

**Board of County Commissioners  
Regular Board Meeting  
Monday, January 7, 2008**

The Board of County Commissioners of Wakulla County, Florida met in regular session on Monday, January 7, 2008 at 6:00 p.m. with Chairman Ed Brimmer presiding. Present were Commissioners George Green, Howard Kessler, Brian Langston and Maxie Lawhon. Also, present were County Attorney Ron Mowrey, County Administrator Ben Pingree and Deputy Clerk Evelyn Evans.

Invocation provided by Pastor Henry Jones from River of Life Church

Commissioner Langston led in the Pledge of Allegiance to the flag.

***(CD6:00) APPROVAL OF AGENDA***

Commissioner Kessler made a motion to approve the Agenda with the following changes, under Consent Agenda, the time for item (4) is 4:00 p.m. instead of 5:00 p.m., Pull item 16 from the Regular Agenda; Item 32 is a request for Workshop on Courthouse Expansion; County Attorney is requesting Confidential Meeting regarding Comp Plan case 06-1507CA on next Agenda. Second by Commissioner Langston. Motion carried unanimously, 5/0.

***AWARDS AND PRESENTATIONS***

1. Town Hall Meeting, Commissioner Kessler  
January 29, 2008 from 7:00 – 9:00 p.m. at the Greater Mt. Trial Primitive Baptist Church in Sopchoppy
2. Bookmobile, Commissioner Kessler  
Serving Wakulla County on Tuesday, Wednesday, Thursday and Friday at various locations.
3. Upgrades to Subdivisions  
There is a meeting on Saturday, January 12, 2008 at 9:00 a.m. in County Commission Chambers with Commission Chairman Ed Brimmer.

***CONSENT AGENDA***

1. Approval of Minutes – December 3, 2007 Regular Meeting
2. Approval of Minutes – December 3, 2007 Workshops on the Evaluation & Appraisal Report and the Budget Strategies

January 7, 2008

3. Approval of Payment of Bills and Vouchers Submitted for November 29, 2007 – January 2, 2008
4. Request to Schedule a Workshop for Proposed Panacea Special Overlay & Public Access Ordinances for February 4, 2008 at 5:00p.m.
5. Request to Schedule a Workshop to Discuss Amending Exhibit “B” of Wakulla County Ordinance 94-28 (Relating to the “Wakulla Springs Water Quality Protection Area”) for February 28, 2008 at 5:00p.m.
6. Request to Schedule a Workshop for an Update to the Mashas Sands/Shell Point Feasibility Study – Project Update on February 19, 2008 at 5:00p.m.
7. Request for Board Approval to Accept the 2007-2008 Weatherization Funds of \$18,180.66

Commissioner Langston made a motion to approve the Consent Agenda. Second by Commissioner Kessler. Motion carried unanimously, 5/0.

***CITIZENS TO BE HEARD***

(CD6:07) 1. Dana Peck – Very complimentary of ESG, the County Public Works Department.

(CD6:08) 2. Jimmie Doyle – Thanks to the Board for their hard work last year, complimentary of Commissioner Green in his first year as a Commissioner and to the Board for hiring ESG to run the County Public Works Department.

***PLANNING AND ZONING***

(CD6:16) 8. Final Plat Application                      FP07-07  
Request to re-plat Lot 1, Block B of Saralan Subdivision, to be known as Danzey Land Subdivision. This property is located at 1000 Wakulla Arran Road, east of the entrance to the Gardens of Saralan Subdivision. The property owner is Bob and Voy Danzey and the agent is Phillip Spencer.

Commissioner Kessler made a motion to approve Final Plat Application FP07-07. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD6:19) 9. Final Plat Application                      FP07-10  
Request to re-plat Lot 22 of Hunter's Glenn Subdivision, to be known as Shiloh Subdivision. This property is located on River Plantation Road, north of Coastal Highway. The property owners are Harry Spear, John Stone, Elizabeth Stone and S. W. and Lois Darna. The agent is Harry Spear.

Commissioner Kessler made a motion to approve Final Plat Application FP07-10, subject to staff receiving signed easements and all necessary documentation making Final Plat legal. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD6:22) 10. Rezoning Application                      R07-09

January 7, 2008

Request to rezone a 2.55+/- acre parcel from RR-1 to C-2. This property is located at 95 Ivan Church Road. The property owner is Michael Harvey.

Commissioner Langston made a motion to approve Rezoning Application R07-09. Second by Commissioner Lawhon. Voting for: Langston, Green, Brimmer and Lawhon. Opposed: Kessler. Motion carried, 4/1.

