Board of County Commissioners
Wakulla County, Florida
Agenda
Regular Public Meeting
Monday, April 7, 2014
@ 6:00 P.M.

Invocation

Pledge of Allegiance

Approval of Agenda:
(The Chairman and members of the Board will approve and/or modify the official agenda at this time).

Citizens to be Heard
(There is a Three (3) minute time limit; non-discussion by Commission; there shall be no debate and no action by the Commission. Citizens will have the opportunity to speak once under the Citizens to be Heard portion of the agenda which will be at the start or end of each meeting).

(To ensure fairness and encourage participation, citizens who would like to speak on any item will need to fill out a speaker's card and turn in to Ms. Osborne prior to the beginning of discussion on that particular item. Citizens are allowed a maximum of 3 minutes to speak.)

Public Hearing
(Public Hearings are held as required to receive public comments on matters of special importance or as prescribed by law. For regular Board meetings, public hearings shall be scheduled as the first substantive item on the agenda and heard at the time scheduled for the start of the meeting or as soon thereafter as is possible. Individual speakers are encouraged to adhere to a three (3) minute time limit. The Chairman has the discretion to either extend or reduce time limits, based on the number of speakers)

1. Request Board Approval to Conduct a Public Hearing and Consider Approval of an Ordinance Readopting and Amending Ordinance #10-16 and #13-01 Concerning Wakulla County Wetlands Protections
   (Heather Encinosa, County Attorney)

Awards and Presentations
(Members of the Board will have the opportunity to acknowledge members of the community or commendable efforts at this time. Presentations will be made from individuals concerning issue of importance).

Announcement of Power Talk 21 Day - Heather Peeples, Mothers Against Drunk Driving

Announcement Regarding Friends of The Library Celebration which will be held on Saturday, April 26, 2014 - Sue Belford

Consent

(All items contained herein may be voted on with one motion. Consent items are considered to be routine in nature, are typically non-controversial and do not deviate from past Board direction or policy. However, any Commissioner, the County Administrator, or the County Attorney may withdraw an item from the consent agenda, either in writing prior to the meeting, or at the beginning of the meeting and it shall then be voted on individually. Every effort shall be made to provide such a request to the Chairman at least 24 hours before the meeting).

2. Approval of Minutes from the March 17, 2014 Regular Board Meeting
   (Brent Thurmond, Clerk of Court)

3. Approval of Minutes from the March 17, 2014 Workshop to Discuss Potential Road Paving, Resurfacing, and Striping Projects
   (Brent Thurmond, Clerk of Court)

4. Approval of Bills and Vouchers Submitted for March 13, 2014 through April 2, 2014
   (Brent Thurmond, Clerk of Court)

5. Request Board Approval of a Proclamation Declaring April 21, 2014 to be *PowerTalk 21*® Day
   (Commissioner Richard Harden)

6. Request Board Approval of Disposal of County Property
   (Brandy Price, Budget Coordinator / Fixed Asset Officer)

7. Request Board Approval of Temporary Road Closure for the Blue Crab Festival Parade on Saturday May 3, 2014
   (Bruce Ashley, WCSO)

8. Request Board Approval of a Resolution for the Submission of Applications to the Capitol Regional Transportation Planning Agency (CRTPA) Transportation Alternative Program (TAP) Grant, 2014 Cycle and Authorization for the Chairman to Sign the Grant Application Forms
   (Sheree Keeler, Intergovernmental Affairs Director)

9. Request Board Approval to Apply for the Department of Economic Opportunity Community Planning Technical Assistance Grant for a Land Use and Build-Out Assessment
   (Sheree Keeler, Intergovernmental Affairs Director)

10. Request Board Approval to Proceed with the Award of OBBT CEI RFQ 2014-07 and OBBT Construction ITB 2014-08; Authorize the Chairman to Sign Contracts; and, Approval for Staff to Seek Board Ratification of Awards and Execution of Contracts Due to Environmental Permit Expiration Date
    (Sheree Keeler, Intergovernmental Affairs Director)

11. Request Board Acceptance of the FEMA Hazard Mitigation Grant Award for Repairs and Maintenance to Portions of the Wastewater Collection System in Panacea along Surf Road and Mashes Sands and Approval for the Chairman to Sign the Grant Agreement – **This Item has been Tabled to the April 21, 2014 BOCC Meeting**
    (Sheree Keeler, Intergovernmental Affairs Director)

12. Request Board Ratification of an Application to the Florida Fish and Wildlife Conservation Commission (FWC) Florida Boating Improvement Program (FBIP) Grant for a Boating Improvement Project for Waterway Navigational Signage for Shell Point, Spring Creek and Oyster Bay, and Approval of the Required Resolution
(Katie Taff, Procurement & Grants Management Coordinator)

13. Request Board Approval to Schedule and Advertise Public Hearings to Consider an Ordinance Revising Section 6-18, of the Wakulla County Land Development Code Pertaining to Non-Conforming Signs
(Luis Serna, Planning and Community Development Director)

14. Request Board Approval of Release of Lien for Lot 11, Block A of Northwoods Subdivision
(Heather Encinosa, County Attorney)

15. Request Board Approval of a Resolution Replacing and Appointing a Member to the Wakulla County Recreation Advisory Committee
(Jessica Welch, Communications and Public Services Director)

16. Request Board Approval of Southern Concrete Change Order for Additional Hand Rails Installed during the Emergency Repairs to the Wakulla River - Upper Bridge
(Cleve Fleming, Public Works Director)

28. Request Board Consideration and Approval of a Resolution for the Appointment of a New Code Enforcement Board Member
(Jaime Baze, Code Enforcement Office)

Consent Items Pulled for Discussion

(Members requesting further information on items placed under "Consent Agenda," may withdraw those items and place them here, for further discussion).

Planning and Zoning

(*Members will be provided with planning and zoning amendment requests five (5) business days prior to the scheduled meeting. To the maximum extent possible, all support information and documentation for P&Z items shall be made available through a variety of means including the County website that will provide the public with the greatest opportunity to review documentation at the date of advertisement pursuant to Resolution No. 04-43. "In accordance with Sec. 24.01 of County Code, for all quasi-judicial proceedings each Commission member must disclose all contact received from interested parties and/or their representatives, lobbyists, or any other third parties concerning any application and any personal investigation or knowledge being relied upon during the consideration of any quasi-judicial planning and zoning matters".)*

17. Application for Final Plat FP14-01-Chambers Subdivision
(Luis Serna, Planning and Community Development Director)

18. Request Board Approval to File an Application to Close/Abandon a portion of Magnolia Street in Magnolia Gardens Subdivision
(Luis Serna, Planning and Community Development Director)

General Business

(General Business items are items of a general nature that require Board directions or pertain to Board policy

19. Request Board Direction of Application for Forgiveness of Code Enforcement Lien CEB #LR-009
(Jaime Baze, Code Enforcement)

20. Request Board Approval to Consider a Code Lien Reduction and Installment Payment Agreement with the Owner of Property Located on Maido Street, Wakulla Gardens Unit 3, Block 23, Lot 25 (Code Enforcement Board Case No. CE2010-261)
(Jaime Baze, Code Enforcement)

21. Request Board Approval of a Resolution Establishing and Amending Fees for County Parks and Recreational Facilities – **This Item has been Tabled to the April 21, 2014 BOCC Meeting**
(Jessica Welch, Communications and Public Services Director)

22. Request Board Approval to Accept the Department of Environmental Protection (DEP) Recreational Trails Program (RTP) Grant Funds for Walking Trail Improvements and Trail Amenities at Azalea Park
(Katie Taff, Procurement & Grants Management Coordinator)

23. Request Board Ratification to Terminate Negotiating the Transfer of the Housing Choice Voucher (Section 8) Program to the Tallahassee Housing Authority and Retain the Program under Wakulla County
(Luis Serna, Planning and Community Development Director)

29. Request Board Approval of a Legal Services Agreement with Nabors, Giblin & Nickerson, P.A., as Requested by USDA to Proceed with the County's Loan/Grant Application for Improvements to the County's Wastewater Treatment Facilities
(David Edwards, County Administrator)

Commissioner Agenda Items

(Items with supporting documentation shall be provided by a Commissioner to the County Administrator three (3) business days prior to the scheduled meeting. Items that are agendaed by Commissioners and fail to gain approval may not be replaced on the agenda by a Commissioner on the non-prevailing side for a period of six (6) months without approval of the Chairman unless there is substantive new information to present).

24. Commissioner Kessler
    a. Workshop for Wetlands Variance – **This Item has been pulled from the Agenda**

25. Commissioner Merritt
    a. Request Board Approval to Direct Staff to Prepare a Modification to the Family Enclave Policy to Allow the Individual Needing Medical Care to Either be the Owner of the Home or the Person Living in the RV
    b. Close Library Entrance on Hwy 319 - **This Item has been pulled from the Agenda**

26. Commissioner Moore
    a. Request Board Approval to Pursue a Land-to-Land Exchange and Land Purchase with the National Forest Service for a County Recreational Park

County Attorney

(County Attorney items are items of a legal nature that require Board direction or represent general information to Board Members, staff or the public).

27. Request Board Consideration of Code Lien Installment Payment Agreement for Property Located at 76 Whiddon Lake Road - **This Item has been Tabled to the April 21, 2014 BOCC Meeting**

County Administrator

(County Administrator items are items that require Board direction or represent general information to Board Members, staff or the public).

- Update on Department Re-Organization
- FEMA Map Update

Citizens to be Heard

(There is a Three (3) minute time limit; non-discussion by Commission; there shall be no debate and no action by the Commission. Citizens will have the opportunity to speak once under the Citizens to be Heard portion of the agenda which will be at the start or end of each meeting).

Discussion Issues by Commissioners

(The purpose of this section is for Commissioners to request staff action on various issues, including scheduling of a future agenda item for later Board action, based on the approval of a majority of the Board. No assignments or request for agenda items shall be given to the County Administrator or County Attorney without the express approval of the majority of the Board. The Board shall take no policy action without an agenda item unless such is accomplished through a unanimous vote of the Board. The remarks of each Commissioner during his or her "discussion items" shall adhere to Robert Rules of Order, for proper decorum and civility as enforced by the Chairman.

Commissioner Kessler

a. Wetland Setback Property Taking Example - **This has been pulled from the Agenda**

Adjourn

(Any departure from the order of business set forth in the official agenda shall be made only upon majority vote of the members of the Commission present at the meeting)

The next Board of County Commissioners Meeting is scheduled for
Monday, April 21, 2014 at 6:00p.m.

Regular Board Meeting and Holiday Schedule
January 2014 – December 2014

January 2014

S	M	T	W	Th	F	Sa
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February 2014

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March 2014

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April 2014

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May 2014

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June 2014

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July 2014

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September 2014

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November 2014

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December 2014

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Regular Board Meeting
Special Meeting
Holiday
Workshops

PUBLIC NOTICE

2013/2014 Tentative Schedule

All Workshops, Meetings, and Public Hearings are subject to change

All sessions are held in the Commission Chambers, 29 Arran Road, Suite 101, Crawfordville, FL.
Workshops are scheduled as needed.

Month	Day	Time	Meeting Type
April 2014	Monday, 7	5:00 P.M.	Workshop to Discuss Sign Ordinance
	Monday, 7	6:00 P.M.	Regular Board Meeting
	Wednesday, 9	5:30 P.M.	Code Enforcement Meeting
	Monday, 14	7:00 P.M.	Planning Commission Meeting
	Monday, 21	6:00 P.M.	Regular Board Meeting
May 2014	Monday, 5	6:00 P.M.	Regular Board Meeting
	Monday, 12	7:00 P.M.	Planning Commission Meeting
	Wednesday, 14	5:30 P.M.	Code Enforcement Meeting
	Monday, 19	6:00 P.M.	Regular Board Meeting
June 2014	Monday, 2	6:00 P.M	Regular Board Meeting
	Thursday, 5	5:00 P.M.	2nd FY2014/15 Budget Development Workshop
	Monday, 9	7:00 P.M.	Planning Commission Meeting
	Wednesday, 11	5:30 P.M.	Code Enforcement Meeting
	Monday, 16	6:00 P.M.	Regular Board Meeting

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 17, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Heather Encinosa, County Attorney
Subject:	Request Board Approval to Conduct a Public Hearing and Consider Approval of an Ordinance Readopting and Amending Ordinance No.s 10-16 and 13-01 Concerning Wakulla County Wetlands Protections

Statement of Issue:
This agenda item requests the Board to conduct a public hearing and consider approval of an Ordinance (Attachment #1) that will readopt and amend ordinance numbers 10-16 and 13-01 concerning Wakulla County wetlands protections.

Background:
Pursuant to section 6.1 of the Wakulla County Home Rule Charter, electors of the County have the right to initiate the adoption of County Ordinances through a referendum process by acquiring verified signatures from 30% of the registered voters who voted in the last election from each commission district.

Upon the verification of these signatures by the Supervisor of Elections, the Board of County Commissioners must hold a public hearing and vote on the proposed ordinance within sixty (60) days. If the Board fails to adopt the Ordinance, it shall then call a referendum on the proposed ordinance to be voted on the next general election ballot that is at least 45 days after the adoption of the resolution.

On February 27, 2014, the Supervisor of Elections certified to the County that a group of citizens organized as the Wakulla Wetlands Alliance had met the signature requirements of section 6.1 of the charter to place an ordinance on the next succeeding general election concerning local control and protection for Wakulla County wetlands.

Analysis:
As required by Section 6.1 of the charter, the attached Ordinance proposed by the Wakulla Wetlands Alliance has been advertised for a public hearing. The Board should conduct the public hearing and vote on the attached ordinance.

If the Board votes against adopting this Ordinance, staff will bring a Resolution to the Board at the next meeting for certification of the ordinance question for referendum.

Budgetary Impact:
The budgetary impact to the County will be the cost of placing the Ordinance in the Wakulla County Code through Muni Code at $19.50 per page for a total of $58.50.

Options:
1. Approve to Conduct the Public Hearing and Approve the Ordinance Readopting and Amending Ordinance No.s 10-16 and 13-01 Concerning Wakulla County Wetlands Protections.
2. Approve to Conduct the Public Hearing and Do Not Approve the Ordinance Readopting and Amending Ordinance No.s 10-16 and 13-01 Concerning Wakulla County Wetlands Protections.
3. Board Direction.

Recommendation
Options #1.

Attachments:
1. Proposed Ordinance

ORDINANCE NO._____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA, AMENDING ORDINANCE NO.S 10-16 AND 13-01, AS CODIFIED IN CHAPTER 32 OF THE WAKULLA COUNTY CODE, REGARDING WETLANDS PROTECTION; ADDING ADDITIONAL PROVISIONS CONCERNING MODIFICATION AND REPEAL OF ORDINANCE NO.S 10-16 AND 13-01; ADDING ADDITIONAL PROVISIONS CONCERNING THE EFFECTIVE DATE; PROVIDING FOR CODIFICATION IN THE CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 6.1 of the Wakulla County Home Rule Charter grants the electors of Wakulla County the right to initiate county ordinances in order to establish new legislation that is not in conflict with the State Constitution, general law or the Charter, and to amend or repeal existing ordinances when such amendments or repeal are not in conflict with the State Constitution or general law, upon petition signed by a number at least equal to thirty percent of electors qualified to vote in the last preceding general election in each commission district; and

WHEREAS, a group of citizens organized as the Wakulla Wetlands Alliance initiated a petition process to ensure local control and protection for Wakulla County wetlands by adopting Wakulla County's current wetlands ordinance and adding additional restrictions on the ability to modify or repeal this ordinance; and

WHEREAS, the Wakulla Wetlands Alliance also proposes to add a provision modifying the effective date of the amended ordinance; and

WHEREAS, on February 27, 2014, the Supervisor of Elections verified to the Board of County Commissioners that the Wakulla Wetlands Alliance had met the verified signature requirement of the charter to place the proposed ordinance on the ballot; and

WHEREAS, Section 6.1 of the Charter requires the Board of County Commissioners to notice and hold a public hearing within sixty (60) of the Supervisor of Election's signature verification and vote on the proposed ordinance; and

WHEREAS, this ordinance has been noticed for public hearing as required by law.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Wakulla County, Florida, that:

SECTION 1. RECITALS. The above recitals are true and correct and are hereby incorporated herein by reference.

SECTION 2. READOPTION OF EXISTING ORDINANCES. Wakulla County Ordinance No.s 10-16 and 13-01, as codified in Chapter 32 of the Wakulla County Code of Ordinances, are hereby readopted and confirmed.

SECTION 3. AMENDMENT OF ORDINANCE NO.S 10-16 AND 13-01. Wakulla County Ordinance No.s 10-16 and 13-01, as codified in Chapter 32 of the Wakulla County Code of Ordinances, are hereby amended to add the following provisions:

> **ORDINANCE MODIFICATION OR REPEAL.** This Ordinance may only be modified or repealed by a referendum of the voters in Wakulla County, as provided for in the Wakulla County Charter, or by a unanimous vote of all five Wakulla County Commissioners at a legally called Wakulla County Commission meeting.
>
> **EFFECTIVE DATE.** This ordinance as amended shall take effect immediately after passage.

SECTION 4. CODIFICATION IN THE CODE OF ORDINANCES. It is the intention of the Board, and it is hereby ordained that the provisions of this Ordinance

shall become and be made a part of the Wakulla County Code of Ordinances, and that the sections of this Ordinance may be renumbered to accomplish such intent.

SECTION 5. SEVERABILITY. Should any section or provision of this Ordinance or any portion thereof, or any paragraph, sentence, or word be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder hereof other than the part declared to be invalid.

SECTION 6. EFFECTIVE DATE. A certified copy of this Ordinance shall be filed with the Department of State within ten (10) days after its enactment by the Board and shall be effective upon filing with the Department of State.

DONE AND ADOPTED in Wakulla County, Florida, by a vote of _____ to ____ this _____ day of _____, 2014.

BOARD OF COUNTY COMMISSIONERS
OF WAKULLA COUNTY, FLORIDA

_____
RICHARD HARDEN, Chairman

ATTEST:

_____
BRENT X. THURMOND, Ex Officio
Clerk to the Board

APPROVED AS TO FORM:

_____
Heather Encinosa, Esq.
County Attorney

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 21, 2014
To:	Honorable Chairman and Members of the Board
From:	Brent X. Thurmond, Clerk of Court
Subject:	Approval of Minutes from the March 17, 2014 Regular Board Meeting

Statement of Issue:
This agenda item requests Board approval of the minutes of the March 17, 2014 Regular Board Meeting (Attachment #1).

Options:
1. Approve the minutes of the March 17, 2014 Regular Board Meeting.
2. Do not approve minutes of the March 17, 2014 Regular Board Meeting.
3. Board direction.

Recommendation:
Option #1

Attachment(s)
1. Draft of Minutes – March 17, 2014 Regular Board Meeting.

BOARD OF COUNTY COMMISSIONERS
REGULAR BOARD MEETING
MONDAY, MARCH 17, 2014

The Board of County Commissioners in and for Wakulla County, Florida, met for a Regular Scheduled Board Meeting on Monday, March 17, 2014 with Chairman Richard Harden presiding. Present were Commissioners Ralph Thomas, Howard Kessler, Jerry Moore, and Randy Merritt. Also, present were County Administrator David Edwards, County Attorney Heather Encinosa and Deputy Clerk Evelyn Evans

Invocation and Pledge provided by Commissioner Ralph Thomas

APPROVAL OF AGENDA
Commissioner Merritt moved to approve the Agenda with the following changes/modifications:
Commissioner Kessler – requests to add and item under Awards and Presentations
Second by Commissioner Thomas and the motion carried unanimously, 5/0.

CITIZENS TO BE HEARD
(CD6:01) 1. Eugene Watkins – Property rights and takings as it is applied to the Wetlands Ordinance a lot and he is curious as to why property rights and takings is not applied to zoning laws that are in effect

(CD6:02) 2. Hugh Taylor – Film by Victor Nunez "Flash of Green" at the Wakulla County Library on March 30th from 2:00 p.m. to 5:00 p.m.

(CD6:06) 3. Steve Cushman, President of Keep Wakulla County Beautiful – March 22nd is Hazardous Waste Day, March 25th Green drinks friend raiser at Wakulla Springs, April 19th partnering with Comcast for Care Days at Historic Courthouse in Crawfordville, and soliciting support for John Ferrell, Jr. property that a contract was signed today under Aquatic Science Association with the intent to turn this property into a County Park

(CD6:10) 4. Charles Hickman – Conduct of the Board

AWARDS AND PRESENTATIONS
(CD6:13) Screening of Victor Nunez' film at the Wakulla County Library – "Flash of Green" on March 30th from 2:00 p.m. to 5:00 p.m.

CONSENT AGENDA
(CD6:15) Commissioner Merritt moved to approve the Consent Agenda, second by Commissioner Thomas and the motion carried unanimously, 5/0.
1. Approval of Minutes from the February 18, 2014 Regular Board Meeting
Approve – minutes from the February 18, 2014 Regular Board Meeting

2. Approval of Minutes from the March 3, 2014 Budget Development Workshop
Approve – minutes from the March 3, 2014 Budget Development Workshop

3. Approval of Bills and Vouchers Submitted for February 27, 2014 through March 12, 2014
Approve – Bills and Vouchers submitted from February 27, 2014 through March 12, 2014

4. Request Board Approval of a Resolution Replacing and Appointing One Member to the Recreation Advisory Committee
Approve – Resolution replacing and appointing a Member to the Recreation Advisory Committee

5. Request Board Approval of a Resolution Replacing and Appointing a Member to the Wakulla County Historical Preservation Committee
Approve – Resolution replacing and appointing a Member to the Historic Preservation Committee

6. Request Board Approval of a Resolution Replacing and Appointing a Member to the Wakulla County Charter Review Commission
Approve – Resolution replacing and appointing a Member to the Wakulla County Charter Review Commission

7. Request Board Approval of Disposal of County Property
Approve – disposal of County property

8. Request Board Approval of Second Amendment to Extend Contract for the Assessment and Management Services for State Housing Initiative Partnership (SHIP) with Government Services Group, Inc. (formerly Meridian Community Services Group, Inc.) through April 1, 2016 and Amend Contractor's Business Name
Approve – the Second Amendment to Extend the Contract for the Assessment and Management Services of the State Housing Initiative Partnership (SHIP) Program with Government Services Group, Inc. through April 1, 2016 and Amend Contractor's Business Name

15. Request Board Approval to Award SHIP Housing Rehabilitation ITB #2014-06 to the Lowest Responsive Bidder(s) and Authorize the Chairman to Execute Contract(s)
Approve – award of bids to the Recommended Contractors under SHIP ITB #2014-06 in accordance with the Bid Tabulation Sheet and authorize the negotiation of contracts

CONSENT ITEMS PULLED FOR DISCUSSION

GENERAL BUSINESS
(CD6:15) 9. Request Board Direction Relating to Transfer of Ownership of Property Located at 28 Pam Drive, Crawfordville
Commissioner Merritt moved to contract with a vendor to bring the Property into compliance and assess such costs against the property pursuant to Chapter 15 of the Code. Second by Commissioner Kessler and the motion carried unanimously, 5/0.

(CD6:19) 10. Request Board Approval of change Order 3 to Sperry and Associates, Inc. for Additional Required Work and Modifications to the WCSO Annex
Commissioner Thomas moved to approve Change Order No. 3 to Sperry and Associates, Inc. for additional required work and modifications in the amount of $13,284.00. Second by Commissioner Merritt and the motion carried unanimously, 5/0.

(CD6:20) 11. Request Board Consideration and Approval of Legal Services for the Wakulla County Charter Review Commission
Commissioner Merritt moved to approve Pennington Law Firm to represent the Charter Review Commission, authorize the Chairman to execute the proposal, and set the Commission's FY13/14 legal budget at $5,400.00. Second by Commissioner Thomas with Commissioners Thomas, Harden, Moore, and Merritt in favor, Commissioner Kessler opposed, motion carried, 4/1.

(CD6:29) 12. Request Board Approval to Waive the Purchasing Policy and Approval to Purchase Two HVAC Units for the Community Center
Commissioner Moore moved to approve to waive the Purchasing Policy and approval to purchase two HVAC units from Keith Key Heating and Air, Inc. in the amount of $33,084.00. Second by Commissioner Moore and the motion carried unanimously, 5/0.

COMMISSIONER AGENDA ITEMS

COMMISSIONER MERRITT
(CD6:30) 13a. Request Board Approval to Change Speed Limits on Two Roads as Directed by Community Traffic Safety Team
Commissioner Merritt moved to approve to change the posted speed limit on Emmett Whaley Road from 25 MPH to 35 MPH and Wakulla Arran Road from Cajer Posey Road to Spring Creek Highway from 35 MPH to 45 MPH. Second by Commissioner Thomas and the motion carried unanimously, 5/0.

COMMISSIONER KESSLER
(CD6:37) 14 a. Public Hearing and Possible Resolution Regarding Local Wetlands Protection Ballot Initiative
Commissioner Kessler moved to advertise a Public Hearing to vote on the proposed Ordinance as required in Ordinance 2008-14 of the Wakulla County Charter. Second by Commissioner Merritt and the motion carried unanimously, 5/0.

