoice to ESG Operations, Inc. in the amount of \$171,647.42. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

CITIZENS TO BE HEARD

(CD6:26:33) 1. Ken Weber – last minute continuation of Agenda items

(CD6:27:06) 2. Jenny Jones – Ceremony on Courthouse lawn at 10:00 a.m. on 1-15-06 and MLK signage

(CD6:29:04) 3. Larry Roberts – audits

(CD6:33:05) 4. John Trice – Bottled Water Company and MLK signage

(CD6:32:36) 5. Bob Routa – New Planning Concept called Littoralism

(CD6:36:15) 6. Chad Hansen – Citizen involvement with Chamber of Commerce regarding Comp Plan changes

(CD6:37:26) 7. Chuck Hess – Citizen involvement with Chamber of Commerce regarding Comp Plan changes

(CD6:38:51) 8. Dana Peck – Citizen involvement with Chamber of Commerce regarding Comp Plan changes

(CD6:39:15) 9. Hugh Taylor – Littoralism

(CD6:41:46) 10. Brent Maybry – Comp Plan Language regarding septic tanks

(CD6:46:09) 11. Lynn Artz – Comp Plan Language regarding septic tanks

PLANNING AND ZONING

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(CD6:51:36) 7.1 Family Enclave – adopted under Public Hearings

(CD6:51:54) 7.2 Capital Improvement Elements

Commissioner Lawhon made a motion to continue this item until February 5, 2007.
Second by Commissioner Kessler. All for. Motion Carried. 5-0

(CD6:54:00) 7.3 withdrawn

(CD6:54:29) 7.4 Final Plat Application FP06-05

Final Plat signature hearing to construct a 24 lot subdivision to be known as Tuscany Trace. This property is located on Ivan Church Road south of Bridlegate Subdivision. Bill Properties, LLC is the applicant.

Commissioner Kessler made a motion to approve Final Plat Application FP06-05.
Second by Commissioner Lawhon. All for. Motion Carried. 5-0

(CD6:55:27) 7.5 Final Plat Application FP06-16

Final plat signature hearing to construct an 84 lot subdivision to be known as The Gardens of Saralan Phase 1. This property is located east of Songbird on the north side of Wakulla Arran Road. Spencer Development, LLC is the applicant and Varnum and Associates is the agent.

Commissioner Kessler made a motion to continue Final Plat Application FP06-16 to February 5, 2007. Second by Commissioner Brimmer. All for. Motion Carried. 5-0

(CD6:56:09) 7.6 Rezoning Application R06-26

Rezone a 1.06+/- acre tract from RR-1 (Rural Residential) to C-2 (General Commercial). This property is located at 24 Happy Time drive directly behind Happy Time Daycare. Gloria Cobb is the applicant and Happy Time Instructional Child Care Center, Inc. is the agent. Planning Commission recommends conditions and restrictions as follows:
Restricted to parking lot use only, a ten foot landscape buffer and a privacy fence on the North and West Boundary.

*gavel passed to Commissioner Kessler.

Commissioner Lawhon made a motion to continue at the applicants request so that they may go to the Planning Department and amend their application to proceed as a Variance Request that will be heard on February 5, 2007. Second by Commissioner Langston.
Voting for: Langston, Lawhon, Brimmer and Green. Opposed: Kessler. Motion Carried.
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(CD7:27:09) 7.7 Comprehensive Plan Map Amendment – pulled

(CD7:27:17) 7.8 Family Enclave Agreement

Request for a family enclave agreement between Wakulla County and Jerry Jacobs. Mr. Jacobs is disabled and wishes to place a second mobile home on his property for his son to reside in. This property is located at 19 Windsong Circle North. Jerry Jacobs is the applicant.

