

**BOARD OF COUNTY COMMISSIONERS
WAKULLA COUNTY, FLORIDA
REGULAR BOARD MEETING
MONDAY, APRIL 7, 2008**

The Board of County Commissioners of Wakulla County met in regular session on Monday, April 7, 2008 with Chairman Ed Brimmer presiding. Present were Commissioners George Green, Howard Kessler, Brian Langston and Maxie Lawhon. Also, present were Assistant County Attorney Steve Mitchell, County Administrator Ben Pingree and Deputy Clerk Evelyn Evans.

Invocation provided by Reverend John Spicer, Saint Teresa Episcopal Church

Pledge of Allegiance led by Commissioner Kessler

APPROVAL OF AGENDA

(CD5:57) Commissioner Lawhon made a motion to approve the Agenda with the following changes, items 8, 15 and 26 pulled from the Agenda; items 32 & 33 added to the Revised Agenda; announcement under Awards and Presentations. Second by Commissioner Langston. Motion carried unanimously, 5/0.

AWARDS AND PRESENTATIONS

(CD5:58) Commissioner Kessler – Town Hall Meeting on April 29, 2008 at New Bridge Hope Missionary Baptist Church in Shadeville from 7:00 – 9:00 p.m.

Joint Workshop with Leon County Commission, City of Tallahassee and Wakulla County at Wakulla Springs, April 10, 2008 from 10:00 a.m. to 2:00 p.m.

CONSENT AGENDA

(CD6:00) Commissioner Langston made a motion to approve the following Consent Agenda with the exception of checks 124401, 124335 & 124690 on Bills and Vouchers that were pulled for discussion. Second by Commissioner Lawhon. Motion carried unanimously, 5/0.

1. Approval of Minutes – March 24, 2008 Regular Meeting

The Board approved Option 1: Approve the minutes of the March 24, 2008 Board Meeting.

2. Approval of Minutes – March 24, 2008 Workshop on the Possibility of City of Tallahassee Providing Natural Gas to Wakulla Citizens

The Board approved Option 1: Approve the minutes of the March 24, 2008 Workshop

3. Approval of Payment of Bills and Vouchers Submitted for March 20, 2008 – April 2, 2008

Approval to pay all Bills and Vouchers, including checks pulled for discussion down below.

4. Request Board Approval to Schedule a Workshop for the State Housing Initiatives Partnership Program (SHIP) Advisory Committee
Approval for Workshop on June 23, 2008 at 5:00 p.m.

5. Request Board Approval to Schedule a Workshop on June 2, 2008 at 5:00p.m. for the Regional Planning Council to Discuss the 5 year Work Plan
Approval for Workshop on June 2, 2008 at 5:00 p.m.

(CD6:04) Consent Items Pulled for Discussion

Check 124401 – Commissioner Langston made a motion to pay check 124401. Second by Commissioner Lawhon. Motion carried, 4/1 (Commissioner Kessler in dissent).

Check 124335 – Commissioner Kessler made a motion to pay check 124335. Second by Commissioner Green. Motion carried unanimously, 5/0.

Check 124690 – Commissioner Kessler made a motion to pay check 124690. Second by Commissioner Green. Motion carried unanimously, 5/0.

CITIZENS TO BE HEARD - 0

PLANNING AND ZONING

(CD6:11) 6. Variance Application V07-15

Request for a Wetland Impact Determination on a 0.87+/- acre parcel, located on Old Magnolia Road. The owner is Richard and Evangelin McCorvey and the agent is GPI Southeast.

Commissioner Langston made a motion at the public hearing that no reasonable alternative exists to avoid a taking and approved the proposed site plan to construct a single-family residence upon Lot 28, Gerrell Estates, based upon the Planning and Zoning Division's recommendations, findings of fact and conclusions of law made by the Board of County Commissioners and any evidence submitted at the Hearing hereon. Second by Commissioner Lawhon. Motion carried, 4/1 (Commissioner Kessler in dissent).

(CD6:46) 7. Board of Appeal BOA08-01

Appeal to the Board of County Commissioners, the Planning Department's decision to deny Development Permit Application for the construction of a garage on a vacant lot, located on the corner of Egret Street and Limerock Road, in Mysterious Water, Subdivision. The owners are Daniel and Amy Erwin.

Commissioner Kessler made a motion to continue this item so that County Attorney can explore Deed Restrictions. Second by Commissioner Lawhon. Motion carried unanimously, 5/0.

8. Rezoning Application R08-02

Request for a change of zoning on a 1.38+/- acre parcel, located north of Wakulla Arran Road, west of Spring Creek Highway and south of Shadeville Elementary School. The owners are Cherry and James Maxwell and the agent is Ruth Francis.