COUNTY ATTORNEY - 0

COUNTY ADMINISTRATOR
(CD6:50) Welcome Center closing for 3 weeks, effective Friday for repairs

(CD6:50) Wednesday, March 26, 2014 at 4:30 p.m., Small County Coalition Meeting, dinner to follow

(CD6:51) Gulf Consortium Meeting on Wednesday, March 26, 2014

Ethics Class for Commissioners next week through Florida Association of Counties. Check with Commission on Ethics to see if this is available on line.

CITIZENS TO BE HEARD
(CD6:53) 1. Chuck Hess – Spending money on Charter; Roads and speed limits

DISCUSSION ISSUES BY COMMISSIONERS
(CD6:54) COMMISSIONER MERRITT
1. Public apology to Chairman Harden regarding last meeting. He should have asked to move his item to discussion items

2. Transportation – get rid of concurrency and go to Transportation Mobility Fee – future Agenda item

3. Wetlands – Presented a big screen view of a property outline that showed a large piece of land on the Wakulla River that the owner bought in the 80's. There was a small piece of the land highlighted that showed what the property owner is allowed to build on under the current law. As the law stands right now there is no variance procedure.

(CD7:40) COMMISSIONER HARDEN
1. Debris removal from property – green waste can be taken to the landfill and the fee is $65.00 per ton

2. Waste Pro Trucks and School buses on dirt roads – these are private roads and the County does not maintain them. The homeowners or their association would have to make the needed repair to the roads.

(CD7:49) COMMISSIONER THOMAS
1. Provided an update on the Community Center. A Grand Opening is scheduled for April 11, 2014 from 4:00 p.m. to 7:00 p.m. The Community Center information is now linked to the County Commission website at www.mywakulla.com

(CD7:52) COMMISSIONER KESSLER
1. Lift Station at Hickory Park – 5 year Master Plan with a fix estimate of $300,000.00. This lift station is going to be upgraded to a triplex station

2. Information to come back regarding Harley Davidson Road

There being no further business to come before the Board, Commissioner Merritt moved to adjourn; second by Commissioner Thomas and the motion carried unanimously, 5/0.

The meeting concluded at 8:05 p.m.

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 21, 2014
To:	Honorable Chairman and Members of the Board
From:	Brent X. Thurmond, Clerk of Court
Subject:	Approval of Minutes from the March 17, 2014 Workshop to Discuss Road Paving, Striping and Resurfacing Projects

Statement of Issue:
This agenda item requests Board approval of the minutes of the March 17, 2014 Workshop to Discuss Road Paving, Striping and Resurfacing Projects.

Options:
1. Approve the minutes of the March 17, 2014 Workshop to Discuss Road Paving, Striping and Resurfacing Projects.
2. Do not approve minutes of the March 17, 2014 Workshop to Discuss Road Paving, Striping and Resurfacing Projects.
3. Board direction.

Recommendation:
Option #1

Attachment(s)
1. Draft of Minutes – March 17, 2014 Workshop to Discuss Road Paving, Striping and Resurfacing Projects

BOARD OF COUNTY COMMISSIONERS
WORKSHOP: ROAD PAVING, RESURFACING, STRIPING
MONDAY, MARCH 17, 2014

The Board of County Commissioners in and for Wakulla County, Florida, met for a Scheduled Workshop on Monday, March 17, 2014 with Chairman Richard Harden presiding. Present were Commissioners Ralph Thomas, Howard Kessler, Jerry Moore, and Randy Merritt. Also, present were County Administrator David Edwards, County Attorney Heather Encinosa and Deputy Clerk Evelyn Evans

4:00 p.m. Chairman Harden called the Workshop to order.

This Workshop is intended to allow review and discussion of potential road paving, resurfacing, and striping projects.

The 2013/3014 budget includes $300,000 for paving and $100,000 for striping. There is also $104,000 in Road Impact Fees.

Public Works Director Cleve Fleming would like to use the paving and striping money and concentrate on striping as many roads as possible as this is a safety concern. After discussion, the general consensus of the Board was to combine the monies ($300,000 & $100,000) for this purpose. Mr. Fleming will provide a list of roads for the re-striping and determine the best roads for this project.

There was a lot of discussion regarding the paving of Wakulla Gardens. It would cost at least 1.5 million dollars to pave of the roads in the Gardens.

There were some citizens present to express concerns about the roads they live on and they would like to see them paved. There are many roads that need attention, but not enough money to do the projects.

Public Works Director Cleve Fleming spoke about using the Impact Fee Money of $104,000 to go towards the resurfacing of Trice Lane & Wakulla Arran Roads. Preble Rish is in the process of preparing bid documents and they want to also prepare an alternate to the bid documents and bring the information back as an Agenda item.

FY2019 SCRAP/SCOP Projects – The request was to submit Smith Creek Highway (375) in phases to FDOT.

There being no further business to come before the Board, the meeting was adjourned by order of the Chair at 5:23 p.m.

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 21, 2014
To:	Honorable Chairman and Members of the Board
From:	Brent X. Thurmond, Clerk of Court
Subject:	Approval for Payment of Bills and Vouchers Submitted for March 12, 2014 through April 2, 2014

Statement of Issue:
This agenda item requests Board approval for payment of bills and vouchers submitted for March 12, 2014 through April 2, 2014.

Background:
It is the policy of the Board to pre-approve payment of bills and vouchers prior to the release of funds.

Options:
1. Approve payment of bills and vouchers submitted for March 12, 2014 through April 2, 2014.
2. Do not Approve payment of bills and vouchers March 12, 2014 through April 2, 2014.
3. Board direction.

Recommendation:
Option #1

Attachment(s)
Statement of bills and vouchers submitted for March 12, 2014 through April 2, 2014.

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 21, 2014
To:	Honorable Chairman and Members of the Board
From:	Commissioner Richard Harden
Subject:	Request Board Approval of a Proclamation Declaring April 21, 2014 to be *PowerTalk 21*® day

Statement of Issue:
This agenda item requests Board approval of a Proclamation Declaring April 21, 2014 to be *PowerTalk 21*® day.

Background:
Wakulla County recognizes the importance of parents talking with their teens about alcohol. High school students who use alcohol or other substances are five times more likely to drop out of school or believe good grades are not important and teen alcohol use kills 4,700 people each year. In 2014, MADD (Mothers Against Drunk Driving) will kick off "21 Days in Support of 21," beginning on April 1st and culminating on PowerTalk 21 on April 21st, in order to create a sustained and prolonged national conversation about underage drinking.

Analysis:
The proclamation is an acknowledgement that *PowerTalk 21*® day is established on April 21, 2014, to encourage parents and caregivers to embrace their important role in influencing America's youth and their decisions about drinking alcohol.

Budgetary Impact:
None.

Options:
1. Approve the Proclamation Declaring April 21, 2014 to be *PowerTalk 21*® day.
2. Do not approve the Proclamation Declaring April 21, 2014 to be *PowerTalk 21*® day.
3. Board direction.

Recommendation:
Option #1

Attachment(s)

1. Proclamation Declaring April 21, 2014 to be *PowerTalk 21*® day

WAKULLA COUNTY PROCLAMATION

WHEREAS Wakulla County recognizes the importance of parents talking with their teens about alcohol; and

WHEREAS, high school students who use alcohol or other substances are five times more likely to drop out of school or believe good grades are not important; and

WHEREAS, teen alcohol use kills 4,700 people each year, more than all other illegal drugs combined; and

WHEREAS, the majority of kids say their parents are their primary influence when it comes to decisions about drinking alcohol; and

WHEREAS, *PowerTalk 21*® day is established on April 21, 2014, to encourage parents and caregivers to embrace their important role in influencing America's youth and their decisions about drinking alcohol; and

WHEREAS, in 2014, MADD will kick off "21 Days in Support of 21," beginning on April 1st and culminating on PowerTalk 21 on April 21st, in order to create a sustained and prolonged national conversation about underage drinking; and

WHEREAS, to equip parents to talk with their teens about alcohol, Mothers Against Drunk Driving® (MADD) Northwest Florida on April 21st will offer a free community parent workshop to give parents the tools in a parent handbook to effectively talk to their teens about alcohol; and

WHEREAS, these local parent workshops, also replicated across the country, will offer parents a research-based parent handbook to help them talk with their teens about alcohol and encourage adults to consider creating a safer community by becoming involved in reducing underage drinking; and

WHEREAS, we urge all citizens to join in the local and national efforts to raise awareness of the importance of parents and teens talking together about alcohol in order to reduce the risks and dangers posed to teens and communities; and

NOW, THEREFORE, do we, Board of County Commissioners of Wakulla County, Crawfordville, Florida, do hereby proclaim Monday, April 21st to be: ***PowerTalk 21® Day***

PASSED AND ADOPTED by the Board of County Commissioners of Wakulla County, Florida this _____ day of April 2014.

BOARD OF COUNTY COMMISSIONERS
WAKULLA COUNTY, FLORIDA

_____
RICHARD HARDEN, Chairman

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 18, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Brandy Price, Budget Coordinator/Fixed Asset Officer
Subject:	Request Board Approval of the Disposal of County Property

Statement of Issue:
This agenda item requests Board approval of the Disposal of County Property that is included in Wakulla County's asset inventory, and contained in Attachment #1.

Background:
On February 4, 2013, the Board adopted Wakulla County Fixed Asset Policy #13-01. The primary goal of the policy was to establish guidelines regarding the management of County property in compliance with Florida Statutes, Chapter 274 and the Florida Administrative Code, Chapter 69I-73.

Analysis:
Pursuant to Chapter 274 of Florida Statutes, authority for the disposal of property shall be recorded in the minutes of the governmental unit and the following information shall be recorded on the individual property record by the Fixed Asset Officer: date of disposition, authority for disposition, manner of disposition and identity of employee(s) witnessing disposition.

Approval of this agenda item ensures compliance with all applicable Florida Statutes, Rules of the Florida Administrative Code and Wakulla County Fixed Asset Policy #13-01.

Budgetary Impact:
Disposal of these items will be at no charge to the County. Items that are scheduled for auction will be posted with Public Surplus Government Auctions and will generate revenue to be determined at time each individual auction closes. Any fees charged by the auction service (5% selling price per item) will be deducted from the total payment owed to the County. Any revenue generated will be credited back to the custodial department of the County Property.

Options
1. Approve the Disposal of County Property.
2. Do not approve the Disposal of County Property.
3. Board Direction.

Recommendation:
Option #1

Attachments:
1. Property for Disposal
2. WC3274 Photo
3. WC4638 Photo
4. WC5153 Photo

WAKULLA COUNTY

Wakulla County Board of County Commissioners
Fixed Asset Form

Action Information:	Purchase	Transfer	Disposal	Surplus
			X	

Fixed Asset Number: WC3274

Employee Name: Debbie Dubose

Department: Administration

Date of Purchase: 7-1-2006

Purchase Amount: $1,955.00

Date of Transfer:

Vendor: Inspired Technologies

Date of Disposition: 3-18-14

Vendor ID # 2005150

Transferred to Department:

Custodian: Katie Taff

~~Added to~~ disposed from WASP Database: 3-18-14

By: Brandy Raye Price

Item Information:

Item Discription: laptop computer

Serial Number: 6DVL4D1

Manufacturer/Model Number: Dell Inspiron 1501

Condition of Item: deemed surplus by Inspired Technologies

Miscellaneous Notes: on 4.7.14 agenda for approval disposal - auction

Supervisor Signature: _____ Date _____

Fixed Asset Officer Signature: Brandy Raye Price Date 3-18-14

**Please attach a copy of the invoice to this form*

Transaction Dispose Report

Wakulla County

Date Disposed: 3/18/2014 **User Name:** Price, Brandy

Asset Tag	Description	Serial No	Purchase Cost	Purchase Date	Total Depreciation	Book Value	Reason
WC3274	laptop computer: Computer	6DVL4D1	$2,000.00	7/1/2006			Other
	On 4.7.14 agenda for approval disposal - recycle						

WAKULLA COUNTY

Wakulla County Board of County Commissioners
Fixed Asset Form

Action Information:	Purchase	Transfer	Disposal	Surplus
			X	

Fixed Asset Number: WC4638

Employee Name: Debbie Dubose

Department: Public Safety

Date of Purchase: _____

Purchase Amount: $1,200.00

Date of Transfer: _____

Vendor: unknown

Date of Disposition: 3-18-14

Vendor ID # unknown

Transferred to Department: _____

Custodian: Colleen Skipper-Mitchell

~~Added to WASP Database:~~ disposed from 3-18-14 → By: Brandy Raye Price

Item Information:

Item Discription: desktop computer

Serial Number: 2DY9YC1

Manufacturer/Model Number: Dell Optiplex 320

Condition of Item: deemed surplus by Inspired Technologies

Miscellaneous Notes: on 4.7.14 agenda for disposal approval - auction

Supervisor Signature: _____ Date _____

Fixed Asset Officer Signature: Brandy Raye Price Date 3-18-14

**Please attach a copy of the invoice to this form*

Transaction Dispose Report

Wakulla County

Date Disposed: 3/18/2014 **User Name:** Price, Brandy

Asset Tag	Description	Serial No	Purchase Cost	Purchase Date	Total Depreciation	Book Value	Reason
WC4638	desktop computer: Computer	2DY9YC1	$1,200.00				Other
	On 4.7.14 agenda for disposal approval - recycle						

WAKULLA COUNTY

Wakulla County Board of County Commissioners
Fixed Asset Form

Action Information:	Purchase	Transfer	Disposal	Surplus
			X	

Fixed Asset Number: WC5153

Employee Name: Debbie Dubose

Department: Tourism Development

Date of Purchase: 7-31-2009

Purchase Amount: $1,955.24

Date of Transfer:

Vendor: Inspired Technologies

Date of Disposition: 3-18-14

Vendor ID # 2005150

Transferred to Department:

Custodian: Virginia Dekle

~~Added to~~ disposed from WASP Database: 3-18-14 → By: Brandy Raye Price

Item Information:

Item Discription: laptop computer

Serial Number: 4QHDKK1

Manufacturer/Model Number: Dell Latitude E5500

Condition of Item: deemed surplus by Inspired Technologies

Miscellaneous Notes: on 4.7.14 agenda for disposal approval - auction

Supervisor Signature: Brandy Raye Price Date

Fixed Asset Officer Signature: Brandy Raye Price Date 3-18-14

**Please attach a copy of the invoice to this form*

Transaction Dispose Report

Wakulla County

Date Disposed: 3/18/2014 **User Name:** Price, Brandy

Asset Tag	Description	Serial No	Purchase Cost	Purchase Date	Total Depreciation	Book Value	Reason
WC5153	laptop computer: Computer	4QHDKK1	$1,955.24	7/31/2009			Other
	On 4.7.14 agenda for disposal approval - recycle						

ANATEL 0979-05-1869

(01)07898349891747

DPC Dell LBL P/N NF208 A01

馬來西亞製造

DPC

SERVICE TAG 6DVL4D1 EXPRESS SE

Property of Wakulla County

WC4638

WWW.DELL.COM

Service Tag: 2DY9YC1

Express Service Code: 5197196305

10308436561

SERVICE TAG(S/N): 4QHDKK1 EXPRESS SERVICE C

Covered by one or more of the following U.S Patents:
6836549, 6381747, 7050698, 6516132, 5583936, and 5315448.

马来西亚制
馬來西亞製
MADE IN MALAY

DPC

DPN: T991C A00

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	April 1, 2014
To:	Honorable Chairman and Members of the Board
From:	Bruce Ashley, Wakulla County Sheriff's Office
Subject:	Request Board Approval of Temporary Road Closing for the Blue Crab Festival Parade on Saturday May 3, 2014

Statement of Issue:
This agenda item requests Board approval to temporary close Hwy. 98 in Panacea from Jer-be-lou Road to Rock Landing and Clark Drive on May 3, 2014 from 10:00a.m. – 11:30a.m. for the Blue Crab Festival Parade.

Background:
Historically, the Board has approved the application to close Highway 98 for the Blue Crab Festival Parade.

Analysis:
This is the 40th Annual Blue Crab Festival and the parade is a major part of this celebration; approving the temporary road closing will allow the parade to conclude.

Budgetary Impact:
None.

Options:
1. Approve temporary road closure for Blue Crab Festival Parade on May 3, 2014.
2. Do not approve temporary road closure for Blue Crab Festival Parade on May 3, 2014.
3. Board direction.

Recommendation:
Option #1

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 31, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Sheree T. Keeler, Director of Intergovernmental Affairs, Procurement and Grants
Subject:	Request Board Approval of a Resolution for the Submission of Applications to the Capital Regional Transportation Planning Agency (CRTPA) Transportation Alternative Program (TAP) Grant, 2014 Cycle and Authorization for the Chairman to Sign the Grant Application Forms

Statement of Issue:
This agenda item requests Board approval of a Resolution (Attachment #1) for the submission of applications to the CRTPA TAP Grant, 2014 cycle and, authorization for the Chairman to sign the grant application forms.

Background:
In odd number years the CRTPA accepts grant applications from local governments for projects eligible for funding from the Transportation Alternative Program, also known as MAP-21 federal funds. This is a cost reimbursement grant, awarded on a scoring system and, while local match is not required, it is highly encouraged. These grants are funded from federal dollars and the local government, sub-contractors (i.e., employees and services provided through contracts), expenditures and procurements are subject to federal and state laws.

Eligible projects are considered those that address the goals of:

- Section 339.175, Florida Statutes, which is to serve the mobility needs of people while minimizing transportation related to fuel consumption and air pollution;
- The Center for Disease Control (CDC) to encourage people to walk for fitness, transportation and fun; and,
- MAP-21, Moving Ahead for Progress in the 21st Century, addressing growing concerns about air quality, open space, and traffic congestion; and,
- TAP to strengthen the cultural, aesthetic, and environmental aspect of the Nation's intermodal transportation system.

Funds for eligible projects may be used for:

- Construction, planning, and design of on-road and off road trail facilities for pedestrian, bicyclists, and other non-motorized forms of transportation.

- Construction, planning and design of infrastructure-related projects and systems that will provide safe routes for non-drivers, including children, older adults, and individuals with disabilities to access daily needs.
- Conversion and use of abandoned railroad corridors for trails for pedestrians, bicyclists, or other non-motorized transportation users.
- Construction of turnouts, overlooks, and viewing areas.
- Community improvement activities, including:
    - Inventory, control, or removal of outdoor advertising;
    - Historic preservation and rehabilitation of historic transportation facilities;
    - Vegetation management practices in transportation rights-of way to improve roadway safety, prevent against invasive species, and provide erosion control; and,
    - Archaeological activities relating to impacts from implementation of a transportation project eligible under 23 USC.
- Any environmental mitigation activity, including pollution prevention and pollution abatement activities and mitigation to:
    - Address stormwater management, control, and water pollution prevention or
    - Abatement related to highway construction or due to highway runoff; or
    - Reduce vehicle-caused wildlife mortality or to restore and maintain connectivity among terrestrial or aquatic habitats.

The TAP grant program is a highly competitive program and Wakulla County is competing against all of the counties under the CRTPA and the FDOT District 3 as a whole. Grant applications are due to the CRTPA by April 18, 2014. Grant award dates are unknown at this time.

Analysis:

Staff have reviewed the grant guidelines, current County needs and the projects included in the approved County or Regional plans (i.e., approved Bike/Ped Plan, Adopted Infrastructure Plan, CS2S Loop), and recommends that a grant application be submitted for three (3) projects in the Panacea area. One application could be for a sidewalk along U.S. 98 in the Panacea community (priority #1); one for a sidewalk from U.S. 98 to Wooley Park (priority #2); and one for a sidewalk from U.S 98 to approximately Otter Lake (priority #3). At this time, specifics of each project are being researched to complete the grant applications (i.e., length, width, exact beginning and ending points, cost estimates, material, utilities, easements, right of way ownership, etc.).

Staff is requesting BOCC approval of the attached Resolution (Attachment #1) required to make application, approval of the recommended projects, and authorization for the Chairman to sign grant application forms.

Budgetary Impact:

None at this time.

Options:

1. Approve the attached Resolution, the recommended projects, and authorize the Chairman to sign the grant application forms.
2. Do not approve the attached Resolution or the recommended projects, and do not authorize the Chairman to sign the grant application forms.
3. Board Direction.

Attachment(s):

#1 Resolution
#2 Blank Grant Application
#3 Scoring Criteria

RESOLUTION #2014-_____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA TO CONTINUE TO SUPPORT DESIGN AND CONSTRUCTION OF SIDEWALKS AND MULI-USE PAVED PATHS WITH TRANSPORTATION ALTERNATIVE PROGRAM FUNDING; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, walking helps meet the goals of section 339.175, Florida Statutes, Metropolitan Planning Organization, to serve the mobility needs of people while minimizing transportation related fuel consumption and air pollution; and

WHEREAS, the Center for Disease Control (CDC) encourages people to walk for fitness, transportation and fund; and

WHEREAS, MAP-21, the Moving Ahead for Progress in the 21s Century Act (P.L. 112-14), was signed into law by President Obama on July 6, 2012, to address growing concerns about air quality, open space, and traffic congestion. The Transportation Alternative Program (TAP) strengthens the cultural, aesthetic, and environmental aspects of the Nation's intermodal transportation system; and,

WHEREAS, this support is consistent with the Capital Regional Transportation Planning Agency (CRPTA), FDOT, CDC and MAP-21 policies supporting alternative means of transportation.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Wakulla County that they support the design, permitting and construction of sidewalks and multi-use paved paths in the Panacea area in 2014.

Section 1: RECITALS. The above recitals are true and correct and are hereby incorporated by herein by reference.

Section 2. EFFECTIVE DATE: This **RESOLUTION** shall become effective upon its approval.

DONE AND ADOPTED in Wakulla County, Florida by a vote of ____ to ___ this _____ Day of _____, 2014.

BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA

_____

RICHAD HARDEN, CHAIRMAN

ATTEST:

_____

BRENT X. THURMOND, Ex Officio
Clerk to the Board

APPROVED AS TO FORM:

_____

Heather J. Encinosa, Esq.
County Attorney

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

DISTRICT 3 APPLICATION
TRANSPORTATION ALTERNATIVE PROGRAM PROJECTS

Date: _____ **TPO (If Applicable):** _____

Project Title: Brief, Concise, reflect location & work

Project Sponsor _____

According to 23 USC 213(c)(4)(B) a project sponsor may be a local government; regional transportation authority; transit agency; natural resource or public land agency; school district, local education agency, or school; tribal government; or other local or regional governmental entity with responsibility for oversight of transportation or recreational trails (other than a metropolitan planning organization or a state agency) that the State determines to be eligible, consistent with the goals of subsection (c) of section 213 of title 23.

Contact _____ Title _____

Address _____

Phone _____ Fax _____

e-mail address: _____

Priority (relative to other applications submitted by the Project Sponsor). _____

Name of Applicant (If other than Project Sponsor): _____

1. Qualifying Transportation Alternatives Activities:
Check the Transportation Alternatives Program (TAP) activity that the proposed project will address. **(NOTE: Checking all activities possible does not ensure or increase eligibility. Each activity checked must meet all criteria required by FHWA and for that specific activity (if included) in *Appendix A of FDOT Procedure #525-030-300, Transportation Enhancement Projects*).**

_____ Construction, Planning, and Design of on-road and off-road trail facilities for pedestrians, bicyclists, and other non-motorized forms of transportation including sidewalks, bicycle infrastructure, pedestrian and bicycle signals, traffic calming techniques, lighting and other safety-related infrastructure, and transportation projects to achieve compliance with the Americans with Disabilities Act of 1990

_____ Construction, planning, and design of infrastructure-related projects and systems that will provide safe routes for non-drivers, including children, older adults, and individuals with disabilities to access daily needs

_____ Conversion and use of abandoned railroad corridors for trails for pedestrians, bicyclists, or other non-motorized transportation users

_____ Construction of turnouts, overlooks, and viewing areas

_____ Community improvement activities, including:
- Inventory, control, or removal of outdoor advertising;
- Historic preservation and rehabilitation of historic transportation facilities;
- Vegetation management practices in transportation rights-of-way to improve roadway safety, prevent against invasive species, and provide erosion control; and
- Archaeological activities relating to impacts from implementation of a transportation project eligible under 23 USC.

_____ Any environmental mitigation activity, including pollution prevention and pollution abatement activities and mitigation to:
- Address storm water management, control, and water pollution prevention or abatement related to highway construction or due to highway runoff including activities described in 23 USC 133(b)(11), 328(a) and 329; or
- Reduce vehicle-caused wildlife mortality or to restore and maintain connectivity among terrestrial or aquatic habitats.

_____ The Recreational Trails Program under 23 USC 206 – Contact Alexandra Weiss at Department Of Environmental Protection, Office of Greenways and Trails (850) 245-2052, toll-free at 1-877-822-5208, or email Alexandra.Weiss@dep.state.fl.us

_____ Safe Routes to School Projects – A separate application (FDOT Form # 500-000-30) must be submitted. This form may be accessed at: http://www2.dot.state.fl.us/proceduraldocuments/forms/ByNumber.asp?index=5 Contact Victoria Wilson at (850) 330-1279 for further information.

_____ Planning, designing, or constructing boulevards and other roadways largely in the right-of-way of former Interstate System routes or other divided highways.

* Need to make visit visit and take pictures.

