

**Board of County Commissioners**  
**Regular Board Meeting**  
**Tuesday, January 6, 2009**

The Board of County Commissioners in and for Wakulla County met in regular session on Tuesday, January 6, 2009 with Chairman Howard Kessler presiding. Present were Commissioners George Green, Lynn Artz, Alan Brock and Mike Stewart. Also present were County Attorney Ron Mowrey, County Administrator Ben Pingree and Deputy Clerk Evelyn Evans.

Invocation provided by Commissioner Kessler

Pledge of Allegiance provided by Commissioner Green

***APPROVAL OF AGENDA***

(CD6:01) Commissioner Green made a motion to approve the Agenda with the following modifications, under the regular agenda Commissioner items will begin with District 2 tonight; move item 28B Request Board approval to direct staff to advertise Public Hearing on February 17, 2009 to the end of Planning and Zoning; move item 28D Request Board consideration of a Contract with Governance Services, LLC at the end of the Public Hearing, under Commissioner discussion items add Road Paving for Commissioner Stewart; under Commissioner Artz add Request for a Legal Opinion regarding Performance Based Septic Tanks; under Commissioner discussion items add St. Marks Bike Trail and Community Center for Commissioner Artz. Second by Commissioner Artz. Motion carried unanimously, 5/0.

***PUBLIC HEARING***

(CD6:06) 1. Request Board approval to hold a Public Hearing to adopt the proposed ordinance amending Florida Municipal Code Chapter 23 Parks and Recreation Ordinance for Wakulla County

Commissioner Stewart made a motion to hold a Public Hearing and adopt an Ordinance of Wakulla County amending sections of Chapter 23, Wakulla County Code; specifically section 23.005(a)(19) concerning yard sales, rummage sales and other sales on county property; section 23.006(a) regarding alcoholic beverages or controlled substances authorized on county property; and section 23.007 regarding requested waiver of fees and amending the heading for such section; adding paragraph (14) as to security requirements; and providing for an effective date with amendments made tonight including the exclusion of boat ramps. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD6:28) Commissioner Kessler  
Item 28D – Request Board consideration of a Contract with Governance Services, LLC

Commissioner Stewart made a motion to direct the Chairman to execute the contract and employ Governance Services, LLC to represent the County as the County Lobbyist for the Fiscal year 2008-2009 with amendments at the end of paragraph one that states “with Board approval” and taking out “but not limited to” at the end of paragraph two. Second by Commissioner Brock. Motion carried unanimously, 5/0.

### ***AWARDS AND PRESENTATIONS***

(CD6:59) 2. Farm Family of the Year Proclamation – Scott Jackson, Extension Director  
Farm family of the year is Tony and Jeanette Salas

Presenting of Plaque to the Board for the Southeast Weatherization Regional Recognition Award

Paula Limo of DCA, Weatherization Assistance Programs

Presentation of award to Robin Dias

Announcement of Town Hall Meeting to be held on January 27, 2009 and the Transition to County Town Hall Meetings – Commissioner Kessler

Bike Florida – Commissioner Kessler

Harvard University Financial Assistance Initiative – Commissioner Kessler

Announcement of three New Officers to the Wakulla Health Care Task Force –  
Commissioner Artz

Joe Sharp as Chair, Jody Smith as Co-Chair and Kim Tucker as Secretary.

### ***CONSENT AGENDA***

(CD7:20) Commissioner Stewart made a motion to approve the Consent Agenda in its entirety. Second by Commissioner Artz. Motion carried unanimously, 5/0.

3. Approval of Minutes – December 1, 2008 Regular Meeting  
Approved

4. Approval of Minutes – December 8, 2008 Board Retreat  
Approved

5. Approval of Minutes – December 16, 2008 Workshop to Discuss Increased Employment Opportunities for Unemployed Citizens  
Approved

6. Approval of Payment of Bills and Vouchers submitted for November 26, 2008 –  
December 31, 2008  
Approved

7. Request Board approval for Commissioners to travel to major Conferences/Workshops in 2009  
Approved

8. Request Board approval to ratify re-scheduling of the Workshop on Impact Fees from January 27, 2009 to January 12, 2009 from 4:00p.m. to 7:00 p.m.  
Approved