*pulled from the Agenda

(CD6:58) 9. Rezoning Application R08-03

Request for a change of zoning on a 0.61+/- parcel, located on Surf Road, east of Coastal

Highway and northeast of Angelo's Restaurant. The owner is Angelo Petrandis and the agent

is Edwin Brown and Associates.

Commissioner Lawhon made a motion to approve Rezoning Application R08-03 from R-3 Multi-family Residential to C-2 General Commercial. Second by Commissioner Kessler. Motion carried unanimously, 5/0.

(CD7:03) 10. Variance Application V08-05

Request for a height variance to construct a new sanctuary at an existing Church, located at 4647 Crawfordville Highway and north of Coastal Highway. The owner is Medart Assembly of God and the agent is George and Associates.

Commissioner Lawhon made a motion to approve Variance Application V08-05 for Medart Assembly of God Church. Second by Commissioner Kessler. Motion carried unanimously, 5/0.

(CD7:06) 11. Site Plan Application SP08-01

Request for site plan approval to construct a new sanctuary at an existing Church, located at 4647 Crawfordville Highway and north of Coastal Highway. The owner is Medart Assembly of God and the agent is George and Associates.

Commissioner Kessler made a motion to approve Site Plan Application SP08-01 for Medart Assembly of God Church. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD7:09) 12. Short Form Final Plat Application SF08-01

Request to subdivide a 178.416+/- acre parcel into a 7-lot subdivision on the southwest side of Tiger Hammock Road, immediately south of the Florida Power Transmission Line. The property owner is G&A Lloyd, LLC and the agent is Edwin Brown and Associates.

Commissioner Kessler made a motion to approve Short Form Final Plat Application SF08-01. Second by Commissioner Lawhon. Motion carried unanimously, 5/0.

(CD7:10) 13. Short Form Subdivision SF08-02

Request to subdivide a 2800.66+/- acre parcel into a 42-lot subdivision, located on the north side of Coastal Highway and abutting the Wakulla/Jefferson County line. The owner is Kala Preserve and the agent is Edwin Brown and Associates.

Commissioner Kessler made a motion to approve Short Form Subdivision SF08-02. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD7:14) 14. Request to Transmit the Public School Facilities Element, Revised Intergovernmental Coordination Element and Revised Capital Improvements Element Text Amendment to the Comprehensive Plan CP07-14.

Commissioner Lawhon made a motion for approval to transmit the Public School Facilities Element, Revised Intergovernmental Coordination Element and Revised Capital Improvements Element Text Amendment to the Comprehensive Plan CP07-14. Second by Commissioner Green. Motion carried unanimously, 5/0

GENERAL BUSINESS

15. Request Board Approval of Contract with Construction Management Firm Peter Brown

(Brent Thurmond, Clerk of Court)

*pulled from the Agenda

(CD7:16) 16. Request for Replacement of Current Radio Tower

Commissioner Kessler made a motion to approve the Wakulla County Sheriff's Office, in coordination with County Administration, to develop an RFP for tower replacement.

Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD7:19) 17. Consideration of Recommendations on Eminent Domain Use from the Citizen's Advisory Committee on Infrastructure Development

Commissioner Kessler made a motion to accept the Report from the Infrastructure Committee as to Eminent Domain only. Second by Commissioner Lawhon. Motion carried unanimously, 5/0.

Commissioner Green made a motion directing the Staff to work with the County Attorney and bring back a proposal as to the use of Eminent Domain. Second by Commissioner Lawhon. Motion carried, 4/1 (Commissioner Kessler in dissent).

Wakulla Gardens Stormwater – Staff to bring back as a Workshop item.

(CD7:31) 18. Request Board Approval for Acceptance of the Collection Agency Bid

Commissioner Kessler made a motion to approve acceptance of the Collection Agency Bid by Professional Placement Services, LLC. Second by Commissioner Langston.

Motion carried unanimously, 5/0.

(CD7:32) 19. Request for Board Approval to Purchase Two Life Pak

Monitor/Defibrillators

Commissioner Lawhon made a motion to approve the purchase of two Life Pak Monitor/Defibrillators. Second by Commissioner Kessler. Motion carried unanimously, 5/0.

(CD7:33) 20. Request for Board Acceptance of the Fire Services Annual Status Report

Commissioner Lawhon made a motion to approve the Annual Status Report of the Fire Services. Second by Commissioner Kessler. Motion carried unanimously, 5/0.

(CD7:34) 21. Board Authorization for the Office of Management & Budget to Transfer Funds from the Reserve Account for Economic Development Council of Tallahassee/Leon County Annual Investment

Commissioner Lawhon made a motion to authorize the Office of Management & Budget to transfer \$5,000.00 from the Reserve Account for Economic Development Council of Tallahassee/Leon County Annual Investment. Second by Commissioner Kessler. Motion carried unanimously, 5/0.