2. Project Description:

Use additional sheets as necessary to respond to the following:

(a) Provide a clear and concise detailed description of the Transportation Alternatives project. For sidewalks and multi-use paths, include the preferred width and construction material, (i.e. concrete or asphalt surface). If the project is located parallel to a roadway include which side of roadway is proposed for the construction, and note any unique or special features that may be necessary which have been identified (such as boardwalks, bridges, drainage, guardrail, etc.).

* (b) What type of work is being proposed? (Check all that apply)

* If project is selected for inclusion in 5-year work program - funding is contingent upon when FDOT receives FHWA funds - and previously approved projects are funded it could take 4th or 5th year before construction funds are allocated -

_____ Planning Activities

_____ Project Development and Environmental Studies

_____ Engineering and Final Plans Preparation Work

_____ Right of Way Acquisition Funds for design may be earlier

_____ Construction

_____ Construction Engineering and Inspection Activities

(c) Where is the project located (and what is the project length and termini, if appropriate)? Include location map. Brief/concise description - clear location map 8½ x 11 identifiable boundaries of general area - Project length - clearly marked

(d) Summarize any special characteristics of project. Provide typical section drawings for appropriate projects.

(e) Describe the project's existing right of way ownerships. This description shall identify when the right of way was acquired and how ownership is documented (i.e. plats, deeds, prescriptions, certified surveys). Very Important to have this researched & nailed down

(f) Describe any proposed right of way acquisition, including expected matching fund source, limitations on fund use or availability, and who will acquire and retain ownership of proposed right of way. Very Important to have this nailed down

(g) Describe any related project work phases that are already complete or currently underway.

(h) Other specific project information that should be considered.

3. Project Implementation Information:

Attach documentation as exhibits to this application.

(a) Describe the proposed method of performing (i.e. contract or in-house) and administering (i.e. local or state) each work phase of the project. If it is proposed that the project be administered by a governmental entity other than the Department of Transportation, the agency must be certified to administer Federal Aid projects in accordance with the department's ***Local Agency Program Manual (Topic No. 525-010-300).***

(b) Describe any public (and private, if applicable) support of the proposed project. (Examples include: written endorsement, formal declaration, resolution, financial donations or other appropriate means). If b/c/ped - need supporting doc from Comp Plan or regional plan.

(c) Describe the proposed ownership and maintenance responsibilities for the project when it is completed.

(d) Describe source of matching funds and any restrictions on availability.

(e) Other specific implementation information that should be considered.

4. Project Cost:

If a more detailed breakdown of cost estimates is being provided, a sample cost estimates sheet is provided for your use.
Sample Construction Cost Estimate

For latest cost information go to:
http://www.dot.state.fl.us/specificationsoffice/Estimates/HistoricalCostInformation/HistoricalCost.shtm

What is the total estimated cost of the work requested to be funded as a transportation alternative project through this application?

Planning Activities. $_____

Project Development and Environmental Studies. $_____

Engineering and Final Plans Preparation Work. $_____

Right of Way Acquisition. $_____

Construction. $_____

Construction Engineering and Inspection Activities. $_____

Other. (Describe) $_____

TOTAL: $_____

Check to see if County Rec can be used as match for Ponce sidewalk to Woody Park

How will the project be funded?

FDOT Transportation Alternative Funds $_____ + Local $_____ = Total $_____

FDOT Transportation Alternative Funds _____% + Local _____% = 100%

CERTIFICATION OF PROJECT SPONSOR

I hereby certify that the proposed project herein described is supported by _____,
(Project Sponsor)
and that said entity will: (1) provide any required funding match; (2) enter into a maintenance agreement with the Florida Department of Transportation; (3) comply with the ***Federal Uniform Relocation Assistance and Acquisition Policies Act*** for any Right of Way actions required for the project, and (4) support other actions necessary to fully implement the proposed project. I further certify that the estimated costs included herein are reasonable and understand that significant increases in these costs could cause the project to be removed from the Florida Department of Transportation work program.

If project is not located along a state roadway:
Is sponsor or applicant willing to administer project using the Department's Local Agency Program (check one)
Yes_____ No_____

Status of sponsor/administrator's LAP certification: Currently certified _____ Not certified _____
Applied for certification & pending review _____ Planning to apply for certification _____
Other (explain) _____

Is resolution included with application? Yes_____ No_____
A copy of the adopted resolution showing sponsor's (board or council) approval and support of project should be included with this application.

_____
* Signature

_____
Name (please type or print)

_____
Title

_____
Date

* This should be executed by person who has signatory authority for sponsor and is authorized to obligate services and funds for that entity (generally chairman of the board or council).

DISTRICT 3 TRANSPORTATION ALTERNATIVE PROGRAM APPLICATION INFORMATION AND APPLICANT CHECKLIST
(Please provide a copy with application submittal)

Application Information

Choose one.

- ❒ This is a new application.
- ❒ This application is an update to a previously submitted application.
- ❒ This application is for another phase of a previously submitted application.

Choose applicable Area Type.

- ❒ Project is within a Metropolitan Planning Area.
  - ❒ If project is within a Metropolitan Planning Area, is application being submitted through the appropriate TPO?
  - ❒ Is proposed project included in the appropriate TPO's Transportation Improvement Program (TIP).
  - ❒ Has a copy of the TIP been included showing inclusion and priority ranking.
  - ❒ Is project being submitted in the TPO's allotted biannual cycle year?
  - ❒ Is project being submitted by the TPO's due date?

- ❒ Project is not located within a Metropolitan Planning Area.
  - ❒ If project is not within a Metropolitan Planning Area is it being submitted directly to the FDOT District 3 Transportation Alternative Program Coordinator?
  - ❒ Has the sponsor's priority ranking for previously eligible but unfunded and proposed transportation alternative program projects been included in submittal?
  - ❒ Is project being submitted prior to June 1st?

Applicant Checklist

FDOT Procedure 525-030-300 should be followed in the application process; however, please note that the eligible activities have been revised from those shown in the procedure and all activities and criteria for new activities may not be addressed in this document. Go to MAP-21 info and websites for latest information

- ❒ Is project title brief, and does it reflect the location of the project and the type of work being requested?

- ❒ Does the project have a qualifying sponsor?

- ❒ Has contact information been entered and an e-mail address supplied for the coordination necessary while processing the application?
  Note: If applicant has used an outside source (such as a consultant) to prepare the application, and the consultant's name is used as the contact person, any time they spend coordinating with reviewers may be billed to the applicant (depending upon contract stipulations).

- ☐ Has the name of applicant been supplied (if other than project sponsor)?

- ☐ Does the proposed project meet eligibility criteria in Appendix A, Section A.1?

- ☐ Does the proposed project meet the basic guidelines in Appendix A, Section A.2.1?

- ☐ Does the proposed project meet the right-of-way guidelines in Appendix A, Section A.2.2?

- ☐ Does the proposed project meet the environmental guidelines in Appendix A, Section A.2.3 (if applicable)?

- ☐ Does the proposed project meet the design and construction requirements in Appendix A, Section A.2.4?

- ☐ Does the proposed project meet the maintenance requirements in Appendix A, Section A.2.5?

- ☐ Does the proposed project meet the implementation guidelines for the specific qualifying activity in Section A.3 of Appendix A?
  Note: We recommend selecting the <u>one</u> qualifying activity that most appropriately identifies the project. Please note that if multiple qualifying activities are selected, the project must meet the requirements for <u>ALL</u> qualifying activities selected.

- ☐ Did you provide a brief and concise description of the proposed project with a thorough explanation of proposed project, location, termini, which side of roadway, widths, and lengths (if applicable)?

- ☐ Did you select the types of work activities where funding is being requested?

- ☐ Is a location map (8.5" x 11") provided with identifiable boundaries of the general area and termini clearly noted?

- ☐ Have special characteristics of the project been identified?

- ☐ Have typical section drawings been included where applicable?

- ☐ Has right-of-way ownership been identified and verified that it is in public use?

- ☐ If right-of-way is not in public ownership, is there a long-term lease agreement or a deed restriction currently in place that protects the investment of funds for the expected useful life of the project?

- ☐ If application requires right-of-way acquisition, is amount and other information included?
  Note: The status of right-of-way issues may be a consideration in the selection and implementation of transportation alternative program projects.

- ☐ Have previous work phases or work in progress been identified where applicable?

- ☐ Have permits that will be required been identified?

- ☐ Have you noted any prior coordination with permitting agencies?

- ☐ Have you provided specifics of any prior coordination with permitting agencies (if applicable) detailing any problem areas as well as positive feedback?

- ☐ Did you agree to perform & administer the project using the Local Agency Program (LAP) process?

- ☐ If project is not on a state roadway, did you agree to perform & administer project using the LAP process and identify the status of LAP Certification?

- ☐ Have you included copies of letters of support from public sources?

- ☐ Have you included copies of letters of support from private sources?

- ☐ Is project consistent with appropriate local comprehensive land use and transportati on plans?

- ☐ Where applicable (such as bike & pedestrian facilities), did you include a copy of support documentation from the Local Government Comprehensive Plan or Regional Plan showing support for bike/ped facilities?

- ☐ Did you describe the proposed ownership and maintenance responsibilities for the project when it is completed?

- ☐ Did you provide a cost estimate with estimated funds needed for each requested work activity.
  Note: If your project is far enough along in the planning stage that you have detailed estimates, please provide them also.

- ☐ Did you include a total amount of funding needed for the project and amounts and percentages to be provided by FDOT, local, and other sources?

- ☐ Has the Certification of project Sponsor been executed by the appropriate person with signatory authority?
  Note: Certification of Project Sponsor must be signed by the appropriate person that is authorized to obligate services and funds and has been delegated legal signatory authority for the appropriate applicant/sponsor (generally chairman of the commission or council).

- ☐ Have you included an adopted resolution of support from the project sponsor, which has been signed by the appropriate person with signatory authority?

MAP-21 Info & Websites

FHWA

http://www.fhwa.dot.gov/map21/

- Summary
- Q & A
- Fact Sheets
- Cross Reference
- Presentations
- Legislation
- Funding Tables
- Webinars
- Guidance for Transportation Alternatives: http://www.fhwa.dot.gov/map21/guidance/guidetap.cfm

FDOT

http://www.dot.state.fl.us/planning/map-21/

Transportation for America

http://t4america.org/pressers/2012/12/11/t4-america-releases-new-guide-to-implementing-map-21/

Rails to Trails Conservancy

- Webinar & Slides
  The New Transportation Bill – What it Means for Bike/Ped Projects
  Listed as: *Transportation Alternatives Provisions of MAP-21 for Implementers*

http://support.railstotrails.org/site/PageNavigator/201207_MAP_21_Webinar_Registration.html

CRPTA Selection Criteria and Points

(1) Project Constructability (is right-of-way required?) (*Maximum Points = 15*) (Guidance: Projects that require right-of-way will receive fewer points due to increased project complexity and cost)

(2) Qualifying Activities (how many of the nine (9) TA eligible activities does the application meet?) (*Maximum Points = 15*) (Guidance: More eligible activities = more points)

(3) LAP Certification* (Is the application sponsor LAP certified or capable of being certified) (Maximum Points = 15) (Guidance: LAP certified = maximum points; LAP certified capable = fewer points; Not capable = no points)*NOTE: Local Agency Program (LAP) certification refers to a local agency (such as a local government) being certified by the FDOT in order to use federal funds administered by the Federal Highway Administration (FHWA). Ultimately, the FDOT is held accountable to ensure that the local agency complied with all applicable Federal statutes, rules and regulations.

(4) Project improves safety for users (e.g. reduces hazards for pedestrians, cyclists, motorists) (*Maximum Points = 15*) (Guidance: Maximum points to applications which provide supporting documentation (examples include: crash report, documentation of unsafe activity)

(5) Project facilitates/improves multimodal transportation linkages (To what extent does the project facilitate access to the daily needs of the region's residents such as to school, work, shopping, transit and parks? Maximize use of existing network?) (*Maximum Points = 10*) (Guidance: Project connects to existing transportation facilities; project maximizes use of existing facilities)

(6) Project identified in a plan of the region (examples include local government comprehensive plan; capital improvements plan; CRTPA plan) (*Maximum Points = 10*) (Guidance: Yes/No)

(7) Contributes to enhanced mobility options for the transportation disadvantaged (To what extent will the project improve mobility for disadvantaged populations, including disabled, elderly, low income and minority populations?) (*Maximum Points = 5*) (Guidance: Does the project addressed needs of the elderly and disabled populations that go beyond ADA requirements? Is the project in proximity to affordable housing? Will the project improve low income access to transit, regional jobs, local essential services and educational opportunities?).

(8) Project demonstrates leveraging of other funds (Project application identifies commitment of other/local funding) (*Maximum Points = 5*) (Guidance: Yes/No)

(9) Project has community/public support (Project contains support from local government; neighborhood associations; private non-profit agencies, etc. NOTE: This is in addition to a required resolution of support for each application) (*Maximum Points = 5*) (OPERATIONALIZE: More support = maximum points; less support = minimum points).

(10) Public benefit versus project cost (To what extent will the project benefit the community or region? Examples include will the project facilitate economic development activity? Likelihood of pedestrian project usage given surrounding land uses, densities) (*Maximum Points = 5*) (OPERATIONALIZE**:** Greater public benefit = maximum points)

MAXIMUM TOTAL POSSIBLE POINTS = 100

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 31, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Sheree T. Keeler, Director of Intergovernmental Affairs, Procurement and Grants Luis Serna, Director of Planning and Community Development
Subject:	Request Board Approval to Apply for the Department of Economic Opportunity Community Planning Technical Assistance Grant for a Land Use and Build-out Assessment

Statement of Issue:
This agenda item seeks Board approval to apply for the Department of Economic Opportunity (DEO) Community Planning Technical Assistance (CPTA) Grant for a Land Use and Build-out Assessment.

Background:
Recently the DEO announced funding for its CPTA grant program that provides funding for projects which address critical local planning issues, and promote innovative planning solutions. These are small non-matching grants capped at $25,000 per local government. Project applications are due by June 6, 2014, with grant award notifications around July 2014.

The County has a need for a Land Use and Build-out Assessment that can provide data on the County's current and future public and private (business and residential) land use as well as the potential for build-out of existing land. An assessment could include such items as an inventory, location and category of current developments and buildings, current infrastructure capacity, potential land use scenarios, an update of outdated assessments (i.e., 2009 Commercial Needs Assessment, 2009 Residential Needs Assessment), etc.

Analysis:
Staff is requesting approval to submit a Community Planning Technical Assistance grant project to DEO for a Countywide Land Use and Build-out Assessment project that will be within the grant funding cap of $25,000.

Budgetary Impact:
This is a no match grant and no County funds are required. However, should the grant be awarded, a future agenda item to accept the award and agreement will be brought forward; as well as an agenda item to amend the budget establishing accounting codes and reflect the grant award and expenditures.

Options:

1. Approve staff to submit a Community Planning Technical Assistance Grant project to DEO for a Countywide Land Use and Build-out Assessment project that will be within the grant funding cap of $25,000.
2. Do not approve a Community Planning Technical Assistance Grant project to DEO for a Countywide Land Use and Build-out Assessment project that will be within the grant funding cap of $25,000.
3. Board Direction.

Recommendation:

Option #1

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 31, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Sheree T. Keeler, Director Intergovernmental Affairs, Procurement and Contracts
Subject:	Request Board Approval to Proceed With the Award of OBBT CEI RFQ 2014-7 and OBBT Construction ITB 2014-08; Authorize the Chairman to Sign Contracts; and, Approval for Staff to Seek Board Ratification of Awards and Execution of Contracts Due to Environmental Permit Expiration Date

Statement of Issue:
This agenda item seeks Board approval to proceed with the award of OBBT CEI RFQ 2014-7 and OBBT Construction ITB 2014-08; authorize the Chairman to sign contracts; and, approval for staff to seek Board ratification of awards and execution of contracts due to environmental permit expiration date.

Background:
OBBT is a planned 12.47 mile multi-use, paved trail in the right-of-way along CR 372 (Surf Road) in Wakulla County and eventually along the right-of-way of US 319 from Surf Road to Sopchoppy. OBBT Phase 3 is a 1.392 mile section beginning approximately at Silver Acres Drive and ending at Buck Horn Creek, where it will connect to Phase 4 at the St. Marks National Wildlife Refuge. The design and construction of Phase 3 has encountered several unforeseen delays outside of the County's control.

The first design delay was due to the need for re-design of four areas where wetlands were encountered (Attachment #1) along the proposed paved path. The mitigation proposed and accepted by the State was to re-design those four segments of the trail with wooden boardwalks crossing over the wetland areas.

Secondly, and the most lengthy issue, was due to the archeological review process when the County was notified that significant archeological artifacts had been documented in segments of Phase 3 within the right-of-way along Surf Road. When findings such as this occur federal law stipulates that the Federal Highway Administration must notify in writing the federally recognized American Indian tribes whereby they are provided the opportunity to approve, modify, or disapprove design plans.

In late December 2013, FDOT notified the County that they could proceed with the project, with the following stipulations:

(1) A state archeologist is required on-site during construction at the expense of the state;
(2) FDOT design review and approval process had to start over.
(3) FDOT approval required on all procurement documents;
(4) FDOT must approve all awards prior to award and contract execution; and
(5) FDOT will attend pre-construction and weekly construction meetings.

Environmental permits for this project were approved by the Department of Environmental Protection and the Army Corp of Engineers (Corp) in 2013. However, the environmental permit ***expires May 16, 2014,*** **unless a construction contract for the project is fully executed**. When the Corp was contacted for an extension due to delays caused by the documented findings of significant archeological findings, the Corp encouraged staff to expedite the process to the extent possible to avoid having to reapply for an environmental permit.

Furthermore, the FDOT LAP Agreement expires December 31, 2014, and the project must be completed, vendor payments made and reimbursements completed. Competitive procurement for projects funded under FDOT LAP agreement must advertise for a minimum of 21 days and FDOT must approve all awards prior to contract execution.

Below is a timeline of significant events:

April 2013	Wetlands Mitigation Resolved
May 2013	Environmental Permit Approved
May 2013	***Notification of Significant Archeological Findings***
December 9, 2013	FHA notifies FDOT that project can proceed with stipulation of on-site archeologist. FDOT re-review and approval of design and procurement documents begin later in December.
March 12, 2014	***FDOT approves final build design and issues notice to proceed***
March 12, 2014	FDOT approves CEI RFQ 2014-07 and it's advertised for 21 days
March 17, 2014	FDOT approves Construction ITB 2014-08 and it's advertised for 21 days
April 7, 2014	***BOCC MEETING***
April 10, 2014	CEI RFQ 2014-07 Closes and evaluation of proposals begin.
April 16, 2014	CEI RFQ 2014-07 recommended award submitted to FDOT for approval
April 21, 2014	***BOCC MEETING***
April 24, 2014	ITB 2014-08 for Construction Closes
April 28, 2014	ITB 2014-08 for Construction award submitted to FDOT for approval.

May 5, 2014	***BOCC MEETING***
May 16, 2014	***ENVIRONMENTAL PERMIT EXPIRES***
May 19, 2014	***BOCC MEETING***

Analysis:
The County will be responsible for the cost of re-permitting the project if the construction contract is not in place on or before May 16, 2014, which could also jeopardize current FDOT funding for construction.

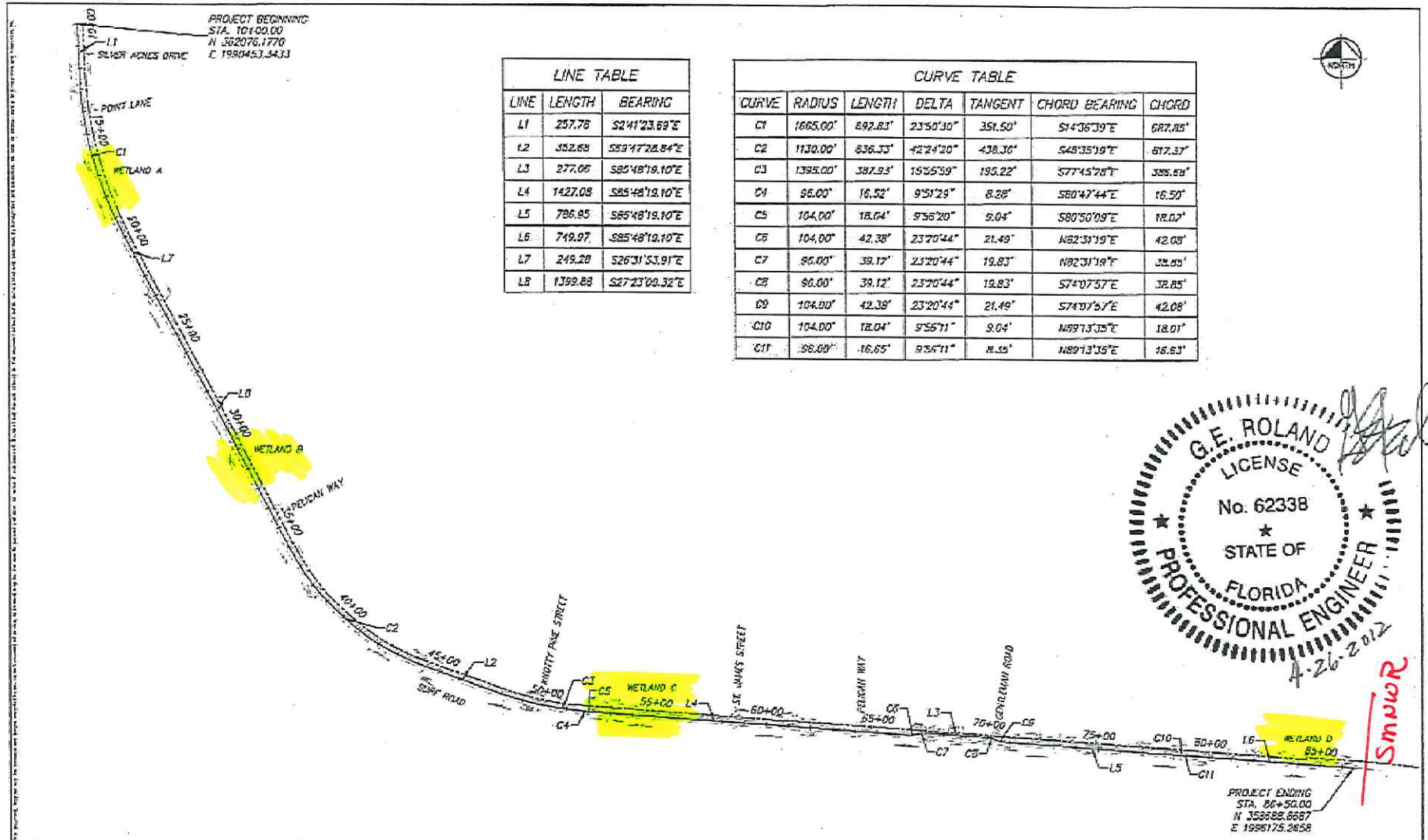
To ensure the County has a fully executed construction contract no later than ***May 15, 2014***, before the environmental permit expires, staff is requesting Board approval to award the OBBT Phase 3 CEI RFQ 2014-07 and the Construction ITB 2014-08 upon approval of FDOT and authorize the Chairman to sign the contracts. Staff will bring the award and contracts back to the Board for ratification at the May 19, 2014 meeting.

Budgetary Impact:
All funding for the OBBT is provided through a series of 100 percent cost reimbursement Transportation Enhancement Grants made possible by DOT.

Options:
1. Approve to Award the OBBT Phase 3 CEI RFQ 2014-07 and the Construction ITB 2014-08 upon approval of FDOT and authorize the Chairman to sign the Contracts.
2. Do Not Approve to Award the OBBT Phase 3 CEI RFQ 2014-07 and the Construction ITB 2014-08 upon approval of FDOT and do not authorize the Chairman to sign the Contracts.
3. Board Direction.

Recommendation:
Option #1

Attachments:
1. Project Control Plan indicating wetland areas



LINE TABLE		
LINE	LENGTH	BEARING
L1	257.78'	S2°41'23.69"E
L2	352.68'	S59°47'28.84"E
L3	277.06'	S85°48'19.10"E
L4	1427.08'	S85°48'19.10"E
L5	786.95'	S85°48'19.10"E
L6	749.97'	S85°48'19.10"E
L7	249.28'	S26°31'53.91"E
L8	1399.88'	S27°23'09.32"E

CURVE TABLE						
CURVE	RADIUS	LENGTH	DELTA	TANGENT	CHORD BEARING	CHORD
C1	1665.00'	692.83'	23°50'30"	351.50'	S14°36'39"E	687.85'
C2	1130.00'	836.33'	42°24'20"	438.30'	S48°35'19"E	817.37'
C3	1395.00'	387.93'	15°55'59"	195.22'	S77°45'28"E	386.68'
C4	96.00'	16.52'	9°51'29"	8.28'	S80°47'44"E	16.50'
C5	104.00'	18.04'	9°56'29"	9.04'	S80°50'09"E	18.02'
C6	104.00'	42.38'	23°20'44"	21.49'	N82°31'19"E	42.08'
C7	96.00'	39.12'	23°20'44"	19.83'	N82°31'19"E	38.85'
C8	96.00'	39.12'	23°20'44"	19.83'	S74°07'57"E	38.85'
C9	104.00'	42.38'	23°20'44"	21.49'	S74°07'57"E	42.08'
C10	104.00'	18.04'	9°55'11"	9.04'	N89°13'35"E	18.01'
C11	96.00'	16.65'	9°54'11"	8.33'	N89°13'35"E	16.63'

G.E. ROLAND
LICENSE
No. 62338
STATE OF
FLORIDA
PROFESSIONAL ENGINEER
4-26-2012

REVISIONS					
DATE	BY	DESCRIPTION	DATE	BY	DESCRIPTION

Kimley-Horn and Associates, Inc.
GEORGE E. ROLAND, P.E., FL #62338
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1725 HERITAGE BOULEVARD, TALLAHASSEE, FL 32308
PHONE: 850-383-3300 FAX: 850-309-9005

OCHLOCKONEE BAY BIKE TRAIL
PHASE 3

ROAD NO.	COUNTY	FINANCIAL PROJECT ID
CR 372	WAKULLA	416272-3-38-01

PROJECT CONTROL PLAN

SHEET NO.
C-05

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 28, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Sheree T. Keeler, Director Governmental Affairs Katie Taff, Procurement and Grants Coordinator
Subject:	Request Board Ratification of an Application to the Florida Fish and Wildlife Conservation Commission (FWC) Florida Boating Improvement Program (FBIP) Grant for a Boating Improvement Project for Waterway Navigational Signage for Shell Point, Spring Creek and Oyster Bay and Approval of the Required Resolution

Statement of Issue:
This agenda item requests Board ratification of an application to the Florida Fish and Wildlife Conservation Commission (FWC) Florida Boating Improvement Program (FBIP) grant for Waterway Navigational Signage for Shell Point, Spring Creek and Oyster Bay and approval of the required Resolution.