9. Request Board approval of the FY2009/2010 Budget Calendar and to schedule the First Budget Development Workshop on February 17, 2009 at 3:00p.m.  
Approved

10. Ratification of the December 16, 2008 Workshop regarding Discussion of Increased Employment Opportunities for Unemployed Citizens  
Approved

11. Request Board approval to allow submission of ICMA Public Library Innovation Grant  
Approved

***CITIZENS TO BE HEARD***

(CD7:21) 1. Dana Peck – County Attorney arrangement in Wakulla County

(CD7:24) 2. Tim Bozeman – performance based septic tanks/hooks to sewer and update on sewer funding

***PLANNING AND ZONING***

(CD7:21) 12. Application for Final Plat: FP08-08  
Request to re-plat Lot 1 of Eddinger Properties Subdivision. This property is located on the west side of Crawfordville Highway, north of Lonnie Raker Road. The property owner is Pines Storage Center, LTD and the Agent is Edwin Brown and Associates. Commissioner Brock moved to conduct the final Public Hearing and approve the Application for Final Plat FP08-08, based upon the Planning Department's recommendation, the recommendation of the Planning Commission and the findings of fact and conclusion of law made by the Board and any evidence submitted at the hearing hereon. Second by Commissioner Stewart. Motion carried unanimously, 5/0.

(CD7:31) 13. Application for Site Plan: SP08-17  
Request for a commercial site plan to construct additional storage facilities. This property is located on the west side of Crawfordville Highway, north of Lonnie Raker Road. The property owner is Pines Storage Center, LTD and the Agent is Edwin Brown and Associates. Commissioner Brock moved to conduct the final Public Hearing and approve the Application for Site Plan SP08-17, based upon the Planning Department's

recommendation, the recommendation of the Planning Commission and the findings of fact and conclusions of law made by the Board and any evidence submitted at the Hearing hereon. Second by Commissioner Artz. Motion carried unanimously, 5/0.

(CD7:32) 14. Application for Final Plat: FP08-07

Request to re-plat Lot 29 of Hunter's Glenn Plantation. This property is located at 136 Hunters Trace. The property owners are David Alexander and Gayle Stringer and the Agent is Thurman Roddenberry.

Commissioner Brock moved to conduct the second of two public hearings and approve the Application for Final Plat FP08-07, based upon the Planning Department's recommendation, the recommendation of the Planning Commission and the findings of fact and conclusions of law made by the Board and any evidence submitted at the hearing hereon. Second by Commissioner Artz. Motion carried unanimously, 5/0.

(CD7:36) 15. Application for Change of Zoning: R08-17

Request to rezone a 3.4+/- acre parcel from R-1 (Single-Family Residential) to RMH-1 (Residential Mobile Home). This property is located on the east side of Hines Street in Donella Heights Subdivision. The property owners are Tom Collinsworth, Paulene M. Cooper and Bryan Capelle and the Agent is W. Crit Smith.

Commissioner Stewart moved to conduct the second of two public hearings and approve the application for Change of Zoning R08-17 based upon the Planning and Community Development Department's recommendation, and the findings of fact and conclusions of law made by the Board and any evidence submitted at the hearing hereon and will include the following conditions: Mobile homes shall be new at the time of installation and mobile homes shall consist of a minimum square footage of 1,240 square feet of living space, and limited to one mobile home on the two lots. Second by Commissioner Green. Voting for: Artz, Kessler, Green and Stewart. Opposed: Brock. Motion carried, 4/1.

(CD8:19) 16. Application for Site Plan: SP08-18

Request approval of site plan for construction of church fellowship hall. The property is located at 4495 Crawfordville Highway at the site of the Lake Ellen Baptist Church. The property owner is Lake Ellen Baptist Church and the Agent is Mike Scott.

Commissioner Brock moved to conduct the second of two public hearings and approve the Application for Site Plan SP08-18 based upon the Planning Department's recommendation, the Planning Commission's recommendation, and the findings of fact and conclusions of law made by the Board and any evidence submitted at the hearing hereon. Second by Commissioner Green. Motion carried unanimously, 5/0.