(CD6:35) 11. Rezoning Application R07-13

Request to rezone a 27.16+/- acre parcel from AG (Agriculture) and RR-5 (Rural Residential) to C-2 (General Commercial). This is the second of two required hearings in front of the Board of County Commissioners. It is located on Crawfordville Highway, south of Whiddon Lake Road and north of the Geo Golf site. The property owner is Hudson Land Co-op, and the agent is Mark Hudson.

Commissioner Langston made a motion to approve Rezoning Application R07-13 with conditions. Voting for: Langston, Lawhon and Green. Opposed: Brimmer and Kessler. Motion Carried, 3/2.

(CD6:47) 12. Wetland Setback Variance V07-16

Request to construct a single-family residence, driveway and bridge within the required seventy-five foot wetland setback. This property is located on Spring Creek Highway, south of Coastal Highway and east of Cut-off Road. The property owner is John McGough and the agent is GPI Southeast.

Commissioner Lawhon made a motion to continue Wetland Setback Variance V07-16. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD6:12) 13. Request Board Discussion to Appoint Planning Commissioners for the 2008 Seat of Member at Large

Commissioner Kessler made a motion to approve the appointments to the 2008 Planning Commission with Mike Falk remaining as Chairman. Second by Commissioner Green. Motion carried unanimously, 5/0.

District 1, Andrea Nelson and Alternate Tracy Forester; District 2, Josephus Shingles and Alternate Norman Jones; District 3, Rhonda Carroll and Alternate Rodney Smith; District 4, Robert Alessi and Alternate Verna Brock; District 5, Mike Falk and Alternate Earl Poucher; Member at Large Helen Franklin and Alternate Issac Mayes; City of St. Marks, Pam Shields and Alternate Zoe Mansfield; City of Sopchoppy, Dale Rushton and Alternate (vacant); School Board Representative Jimmy Dugger.

### **GENERAL BUSINESS**

(CD7:04) 31. Consideration of Florida Department of Community Affairs, Community Development Block Grant, Buckhorn Plaza Contract Modification #2

Commissioner Kessler made a motion to approve and authorize the Chairman to sign Modification #2 documents and letter of Justification to CDBG. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD7:08) 14. Request Board Approval to Fence the Wakulla River Bridge and Post No Parking Signs on the East Side of Shadeville Highway

January 7, 2008

Commissioner Lawhon made a motion to post No Parking Signs on the East Side of Shadeville Highway at the Wakulla River Bridge. Second by Commissioner Langston. Motion and Second Withdrawn. Staff to bring recommendations back to the Board.

(CD7:32) 15. Comprehensive Plan – Existing Lot Density – Possible Text Revisions  
Commissioner Lawhon made a motion to delete Policy 1.3.3 in its entirety from the Comprehensive Plan. Second by Commissioner Langston. Commissioner Kessler abstained. Motion carried unanimously, 4/0.

16. Request to Amend Definition of Child Care Center in the Land Development Code  
Withdrawn from agenda at start of meeting.

(CD7:45) 17. Request Approval of Additional Services – Signal Coordination & Timing Plan  
Commissioner Langston made a motion to approve the Additional Services-Signal Coordination and Timing Plan with striking at up to four locations from Task 2, Scope of Services. Second by Commissioner Lawhon. Motion carried unanimously, 5/0.

(CD8:20) 18. Consideration of Recommendations from the Citizen’s Advisory Committee on Infrastructure Development  
Commissioner Lawhon made a motion to approve the Charter only at this time. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD8:29) 19. Approval of the Certification Requirement Policy for the Violence Against Women & Justice Department Reauthorization Act 2005 (VAWA)  
Commissioner Lawhon made a motion for approval of the Certification Requirement Policy for the Violence against Women and Justice Department Reauthorization Act of 2005 (VAWA). Second by Commissioner Kessler. Motion carried unanimously, 5/0.

(CD8:29) 20. Acceptance of \$500,000 Grant from the North West Florida Water Management District  
Commissioner Lawhon made a motion to approve the terms of the Grant and authorize the County Administrator to act as the Project Manager and the Chairman of the Wakulla County BOCC to act as the Authorized Representative. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD8:39) 21. Approval of Return of Funding on the Automatic External Defibrillators (AED) Grant  
Commissioner Kessler made a motion to approve the return of funding in the amount of \$403.00 on the Automatic External Defibrillators (AED) Grant. Second by Commissioner Lawhon. Motion carried unanimously, 5/0. \*\$302.75 to the Department of Emergency Medical Services and \$100.25 to the Fire Department.