Background:
Pursuant to Sections 206.606 and 327.47 F.S., the FWC is charged with providing funding for boating improvement projects that are related to activities on coastal and/or inland waters of Florida through a competitive grant program. This competitive grant program is structured into a two-tier category structure, with each Tier divided into specific allowable activities however all activities are not funded during each grant cycle. At a recent meeting with FWC, staff was advised that the current funding cycle was directed towards projects that are primarily coastal boating improvement projects. All grant applications must be submitted to FWC no later than April 3, 2014. The award date is unknown at this time.

Allowable Activities
Tier 1 (ss.206.606(1)(b)3., F.S.) funds local projects for recreational channel marking and other uniform waterway markers, public boat ramps, lifts and hoists, marine railways, and other public launching facilities, derelict vessel removal, and other local boating-related activities through a competitive grants program. Tier 1 is further divided into four project type categories: (1) recreational channel markers and other uniform waterway markers; (2) public boat ramps, lifts, hoists, marine railways, and other public launching facilities; (3) derelict vessel removal; and, (4) other local boating-related activities. Each of the four categories are further governed by more specific allowable cost-reimbursement activities.

Tier II **(**s. 327.47 F.S.) funds projects for the construction and maintenance of publicly owned boat ramps, piers and docks, boater education and economic development initiatives that promote boating in Florida. Tier II also includes public launching facilities established in accordance with section

328.72(15), F.S. Tier II is also divided into four project type categories: (1) publicly owned boat ramps, piers and docks; (2) public launching facilities; (3) Boater education; and, (4) economic development initiatives that promote boating in the State. Each of the four categories are further governed by more specific allowable cost-reimbursement activities.

Unallowable Activities for both Tier 1 and 2 projects:

- Cost for construction or repair of any facility not directly related to boating access (such as picnic areas, trails, fishing piers, general parking areas for picnic areas, restrooms for picnic areas, etc.).
- Application preparation costs, which includes overhead, payroll, salaries or accounting costs.
- Costs related to acquisition of real property.
- Cost associated with ordinary operation, maintenance or routine minor repairs of the proposed project [costs to provide power, water or sewer or any other utilities or services to the facility for the stipulated length of the 20-year Agreement].
- Costs expensed for any type or form of security activities, watchmen, fee collection, maintenance or other personnel costs.
- Costs associated with the acquisition or use of any type of equipment such as a park equipment, vehicles, lawn care, dredge, or other capital equipment purchases used for operation and maintenance of the existing or completed project area.
- Cost associated or directly related to a component of a project that would create or increase a boating safety hazard.
- Costs for any type of general business, marketing or promotional plans.

Other Grant Restrictions

The FWC will not approve a request for any program funds to be advanced to applicants. The Recipient must have the financial capacity to process invoices and make timely payments to contractors and vendors pending receipt of program funds for reimbursement of expenses.

The FWC will not approve for any portion of a project initiated or completed prior to the award of the agreement, unless specifically requested by the applicant and pre-approved by the FWC and a provision included in the agreement. Preliminary costs may include any of the following activities completed before signing the agreement [appraisals, environmental reviews and permitting, feasibility studies, site surveys and site planning, cost estimates, and working drawings, construction plans and specifications].

Matching Requirements

The FWC encourages applicants to provide the highest amount of cash or in-kind matching funds to reduce the total amount of the grant funds requested. Counties, such as Wakulla, with a Rural Area of Critical Economic Concern (RACEC) will be given the maximum number of cash-match points.

Grant Funding Threshold

The maximum amount for a project is guided by ranking criteria that is based on total project cost, match provided, and status of project permitting and the grant cap is $400,000. However, FWC scoring guidelines dictate that less funding will yield higher points.

Analysis

As previously stated the deadline for grant submittal is no later than April 3, 2014. In order to get apply for funding, staff has submitted this grant application and therefore is seeking Board ratification of the application and approval of the required Resolution for Shell Point, Spring Creek, and Oyster Bay repairs and replacement of navigational signage. It should be noted that staff will bring back and agenda item to approve the grant award if selected.

This project was selected based on the existing conditions report provided by Preble-Rish which states the following:

- The field locations of the channel markers differ from the permitted locations. The field locations of the markers also differ from those locations commercially obtained chart plotters.
- There are multiple locations with in the marked channel where the water depth was less than one foot deep. Multiple boaters were observed utilizing courses outside of the marked channel that appeared to be more accessible.

Budgetary Impact:

There is not a budgetary impact for this agenda request.

Options:

1. Ratify the application to the Florida Fish and Wildlife Conservation Commission (FWC) for a Florida Boating Improvement Program (FBIP) grant for the boating improvement project at Shell Point, Spring Creek, and Oyster Bay, and Approve the required Resolution.
2. Do Not Ratify the application to the Florida Fish and Wildlife Conservation Commission (FWC) for a Florida Boating Improvement Program (FBIP) grant for the boating improvement project at Shell Point, Spring Creek, and Oyster Bay, and Do Not approve the required Resolution.
3. Board Direction.

Recommendation:

Option 1

Attachment(s):

1. Resolution

WAKULLA COUNTY

RESOLUTION NO. 14-____

A RESOLUTION AUTHORIZING THE SUBMISSION OF APPLICATIONS FOR THE FLORIDA BOATING IMPROVEMENT PROGRAM GRANT TO THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION (FWC) FOR FISCAL YEAR 2013-14.

WHEREAS, Wakulla County desires to submit applications to the Florida Fish and Wildlife Conservation Commission for Florida Boating Improvement Program Grants.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Wakulla County as follows:

1. That Wakulla County hereby authorizes the filing of applications for Florida Boating Improvement Grants for the 2014 grant cycle.

2. That the Chairman of the Board of County Commissioners or the County Administrator of Wakulla County are hereby authorized to execute all documents required in connection with the filing of said applications to be submitted to FWC no later than April 3, 2014.

3. That the County Administrator is authorized to direct staff to make application on behalf of Wakulla County.

IN WITNESS WHEREOF, I do hereby set my hand and cause the Seal of Wakulla County to be affixed this 27th day of March, 2014.

WAKULLA COUNTY
BOARD OF COUNTY COMMISSIONERS

_____
Richard Harden, Chairman

ATTEST:

_____
Brent X. Thurmond, Clerk of Court

Approve to Form:

_____
Heather Encinosa, Attorney

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 21, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Luis N. Serna, Planning and Community Development Director
Subject:	Request Board Approval to Schedule and Advertise Public Hearings to Consider an Ordinance Revising Section 6-18, of the Wakulla County Land Development Code Pertaining to Non-Conforming Signs

Statement of Issue:
This agenda item requests Board approval to schedule and advertise public hearings to consider an Ordinance revising Section 6-18 of the Wakulla County Land Development Code pertaining to Non-Conforming Signs.

Background:
Wakulla County adopted zoning district regulations in 1985. Sign regulations were established in 1996. The most recent updates to Wakulla County's sign regulations were adopted on June 3, 2013.

Analysis:
During the 2013 public meetings for the most recent updates to the County's sign regulations, concerns were expressed about the ability to replace signs that were erected prior to the adoption of any County sign regulations. Under the existing regulations, signs that were erected prior to the existence of sign regulations or signs that were legally erected under previous sign regulations may only be replaced if they are brought into conformance with the existing regulations.

Recognizing that there are certain historic signs that pre-date both zoning and sign regulations, and that these signs may not be able to be replaced under the County's existing regulations, the Planning and Community Development Department has drafted an Ordinance that would allow the Board to consider requests to legally replace these signs. It is recognized that by 1996, the proliferation of signage in the County led to the adoption sign regulations, and that these regulations were intended to require damaged or destroyed signs to meet the existing regulations. Therefore, the date of the adoption of zoning is being used in order to limit the number of signs that would qualify as historic. As proposed, requests for the replacement of historic signs would be subject to the following requirements:

1. The replacement sign shall not exceed the original size and configuration of the destroyed sign.
2. The replacement sign shall be erected at the same location as the destroyed sign.

3. The owner of the property on which the replacement sign is to be located shall grant permission for the replacement.
4. The addition of enhancements, such as lighting and digital displays, shall not be permitted unless previously included on the damaged sign.
5. The replacement sign shall not constitute a nuisance or safety hazard.
6. Requests for replacement shall be submitted to the Planning and Community Development Department within six months of the date of damage or destruction.
7. The applicant shall have the burden of proving and demonstrating to the County the dates of erection and destruction of the sign.

If approved for advertisement, the Ordinance would be presented for public hearings before the Planning Commission on May 12, 2014 and before the Board of County Commissioners on June 2, 2014.

Budgetary Impact:
If approval is given to advertise the proposed Ordinance, an advertisement fee of approximately $210 will be charged to the Planning and Community Development Department for the required publication in *The Wakulla News*.

Options:
1. Schedule and Advertise Public Hearings to consider an Ordinance Revising Section 6-18, of the Wakulla County Land Development Code Pertaining to Non-Conforming Signs.
2. Do not Schedule and Advertise Public Hearings to consider an Ordinance Revising Section 6-18, of the Wakulla County Land Development Code Pertaining to Non-Conforming Signs.
3. Board Direction.

Recommendation:
Option #1

Attachment(s):
1. Draft Ordinance

ORDINANCE NO. 2014-_____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA, PERTAINING TO NON-CONFORMING SIGNS ERECTED PRIOR TO JULY 23, 1985; AMENDING SECTION 6-18 OF THE LAND DEVELOPMENT CODE; AND PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Section 6-18 of the Wakulla County Land Development Code ("Code") defines a "Non-Conforming Sign" as, "a sign which was lawfully erected but which no longer complies with the land use, setback, size, spacing, and lighting provisions of a county ordinance passed at a later date or a sign which was lawfully erected but which later fails to comply with state or local regulations due to changed conditions."

WHEREAS, Section 6-18(g) of the Code addresses replacement of Non-Conforming Signs that are damaged more than 50 percent of the replacement value of the sign, including the supporting structure, at the time of the proposed restoration or repair.

WHEREAS, the Code was adopted by the Board of County Commissioners ("Board") on July 23, 1985.

WHEREAS, the Board desires to allow signs erected prior to the adoption of the Code to be replaced in the event they are damaged by more than 50 percent of the replacement value of the sign, subject to certain conditions.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. Amendment of Section 6-18, Wakulla County Land Development Code. Section 6-18, Wakulla County Land Development Code, is hereby amended or revised as follows (words that are ~~stricken out~~ are deletions; words that are <u>underlined</u> are additions):

Sec. 6-18. County sign regulations.

(a) *Purpose and intent.* It is the purpose and intent of this section to:

(1) Protect the public health, safety, general welfare, and aesthetics of Wakulla County, Florida by regulating and limiting the existing and proposed posting, display, erection, use and maintenance of signs, billboards, and other advertising structures within the county.

(2) To encourage the effective use of signs as a means of communication within Wakulla County for businesses, organizations, and individuals.

(3) To provide a means of way-finding in the community, thus reducing traffic confusion and congestion.

(4) To protect the safety and welfare of the public by minimizing the hazards to pedestrian and vehicular traffic.

(5) To minimize the possible adverse effects of signs on nearby public and private property.

(6) To prohibit signs with commercial messages in residential zoning districts which are not related to commercial activities lawfully conducted on individual properties within such districts.

(7) To provide broadly for the expression of individual opinions and points of view through the use of signs on private property.

(b) *Definitions.* For purposes of this section, the following terms shall have the following meanings unless the context clearly requires otherwise:

"Back-to-back sign" means a sign consisting of two sign facings oriented in opposite directions with not more than one face per sign facing.

"Banner" means a sign made of cloth or vinyl, containing an emblem or advertisement secured or mounted to a wall or pole which may allow movement by the atmosphere.

"Billboard" means an off-premise outdoor advertising sign larger than 32 square feet in size.

"Bus stop sign" means a bus stop shelter built in such a manner as to advertise an establishment, merchandise, service or entertainment.

"Commercial way-finding sign" means a sign erected on a main road for the convenience of tourists and the public alike, for the purpose of directing, identifying and promoting local businesses, non-profit organizations, or community points of interest located on a side road, pursuant to the requirements of subsection (g) herein.

"Construction sign" means a temporary sign erected or placed on premises on which construction is taking place during the period of such construction indicating the names of owners, architects, engineers, landscape architects, contractors, artisans, financial supporters or others having a role or interest with respect to the structure or project.

"Department" means the department of planning and community development.

"Digital display billboard" means a sign larger than 32 square feet in size without moving parts whose content may be changed by electronic process through the use of intermittent light or lights, including light emitting diodes, liquid crystal display and plasma screen images.

"Directional sign" means a sign erected for the convenience of the public, such as for directing traffic movement, parking, identifying restrooms, public telephones, walkways and other similar features or facilities and bearing no advertising messages.

"Double-faced sign" means a sign with two adjacent faces oriented in the same direction not more than ten feet apart at the nearest point between the two sign faces.

"Election sign" means a temporary sign identifying and urging voter support for or opposition to a candidate running for public office, political party, or stating a position regarding an issue on which a public vote will be held.

"Face" means that portion of a sign upon which advertising is affixed or painted and is visible in one direction at a time.

"Free expression sign" means a sign communicating information or views on matters of public policy concern or containing any other noncommercial message that is otherwise lawful, including, but not limited to signs displaying political messages such as election signs, religious messages, or personal messages.

"Freestanding sign" means a sign erected on freestanding framework supported and affixed by one or more uprights or braces in or upon the ground.

"Multiple-faced sign" means a sign comprised of sections which rotate to display a series of advertisements, each advertisement displayed for at least six seconds continuously without movement; and the duration of movement of sections between advertisements not exceeding two seconds.

"Multi-tenant sign" means an on-premise sign which advertises the primary goods or services sold or provided by multiple businesses or tenants located on the same premises.

"Non-conforming sign" means a sign which was lawfully erected but which no longer complies with the land use, setback, size, spacing, and lighting provisions of a county ordinance passed at a later date or a sign which was lawfully erected but which later fails to comply with state or local regulations due to changed conditions.

"Official sign" means a sign erected by a governmental agency or its designee setting forth information as determined appropriate under some provision of state or local law.

"Off-premise sign" means a sign, including the supporting structure, which is visible from a street or highway, the content which is not descriptive of goods or services located on the premises or property at which the sign is located. This includes billboards, bus stop signs and other outdoor advertising. The following shall not be considered off-premise signs: directional or official signs authorized by law; on-premise signs; or commercial way-finding signs.

"On-premise sign" means a sign whose message and design relates to an individual business, profession, product, service, event, point of view, or other commercial or noncommercial activity sold, offered, or conducted on the same property where the sign is located.

"Pennant" means a fluttering or non-stationary device made of flexible materials designed, intended or used to attract attention, including balloons and wind signs.

"Portable sign" means a sign attached to a motorized vehicle, towed trailer, or on its own trailer, wheels, or otherwise, which is designed to be transported from one place to another for the purpose of advertising.

"Real estate sign" means a sign which advertises the availability for sale or lease of the property upon which the sign is located. Real estate signs also include "open house" and "model home" signs.

"Roof-mounted sign" means a sign attached to the roof of a building.

"Sign" means a permanent or temporary device or structure which is used to inform, attract attention, or advertise, and which may or may not include writing, pictorial representations, emblems, symbols, logos and flags, and which is readily visible at the premises at which the device or structure is located.

"Sign holder" means a person, or mannequin not exceeding eight feet in height, used as an advertising device for a commercial establishment by the

wearing of a costume, insignia, or mask associated with a commercial establishment, or by holding or waving a sign with a commercial message or a device with moving parts intended to attract attention to a commercial establishment.

"Snipe sign" means a sign of any material attached to or painted on a utility pole, tree, shrub, fence post or other similar object, located on public or private property. Snipe signs do not include warning signs, "no trespassing" signs, and directional signs.

"Subdivision or community sign" means a sign used for the purpose of identifying the entrance of a subdivision or community.

"Temporary sign" means a sign not intended for permanent installation which is to be used for a limited amount of time.

"V-type sign" means a sign structure which consists of multiple sign facings placed at angles to each other, oriented in different directions and not exceeding ten feet apart at the nearest point to each other.

"Wall sign" means a sign attached to the wall or facade of a building or structure.

(c) *General provisions.*

(1) No sign shall be constructed, erected, repaired, replaced or otherwise physically altered without first obtaining applicable development permits and building permits, unless otherwise specifically exempted, as follows:

(a) Unless otherwise provided herein, all persons seeking to construct, erect, repair, replace, or otherwise alter a sign shall first submit a development permit application (DPA) to the planning and community development department and obtain approval.

(b) Signs with a sign face exceeding 32 square feet in area and/or signs greater than six feet in height including supporting structures, are required to obtain building permits in addition to obtaining approval of the DPA. All such signs shall be constructed and maintained in accordance with local and state building and electrical codes, as applicable. Stamped structural engineering plans shall accompany sign permit applications for such signs.

(c) All wall and roof signs, regardless of their size, are required to obtain a DPA and building permit.

(d) Approval or denial of any application under this section will be made within 30 days of the submittal of a complete application, and such decision shall be based on whether the proposed sign complies with the requirements of this section. To be deemed complete, the application must include at a minimum:

(i) The applicant's name and address.

(ii) The contact person or agent for applicant to receive all communications pertaining to the DPA and the sign and that person's address.

(iii) A description of the activities typically occurring on the site where the sign will be installed.

(iv) A description of any existing signs that will remain on the site.

(v) Identification of the type of sign to be constructed or installed by the applicant.

(vi) A site plan of the site demonstrating where the sign will be located, including setbacks.

(vii) A scaled drawing or sketch of the proposed sign, including dimensions and square footage.

(viii) The application fee established by the board for each sign face.

(ix) Stamped structural engineering plans, where applicable under this section.

(x) If the site identified as the location for the sign is not owned by the applicant, written permission of the property owner on a form provided by the department of planning and community development.

(e) If no decision is made within the 30-day time period from the submittal of a complete application, the application will be deemed approved.

(f) In the event that a sign permit is denied, the applicant may file an appeal in the manner provided in section 3-23 of the Wakulla County Land Development Code.

(g) Applications for a variance may be filed with the department of planning and community development in the manner provided in section 3-22 of the Wakulla County Land Development Code, along with a proposed plan for the sign details.

(h) Construction of the sign must commence within 180 days of the issuance of the permit; otherwise, the permit will become invalid.

(2) No sign shall be constructed which resembles any official marker erected by a governmental entity or which by reason of position, shape or color would conflict with the proper functioning of any official traffic control device.

(3) All signs must be maintained in a condition which is safe and structurally sound. Painted areas and sign surfaces shall be kept in good condition. Illumination, if any, shall be maintained in safe and good working order. Trash, rubbish, and debris shall be kept clear in front of, behind, underneath and around the base of signs.

(4) Unless otherwise noted, setbacks for all signs shall be: (i) a minimum of 15 feet from the front and side-corner property lines facing any roadway; or (ii) a minimum eight feet from side property lines on non-corner lots.

(5) In no case shall any sign or sign holder be located within, above, or in any manner extend into a public right-of-way unless erected by a governmental entity, as provided for by law. Signs or sign holders shall not interfere with traffic or pedestrian safety.

(6) Signs shall not be located within the sight distance triangle of any roadway intersection as described in section 6-17 of the Land Development Code.

(7) No sign shall be so illuminated that it interferes with the effectiveness of or obstructs an official traffic control sign, device or signal. Flashing, intermittent or moving lights which interfere with traffic safety are prohibited. Lighting shall be shielded or arranged such that no beams of light produce bright illumination of abutting residential properties or create a nuisance, roadway glare or driver impairment.

(8) Electronic variable message signs providing information including, but not limited to, the time, date, temperature, weather or other similar information are permitted, so long as such signs do not interfere with traffic safety and do not resemble or simulate traffic control devices, signs or emergency service vehicles.

(9) No sign shall be permitted or erected which is prohibited under state or federal law or regulation. Where other federal or state sign or outdoor advertising regulations are in effect and are more restrictive than the provisions of this article, the more restrictive provisions shall prevail.

(10) It is not the intent of this section to regulate the copy, content, or viewpoint of a sign, nor is it the intent of this section to afford greater protection to commercial speech than to noncommercial speech. Any sign authorized by this section may contain noncommercial copy.

(11) No permit shall be issued without the written permission of the property owner of the site identified as the location of the sign in the permit application. Such permission must be maintained throughout the course of the existence of the permit or the permit shall be subject to revocation.

(c) *Permanent on-premise signs.* The following provisions shall apply to the following types of permanent on-premise signs:

(1) *Freestanding signs.*

(a) Only one freestanding sign may be located on a particular parcel adjacent to a street. In the event the parcel is adjacent to more than one street frontage, one freestanding sign may be located on each street frontage.

(b) With the exception of freestanding multitenant signs, the maximum square footage of any freestanding on-premise sign shall not exceed 128 square feet in size. Maximum square footage of any freestanding multitenant sign shall not exceed 200 square feet in size. Maximum square footage shall be calculated by the cumulative total area of all sign faces, not including the support structure of the sign.

(c) The height of a freestanding sign shall not exceed the maximum building height allowed by the applicable zoning district regulations. Signage designed to extend over covered pedestrian areas shall begin not less than ten feet from the finished surface of the bottom of the sign to the surface of the pedestrian area. Signage designed for placement over vehicular travel ways in the parking areas or which overhang uncovered sidewalks shall not be less than

16 feet from the finished surface at the bottom of the sign to the surface of travel way in question.

(d) In the event a property already contains a roof sign, it may not also have a freestanding sign.

(2) *Roof signs.*

(a) Only one roof sign may be located on the roof of any building or structure.

(b) The height of a roof sign shall not exceed the maximum building height allowed by the applicable zoning district regulations.

(c) In the event a property already contains a freestanding sign, it may not also have a roof sign.

(d) All roof signs shall be set back a minimum of three feet from the edge of the roof on which it is located.

(3) *Wall signs.* No wall sign shall exceed 20 percent of the area of the wall of the building or structure to which the sign will be attached. For purposes of the 20 percent limitation in this paragraph, the maximum square footage shall be calculated using the cumulative area of any sign faces in relation to the total area of the wall to which the sign will be attached.

(4) *Signs in residential zoning districts.*

(a) Permanent commercial signage shall only be permitted on a parcel of property zoned for residential use (i) where the property has been approved for a home occupation pursuant to section 6-10 of the Wakulla County Land Development Code, subject to the restrictions provided in that section; or (ii) where the property is the subject of a conditional use permit authorizing a nonresidential use pursuant to section 3-21 of the Wakulla County Land Development Code; or (iii) where otherwise provided for by this section or other applicable law.

(b) No sign on residential use property shall exceed four and one-half square feet per sign face and three feet in height, unless otherwise provided for by this section or other applicable law. This provision is not intended to apply to property which is the subject of a conditional use permit authorizing a non-residential use pursuant to section 3-21 of the Wakulla County Land Development Code.

(5) *Subdivision or community signs.*

(a) Subdivision or community signs which otherwise comply with the provisions of this section shall be permitted at the entrance of any subdivision or community regardless of the zoning district. In residential districts, these signs shall not exceed ten feet in height, and 128 square feet in area.

(b) Subdivision or community signs shall be located within designated sign easements as indicated in recorded subdivision plats, common space areas maintained by the subdivision's property owner's association or on private property with the written consent of the property owner.

(d) *Permanent off-premise signs.* Permanent off-premise signs may be permitted in the following zoning districts, provided they comply with all requirements of this section and the Land Development Code: (i) all commercial zoning districts; (ii) all industrial zoning districts; and (iii) all areas within an approved planned unit development designated for commercial or industrial use. Off-premise signs may not be located on properties which are rezoned to anything other than commercial or industrial use.

(1) The maximum area for any one face of an off-premise sign shall not exceed 240 square feet in size. Maximum square footage shall be calculated using the total area of the sign face, not including the support structure.