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Commissioner Kessler made a motion to continue this item until a later date. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

GENERAL BUSINESS

(CD7:41:53) 8.1 Wakulla County Equestrian Center

Commissioner Kessler made a motion to adopt a Resolution to proceed with the application to FRDAP for the FY 2009-2009 grant cycle, approve the use of 15 acres of the property identified as parcel number 35-4S-02W-000-02386-000 for establishing a county recreational facility known as the Wakulla County Equestrian Center, authorize Ms. Sheryl Mosley to work with the Wakulla Horseman's Association to update the agreement with the County for use of the facility, approve the Wakulla 4-H Horse Club to continue to use the facility free of charge for bona fide 4-H events, including authorized access to the facility, and direct ESG to work with the Grants Department to develop preliminary drawings and provide technical engineering expertise for this project under the existing contract with ESG at no cost to the Grants Department. Second by Commissioner Brimmer. All for. Motion Carried. 5-0

(CD8:01:09) 8.2 Approval to Purchase Old Shell Point Road Right of Way

Commissioner Brimmer made a motion to approve the purchase of right of way on Old Shell Point Road in the amount of \$88,150.00 for twelve parcels with funding coming from County Road Funds. Second by Commissioner Green. All for. Motion Carried. 5-0 *note--monies not to come out of one cent sales tax

(CD8:10:31) 8.3 School Board Lease Agreement

Staff will work with School Board and Parks and Recreation Department

(CD8:18:15) 8.4 Wakulla County Public Works Department Bid number 2006-041 to rebuild Skipper Bay Bridge

Commissioner Brimmer made a motion to approve the low bidder Grimes, Inc. in the amount of \$15,450.00 to replace the bridge deck on Skipper Bay Bridge with monies coming out of FEMA Funds, review of Contract by the County Attorney with recommendations being made to include no overages, timeliness of the project and funds. Second by Commissioner Green. All for. Motion Carried. 5-0

(CD8:24:59) 8.5 Board Retreat

Commissioner Brimmer made a motion to authorize Mr. Pingree to proceed with plans for a Board Retreat to be held in mid February 2007. Second by Commissioner Kessler. All for. Motion Carried. 5-0

(CD8:31:59) 8.6 Legislative Request Forms (CBIR)

Commissioner Kessler made a motion to approve the following 6 items to be sent as Legislative priorities: Sewer Expansion, Sewer Public Access Re-use, Transportation Project to purchase right of way from Ivan Church Road to Bloxham for sewer line installation, Florida Association of Counties and Small Counties Coalition for support of County issues, Support of Leon Counties efforts to get a sewer system in Woodville for

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the benefit of Wakulla Springs and Support of the City of Tallahassee regarding Wakulla Springs Protection Plan. Second by Commissioner Green. All for. Motion Carried. 5-0

COUNTY ATTORNEY

(CD8:42:01) 9.2 Confirmation to Advertise for a Public Hearing for the following ordinances: Senior Citizen Ad Valorem Exemption, Grandparent/Expansion of Property Tax Exemption, Tree and Landscape Ordinance, Employee Incentive Ordinance
Commissioner Brimner made a motion to retroactive advertise the Tree and Landscape Ordinance for a Public Hearing to be held on January 16, 2007. Second by Commissioner Kessler. All for. Motion Carried. 5-0

Commissioner Kessler made a motion to retroactive advertise a Public Hearing to be held on January 16, 2007 to include Senior Citizen Ad Valorem Exemption Ordinance, Grandparent/Expansion of Property Tax Exemption Ordinance. Second by Commissioner Green. Voting for: Langston, Brimner, Green and Kessler. Opposed: Lawhon. Motion Carried. 4-1

Employee Incentive Ordinance is still in draft form and not ready for advertising, will come back before the board at a later date.

(CD9:02:24) 9.3 Orientation/Seminar for New Commissioners
Mr. Mowrey will schedule for mid February

COMMISSIONER KESSLER

(CD9:02:54) 1. Levy Bay Seineyard – discussion

(CD9:07:31) 2. School Board Impact Fee – discussion

(CD9:08:00) APPROVAL OF MINUTES

Commissioner Brimner made a motion to approve the minutes from the Regular Board Meeting held on November 20, 2006, Special Board Meeting held on November 28, 2006 and the Regular Board Meeting held on December 18, 2006. Second by Commissioner Lawhon. All for. Motion Carried. 5-0

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

9:10 p.m. Meeting adjourned.