(CD8:39) 22. Request for the Board to Increase the Supervisor of Elections FY2007/2008 Budget by \$59,213.88  
Commissioner Kessler made a motion to increase the Supervisor of Elections FY2007/2008 Budget by \$27,076.00. Second by Commissioner Langston. Motion carried unanimously, 5/0.

January 7, 2008

(CD8:42) 23. Ratification of the December 3, 2007 Preliminary FY 2008/2009 Budget Workshop

Commissioner Lawhon made a motion to ratify actions taken at the December 3, 2007 Preliminary FY 2008/2009 budget workshop. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD8:43) 24. Request to Amend the Inter Local Agreement with City of St. Marks related to the Old Fort Road Ramp Improvement Project

Commissioner Langston made a motion to amend the Inter-local Agreement with City of St. Marks related to the Old Fort Road Ramp Improvement Project. Second by Commissioner Kessler. Motion carried unanimously, 5/0.

(CD8:45) 25. Request to Approve the 2008 Board Meeting Calendar

Commissioner Langston made a motion to approve the 2008 Board Meeting Calendar with the March meetings being held on March 11, 2008 and March 24, 2008. Second by Commissioner Green. Voting for: Langston, Green, Brimmer and Lawhon. Opposed: Kessler. Motion carried, 4/1.

(CD8:51) 26. Status Report on Negotiations with Wakulla Expo Association

Commissioner Kessler made a motion to break off all negotiations with the Wakulla Expo Association. Second by Commissioner Green. Voting for: Green and Kessler. Opposed: Langston, Brimmer and Lawhon. Motion Failed, 3-2

Commissioner Langston made a motion to approve the Status Report regarding ongoing negotiations with the Wakulla Expo Association. Second by Commissioner Lawhon. Voting for: Langston, Lawhon and Brimmer. Opposed: Kessler and Green. Motion carried, 3-2.

CD9:09) 27. Wakulla County EMS Building/Wakulla Station Fire Station Change Order #15

Commissioner Kessler made a motion to re-bid the performance based septic system for EMS and Fire Department in Wakulla Station. Second by Commissioner Langston. Motion carried unanimously, 5/0.

## **COMMISSIONER AGENDA ITEMS**

(CD9:14) 28. *COMMISSIONER BRIMNER*

1. Medicaid Non-Emergency Transportation Contract

Commissioner Lawhon made a motion to adopt the Medicaid Non-Emergency Transportation Resolution. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD9:17) 29. *COMMISSIONER KESSLER*

1. Request to Approve the Purchase of 80 Chairs for the Commission Chambers

Commissioner Kessler made a motion to purchase 80 new padded chairs with arms for the Commission Chambers at a cost of \$3,000.00. Second by Commissioner Lawhon. Motion carried unanimously, 5/0.

2. Proposed January 29, 2008 Property Tax Constitutional Amendment

January 7, 2008

Commissioner Kessler made a motion to hold a Workshop on January 17, 2008 at 5:00 p.m., regarding the proposed January 29, 2008 Property Tax Constitutional Amendment. Second by Commissioner Green. Voting for: Kessler, Green and Brimner. Opposed: Langston and Lawhon. Motion carried, 3/2.

***COUNTY ATTORNEY***

(CD9:30) 1. Attorney/Client Confidential meeting for next Agenda, regarding Comprehensive Plan litigation 06-1507 pending in DOAH. The meeting will last no more than 30 minutes and will begin after the opening of the regular scheduled Board Meeting at 6:00. The Board Meeting will not reconvene before 6:30 p.m.

***COUNTY ADMINISTRATOR***

(CD9:31) 1. Appointment of Jennifer Langston as the Special Projects Coordinator for Wakulla County.

Commissioner Kessler made a motion to confirm the appointment of Ms. Jennifer Langston to the Special Projects Coordinator position. Second by Commissioner Lawhon. Commissioner Langston Abstained from voting. Motion carried unanimously, 4/0.

(CD9:35) 2. Courthouse Renovation Workshop

Commissioner Kessler made a motion to set a Workshop on Tuesday, January 22, 2008 at 4:00 p.m., regarding the Courthouse Renovation project. Second by Commissioner Langston. Motion carried unanimously, 5/0.

***DISCUSSION ISSUES BY COMMISSIONERS***

(CD9:35) Commissioner Green – 0

(CD9:35) Commissioner Brimner – 0

(CD9:36) Commissioner Brimner

1. Letter sent regarding support for road intersections.

(CD9:39) Commissioner Lawhon – 0

(CD9:39) Commissioner Langston

1. Trash on the roadsides in Wakulla Station and Highway 319.

There being no further business to come before the Board, the meeting was adjourned at 9:45 p.m.