(2) The maximum height of a permanent off-premise sign, including the support structure, shall not exceed 35 feet above the ground or other surface from which it is constructed.

(3) Permanent off-premise signs shall maintain a minimum clearance of ten feet as measured from the base of the sign structure to the bottom of the sign face.

(4) No permanent off-premise sign shall be permitted within 2,500 feet from any other off-premise sign as measured from the base of the sign along the same side of the street or highway.

(5) No permanent off-premise sign shall be permitted along or visible from a highway or road being considered by the Florida Department of Transportation for designation or currently designated as a scenic highway regardless of the zoning district.

(6) No permanent off-premise sign shall extend into the line of vision of any traffic control device from any point in a moving traffic lane or within 660 feet of the signal. In addition, no permanent off-premise

sign shall be permitted at any location within 500 feet of any church, school, cemetery, public park, public reservation, public playground, state or national forest or residential zoning district.

(7) Only single-faced, back-to-back or v-type permanent off-premise signs shall be permitted. Double-faced signs shall not be permitted unless they satisfy the definition of a back-to-back sign or V-type sign. Off-premise signs shall not have more than two displays on each face.

(8) Permanent off-premise signs shall not have blank, shredded or exceedingly faded faces for more than 30 consecutive days. Public service announcements are encouraged between sold advertising.

(9) Where the location of two or more off-premise signs conflict under the requirements of this section, the sign permitted first in time shall have priority over subsequent signs so long as it is in compliance with all requirements of this section.

(10) A permit for an off-premise sign is valid only for the location specified in the permit application. Valid permits may be transferred from one sign owner to another upon written acknowledgement from the current permittee and submission of a development permit application and transfer fee.

(11) All permits for permanent off-premise signs expire annually on January 15, and the department of planning and community development shall collect an annual permit renewal fee of $16.00 per sign face. The department of planning and community development shall annually inspect each off-premise sign to ensure compliance with the maintenance provisions of this section. Notice of the permit renewal fee shall be mailed to each off-premise sign owner no later than December 15 each year. In the event the department of planning and community development does not receive the permit renewal fee by January 15, the matter will be forwarded to the division of code enforcement for further action.

(a) The amount of the annual permit fee shall be adjusted in February of each year, based on the change in the Consumer Price Index (CPI) for all urban consumers, U.S. city average for all items less food and energy as published monthly by the U.S. Department of Commerce, Bureau of

Labor Statistics. The change in the CPI can be expressed as the percentage change between the price index in effect as of each December 31 as compared to the price index in effect as of December 31 of the prior year. Fees shall be adjusted in 25-cent increments.

(b) Off-premise signs with paint on the face or structure must be repainted every two years. Documentation demonstrating that all of the paint on the face and structures has been repainted within the past two years is required prior to obtaining or renewing a permit.

(12) Notwithstanding any other provision of this section to the contrary, bus stop signs shall be permitted by the county pursuant to F.S. § 337.408, and Chapter 14-20, Florida Administrative Code, and shall meet all requirements of state law including standards for placement.

(e) *Temporary signs.* The following types of temporary signs may be installed, located, or constructed on property without a permit unless otherwise specifically indicated below and so long as they do not exceed four and one-half square feet per sign face or three feet in height in any residential district, or 32 square feet in area or six feet in height in a non-residential district and all requirements of this section are satisfied.

(1) Signs advertising an event or sale at any commercial business for a period of less than 30 consecutive days.

(2) Temporary embellishments to existing, legally constructed signs, such as flags, pennants, and banners for a period of less than 30 consecutive days.

(3) Temporary construction signs, so long as such signs are removed within 30 days of the issuance of a certificate of occupancy or certificate of completion, whichever is applicable.

(4) Yard sale and garage sale signs displayed for no more than 72 hours on the site of the yard sale or garage sale in a residential district with the permission of the owner of the property on which the sign is located.

(5) Real estate signs advertising the sale or lease of property on which the sign is placed. Real estate signs may also be placed at the entrance of a subdivision where the property offered for sale or lease is located, or at the nearest intersection to the property. All real estate signs must be removed within 30 days after the sale or lease of the property.

(6) A temporary sign permit must be obtained from the department prior to the placement of any portable signs. Such permits shall not exceed 30 consecutive days. Only one portable sign may be authorized per parcel of property. Portable signs must be removed for a minimum of 30 consecutive days before a new permit may be issued. No portable sign shall be placed within any required building setback, landscape buffer, or public right-of-way.

(7) Temporary signs shall not interfere with pedestrian or traffic safety.

(f) *Commercial way-finding signs.* Commercial way-finding signs may be permitted in any zoning district, provided they comply with all requirements of this section and the Land Development Code.

(1) The maximum area for any one face of a commercial way-finding sign shall not exceed 16 square feet in size. Maximum square footage shall be calculated using the cumulative total area of the sign face, not including the support structure.

(2) The maximum height of a commercial way-finding sign, including the support structure, shall not exceed six feet above the ground.

(3) Only one commercial way-finding sign may be authorized per property; however, each sign may promote more than one business, organization, or community point of interest.

(4) Commercial way-finding signs shall only include the name of the business(es), organization(s), or community point(s) of interest, and directional information.

(5) Commercial way-finding signs are subject to the same maintenance requirements as permanent off-premise signs. The burden of

performing such maintenance is the joint responsibility of the permit holder and the property owner.

(g) *Non-conforming signs.* A non-conforming sign constructed, placed or installed on property prior to the adoption date of this section may continue so long as it otherwise remains lawful, provided:

(1) No additional structure shall be erected in connection with existing non-conforming signs unless otherwise constructed in compliance with this section.

(2) Non-conforming signs shall not be enlarged or otherwise enhanced unless they are altered to be consistent with the provisions of this section and other applicable Code provisions.

(3) No non-conforming sign, including the supporting structure, shall be restored or repaired in the event that it is damaged more than 50 percent of the replacement value of the sign, including the supporting structure, at the time of the proposed restoration or repair.

(4) A non-conforming sign that is altered so as to become a conforming sign shall not be permitted to revert to a non-conforming sign.

(5) The existence of a non-conforming sign shall not be the basis for obtaining a variance from other provisions of this section for other surrounding signs.

(6) Non-conforming signs erected prior to July 23, 1985 may be replaced if damaged by more than 50 percent of the replacement value of the sign, including the supporting structure, subject to approval of the board of county commissioners based on the following conditions:

(a) The replacement sign shall not exceed the original size and configuration of the destroyed sign.

(b) The replacement sign shall be erected at the same location as the destroyed sign.

(c) The owner of the property on which the replacement sign is to be located shall grant permission for the replacement.

(d) The addition of enhancements, such as lighting and digital displays, shall not be permitted unless previously included on the damaged sign.

(e) The replacement sign shall not constitute a nuisance or safety hazard.

(f) Requests for replacement shall be submitted to the Planning and Community Development Department within six (6) months of the date of damage or destruction.

(g) The applicant shall have the burden of proving and demonstrating to the County the dates of erection and destruction of the sign.

All Requests for replacement shall be made by submitting a Development Permit Application to the Planning and Community Development Department as provided in subsection 6-18(C) of this Code. The Planning and Community Development Department shall immediately refer to the Board of County Commissioners all complete applications made under this section and ensure that the application is promptly placed on the Board's agenda and that due notice of the public hearing is published under section 3-2 of this Code.

(h) *Prohibited signs.* The following signs are prohibited within Wakulla County:

(1) Snipe signs.

(2) Digital display billboards.

(3) Fire- or smoke-emitting signs and noise-making signs.

(4) Signs which move or include components that swing, rotate, or revolve, or similar devices, excluding sign holders and multiple-faced signs as defined.

(i) *Exemptions.* The following types of signs or sign-related activities do not require a permit provided that they comply with all applicable requirements of this section:

(1) Any change of sign copy or the repainting of any sign face.

(2) Election signs not exceeding four and one-half square feet per sign face and three feet in height. Election signs shall be removed within 30 calendar days following the election to which it pertains, as provided by F.S. § 106.1435.

(3) Free expression signs not exceeding four and one-half square feet per sign face and three feet in height. A free expression sign may be located in addition to any other sign permitted under this section.

(4) Legal notices and other public notices and informational signs authorized or required by law.

(5) Warning and safety signs not exceeding two square feet per face and three feet in height, unless a larger sign is required by law.

(6) Decorative flags, banners, or pennants for a county-wide celebration, conventions, or commemorative event when authorized by the board of county commissioners for a prescribed period of time.

(7) Holiday lights and decorations.

(8) Historical markers, memorial signs or tablets, and names of buildings and date of erection.

(9) Non-advertising directional signs located on and pertaining to a parcel of private property not exceeding six feet in height.

(10) Window signs which identify or advertise activities, services, goods or products available within the building and which collectively cover 25 percent or less of the window glass surface area.

(11) Identification signs providing only the name and address of the owners or occupants of a building, or providing only the name or nature of a business for a commercial business or home occupation. The sign face of such signs shall not exceed four square feet.

(12) Flags displayed on a flag pole which do not contain a commercial message, not exceeding the maximum building height in the applicable zoning district.

(13) A "farm sign" as defined in F.S. § 604.50, which is erected, used, or maintained on a farm, as defined in F.S. § 823.14, by the owner or lessee of the farm which relates solely to farm produce, merchandise, or services sold, produced, manufactured, or furnished on the farm.

(k) *Violation and enforcement.*

(1) The provisions of this section shall be enforced by the department of planning and community development, division of code enforcement and the division of building inspections. Prosecution of this section shall be the responsibility of the Wakulla County Code Enforcement Board pursuant to F.S. ch. 162, and chapter 8 of the Wakulla County Code of Ordinances.

(2) All signs are subject to inspection by the planning and community development department, division of code enforcement and division of building inspections and shall be subject to all applicable provisions of chapter 8 of the Code of Ordinances, including those provisions pertaining to dangerous structures.

(3) In the event a violation of this section or chapter 8 of the Code of Ordinances is determined to exist, the department of planning and community development, division of code enforcement, or division of building inspections shall ensure that both the owner of the sign and the owner of the underlying property, if not the same, receive notice of the violation.

(4) In the event a sign is removed by the county in accordance with the provisions of chapter 8 of the Code of Ordinances, the county shall store the removed signs for no less than 30 days at the owner's expense and the county shall be compensated for all reasonable expenses incurred. During these 30 days the owner may claim the sign and pay the county all costs associated with removal and storage of the sign. After 30 days, the county may dispose of the sign.

SECTION 2. SEVERABILITY. If any clause, section or provision of this Ordinance shall be declared unconstitutional or invalid for any reason or cause, the remaining portion of said Ordinance shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

SECTION 3. EFFECTIVE DATE. A certified copy of this Ordinance shall be filed in the Department of State within ten (10) days after enactment by the Board and the Ordinance shall take effect as provided by law.

PASSED AND DULY ADOPTED this _____ day of _____, 2014.

BOARD OF COUNTY COMMISSIONERS
OF WAKULLA COUNTY, FLORIDA

By:_____
RICHARD HARDEN, Chair

ATTEST:

_____
BRENT X. THURMOND, Ex Officio
Clerk to the Board

APPROVED AS TO FORM AND CONTENT:

_____
Heather Encinosa, Esq.
County Attorney

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 13, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Heather Encinosa, County Attorney
Subject:	Request Board Approval of Release of Lien for Lot 11, Block A of Northwoods Subdivision

Statement of Issue:
This agenda item requests the Board to consider a Release of Lien for Lot 11, Block A of Northwoods Subdivision

Background:
In 2004, with the adoption of Resolution No. 04-53, the Board of County Commissioners levied special assessments in Northwoods Subdivision to fund the costs of paving Tupelo Drive, Ironwood Court, and Black Gum Court within that neighborhood and to make certain water system improvements. The County elected at this time to collect these obligations by separate bill rather than using the tax bill. In order to enforce collection by the separate bill method, the County would have to file liens and initiate foreclosure proceedings. In December of 2005, the County recorded a general notice of lien on all affected properties, which was recorded at OR Book 630, Page 676.

The County experienced high rates of delinquencies as a result of the separate billing collection method. These delinquencies strained the County's already tight road budget. Accordingly, on July 16, 2012, the Board adopted an Initial Assessment Resolution to begin the process of transitioning all outstanding assessment to the tax bill collection method pursuant to section 197.3632, Florida Statutes. This program was finally adopted on September 4, 2012 with the adoption of the Final Assessment Resolution (Resolution No. 12-44). Upon the imposition of the assessment, the new roadway paving assessments constituted a new lien against the assessed property that is equal in rank and dignity with all other liens of the state, county, or a city. The lien was perfected upon adoption of the Final Assessment Resolution and attach to the property as of the prior January 1, the lien date of ad valorem taxes.

The original owners' of Lot 11, Block A of Northwoods Subdivision have passed away and the bank is now seeking to sell the property. The bank has requested that the original lien be released.

Analysis:
The Final Assessment Resolution and each Annual Rate Resolution for Northwoods Roadway Paving Assessment Program adopts the final assessment rates and imposes the lien for the applicable Fiscal Year. As a result of the new assessment program and the associated lien, the County's original lien recorded at OR Book 630, Page 676 for the subject property can be properly released pursuant to the property owner's request.

Budgetary Impact:
None.

Options:
1. Approve Release of Lien for Lot 11, Block A of Northwoods Subdivision.
2. Do Not Approve Release of Lien for Lot 11, Block A of Northwoods Subdivision.
3. Board direction.

Recommendation:
Option #1

Attachment(s):
1. Release of Lien

THIS INSTRUMENT WAS PREPARED BY
AND RETURN TO:

BRIAN J. PLANT
WAKULLA TITLE COMPANY, INC.
3004 Crawfordville Highway
Crawfordville, FL 32327

Property Appraisers Parcel Identification (Folio) Number:
21-2S-01W-212-03941-A11

_____SPACE ABOVE THIS LINE FOR RECORDING DATA _____

RELEASE OF LIEN

Know All Men By These Presents: That the undersigned, WAKULLA COUNTY, FLORIDA, (the County), as owner and holder of that certain Claim of Lien – Northwood Subdivision Road Paving, executed by Parrish Barwick, County Administrator, dated December 6, 2005, recorded in Official Records Book 630, Page 676, of the Public Records of Wakulla County, Florida, hereby releases and discharges the following described property:

Lot 11, Block "A" of NORTHWOOD SUBDIVISION, a subdivision as per map or plat thereof recorded in Plat Book 2, Pages 91 to 97, of the Public Records of Wakulla County, Florida.

From said Claim of Lien, however, preserving the County's lien status pursuant to Resolution No. 2012-44, adopted September 4, 2012 and recorded in Official Records Book 930, Page 788, of the Public Records of Wakulla County, Florida.

Witness my hand and seal this ____ day of **January, 2014.**

Signed, sealed and delivered in the
presence of:

WAKULLA COUNTY, FLORIDA

_____
Printed Name:

_____
By:
Its:

_____
Printed Name:

STATE OF FLORIDA
COUNTY OF

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid, to take acknowledgments, personally appeared _____ well known to me to be the _____ of WAKULLA COUNTY, FLORIDA, who is personally known to me and that he/she acknowledged executing the same in the presence of two subscribing witnesses freely and voluntarily under authority duly vested in them by the County and that the seal affixed thereto is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this _____ day of January 2014.

SEAL

_____
Notary Public

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 31, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Bryan Roddenberry, Recreation Director Jessica Welch, Communications & Public Services Director
Subject:	Request Board Approval of a Resolution Replacing and Appointing a Member to the Wakulla County Recreation Advisory Committee

Statement of Issue:
This agenda item requests Board approval of the proposed Resolution appointing a member to the Wakulla County Recreation Advisory Committee.

Background:
On October 20, 2009 the Board adopted Resolution #09-49 creating the Wakulla County Recreation Advisory Committee, providing the purpose, duties and responsibilities, and committee members and terms. Subsequently, on March 18, 2013, the Board adopted Resolution #13-23 appointing members to the Committee.

One of the County Commission District 4 members (Randy Lewis) has resigned from the Recreation Advisory Committee resulting in a vacant position.

Analysis:
Pursuant to Resolution #09-49, the vacant position must be selected by County Commission District 4. Commissioner Moore has selected Richard Russell to represent District 4. Staff requests the Board approve the proposed Resolution (Attachment #1) replacing and appointing the member to serve on the Committee for the remainder of the initial three year term (Term Expiration is March 2016).

Budgetary Impact:
None.

Options:

1. Approve the Resolution Replacing and Appointing a Member to the Recreation Advisory Committee.
2. Do Not Approve the Resolution Replacing and Appointing a Member to the Recreation Advisory Committee.
3. Board Direction.

Recommendation:

Option #1

Attachments:

1. Proposed Resolution

RESOLUTION NO._____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA, REPLACING/APPOINTING A MEMBER TO THE WAKULLA COUNTY RECREATION ADVISORY COMMITTEE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Wakulla County Board of County Commissioners (the "Board") established the Wakulla County Recreation Advisory Committee ("Committee") in Resolution 09-49 to advise and make recommendations to the Board and the Recreation Director with respect to recreational programs of the Wakulla County Recreation Department; and

WHEREAS, in accordance with Resolution No. 09-40, the Committee shall be made up of twelve (12) persons who are residents and electors of Wakulla County selected by the Board and the Wakulla County School Board; and

WHEREAS, in Resolution No. 13-23 the Board appointed an initial slate of Committee members;

WHEREAS, one member has resigned from the Committee leaving a vacant position that must be filled; and

WHEREAS, the reappointment of Committee members to be selected by the Board requires approval of a Resolution affirming the selection and appointing the member of the Committee by the Board; and

WHEREAS, the Board now desires to appoint a new member to serve on the Committee as required in Resolution No. 09-49.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Wakulla County, Florida, that:

SECTION 1. RECITALS. The above recitals are true and correct and are hereby incorporated herein by reference.

SECTION 2. APPOINTMENT OF COMMITTEE MEMBER. The Board hereby appoints the following person to serve as member of the Committee for the following term:

(A) Richard Russell, who resides in County Commission District Four, to serve the remainder initial three (3) year term, expiring March 2016.

SECTION 3. EFFECTIVE DATE. This Resolution shall become effective upon its approval.

DONE AND ADOPTED in Wakulla County, Florida, by a vote of _____ to _____ this 7th day of April, 2014.

BOARD OF COUNTY COMMISSIONERS
OF WAKULLA COUNTY, FLORIDA

_____
RICHARD HARDEN, Chairman

ATTEST:

_____
BRENT X. THURMOND, Ex Officio
Clerk to the Board

APPROVED AS TO FORM:

_____
Heather Encinosa, Esq.
County Attorney

Board of County Commissioners
Agenda Request

Date of Meeting: April 7, 2014

Date Submitted: March 24, 2014

To: Honorable Chairman and Members of the Board

From: David Edwards, County Administrator
Cleve Fleming, Public Works Project Director

Subject: Request Board Approval of Southern Concrete Change Order for Additional Hand Rails Installed during the Emergency Repairs to the Wakulla River - Upper Bridge

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Statement of Issue:
This agenda item requests Board approval for Southern Concrete Change Order for additional hand rails installed during the emergency repairs to the Wakulla River - Upper Bridge.

Background:
The Wakulla River Bridge was constructed in 1976, and was in critical need of repairs. The primary repair was the scour that had occurred to the bridge support structure but additional repairs were also needed to replace the handrails that had been damaged and/or removed by vandalism.

The BOCC entered into a contract with Southern Concrete on September 4, 2013 to complete the emergency repairs to Upper Bridge. The work was completed in December of 2013 and the project was closed out, but a Change order for $12,431 for additional new handrail installation had been omitted. Therefore, $12,431 is due to Southern Concrete for final closeout of the project.

Analysis:
Baskerville-Donovan, Inc. were the engineers for the bridge repairs and concur with Public Works that the additional new handrails were necessary for public safety. These handrails were installed and comply with the contract requirements.

Although the work was completed in December of 2013 and the project was closed out, an administrative error failed to include the Change Order for $12,431 for the additional handrail installation. A $12,431 payment is due to Southern Concrete for final closeout of the project. (Attachment #1).

Budgetary Impact:
The amount of this Change Order is $12,431; funding is available and will be allocated from the bridge maintenance fund 160.7000-05.541.5460.

Options:
1. Approve Southern Concrete Change Order for $12,431 for additional Handrails.
2. Do not approve Southern Concrete Change Order for $12,431 for additional Handrails.
3. Board direction.

Recommendation:
Option#1

Attachments:
1. Change Order for handrails.

Change Order: No. 1

Date of Issuance: 12-9-13 **Effective Date:**

Project: Wakulla River Bridge Rehabilitation	**Owner:** Wakulla County	**Owner's Contract No.:**
Contract: Wakulla River Bridge Repairs		**Date of Contract: August 23, 2013**
Contractor: Southern Concrete Construction Co., Inc.		**Engineer's Project No.:** 111801.03

The Contract Documents are modified as follows upon execution of this Change Order:

Contract Section X: The project included the relocation of existing 45 LF of pedestrian handrail and the 65LF of new Pedestrian Handrail.

Change includes the additional installation of 72LF of pedestrian handrail.

Attachments (list documents supporting change):

See attached document of final quantities

Addition

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price:	Original Contract Times: ☐ Working days ☒ Calendar days
$ 175,130.00	Substantial completion (days or date): 60 days Ready for final payment (days or date):90 days
Increase from Original Contract Price	Increase from previously approved Contract
$ 12,431.00	Substantial completion (days): None Ready for final payment (days): None
Contract Price prior to this Change Order:	Contract Times prior to this Change Order:
$175,130.00	Substantial completion (days or date): 0 days Ready for final payment (days or date): 0 days
Increase-of this Change Order:	[Increase] [Decrease] of this Change Order:
$ 12,431.00	Substantial completion (days or date): 0 days Ready for final payment (days or date): 0 days
Contract Price incorporating this Change Order:	Contract Times with all approved Change Orders:
$ 187,561.00	Substantial completion (days or date):60 days Ready for final payment (days or date): 90 days

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By:	By:	By:
Engineer (Authorized Signature)	Owner (Authorized Signature)	Contractor (Authorized Signature)
Date: 12/10/13	Date:	Date: Dec. 9, 2013

SOUTHERN CONCRETE CONSTRUCTION CO., INC.

PO Box 50157 · 733 Liberty Expressway SE · Albany, GA 31703-0157 · (229) 435-0786 - fax (229) 434-4755

December 18, 2013

Wakulla County Administrator
Attn: Cleve Dryden
3093 Crawfordville Highway
Crawfordville, FL 32327

Re: Wakulla County Project No. 590037
Wakulla River Bridge
Change Order 1 Billing

Dear Cleve:

Southern Concrete has completed the work on the above referenced project. We request final payment of Twelve Thousand Four Hundred Thirty One Dollars (**$12,431.00**).

We appreciate your business and if we can be of further service, please give us a call.

Yours truly,

Larry Alday

Larry Alday
Vice President

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 17, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator James Melvin, Building Official Jaime Baze, Code Enforcement Department
Subject:	Request Board Consideration and Approval of a Resolution for the Appointment of a New Code Enforcement Board Member

Statement of Issue:
This agenda item requests Board consideration and approval of a Resolution regarding appointment of one Code Enforcement Board ("Code Board") member (Attachment #1).

Background:
The Board of County Commissioners is responsible for the appointment of members and alternates to the Code Enforcement Board in the event of a vacancy or expired terms pursuant to section 162.05, Florida Statutes and section 2.166, of the Wakulla County Code of Ordinances.

Analysis:
In January 6, 2014, Charles Purvis was selected as the appointee for District 5 to fill the expired term of Jeffrey Ewaldt. The Code Enforcement Office was informed that Mr. Charles Purvis would not be able to commit to his term due to medical reasons. As Mr. Charles Purvis was appointed by Commissioner Harden, Commissioner Harden has selected Nancy Speigner to fill the unexpired term of that seat upon approval by the BOCC.

This agenda request is seeking Board approval of the Resolution of the appointment of one new member to fill the unexpired term of Charles Purvis, which expires December 31, 2016. This agenda request has been reviewed by the County Attorney.

Budgetary Impact:
None.

Options

1. Approve the proposed Resolution for Appointment of One Code Enforcement Board Member.
2. Do Not Approve the proposed Resolution for the Appointment of One Code Enforcement Board Member.
3. Board Direction.

Recommendation

Option #1

Attachments:

1. Proposed Resolution for the Appointment of One Code Enforcement Board Member

RESOLUTION NO._____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA, RELATING TO THE CODE ENFORCEMENT BOARD FOR WAKULLA COUNTY; APPOINTING MEMBERS TO THE CODE ENFORCEMENT BOARD; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 162.05, Florida Statutes, authorizes the Board of County Commissioners of Wakulla County (the "Commission") to appoint a code enforcement board to enforce any County codes or ordinances; and

WHEREAS, the Commission enacted Ordinance No. 2003-06, which provided for the creation of the Wakulla County Code Enforcement Board (the "Code Board"), and defined the Code Board's purpose, powers, duties, and membership; and

WHEREAS, Section 162.05, Florida Statutes, and Section 2.166, Wakulla County Code of Ordinances, require that vacancies on the Code Board be filled by the Commission for the remainder of the unexpired term of the departing Code Board member; and

WHEREAS, the Commission now desires to appoint one new member to fill the unexpired term of a vacant seat on the Code Board.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Wakulla County, Florida, that:

SECTION 1. RECITALS. The above recitals are true and correct and are hereby incorporated herein by reference.