(CD7:46) 22. Request Board Authorization to Purchase a Boom Truck

Commissioner Kessler made a motion for authorization to purchase a Boom Truck and allow the transfer of funds from the Lift Station Rehab Account to the Boom Truck Account. Second by Commissioner Langston. Motion carried unanimously, 5/0

(CD7:47) 23. Request Board Authorization to Purchase Three Chevrolet Colorado Trucks

Commissioner Kessler made a motion for authorization to purchase Three Chevrolet Colorado Trucks. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD7:48) 24. Request Board Authorization to Purchase a Transport Truck with Trailer

Commissioner Kessler made a motion for authorization to purchase a Transport Truck with Trailer and allow the transfer of funds from the Lift Station Rehab Account to the Transport Truck Account. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD7:48) 25. Request Board Authorization to Purchase a Water Tank with Distribution Devices

Commissioner Kessler made a motion for authorization to purchase a Water Tank with Distribution Devices. Second by Commissioner Green. Motion carried unanimously, 5/0.

26. Request Board Approval to Accept the Quote for the Asphalt Overlay and New Paving at the Wakulla County Courthouse and Board of County Commissioners Complex (Cleve Fleming, Public Works Director)

*pulled from the Agenda

(CD7:48) 27. Request for Board Approval to Pay Invoice for \$3,400 from the Apalachee Regional Planning Council

Commissioner Lawhon made a motion to approve paying the Invoice for \$3,400.00 from the Apalachee Regional Planning Council (2007). Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD7:49) 28. Status Report on Road Paving Options and Initiatives for the Paving of Private Subdivisions in Wakulla County (Summerwood and Summerwind)

Commissioner Kessler made a motion for acceptance of the Status Report on Road Paving Options and Initiatives for the Paving of Private Subdivisions in Wakulla County, with direction for Staff to work with neighborhood groups for their ideas on road paving

issues and bring a report back to the Board at a future date. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD8:01) 29. Board Authorization to Accept the Sign Fabrication Grant, Approval for the Office of Management and Budget to Amend the Budget to Include These Funds in the Annual Budget and to Set-Up Revenue and Expenditure Accounts
Commissioner Kessler made a motion for Board authorization to accept the Sign Fabrication Grant and approval for the Office of Management and Budget to amend the Budget to include these funds in the Annual Budget and to set-up Revenue and Expenditure Accounts. Second by Commissioner Langston. Motion carried unanimously, 5/0.

(CD8:02) 30. Ratification of Board Direction from the Natural Gas Workshop
Commissioner Kessler made a motion to direct Staff and the Infrastructure Committee to further analyze the specific impact of natural gas expansion to Wakulla Citizens discussed in the Workshop on March 24, 2008 and prepare a report at a future Board Meeting. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD8:02) 31. Approval of the Revised Policy No. 07-01 rules of Procedure for Meetings of the Wakulla County Board of County Commissioners.
Commissioner Kessler made a motion to approve the Revised Policy No. 07-01 Rules of Procedure for Meetings with the two changes as approved by the Board. Second by Commissioner Langston. Motion carried 4/1, (Commissioner Lawhon in dissent).

COMMISSIONER AGENDA ITEMS - 0

COUNTY ATTORNEY - 0

COUNTY ADMINISTRATOR - 0

(CD8:08) 32. Acquisitions of property necessary to begin phase one of the Wakulla Gardens Sewer Project.
Commissioner Kessler made a motion to approve the recommended Proposed Procurement Procedure as outlined. Second by Commissioner Lawhon. Motion carried unanimously, 5/0.

(CD8:18) 33. Approval for Change Order #1 to Construct a Center Turn Lane at Lower Bridge Road and Spring Creek Highway.
Commissioner Kessler made a motion to approve Peavy & Son's proposal to construct left turn lanes on Spring Creek Highway at the intersection of Lower Bridge Road. Second by Commissioner Langston. Motion carried unanimously, 5/0.

DISCUSSION ISSUES BY COMMISSIONERS

(CD8:20) Commissioner Lawhon – 0

(CD8:20) Commissioner Langston

1. Gratitude to the Staff for working on the numerous projects that he has asked for.

2. EMS Station around the Sopchoppy area – directed to Staff.

(CD8:22) Commissioner Green – 0

(CD8:22) Commissioner Kessler

1. Need of a Policy to update Contracts.
2. Receipt of a complimentary letter regarding New Port Park.

(CD8:24) Commissioner Brimmer

1. Old Courthouse – The Chamber has asked for a delay in Commissioner Brimmer submitting a report to the Board.

There being no further business to come before the board, the meeting was adjourned at 8:30 p.m.