(CD8:26) 28B. Request Board approval to direct staff to advertise a Public Hearing to revoke Conditional Use CU08-10, owner Muir Woods

Commissioner Artz made a motion for approval to direct staff to advertise a Public Hearing for February 17, 2009, to revoke Conditional Use CU08-10. Second by Commissioner Green. Motion carried unanimously, 5/0.

### **GENERAL BUSINESS**

(CD8:42) 17. Request for Board direction on Financial Software Upgrade

Commissioner Artz made a motion for approval to Issue an Invitation to Negotiate per Purchasing Policy and bring the recommendation back to the Board regarding the Financial Software Upgrade. Second by Commissioner Brock. Motion carried unanimously, 5/0. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD8:45) 18. Board Review of negotiations with Talquin including opportunity to provide input to Talquin's Permit Renewal for Oyster Bay Wastewater Treatment Facility Commissioner Artz moved for approval to accept the review regarding the negotiations with Talquin and provide formal input to DEP, direct staff to draft a letter to DEP with the Chairman's signature indicating the Board's opposition to the permit application and the extension of the current permit beyond 36 months. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD9:30) 19. Request Board approval to schedule a Public Hearing to approve the acquisition of property necessary for Easements for the Wakulla Gardens Sewer and WWTP Upgrade Projects  
Commissioner Stewart made a motion to approve the recommendation for staff to advertise for and schedule a Public Hearing for the February 17, 2009 Board Meeting regarding acquisition of property necessary for Easements for the Wakulla Gardens Sewer and Wastewater Treatment Plant Upgrades Projects. Second by Commissioner Brock. Motion Carried unanimously, 5/0.

(CD9:33) 20. Request Board approval to appoint Planning Commissioners for 2009 and Board discussion to appoint the seat of Member at Large and Member at Large Alternate  
Commissioner Stewart made a motion to approve the Planning Commission appointees for 2009. Second by Commissioner Brock. Motion carried unanimously, 5/0.

District 1 Alan Brock, BOCC Schatzman	Planning Commissioner Mike Falk	Alternate Zach
District 2 George Green, BOCC Norman Jones	Josephus Shingles	
District 3 Mike Stewart, BOCC Stokley	Chris Russell	Jim
District 4 Howard Kessler, BOCC Cortese	Robert Alessi	Mary
District 5 Lynn Artz, BOCC Michael Keys	Chuck Hess	
Member at Large City of St. Marks Mansfield	Helen Franklin Pam Shields	Vacant Zoe

City of Sopchoppy  
Vacant  
School Board Rep.

Dale Rushton

Jimmie Dugger

Vacant

(CD9:37) 21. Board consideration of Wakulla Spring Shed Regional Partnership Memorandum of Understanding

Commissioner Brock made a motion to approve the Wakulla Springshed Regional Partnership Memorandum of Understanding in its current form. Second by Commissioner Stewart. Motion carried unanimously, 5/0.

(CD9:39) 22. Request Board authorization to transfer funds from the Reserve Account to the Old Courthouse Renovation Match Account

Commissioner Brock made a motion to authorize the transfer of \$8,203.62 from the Reserve Account to the Old Courthouse Renovation Match Account to pay the Wakulla County Chamber of Commerce for the repair of 22 hand blown glass windows and 19 pine slab doors. Second by Commissioner Stewart. Motion carried unanimously, 5/0.

\*\*There will still be an unpaid balance of \$3,349.71

(CD9:45) 23. Request for Board approval of a Resolution accepting the Weatherization Assistance Program – Low Income Home Energy Assistance Program (WAP-LIHEAP) Contract and Funding Modification Agreement for \$40,000.00 and authorize the Chairman to execute the Contract

Commissioner Stewart made a motion to approve the Resolution to accept the WAP-LIHEAP contract and funding Modification Agreement for \$40,000.00 and authorize the Chairman to execute the contract. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD9:46) 24. Request Board approval of a Resolution accepting the Low Income Home Energy Assistance Program (LIHEAP) FY 2009-2010 Contract and Funding Agreement for \$157,474.00 and authorize the Chairman to execute the Contract

Commissioner Artz made a motion to approve the Resolution accepting the Contract and funds of \$157,474.00 for the base allocation of the FY2009-2010 Low Income Energy Assistance Program (LIHEAP) and authorize the Chairman to execute. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD9:47) 25. Request Board approval of a Resolution establishing the 2009 Utility Allowance Schedule for the Wakulla County Section 8 Housing Choice Voucher Rental Assistance Program

Commissioner Brock made a motion to approve the Resolution to establish the 2009 utility Allowance Schedule for the Wakulla County Section 8 Housing Choice Voucher Rental Assistance Program. Second by Commissioner Stewart. Motion carried unanimously, 5/0.