SECTION 2. APPOINTMENT OF CODE ENFORCEMENT BOARD MEMBERS. The Board hereby appoints Nancy Speigner to serve as a new member of the Code Board to fill the vacant position for a term ending December 31, 2016.

SECTION 3. EFFECTIVE DATE. This Resolution shall become effective upon its adoption.

DONE AND ADOPTED in Wakulla County, Florida, this ____ day of April, 2014.

BOARD OF COUNTY COMMISSIONERS
OF WAKULLA COUNTY, FLORIDA

_____
RICHARD HARDEN, Chairman

ATTEST:

_____
BRENT X. THURMOND, Ex Officio
Clerk to the Board

APPROVED AS TO FORM:

_____
Heather Encinosa, Esq.
County Attorney

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 21, 2014
To:	Honorable Chairman and Members of the Board
From:	Luis N. Serna, AICP, Planning and Community Development Director Somer Strickland, Planner
Subject:	Application for Final Plat FP14-01-Chambers Subdivision Gerald & Mary Chambers and Joseph Awad, Owners

Statement of Issue:
This agenda item provides the Board with an Application for Final Plat to replat lots 25 and 32 of Bay Park Subdivision.

Background:
This application requests approval for a final plat to replat lots 25 and 32 of Bay Park Subdivision, to be known as Chambers Subdivision. The Subject Property currently contains two platted lots containing a total of 0.704+/- acres, and is located at 38 and 94 Wakulla Circle, respectively (Attachment 1).

Technical Review Committee (TRC): On February 20, 2014, the request was reviewed by the Technical Review Committee. Title opinions were required to complete the file. These items were subsequently provided.

Planning Commission: On March 10, 2014, the Planning Commission considered the application and voted unanimously to recommend approval with the condition that the outstanding Code Enforcement Lien against Lot 25 was satisfied by March 31, 2014 or before the Application is considered by the Board of County Commissioners.

On March 11, 2014, Mr. and Mrs. Chambers satisfied the lien in the amount of $150 on behalf of Mr. Awad.

Analysis:

Comprehensive Plan: The Future Land Use Map (FLUM) designation for the property is Urban 2. Urban 2 allows for residential density of 4 dwelling units per

acre with connection to central sewer and water service, within the Coastal High Hazard Area (Attachment 2).

Land Development Code:

The current zoning district for the property is RMH-1 (Residential Mobile Home). The RMH-1 zoning district allows for the installation of mobile homes and the construction of site-built, single-family dwellings. Residential density of 5 dwelling units per acres of land is permitted (Attachment 3).

Site Conditions:

The FEMA flood zone designation for the property is "V20". Zone "V20" is an area of 100-year coastal flood with a possibility for wave velocity.

Currently, each lot contains an existing mobile home and various accessory structures. It is important to note that a carport currently encroaches on lot 25 of Bay Park Subdivision. It is due to this condition that the property owners are seeking to adjust the boundary of the existing lots to rectify the encroachment issue.

Staff completed a site visit on February 25, 2014 (Attachment 4).

Central water and sewer service are provided to the Subject Properties by Panacea Area Water.

Adjacent Parcels:

	Zoning	Future Land Use Designation	Existing Use
Subject Property	RMH-1	Urban 2	Mobile Home
North	RMH-1	Urban 2	Mobile Home
South	RMH-1	Urban 2	Mobile Home
East	RMH-1	Urban 2	Mobile Home
West	RMH-1	Urban 2	Mobile Home

(Attachment 5)

Compatibility:

The proposed final plat is consistent with the Comprehensive Plan's Future Land Use Map designation.

Public Notification:

The advertisement for this public hearing appeared in The Wakulla News on February 20, 2014 (Attachment 6).

This request has been noticed and advertised in accordance with the provisions of the Wakulla County Code. The Planning and Community

Development Department also posted a sign on the property indicating the final plat request. To date, the Planning Department has not received any written responses to the notice.

Additional Issues: The proposed final plat seeks to adjust the boundaries of two existing platted lots. No increase in density is proposed under this final plat application (Attachment 7).

Options:

1. Conduct the final Public Hearing and Approve the proposed Application for Final Plat FP14-01, based upon 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.

2. Conduct the final Public Hearing and Deny the Application for Final Plat FP14-01, based upon the findings of fact and conclusions of law made by the Board and any evidence submitted at the Hearing hereon.

3. Board Direction.

Recommendation:
Option 1

Attachment(s):

1. Location Map
2. FLUE Policy 1.2.6
3. Section 5-43, LDC
4. Site Photos
5. Zoning Map
6. Advertisement
7. Preliminary Plat

SNAILS PACE LANE
TURTLE CREEK LANE
WARBIRD CIRCLE
KITFOX TRAIL
WAKULLA CIRCLE
LENA DRIVE
SURF ROAD
COASTAL HIGHWAY
MASHES SANDS ROAD

Crawfordville with a Future Land Use Map designation of Urban 1 on the Wakulla County Future Land Use Map. Connections to sanitary sewer service and potable central water supply service must be obtained in the above-described area to achieve the 0.30 floor area ratio.

(h) A total combined commercial square footage limitation of 300,000 square feet will apply to all new commercial development occurring within the area defined in Policy 1.2.5(4)(g). The Wakulla County Community Development Department will be responsible for monitoring and inventorying the 300,000 commercial square footage limitation. The commercial square foot limitation will apply only until additional improvements or alternatives are planned for or funded that will provide for additional traffic capacity for critical areas of US 319 occurring within the area defined in Policy 1.2.5(4)(g).

5) Of the thirty one (31) acres of land changed from Rural- 2 to Urban-1 by Ordinance 2007-04, all of the land is restricted to residential use only.

1.2.6. Urban-2 (Urban Services):

1) Description - This land use designation supports the urban service areas identified in Objective 2. The designation permits a range of residential and non-residential development, according to the criteria below.

2) Permitted/Prohibited Uses

(a) Residential, commercial and light industrial uses may be permitted.

(b) Agricultural and forestry activities which produce odors or rely on unrestricted applications of pesticides or other similar materials shall be limited in proximity to residential areas.

(c) Public land uses including schools may be permitted within this land use designation subject to staff review, public hearing, and approval process if compatible and consistent with the land use designation and established as a Conditional Use in the Wakulla County Land Development Code, Section 3-21, (Code dated July 23, 1985, as amended).

3) Density/Intensity Limitations

(a) In areas outside of the coastal high-hazard area, residential development may be permitted up to a density of ten (10) units per acre with connection to central water and sewer (including package plants). Where these services are not available, density shall be limited to one unit per acre.

(b) Within the coastal high-hazard area, development shall be permitted at densities not to exceed four (4) units per acre in areas with connection to central water and sewer (including package plants), and one unit per acre where not available. This allows for rearrangement of lots and clustering without substantially increasing the overall additional level of development.

(c) Non-residential development shall be allowed at a maximum floor-area ratio (FAR)

of 0.5 with connections to central water and sewer and 0. 15 where connections to central water and sewer are not available.

(d) In calculating residential densities, areas which are habitats for threatened or endangered species, the density shall be maintained at the residential land use density for that land use classification. Actual development shall be addressed by transfer of density in the Land Development Code.

(e) In calculating residential densities which are in wetlands the density shall be permitted at an overall density of one unit per twenty (20) acres.

4) Special Development Standards

(a) Non-residential access to principal arterial roads shall be from frontage or service roads or from side streets rather than directly from the abutting arterial or collector road.

(b) Commercial uses located along principal arterials shall be set back sufficiently to accommodate future right-of-way as identified in the Traffic Circulation Element.

(c) Non-residential development in structures over five thousand (5,000) gross square feet in area shall connect to public water service and meet fire flow concurrency pursuant to the County Land Development Code.

(d) School, nursing facilities and all activities used by over fifty (50) persons at one time shall have central sewer and water facilities (including package plants.)

(e) Proposed non-residential land uses may be permitted if the proposed use is not harmful or inconsistent with surrounding land uses. Development approval shall be subject to review and approval by the Local Planning Agency pursuant to the review procedures identified in the Land Development Code. Land use approval shall be contingent upon Plan consistency and a showing that needed facilities and service capacity are available concurrent with the proposal's impacts. Development approval may require additional landscape buffers, screening walls, or other similar requirements to ensure compatibility.

(f) Proposed non-residential land uses shall be consistent with the FLUM and the existing and proposed character and nature of the area. Compatibility will be determined through staff review and the public hearing process before the local planning agency and County Commission.

5) Of the 35.78 acres designated Urban-2 by Ordinance No. 2006-10, not less than 80% may be utilized for residential purposes, and not more than 20% may be utilized for commercial use.

1.2.7. Commercial (Non-Urban):

1) Description - This designation is specifically intended to address larger commercial activities not addressed by the limited commercial development allowed in the Rural and Urban classifications.

ATTACHMENT 3
PAGE 1 OF 1

Sec. 5-43. RMH-1 Mobile Home Residential District regulations.

(1) *District intent.* The provisions of this district are intended to apply to an area predominantly developed with single-family dwellings and mobile homes or other uses which by location, trend of development or planned development designated in the comprehensive plan are appropriate for such areas. This district is appropriate for development with single-family dwellings and mobile homes, resulting in low residential density. The density is designed to preserve and protect the characteristics of single-family neighborhoods and mobile home neighborhoods. This zoning district is permissible in the Urban-2 and Public Facilities land use categories as designated in the comprehensive plan.

(2) *Special requirements.* None.

(3) *Principal uses.*

1. Emergency shelter homes.
2. Family care homes.
3. Single-family dwellings.
4. Mobile homes.
5. Light infrastructure

(4) *Conditional uses.*

1. Cemeteries.
2. Churches and other houses of worship including convents and rectories.
3. Public and private recreation facilities.
4. Schools.

(5) *Development standards.*

1. *Minimum lot size.*
   (a) Area: 6,500 square feet.
   (b) Width: 60 feet. Twenty-five feet for cul-de-sac lots.
   (c) Depth: 90 feet.
2. *Minimum building setbacks.*
   (a) Front: 25 feet.
   (b) Rear: 15 feet.
   (c) Side: eight feet.
3. *Maximum building restrictions.**
   (a) Coverage: 35 percent.
   (b) Height: 25 feet.
   (c) Density: five dwelling units per acre.

***Note**—Density and building coverage may be further restricted by the comprehensive plan.

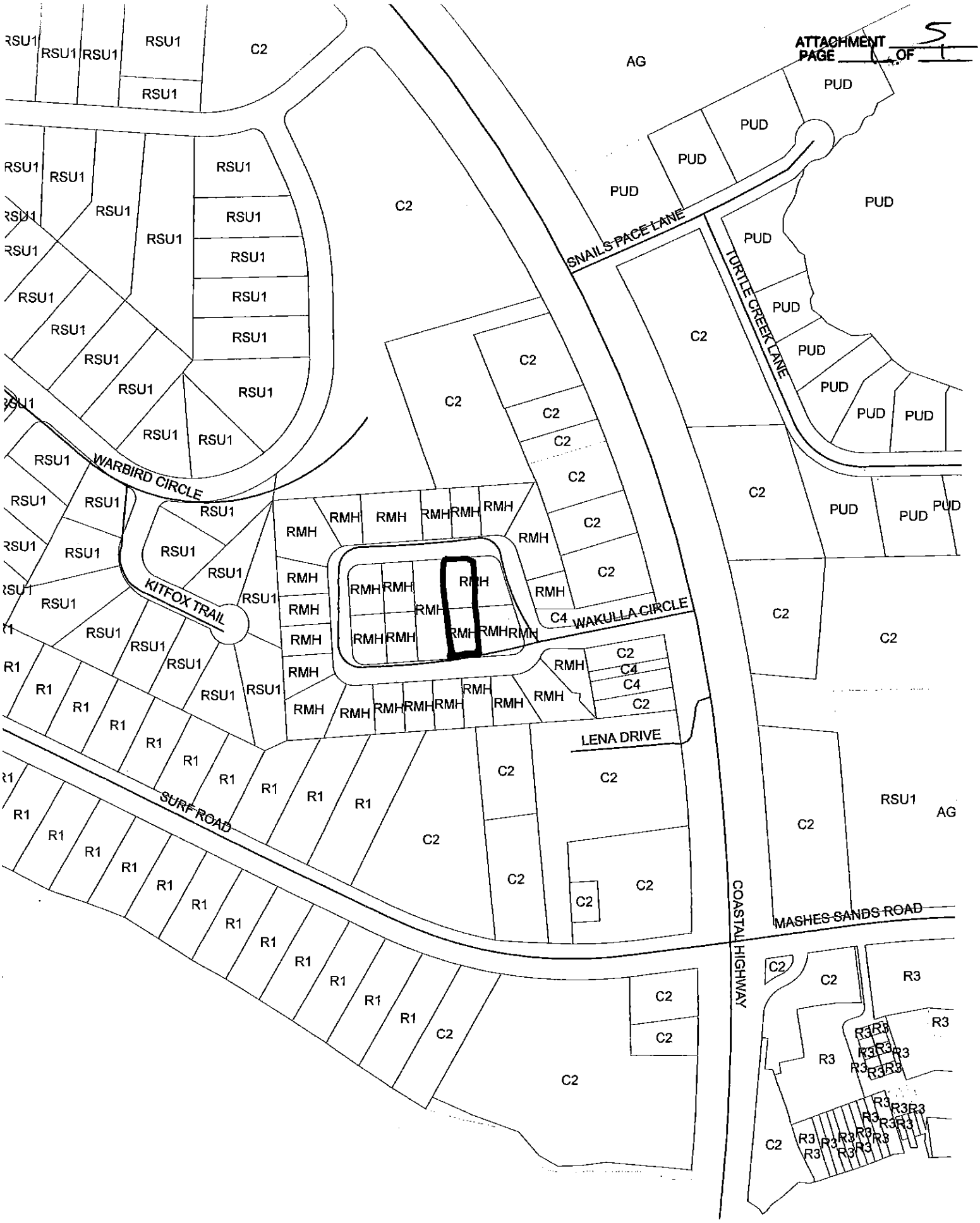
(Ord. No. 86-3, § 8, 4-2-1986; Ord. No. 13-20, § 2, 9-3-2013)

Editor's note—

Ordinance No. 86-3, § 8, added the RMH-1 district as § 5-42; to avoid duplicate numbering, the editor has numbered these provisions as § 5-43

THIS PROPERTY IS SUBJECT TO
A LAND USE CHANGE HEARING
926-3695

HOUSE
FOR SALE
926-3695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FEBRUARY 20, 2014

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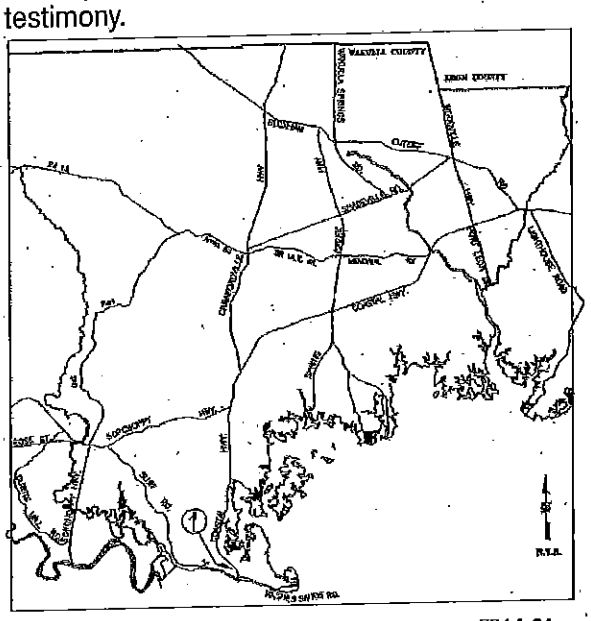
FEBRUARY 20, 2014

WAKULLA COUNTY

Notice of Public Hearing Concerning an Application for Final Plat

The Wakulla County Planning Commission and Board of County Commissioners proposes to consider the following application. Public Hearings are scheduled regarding the following before the **Wakulla County Planning Commission on Monday, March 10, 2014, beginning at 7:00 PM and before the Board of County Commissioners on Monday, April 7, 2014, beginning at 6:00PM, unless otherwise noted below or as time permits.** All public hearings are held at the County Commission Chambers located west of the County Courthouse at 29 Arran Road, Crawfordville, Florida 32327. Interested parties are invited to attend and present testimony.



1. Application for Preliminary Plat: FP14-01

Applicant:	Geral & Mary Chambers and Joseph Awad
Proposal:	replat lots 25 and 32 of Bay Park Subdivision
Tax ID Number:	12-65-02w-098-03907-032 & 12-65-02w-098-03907-025
Existing FLU Map:	Urban 2 (FLUE Policy 1.2.6)
Existing Zoning:	RMH-1 (Section 5-43, LDC)
FEMA Flood Info:	"V20" zone on Panel 0460-C
Parcel Size:	0.704+/- acres
Location:	38 Wakulla Circle and 94 Wakulla Circle

Hearings Required:
Planning Commission: Monday, March 10, 2014, 7:00 p.m.
Board of County Commissioners: Monday, April 7, 2014, 6 p.m.

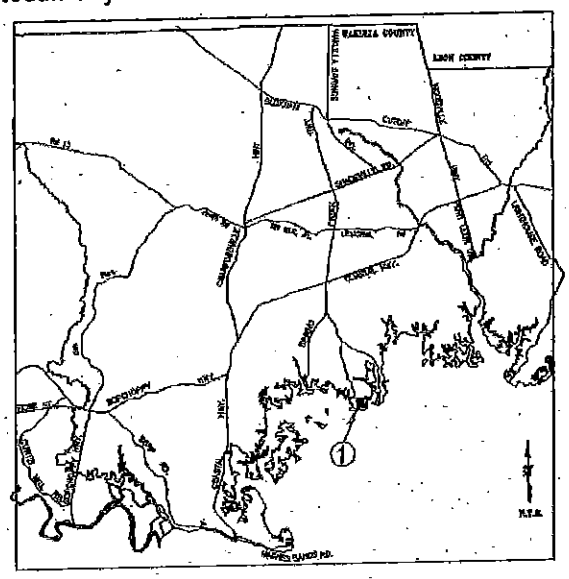
Copies of applications, draft ordinances, and any related public record files may be viewed at the County Planning Department located at 11 Bream Fountain Road, Crawfordville, FL 32327, 8 AM to 4:30 PM M/F; Phone (850) 926-3695. Any person desiring to appeal a decision of a County Board must ensure a verbatim transcript or copy is made of the testimony and exhibits presented at said hearings. Persons with a disability needing a special accommodation should contact the Wakulla County Board of County Commissioners Administration Office at least two (2) days prior to the meeting at (850) 926-0919; Hearing and Voice Impaired at 1-800-955-8771; or email at ADARequest@mywakulla.com.

FEBRUARY 20, 2014

WAKULLA COUNTY

Notice of Public Hearing Concerning an Application for Preliminary Plat

The Wakulla County Planning Commission proposes to consider the following application. A Public Hearing is scheduled regarding the following before the **Wakulla County Planning Commission on Monday, March 10, 2014, beginning at 7:00 PM, unless otherwise noted below or as time permits.** All public hearings are held at the County Commission Chambers located west of the County Courthouse at 29 Arran Road, Crawfordville, Florida 32327. Interested parties are invited to attend and present testimony.



1. Application for Preliminary Plat: PP13-01

Applicant:	Gulf View Shores, LLC
Agent:	Terry Clayton
Proposal:	create 15 lot subdivision
Tax ID Number:	00-00-121-351-11968-A10; 00-00-121-351-11968-A11; 00-00-121-351-11968-000 and Part of 00-00-121-000-11968-005
Existing FLU Map:	Urban 2 (FLUE Policy 1.2.6)
Existing Zoning:	PUD (Section 5-50, LDC)
FEMA Flood Info:	"V20" zone on Panel 0390-D
Parcel Size:	5.833+/- acres
Location:	Northeast corner of Shell Point Road & Beaty Taff Drive

Hearings Required:
Planning Commission: Monday, March 10, 2014 @ 7:00 PM

Copies of applications, draft ordinances, and any related public record files may be viewed at the County Planning Department located at 11 Bream Fountain Road, Crawfordville, FL 32327, 8 AM to 4:30 PM M/F; Phone (850) 926-3695. Any person desiring to appeal a decision of a County Board must ensure a verbatim transcript or copy is made of the testimony and exhibits presented at said hearings. Persons with a disability needing a special accommodation should contact the Wakulla County Board of County Commissioners Administration Office at least two (2) days prior to the meeting at (850) 926-0919; Hearing and Voice Impaired at 1-800-955-8771; or email at ADARequest@mywakulla.com.

JANUARY 23, 2014

CHAMBERS SUBDIVISION

A RE-PLAT OF LOTS 25 & 32, BAY PARK SUBDIVISION AS PER MAP OR PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 71, LYING IN SECTION 1 & 12, TOWNSHIP 6 SOUTH, RANGE 2 WEST, WAKULLA COUNTY, FLORIDA

PLAT BOOK _____, PAGE _____

ODOM SURVEYING & MAPPING, LLC
LB NO. 7391
161 FOX RUN CIRCLE
CRAWFORDVILLE, FLORIDA 32327
TELEPHONE # (850) 926-7068

DEDICATION
STATE OF FLORIDA
COUNTY OF WAKULLA

KNOWN ALL MEN BY THESE PRESENTS THAT GERALD L. & MARY GLADYS CHAMBERS (HUSBAND & WIFE) AND SIRFE JOSEPH AWAD, JR. INDIVIDUAL OWNERS IN FEE SIMPLE OF THE LAND SHOWN HEREON PLATTED AS "CHAMBERS SUBDIVISION" AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF LOT 32, BAY PARK, A SUBDIVISION AS PER MAP OR PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 71, OF THE PUBLIC RECORDS OF WAKULLA COUNTY. SAID POINT BEING THE POINT OF BEGINNING, AND RUN THENCE SOUTH 06 DEGREES 20 MINUTES 08 SECONDS EAST ALONG THE WESTERLY BOUNDARY OF SAID LOT 32, A DISTANCE OF 164.00 FEET TO THE NORTHWEST CORNER OF LOT 24 OF SAID BAY PARK SUBDIVISION; THENCE RUN SOUTH 06 DEGREES 42 MINUTES 56 SECONDS EAST ALONG THE WESTERLY BOUNDARY OF SAID LOT 24, A DISTANCE OF 125.08 FEET TO A POINT LYING ON THE NORTHERLY RIGHT OF WAY BOUNDARY OF WAKULLA CIRCLE (80 FOOT RIGHT OF WAY); THENCE RUN SOUTH 83 DEGREES 20 MINUTES 52 SECONDS WEST ALONG SAID NORTHERLY RIGHT OF WAY BOUNDARY, A DISTANCE OF 78.04 FEET TO THE SOUTHEAST CORNER OF LOT 26 OF SAID BAY PARK SUBDIVISION; THENCE LEAVING SAID NORTHERLY RIGHT OF WAY BOUNDARY RUN NORTH 06 DEGREES 47 MINUTES 40 SECONDS WEST ALONG THE EASTERLY BOUNDARY OF SAID LOT 26, A DISTANCE OF 125.07 FEET TO THE SOUTHEAST CORNER OF LOT 31, OF SAID BAY PARK SUBDIVISION; THENCE RUN NORTH 06 DEGREES 20 MINUTES 08 SECONDS WEST ALONG THE EASTERLY BOUNDARY OF SAID LOT 31, A DISTANCE OF 125.07 FEET TO A POINT LYING ON THE SOUTHERLY RIGHT OF WAY BOUNDARY OF WAKULLA CIRCLE (80 FOOT RIGHT OF WAY); THENCE RUN NORTH 83 DEGREES 52 MINUTES 51 SECONDS EAST ALONG SAID SOUTHERLY RIGHT OF WAY BOUNDARY, A DISTANCE OF 78.00 FEET TO THE POINT OF BEGINNING; CONTAINING 0.45 OF AN ACRE, MORE OR LESS.

HAVE CAUSED SAID LAND TO BE DIVIDED AND SUBDIVIDED AS SHOWN HEREON, AND DO HEREBY DEDICATE TO THE PERPETUAL USE OF THE PUBLIC ALL RIGHTS OF WAY, AND ALL EASEMENTS FOR UTILITIES, DRAINAGE, CABLE TELEVISION SERVICES AND OTHER PURPOSES AND ALL PURPOSES INCIDENT THERETO, RESERVING HOWEVER, THE REVERSION OR REVERSIONS THEREOF SHOULD THE SAME BE ABANDONED, DISCLAIMED, ABANDONED, OR THE USE THEREOF DISCONTINUED AS PRESCRIBED BY LAW BY APPROPRIATE OFFICIAL ACTION BY THE PROPER OFFICIALS HAVING CHARGE OF JURISDICTION THEREOF THIS _____ DAY OF _____, 2014, A.D.

GERALD L. CHAMBERS	WITNESS	WITNESS
MARY GLADYS CHAMBERS	WITNESS	WITNESS
SIRFE JOSEPH AWAD, JR	WITNESS	WITNESS

ACKNOWLEDGMENT
STATE OF FLORIDA
COUNTY OF WAKULLA

BEFORE ME THIS DAY, PERSONALLY APPEARED GERALD L. CHAMBERS, AND ACKNOWLEDGED THAT HE EXECUTED THE FOREGOING DEDICATION FREELY AND VOLUNTARILY FOR THE USES AND PURPOSES THEREIN STATED, THIS _____ DAY OF _____, 2014, A.D. HE IS PERSONALLY KNOWN TO ME OR HAS PRODUCED _____ AS IDENTIFICATION AND DID (DID NOT) TAKE AN OATH.

NOTARY PUBLIC, STATE OF FLORIDA — MY COMMISSION EXPIRES

ACKNOWLEDGMENT
STATE OF FLORIDA
COUNTY OF WAKULLA

BEFORE ME THIS DAY, PERSONALLY APPEARED MARY GLADYS CHAMBERS, AND ACKNOWLEDGED THAT SHE EXECUTED THE FOREGOING DEDICATION FREELY AND VOLUNTARILY FOR THE USES AND PURPOSES THEREIN STATED, THIS _____ DAY OF _____, 2014, A.D. SHE IS PERSONALLY KNOWN TO ME OR HAS PRODUCED _____ AS IDENTIFICATION AND DID (DID NOT) TAKE AN OATH.

NOTARY PUBLIC, STATE OF FLORIDA — MY COMMISSION EXPIRES

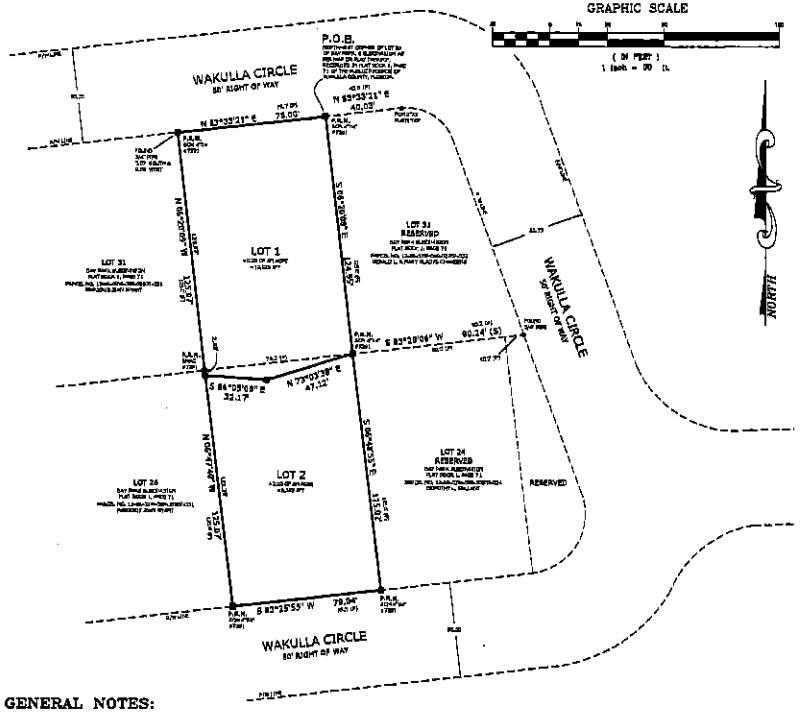
ACKNOWLEDGMENT
STATE OF FLORIDA
COUNTY OF WAKULLA

BEFORE ME THIS DAY, PERSONALLY APPEARED SIRFE JOSEPH AWAD, JR., AND ACKNOWLEDGED THAT HE EXECUTED THE FOREGOING DEDICATION FREELY AND VOLUNTARILY FOR THE USES AND PURPOSES THEREIN STATED, THIS _____ DAY OF _____, 2014, A.D. HE IS PERSONALLY KNOWN TO ME OR HAS PRODUCED _____ AS IDENTIFICATION AND DID (DID NOT) TAKE AN OATH.

NOTARY PUBLIC, STATE OF FLORIDA — MY COMMISSION EXPIRES

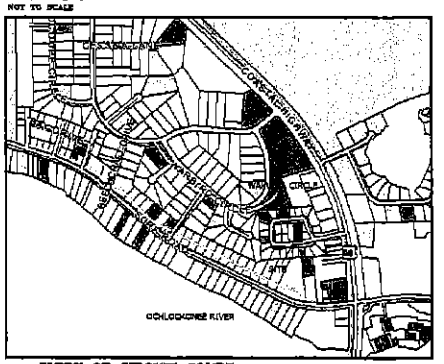
GRAPHIC SCALE

(IN FEET)
1 inch = 20 ft.



VICINITY MAP

NOT TO SCALE



CLERK OF CIRCUIT COURT:

ACCEPTED FOR THE FILES AND RECORDED THIS _____ DAY OF _____, 2014, IN PLAT BOOK _____, PAGE _____ OF THE PUBLIC RECORDS OF WAKULLA COUNTY, FLORIDA.

BY: _____
CLERK OF CIRCUIT COURT
WAKULLA COUNTY, FLORIDA

COMMISSION REVIEW AND APPROVAL:

APPROVED BY THE COUNTY COMMISSION OF WAKULLA COUNTY, FLORIDA THIS _____ DAY OF _____, 2014, A.D.

CHAIRMAN OF BOARD OF COUNTY COMMISSIONERS — COUNTY ATTORNEY

APPROVED BY THE PLANNING COMMISSION OF WAKULLA COUNTY, FLORIDA THIS _____ DAY OF _____, 2014, A.D.

COUNTY PLANNING DIRECTOR — PLANNING COMMISSION CHAIRMAN

GENERAL NOTES:

1. DATE OF BOUNDARY SURVEY FEBRUARY 11, 2014.
2. BEARINGS ARE BASED ON THE NORTHERLY BOUNDARIES OF LOTS 26 & 32 OF BAY PARK SUBDIVISION AS PER MAP OR PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 71 OF THE PUBLIC RECORDS OF WAKULLA COUNTY, FLORIDA. BEARING BASE IS N 83°33'21" E PER PLAT OF RECORD.
3. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS THAT MAY BE FOUND IN THE PUBLIC RECORDS OF WAKULLA COUNTY, FLORIDA.
4. A CURRENT TITLE OPINION WAS NOT PROVIDED AT TIME OF BOUNDARY SURVEY.
5. ALL PERMANENT CONTROL POINTS AND PERMANENT CONTROL MONUMENTS ARE MARKED AS SHOWN UNLESS OTHERWISE NOTED ON PLAT.
6. LOTS SHALL NOT BE DIVIDED OR SUBDIVIDED WITHOUT COMPLYING WITH PLATTING PROCESS PURSUANT TO CHAPTER 177, FLORIDA STATUTES AND THE WAKULLA COUNTY SUBDIVISION REGULATIONS.
7. THE CONSTRUCTION OF PERMANENT STRUCTURES, EXCLUDING DRIVEWAYS, IS PROHIBITED WITHIN DRAINAGE AND UTILITY EASEMENTS.
8. FENCE IMPROVEMENTS ON THIS PROPERTY HAVE NOT BEEN LOCATED EXCEPT WHERE SHOWN OTHERWISE.
9. BASED ON THE NATIONAL FLOOD INSURANCE PROGRAM, FLOOD INSURANCE RATE MAP COMMUNITY PANEL NO. 12093C0445C, DATED: JUNE 2, 2008. THE ABOVE DESCRIBED PROPERTY IS LOCATED IN ZONE "VE" ELEVATION 16'.
10. AS PROVIDED FOR IN CHAPTER 177.091(28) OF THE FLORIDA STATUTES:

(28) All planned utility easements shall provide that such easement shall also be easements for the construction, installation, maintenance, and operation of cable television services; provided, however, no such construction, installation, maintenance, and operation of cable television services shall interfere with the facilities and services of an electric, telephone, gas, or other public utility. In the event a cable television company damages the facilities of a public utility, it shall be solely responsible for the damages. This section shall not apply to those private easements granted to or obtained by a particular electric, telephone, gas, or other public utility. Such construction, installation, maintenance, and operation shall comply with the National Electrical Safety Code as adopted by the Florida Public Service Commission.

5/8-INCH IRON ROD WITH PLASTIC CAP ENCASED WITHIN A 4"X4" CONCRETE MONUMENT MARKING PERMANENT REFERENCE MONUMENTS AND PERMANENT CONTROL MONUMENTS UNLESS OTHERWISE NOTED.

5/8-INCH IRON ROD WITH PLASTIC CAP MARKING INTERIOR LOT CORNERS.

SETBACKS:

FRONT: 25'
SIDE: 8'
REAR: 15'

LEGEND

☐ FCM	FOUND CONCRETE MONUMENT (4"x4")	TBM	TEMPORARY BENCH MARK
■ SCM	SET CONCRETE MONUMENT LB NO. 7391 (4"x4")	NO.	NUMBER
○	FOUND IRON ROD #m (5/8")	O.R.	OFFICIAL RECORDS
◉	SET IRON ROD, SIR LB NO. 7391 (5/8")	(P)	PLATTED DATA
R/W	RIGHT-OF-WAY	(S)	SURVEY INFORMATION
℄	CENTER LINE	PCM	PERMANENT CONTROL POINT
⊕	POWER POLE	PRM	PERMANENT REFERENCE MONUMENT
—OHW—	OVERHEAD WIRE	FIP	FOUND IRON PIPE
LB	LICENSED BUSINESS	FPC	FOUND PINCH PIPE
		FN&C	FOUND NAIL & CAP
		SN&C	SET NAIL & CAP LB NO. 6745

NOTICE:

THIS PLAT, AS RECORDED IN ITS GRAPHIC FORM, IS THE OFFICIAL DEPICTION OF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO CIRCUMSTANCES BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OR DIGITAL FORM OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

SURVEYOR'S CERTIFICATION:

I HEREBY CERTIFY THAT THIS SURVEY WAS MADE UNDER MY RESPONSIBLE DIRECTION AND SUPERVISION AND IS A CORRECT REPRESENTATION OF THE LANDS SURVEYED, THAT THE PERMANENT REFERENCE MONUMENTS AND PERMANENT CONTROL POINTS HAVE BEEN SET AND THAT THE MONUMENTATION AND SURVEY DATA COMPLY WITH CHAPTER 177 OF THE FLORIDA STATUTES, AND CHAPTER 61G17-6 OF THE FLORIDA ADMINISTRATIVE CODE, AS AMENDED.

STEVEN A. COOK
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. 6418

JOB NO. 14-006
DRAWING DATE: FEBRUARY 11, 2014
REVISED: FEBRUARY 24, 2014
FIELD SURVEY DATE: (MONUMENTS SET): FEBRUARY 11, 2014

SHEET 1 OF 1

ATTACHMENT PAGE 1 OF 1

PDF created with pdfFactory trial version www.pdffactory.com

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 21, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Luis N. Serna, Planning and Community Development Director Melissa Corbett, Planner II
Subject:	Request Board Approval to File an Application to Close/Abandon a portion of Magnolia Street in Magnolia Gardens Subdivision (Michael Lott, Applicant)

Statement of Issue:
This agenda item requests Board approval to file an application to close and abandon a portion of Magnolia Street in Magnolia Gardens subdivision and to advertise said road closing application for the next practical public hearing.

Background:
The current Road Closing Policy requires that citizens desiring to close and abandon a roadway must first obtain approval from the Board before an application for road closing can officially be filed (Attachment #1). If the Board determines that a closing of the subject roadway is appropriate for consideration, the citizen may then file an application with the Planning and Community Development Department and the matter will be advertised for the next practical public hearing. Michael Lott, who owns one of the lots abutting the platted but unopened Magnolia Street, has made such a request for the closing of a portion of said road. The section of right of way proposed for closure lies between Lots 5 through 9 of Block I to the west of Magnolia Street and Lots 42 through 46 of Block F to the east of the street as shown on the plat of Magnolia Gardens (Attachment #2). The Applicant, Mr. Lott, owns Lot 45 of Block F. The remaining lots abutting the portion of roadway under consideration for closure are owned by the Applicant's parents, Mike L. and Melinda Lott.

The portion of Magnolia Street under consideration for closure is included in the platted development of Magnolia Gardens subdivision, and is therefore a platted roadway. The Magnolia Gardens subdivision was recorded on July 18, 1960 in Plat Book 1 Page 37 (Attachment #3). The Subject Roadway section proposed for abandonment does not appear on the County's 911 street maps because, to the best of staff's knowledge, it has never been opened as a public roadway (Attachment #4). The southernmost section of Magnolia Street was opened by a developer in approximately 2006 to accommodate new home construction. That portion of roadway is named Imaginary Lane on the County's 911 street maps. The Subject Roadway contains fifty (50) feet of right of way in width and is two hundred fifty (250) feet long per the plat.

Analysis:

According to historic aerial photography, the section of Magnolia Street under review does not appear to have ever been opened or utilized as a public roadway. This platted right of way is wooded as are the adjoining lots. In addition, what appears to be a natural pond exists within the road right of way. Per aerial photography this pond's northern boundary begins approximately between Lot 6 of Block I and Lot 45 of Block F. Then the pond extends to its southern boundary lying approximately between Lot 8 of Block I and Lot 43 of Block F of Magnolia Gardens subdivision. The Applicant has indicated that someone has been placing trash into the pond (Attachment #5). He is seeking to close this right of way area so that the pond can be better protected from the illegal dumping.

On the Magnolia Gardens plat Magnolia Street is shown to extend all the way between Elm Drive (currently Dan's Drive) on the north side and Sycamore Drive (currently King Bee Drive) to the south. It is important to note that only the section of platted right of way surrounding the existing pond is being considered for closure. Thus, the proposed closure would not hinder access to parcels other than that owned by the Applicant and his family members as the remaining right of way could be opened in the future if developers or the County so desired. The Applicant and his family members' current parcels would not be landlocked by the road closure as they also own adjoining lots that extend to the west to Lance Lane and to the east to Dustin Lane (Attachment #2). Therefore, should the Road Closure ultimately be approved, the Lott family members will also be able to access their property through other existing roads. Staff suggests that a Unity of Title for these lots be considered during the Road Closure process to ensure no landlocked parcels will be created in the future.

The request was reviewed by members of the Technical Review Committee at their March 20, 2014 meeting. The Committee members did not raise any concerns with the proposed closure. It is also important to note that staff is not aware of any intent by the County to open the roadway. Should the right of way ultimately be closed, ownership of the road's property will technically be split and each half joined with the properties abutting the side of the road. This portion of Magnolia Street does not appear to have ever been opened and utilized for public access. The closing of the subject roadway would not hinder existing traffic flow or school bus routes.

Options:

1. Approve the filing of an application to close/abandon a portion of Magnolia Street in Magnolia Gardens Subdivision.
2. Do not approve the filing of an application to close/abandon a portion of Magnolia Street in Magnolia Gardens Subdivision.
3. Board Direction.

Recommendation:

Option 1. Based upon the fact that a pond exists in the portion of platted right of way under consideration, staff supports the approval of the filing of the road closing application and holding the required public hearing.

Attachment(s):

1. Road Closing Policy and Procedures
2. Portion of Magnolia Street To Be Closed
3. Magnolia Gardens plat
4. Site Photos
5. 911 map

ROAD CLOSING
POLICY AND PROCEDURES

PETITION:

A person or persons wishing to have a road closed shall petition the County Commisioners on a form provided by the Planning Department. The petition and all pertinent information shall be submitted to the Planning Department for determination as to whether formal action by the County Commission should be required to close the road in question.

The Planning Department will contact other government agencies and appropriate officials during its determination. If it is determined that formal action by the County is not required, the petitioner will be so notified and any further action by the petitioner would constitute a civil action. If it is determined that formal action is required, the petitioner will be so notified and the following procedures shall apply:

1. The petitioner shall complete a ***Road Closing Application***, provided by the Planning Department, to seek approval to file an application to close/abandon a road, and submit same to the Planning Department. The Planning Department shall submit the request to the Administrative Office of the Board of County Commissioners and notify the petitioner of the date and time to appear before the Board.

a. If the Board denies the petitioner's request to file an Application, no further action shall be taken.

b. If the Board approves the request to file an Application, the following procedures apply:

APPLICATION:

1. The petitioner shall complete the ***Road Closing Application***, (previously provided by the Planning Department), by submitting a filing fee of $510.00 to the Planning Department for processing.

2. The Planning Department shall notify all property owners abutting the road by certified mail. The list of property owners is to be furnished by the petitioner, and may be obtained from the Property Appraiser's Office.

3. The Planning Department shall schedule a public hearing for the next practical Board of County Commissioner's meeting, and so notify the petitioner.

4. The Planning Department shall advertise the County's intent at least once in the newspaper 15 days prior to the scheduled public hearing. This advertisement shall include a map, the time, date and place of the hearing.

5. At such public hearing, any action of the Commissioners as authorized by Section 336.09, Florida Statutes, shall be evidenced by a resolution duly adopted and entered upon the minutes of the Commissioners.

6. A letter shall be sent to the petitioner as to the action of the Commissioners at the public hearing.

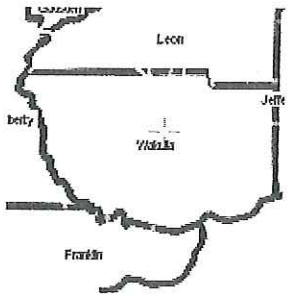
7. Notice of the adoption of such a resolution by the Commisioners shall be published one time, within 30 days following the adoption of said resolution in a newspaper of general circulation.

= Right of Way Considered For Closure

= Lots Owned By Applicant/Applicant's Family

Parcel: 00-00-078-013-11019-000 Acres: 0.114

	LOTT MICHAEL		350
			0
	500 on 02-2014 Reason=Q Qual=Y		0
	58 BEASLEY RD SOPCHOPPY, FL 32358		350
			350
			0
			350



The Wakulla County Property Appraiser's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The assessment information is from the last certified taxroll. All data is subject to change before the next certified taxroll. PLEASE NOTE THAT THE PROPERTY APPRAISER MAPS ARE FOR ASSESSMENT PURPOSES ONLY NEITHER WAKULLA COUNTY NOR ITS EMPLOYEES ASSUME RESPONSIBILITY FOR ERRORS OR OMISSIONS —THIS IS NOT A SURVEY—

Date printed: 02/24/14 : 23:46:27

ATTACHMENT 3
PAGE 1 OF 1

MAGNOLIA GARDENS

= Roadway Section Considered For Closure

PLAT
OF SURVEY OF
MAGNOLIA GARDENS
A SUBDIVISION OF PART OF LOTS 71 AND 78, HARTSFIELD SURVEY OF
WAKULLA COUNTY, FLORIDA
SCALE: 1" = 100' JULY 8, 1960

I HEREBY CERTIFY THAT THIS PLAT IS A TRUE AND CORRECT REPRESENTATION OF A SURVEY OF THE LANDS DESCRIBED HEREON AND THAT PERMANENT REFERENCE MONUMENTS HAVE BEEN PLACED ACCORDING TO LAW.

C.H. Hance
LAND SURVEYOR FLA. REG. CERT. NO. 2317

NOTE: ALL CORNERS HAVE A RADIUS OF 30 FEET.

NORTHEAST CORNER OF LOT 78 HARTSFIELD SURVEY

SILVER LAKE

NOT INCLUDED IN THIS PLAT

KNOW ALL MEN BY THESE PRESENTS, THAT THE PANACEA DEVELOPMENT CORPORATION, THE OWNER IN FEE SIMPLE OF THE LANDS SHOWN HEREON AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: FROM THE NE CORNER OF LOT 78 HARTSFIELD SURVEY OF LANDS IN WAKULLA COUNTY, FLORIDA, RUN THENCE WESTWARD ALONG THE NORTH BOUNDARY LINE OF SAID LOT, A DISTANCE OF 600 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE WESTWARD ALONG SAID LOT LINE TO THE NW CORNER OF THE NE1/4 OF SAID LOT, THENCE RUN SOUTHWARD ALONG THE WEST BOUNDARY OF THE NE 1/4 OF SAID LOT, A DISTANCE OF 1980 FEET, THENCE CONTINUE SOUTHWARD ALONG THE WEST BOUNDARY OF THE W1/2 OF THE SE1/4 OF SAID LOT A DISTANCE OF 990 FEET, THENCE EASTWARD ALONG THE SOUTH BOUNDARY LINE OF THE W1/2 OF SE1/4 OF SAID LOT A DISTANCE OF 909.9 FEET, THENCE ANT OF THE W1/2 OF THE SE1/4 OF SAID LOT A DISTANCE OF 990 FEET, THENCE NORTHWARD ALONG THE EAST BOUNDARY OF SAID LOT 78 H.S. A DISTANCE OF 909.9 FEET, THENCE OF 1980 FEET TO THE EAST BOUNDARY LINE OF SAID LOT 78 H.S., THENCE NORTHWARD AT RIGHT ANGLES A DISTANCE OF 723 EASTWARD AT RIGHT ANGLES A DISTANCE OF 723 FEET, THENCE NORTHWARD AT RIGHT ANGLES A DISTANCE OF 330 FEET THENCE WESTWARD AT FEET TO THE EAST BOUNDARY LINE OF SAID LOT 78 H.S., THENCE NORTHWARD ALONG THE EAST BOUNDARY LINE OF SAID LOT 78 A DISTANCE OF 330 FEET; THENCE WESTWARD AT RIGHT ANGLES A DISTANCE OF 600 FEET, THENCE NORTHWARD, PARALLEL WITH THE EAST BOUNDARY LINE OF SAID LOT 78 H.S. A DISTANCE OF 594 FEET, TO THE POINT OF BEGINNING ANGLES A DISTANCE OF 300 FEET, THENCE NORTHWARD, PARALLEL WITH THE EAST BOUNDARY LINE OF HARTSFIELD SURVEY OF LANDS IN WAKULLA COUNTY, FLORIDA, AND HAVE CAUSED SAID LAND CONTAINING 147 ACRES, MORE OR LESS AND LYING AND BEING IN LOTS 78 AND 71 HARTSFIELD SURVEY OF LANDS IN WAKULLA COUNTY, FLORIDA, AND HAVE CAUSED SAID LAND TO BE SURVEYED AND PLATTED AS SHOWN HEREON, AND DO HEREBY DEDICATE THE PERPETUAL USE OF THE PUBLIC AS PUBLIC ROADS AND STREETS AS SHOWN HEREON RESERVING TO THEMSELVES, THEIR HEIRS, SUCCESSORS, ASSIGNEES, OR LEGAL REPRESENTATIVES THE REVERSION OR REVERSIONS OF THE SAME WHENEVER ABANDONED BY THE PUBLIC OR DISCONTINUED BY LAW.
IN WITNESS WHEREOF, THEY HAVE CAUSED THESE PRESENTS TO BE SIGNED AND WITNESSED THIS 18 DAY OF July A.D. 1960.
WITNESSES:

STATE OF FLORIDA
COUNTY OF WAKULLA
I HEREBY CERTIFY THAT ON THIS DAY PERSONALLY APPEARED BEFORE ME, THE UNDERSIGNED AUTHORITY, THE PRESIDENT AND SECRETARY OF THE PANACEA DEVELOPMENT CORPORATION AND ACKNOWLEDGED THAT THEY EXECUTED THE DEDICATION HEREON SHOWN FOR THE USE AND PURPOSE THEREIN STATED.
WITNESS MY HAND AND OFFICIAL SEAL THIS 18th DAY OF July A.D. 1960.
SIGNED: PRESIDENT
SECRETARY
NOTARY PUBLIC

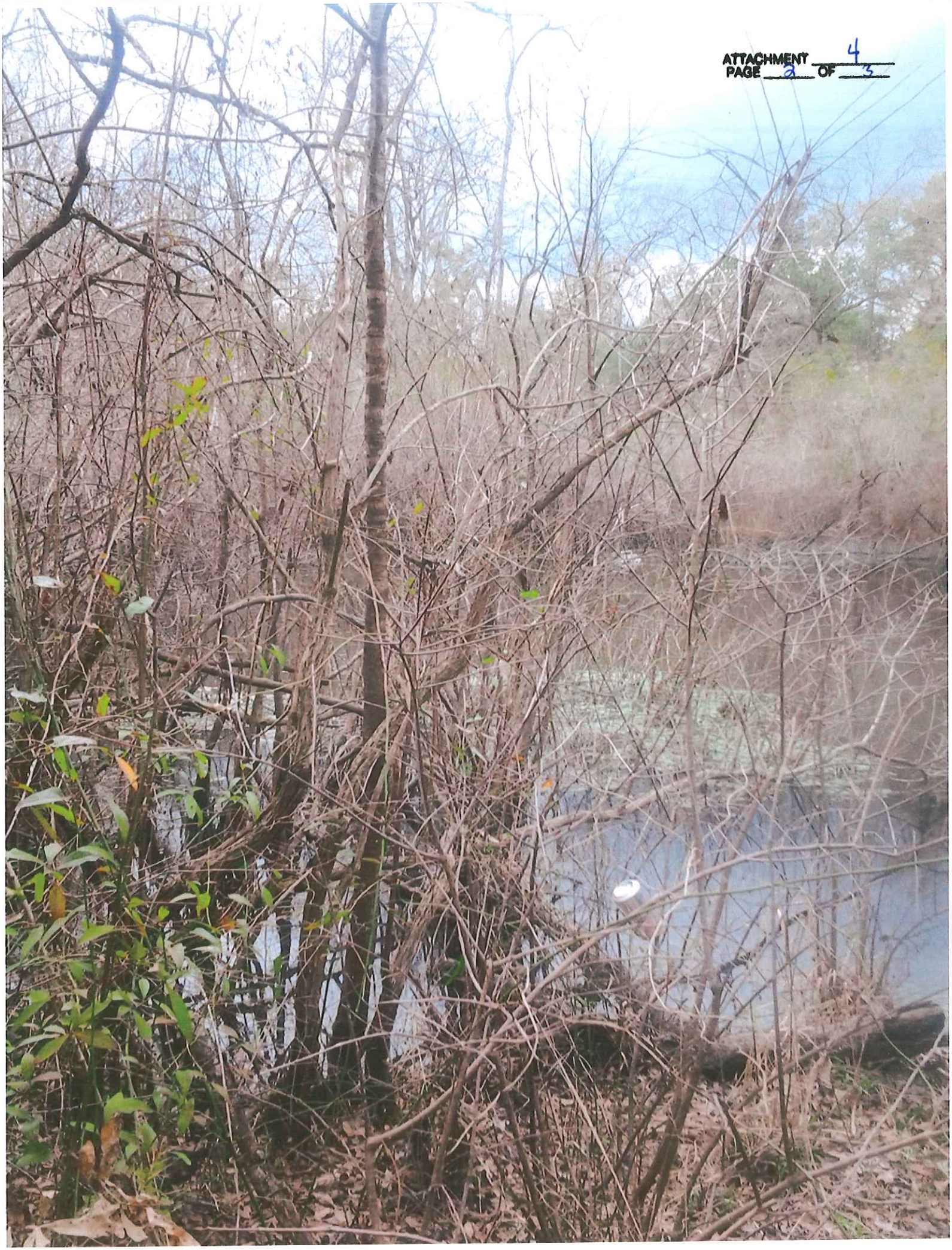
STATE OF FLORIDA
COUNTY OF WAKULLA
APPROVED BY THE BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA, THIS 18th DAY OF July A.D. 1960.
CHAIRMAN

STATE OF FLORIDA
COUNTY OF WAKULLA
I HEREBY CERTIFY THAT THE PLAT SHOWN HEREON COMPLIES WITH THE LAND LAWS OF THE STATE OF FLORIDA AND THAT SAID PLAT IS FILED FOR RECORD AND RECORDED IN PLAT BOOK NO. ___ PAGE ___ OF THE PUBLIC RECORDS OF WAKULLA, COUNTY, FLORIDA, THIS 18th DAY OF July A.D. 1960.
CLERK OF CIRCUIT COURT
WAKULLA COUNTY, FLORIDA.