(CD9:48) 26. Request Board approval of an Agreement with Leon County for Class III Solid Waste Management and Recycling Services with Marpan

Commissioner Artz made a motion to approve the Agreement with Leon County for Class III Solid Waste Management and Recycling Services with Marpan, subject to review by the County Attorney. Second by Commissioner Brock. Motion carried unanimously, 5/0.

(CD9:49) 27. Request Board approval to replace scales at Lower Bridge Landfill  
 Commissioner Brock made a motion to approve the purchase of the new scale for the Lower Bridge Landfill from the low bidder Mettler Toledo for \$77,823.64. Second by Commissioner Stewart. Motion carried unanimously, 5/0.

\*\*\$77,000.00 to be paid out of the Small County Solid Waste Grant and \$823.64 out of the Solid Waste Grant Repair & Maintenance Account.

**COMMISSIONER AGENDA ITEMS**

**28. COMMISSIONER KESSLER**

(CD9:51) A. Request Board direction for staff to investigate the development of a close working relationship with one or more educational institutions

Commissioner Stewart made a motion to direct staff to explore the possibilities of developing a working relationship with one of the universities located in Tallahassee. Second by Commissioner Brock. Motion carried unanimously, 5/0.

B. Request Board approval to direct staff to advertise Public Hearing on February 17, 2009 to revoke Conditional Use CU 08-10 \*\* see CD8:26

(CD9:53) C. Request Board consideration of County Commissioners' representation on various committees

Commissioner Brock made a motion to move forward with the County Commissioner appointments to represent various committees, councils, etc., on behalf of Wakulla County as presented. Second by Commissioner Stewart. Motion carried unanimously, 5/0.

Organization	Appointee	Alternate
Apalachee Regional Planning Council	Commissioner Green	Commissioner Artz
Transportation Disadvantaged (TDLCB)	Commissioner Artz	Position is chair of TDLCB
Community Traffic Safety Team	Commissioner Stewart	Commissioner Artz
Capital Region Transportation Planning	Commissioner Kessler	Commissioner Stewart
Our Region Tomorrow Advisory Board	Commissioner Kessler	
Public Safety Coordinating Council	Commissioner Stewart	
Small County Coalition	Commissioner Green	Commissioner Kessler
Tourist Development Council	Commissioner Green	
Wakulla State Forest Liaison	Commissioner Brock	
Value Adjustment Board	Commissioner Artz & Brock	

Canvassing Board  
Health Care Task Force  
Juvenile Justice Council  
District Health Care Council  
Big Bend Scenic Byway  
Chamber of Commerce  
Big Bend Regional Partnership

Commissioner Kessler  
Commissioner Artz  
Commissioner Artz  
Commissioner Kessler  
Commissioner Artz  
Commissioner Kessler  
All Commissioners encouraged to participate

County Attorney - 0

County Administrator - 0

#### DISCUSSION ISSUES BY COMMISSIONERS

Commissioner Stewart

A. Member of Community Traffic Safety Team – see item 28C at CD9:53

(CD10:00) B. County Attorney and Idea of Requesting for a RFQ  
Staff to bring back information regarding in house attorney/out of house attorney

(CD10:06) C. Road Paving  
Staff will bring back information as to costs associated with paving of some older roads.

#### COMMISSIONER ARTZ

(CD10:07) 1. Requesting a Legal Opinion from the County Attorney regarding how permits should be treated for modifications under the present ordinance for performance based septic systems. – County Attorney is presently working on this item.

(CD10:08) 2. St. Marks Bike Trail  
There will be a presentation at a later date regarding plans and input for the bike trail.

(CD10:10) 3. Community Center  
Staff will agenda this item for a later date.

#### COMMISSIONER BROCK

(CD10:14) 1. Announced that he will be absent from next meeting.

There being no further business to come before the board, the meeting was adjourned at 10:15 p.m.

Adjourn