PB-1 Page 37

BAY STREET
PINE STREET
MAGNOLIA STREET
HICKORY STREET
POPULAR STREET
OAK STREET
CEDAR STREET
CHERRY STREET
PALM DRIVE
MAPLE DRIVE
PALM DRIVE
ELM DRIVE
SYCAMORE DRIVE
WALNUT STREET
EAST BOUNDARY LINE OF LOT 78
SOUTH BOUNDARY LINE OF LOT 78
NORTHWEST CORNER OF THE NORTHEAST QUARTER OF LOT 78 HARTSFIELD SURVEY

ATTACHMENT 4
PAGE 1 OF 15



ATTACHMENT 4
PAGE 3 OF 3

ATTACHMENT 5
PAGE 1 OF 1

NOTE:
SEE INSTRUCTION PAGE FOR MAP SYMBOLS.

LOCATION OF INSERT ON SHEET

SCALE BAR
200 0 200 400

REVISION NOTES

MSAG Data Consultants, Inc.
Orange, Virginia 22960

9-1-1 PLANIMETRIC MAP OF
WAKULLA COUNTY
FLORIDA

SHEET NO.
113-1

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 18, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator James Melvin, Building Official Jaime Baze, Code Enforcement Office
Subject:	Request Board Direction of Application for Forgiveness of Code Enforcement Lien CEB #LR-009

Statement of Issue:
This agenda item requests Board Direction regarding an Application for Reduction or Forgiveness of Code Enforcement Lien (Attachment # 1) CEB #LR-009 in Code Enforcement Board Case CE2013-1.

Background/Chronology of Events

September 11, 2013: The Code Enforcement Board ("CEB") found the subject property, located at 1634 MLK Memorial Rd, Crawfordville, FL 32327, to be in violation of Section 8.053 of the Wakulla County Code.

September 18, 2013: The CEB Order was recorded in OR Book 921, Pages 725-728.

December 10, 2013 Federal National Mortgage Association ("FNMA") brought the property into compliance and staff verified same.

December 12, 2013: Order Imposing Fines recorded in OR Book 928, Pages 896-901.
Notice of Lien recorded in OR Book 929, Pages 1-2.

December 27, 2013 Certificate of Title recorded in OR Book 929, Pages 826. Property was sold to FNMA.

March 3, 2014: FNMA submitted payment of the $25 application fee for its Application for Reduction of Code Enforcement Lien.

March 3, 2014: Payment of the $150 administration charge was submitted.
Affidavit of Compliance was entered.

March 12, 2014: The Application for Reduction of Code Enforcement Lien was presented to the Code Enforcement Board ("CEB"). The CEB voted 3-1 to reduce the

lien from $6,300.00 to $3,000.00.

Analysis:

The current owner is not the individual who violated the County Code, but is rather the second person or entity to take ownership of this property since it was transferred from the original owner by way of certificate of title. The County's hard costs associated with prosecuting Code Case CE2013-1 is $2,070.04. The CEB voted to reduce the lien from $6,300.00 to $3,000.00.

Budgetary Impact:

If approved to forgive the lien in its entirety, this item will effectively release a County lien in the amount of $6,300.00. Because the underlying property is not classified as homestead property, this is a lien that could ultimately be foreclosed on by the County if the property owner does not choose to pay it.

OR

If approved, as recommended by the CEB, this item will effectively reduce a County lien in the amount of $6,300.00 to $3,000.00. Because the underlying property is not classified as homestead property, this is a lien that could ultimately be foreclosed on by the County if the property owner does not choose to pay it.

Options:

1. Approve to Forgive Application for Reduction or Forgiveness of Code Enforcement Lien CEB #LR-009.
2. Do Not Approve to Forgive Application for Reduction or Forgiveness of Code Enforcement Lien CEB #LR-009.
3. Approve to Reduce Application for Reduction or Forgiveness of Code Enforcement Lien CEB #LR-009.
4. Do Not Approve to Reduce Application for Reduction or Forgiveness of Code Enforcement Lien CEB #LR-009.
5. Board direction.

Recommendation:

Option #5

Attachment(s):

1. CEB #LR-009

ENTERED 3/3/14

CEB-LR # 009

WAKULLA COUNTY
PLANNING & COMMUNITY DEVELOPMENT

CODE ENFORCEMENT

3095 Crawfordville Highway • Crawfordville, FL 32327 • (850) 745.7760
Fax: (850) 926-8086 • www.mywakulla.com

Code Enforcement Case Number: CE2013-1

APPLICATION FOR REDUCTION OF CODE ENFORCEMENT LIENS

Property Owner(s): Federal National Mortgage Association

Violation Address: 1634 Dr Martin Luther King Jr Rd Phone: _____

Lien Amount: $6300.00 Date Recorded: 9-18-13 OR Book 928 Page 896

Payment Amount: $150.00 Admin Ck. Date Lien Paid in Full: _____

Date property was brought into compliance (per Code Enforcement): Not Aware

Was property purchased subsequent to Recording of Lien? ☑ Yes ☐ No

Why do you believe this Application should be approved? Property under new ownership
This is now Fannie Mae foreclosure until properties are in their possession, are they able to address code issues during this time.

Amount of reduction requested? $6300.00

I hereby swear that the above information is true and correct.

Chris Cicatello
Signature of Applicant

STATE OF FLORIDA
COUNTY OF ~~WAKULLA~~ Leon

SWORN TO AND SUBSCRIBED before me this 28th day of February, 2014, by Chris Cicatello, who is personally known or presented the following identification to me.

Identification: _____

Rhonda M. Brant 2/28/14
Notary Date

Seal: RHONDA M. BRANT MY COMMISSION # EE 084548 EXPIRES: June 30, 2015 Bonded Thru Notary Public Underwriters

Office Use Only: Attachments:
$25.00 Application Fee: $250.00 Receipt #: 642639
Order Imposing Fines: 12/12/13 Recorded Lien: 12/12/2013

Additional Information:
Does the BOCC have other unsatisfied liens on property owned by the same property owner? ☐ Yes ☑ No
Has the BOCC previously reduce a lien for this property or the current applicant? ☐ Yes ☑ No

Nature of Code Enforcement Violation: Sec 8.051 Dangerous Structure
Duration of Violation: 10/12/13 thru 12/10/2013 Repeat Violation? ☐ Yes ☑ No
Property Value: _____
Were County resources used to bring the property into compliance? ☐ Yes ☑ No
If yes, explain actions taken to bring property into compliance and dollar amount: _____

Inspected on: DEC 10, 2013 BCC 3/12/14 REDUCE TO $3,000.00
Inspected by: DJONES Approved: Yes _____ No _____
In compliance: Yes ✓ No _____ Approved By: _____
Date Approved: _____

WAKULLA COUNTY

Code Enforcement Department
COST ESTIMATE SHEET

Code Case No. CE2013-1
HERRING, Telisa
1634 Dr. Martin Luther King Jr Rd

Code Enforcement Service	Intake	Costs and Time	
1) Complaint Filed- letter, call or walk-in	30 min		0.5
2) Staff research / Data Entry	1 hr		1.0
**Dangerous Structure damaged caused by fire*			
3) Site Inspection / Photos	1.5 hr	X 3	4.5
4) Enter Inspection Results / Upload Photos	30 min	x 3	1.5
5) Preparation of Notice of Violation	30 min	X 2	1.0
6) Mailings: Notice of Violation Letters			
6 (a) Certified / Regular	15 min	x 2	0.5
6 (b) Posting of Property and Administration	1.5 hrs		1.5
7) Follow up Inspection- verification of compliance	1.5 hrs		1.5

Forward to Code Board for further action

8) Preparation Hearing Materials	2 hrs		2.0
CEB on September 18, 2013			
9) Pre-Board Inspection	1.5 hrs		1.5
10) Mailings: Notice of Hearing and Statement of Case			
Certified / Regular	15 mins		0.25
Posting of Property and Administration	1.5 hr		1.5
11) CEB Meeting	2 hrs		2.0
12) Preparation of CEB Orders/ Findings of Facts	1 hr		1.0
Mailings: CEB Order - Findings of Facts			
Certified / Regular	15 mins		0.25
13) Post CEB Inspection	1.5 hr		1.5
14) Preparation of Affidavit and Order Imposing Fines	1 hr		1.0
Mailings: Affidavit of Non-Compliance			
Certified / Regular	15 mins		0.25
15) Preparation of Notice of Lien	1 hr		1.0
Mailings: Order Imposing Fines and Notice of Lien			
Certified / Regular	15 mins		0.25

Staff Hours = **25 hrs**

Costs and Additional Charges:

Mailing Fees:	Certifed	Regular
	$5.54	$0.46
**Mailing fee for Notice of Hearing*	$6.51	$0.61

Recording Fees:	First Page	Additional Pages
	$10.00	$8.50

Public Hearing Ads in Wakulla News	Monthly Ad		$35.00
Mailings:			
Notice of Violation and Misc Letters:			
Notice of Violation dated January 18, 2013	Certified / Regular		$6.00
Notice of Dangerous Structure dated January 24, 2013	Certified / Regular		$6.00
Additional copies provided to mortgage holder (bank)	Regular Mail		$0.46
Code Board Documents:			
Notice of Hearing and Statement of Case	Certified / Regular		$7.12
Code Board Order	Certified / Regular		$6.00
Affidavit of Non-Compliance	Certified / Regular		$6.00
Order Imposing Fines	Certified / Regular		$6.00
Notice of Lien	Certified / Regular		$6.00
Additional copies provided to mortgage holder (bank)	Regular Mail		$0.46
Recording Fees:			
Code Board Order		4 Pgs	$35.50
Affidavit of Non-Compliance		2 Pgs	$18.50
Order Imposing Fines		3 Pgs	$27.00
Notice of Lien		2 Pgs	$10.00

= **$170.04**

Hard Cost:

Staff Hours	25 hrs x $52.00 * hourly rate =	$1,300.00
Expenses associated with this case	+	$170.04
Attorney Costs	+	$600.00
TOTAL:	=	$2,070.04

Imposed Fee and Fines: $250 first day + $100 per day

October 12, 2013 thru December 10, 2013	*(59 days)*	$6,150.00
Administration Charge	+	$0.00
TOTAL:	=	$6,150.00

**Calculated at an hourly rate that can be assigned for staff time used. Previous calculations were a rate at $52.00 per hour, which was the total average for CE Officer / CEB Admin only. Staff to include: Code Enforcement Officer, CEB Coordinator and Building Inspector*

Additional Notes: Administration Charge Paid on March 3, 2014. An Order was entered against the property owner on September 11, 2013, and recorded on September 18, 2013 at ORB Book 921, Page: 725-728; the Order Imposing Fines entered on December 11, 2013, and recorded on December 12, 2013 at ORB Book 928, Page 896, to secure payment of the fines in the amount of **$6,150.00.**

Owner and Parcel Information

Owner Name	FEDERAL NATIONAL MORTGAGE ASSO DRAWER 1099-A	**Today's Date**	February 28, 2014
Mailing Address	3900 WISCONSIN AVE NW	**Parcel Number**	00-00-034-012-09511-002
	WASHINGTON, DC 20016	**Tax District**	Unincorporated County (District 3)
Location Address	1634 DR MARTIN LUTHER KING JR RD	**2013 Millage Rates**	17.09200
Property Usage	SINGLE FAM (000100)	**Acreage**	0.153 Acres
Section Township Range	--34	**Homestead**	N

Show Parcel Maps | Generate Owner List By Radius

Value Information

	2012 Certified Values	2013 Certified Values
Building Value	$82,272	$0
Extra Feature Value	$4,116	$2,456
Land Value	$4,000	$4,000
Land Agricultural Value	$0	$0
Agricultural (Market) Value	$0	$0
Just (Market) Value*	$90,388	$6,456
Assessed Value	$90,388	$6,456
Exempt Value	$0	$0
Taxable Value	$90,388	$6,456
Maximum Save Our Homes Portability	$0	$0
AGL Amount		

"Just (Market) Value" description - This is the value established by the Property Appraiser for ad valorem purposes. This value does not represent anticipated selling price.

Tax Information

Legal Information

WAKULLA GARDENS UNIT 5 BLOCK 41 LOT 5 OR 35 P 990 OR 627 P 333 ORDER OR 629 P 662 OR 690 P 370 OR 708 P 127 OR 929 P 826

The legal description shown here may be condensed for assessment purposes. Exact description should be obtained from the recorded deed.

Building Information

No buildings associated with this parcel.

Extra Features Data

Description	Number of Items	Unit Length x Width	Units	Effective Year Built
CONCRETE DRIVE	1	46 x 16	736 SF	2006
CONCRETE WALK	1	24 x 4	96 SF	2006

Land Information

LAND USE	NUMBER OF UNITS	UNIT TYPE	Frontage	Depth
SFR	1	LT	50	134

Sale Information

Sale Date	Sale Price	Instrument	Deed Book	Deed Page	Sale Qualification	Vacant or Improved	Grantor	Grantee
12-27-2013	$ 133,900	CERTIFICATE OF TITLE	929 Clerk Documents	826	Unqualified	Improved	CLERK OF COURT / HERRING TELISA D	FEDERAL NATIONAL MORTGAGE ASSOCIATION
04-26-2007	$ 133,900	Warranty Deed	708 Clerk Documents	127	Qualified	Improved	SMITH MARK W & PEGGY	HERRING TELISA D
12-27-2006	$ 100	Warranty Deed	690 Clerk Documents	370	Unqualified	Improved	FOUNTAIN HOMES & CONTRACTING INC	SMITH MARK & PEGGY
11-30-2005	$ 60,000	Warranty Deed	629 Clerk Documents	662	Qualified	Vacant	FOUNTAIN HOMES & CONTRACTING INC	

The Wakulla County Property Appraiser's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The Senior Exemption Does Not Apply to All Taxing Authorities. Just (Market) Value is established by the Property Appraiser for ad valorem tax purposes. It does not represent anticipated selling price. Working values are subject to change. Website Updated: February 24, 2014

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WAKULLA COUNTY CODE ENFORCEMENT BOARD

WAKULLA COUNTY, a political subdivision of the State of Florida,

Petitioner,

v.

HERRING, Telisa

Respondent.

CASE NO. CE2013-1

Parcel No. 00-00-034-012-09511-000
Property Address: 1634 MLK Memorial Rd, Crawfordville, Florida 32327

Inst: 319600 Date:12/12/2013 Time:03:34 PM DRICHARDSON DC, Brent Thurmond, WAKULLA County B: 929 P: 1 - 2

NOTICE OF LIEN

STATE OF FLORIDA
COUNTY OF WAKULLA

NOTICE is hereby given that WAKULLA COUNTY, a political subdivision of the State of Florida, claims a lien on real property owned by Respondent Telisa Herring, located 1634 MLK Memorial Rd, Crawfordville, Florida 32327, further described as Tax ID # 00-00-034-012-09511-000, and upon any and all other real and personal property owned by Respondent, pursuant to the Findings of Fact, Conclusions of Law, and Order entered against Respondent in the above-styled case on September 11, 2013, and recorded on September 18, 2013 at ORB Book 921, Page: 725-728; the Order Imposing Fines entered on December 11, 2013, and recorded on 12/12/13, at ORB Book 928, Page 896, to secure payment of the fines in the amount of $6,150.00, and an administrative charge in the amount of $150.00, or a total lien amount of $6,300.00, until such time as an Affidavit of Compliance and Satisfaction of Lien are filed by the County as to the property located at 1634 MLK Memorial Rd, Crawfordville, Florida 32327, or until judgment is rendered in a suit to foreclose this lien, whichever occurs first.

This lien shall continue to be binding until such time as a Satisfaction of Lien is recorded in the Public Records by WAKULLA COUNTY.

DATED this 12th day of December, 2013.

BY: Jaime Baze
Jaime Baze, Code Enforcement Officer

WAKULLA COUNTY CODE ENFORCEMENT BOARD

WAKULLA COUNTY, a political subdivision of the State of Florida,

Petitioner,

v.

HERRING, Telisa

Respondent.

CASE NO. CE2013-1

Parcel No. 00-00-034-012-09511-000
Property Address: 1634 MLK Memorial Rd, Crawfordville, Florida 32327

Inst: 319599 Date:12/12/2013 Time:03:34 PM
DRICHARDSON DC, Brent Thurmond, WAKULLA County
B: 928 P: 896 - 901

ORDER IMPOSING FINES

THIS CAUSE came for public hearing before the Wakulla County Code Enforcement Board (the "Board") on September 11, 2013. At the public hearing the Board heard testimony under oath and received evidence, and subsequently issued its Findings of Fact, Conclusions of Law, and Order on September 17, 2013. Such Order set a date for compliance for correction of the violation(s) of October 11, 2013 and also required that Respondent pay a $150.00 administrative charge by that date. A copy of the Order was recorded in the public records of Wakulla County on September 18, 2013.

The Order dated September 17, 2013, authorized the Chairman to enter an Order Imposing Fines on behalf of the Board, pursuant to §162.09(1), Florida Statutes, and § 8.067(1), Wakulla County Code of Ordinances, if Respondent failed to comply with the requirements of the Order by the date set for compliance. In addition to requiring that the Respondent bring the property into compliance and requiring payment of the administrative charge, the Order provided that fines shall be imposed in the amount of $250.00 for the first day and $100.00 for each and every day thereafter that the violation continues past the compliance date.

As of October 12, 2013, the Respondent had failed to comply with the Board's Order dated September 17, 2013. On December 10, 2013, the Wakulla County Code Enforcement Officer conducted an inspection of the property to verify whether the violations had been corrected, and determined that the violations had been corrected. Respondent had, however, failed to pay the $150.00 administrative charge.

As Respondent has failed to pay the administrative charge, despite having corrected the Code violation(s), Respondent has not fully complied with all requirements of the Board's Order. This information was included in an Affidavit of Non-Compliance sworn to by the County Code Enforcement Officer and submitted to the Chairman of the Board.

A copy of the Affidavit of Non-Compliance was provided to Respondent and informed the Respondent that if Respondent objected to the facts included within the Affidavit, she could request a hearing before the Code Enforcement Board to determine whether the property was in

compliance and the administrative charge had been paid. Respondent did not request such a hearing, and no further hearing is required for the issuance of this Order as provided by Florida Statutes, s. 162.09, and the Board's Order.

Based on the above-stated facts, it is hereby ADJUDGED, ORDERED, AND DECLARED, as follows:

1. Respondent has failed to fully comply with the Wakulla County Code Enforcement Board's Order of September 17, 2013.

2. Respondent shall pay fines in the amount of $250.00 for the first day and $100.00 each and every day thereafter that the violation(s) continued past the Compliance Date of October 11, 2013 through December 10, 2013.

3. In addition to the fines imposed pursuant to this Order, Respondent shall continue to be obligated to pay the $150.00 in administrative costs imposed in the Order dated September 17, 2013, which, as of the date of this Order, remains unpaid.

4. Upon recordation in the public records, this Order Imposing Fines shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by Respondent. Upon petition to the circuit court, such Order shall be enforceable in the same manner as a court judgment. The fines imposed in the Order shall continue to accrue until the Respondent brings the subject property into compliance, and accrued fines imposed in the Order shall continue to be due until Respondent either pays the fines or until judgment is rendered, whichever occurs first.

5. After three (3) months from the filing of any such lien, the Board may authorize the County Attorney to foreclose on the lien or to sue to recover a money judgment for the amount of the lien plus accrued interest.

6. No lien created pursuant to the provisions of § 162.09, Florida Statutes, or § 8.067, Wakulla County Code of Ordinances, may be foreclosed on real property which is a homestead under s. 4, Art. X of the Florida Constitution.

7. Respondent may appeal this Order to the circuit court within 30 days of the execution of this Order Imposing Fines.

8. It is the Respondent's obligation to provide written notice to the Code Enforcement Officer of compliance with the Board's original Order or this Order Imposing Fines. Upon providing such written notice, the Code Enforcement Officer shall perform an inspection of the subject property for the purposes of determining whether Respondent has obtained compliance with the Orders, and if compliance has been achieved and the fines have been paid, the Code Enforcement Officer shall file a Release of Lien with the Clerk of Court.

DONE AND ORDERED this 11 day of December, 2013.

Ronald Piasecki, Chairman

STATE OF FLORIDA
COUNTY OF WAKULLA

SWORN TO AND SUBSCRIBED before me this 11 day of December, 2013, by Ronald Piasecki, who is personally known to me.

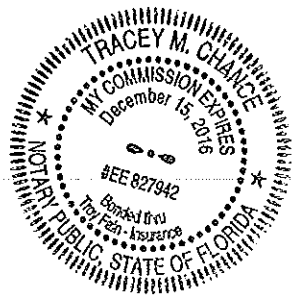
Notary Public

Certified and Regular Mail to:

Telisa Herring
101 Charity Cove
Thomasville, GA 31757

AND

Telisa Herring
5703 High Gate Drive
Baltimore, MD 21215



WAKULLA COUNTY CODE ENFORCEMENT BOARD

WAKULLA COUNTY, a political subdivision of the State of Florida,

Petitioner,

v.

HERRING, Telisa

Respondent.
_____/

CASE NO. CE2013-1

Parcel No. 00-00-034-012-09511-000
Property Address: 1634 MLK Memorial Rd, Crawfordville, Florida 32327

AFFIDAVIT OF NON-COMPLIANCE

1. I, Jaime Baze, am the Code Enforcement Officer of Wakulla County, Florida.

2. This Affidavit is based upon my personal knowledge and expertise as the Code Enforcement Officer.

3. On September 11, 2013, the Wakulla County Code Enforcement Board (the "Board"), heard the above titled case and issued its Findings of Fact, Conclusions of Law, and Order requiring Respondent to correct the violation(s) of the Wakulla County Code of Ordinances (the "Code") specified therein by the final date for compliance of October 11, 2013, and imposing a $150.00 administrative charge to recover the administrative costs incurred in prosecuting this case, which also must be paid by the final date for compliance.

4. Respondent failed to pay the $150.00 administrative charge to the Wakulla County Code Enforcement Office on or before the final date for compliance.

5. Respondent failed to notify the Code Enforcement Office in writing that the violations had been corrected on or before the final date for compliance.

6. On December 10, 2013, I conducted a final inspection verifying that the violations had, in fact, been corrected.

7. As Respondent has failed to pay the $150.00 administrative charge despite correcting the code violation(s), Respondent has not complied with all requirements of the Board's Order dated September 17, 2013, by the final date for compliance.

8. If Respondent object to the facts provided in this Affidavit, she should provide a statement to that effect in writing to Code Enforcement and request a hearing before the Code Enforcement Board to determine whether she was not in compliance as stated herein within 10 days of the date of this Affidavit. If Respondent fails to provide such notice within 10 days of the date of this Affidavit, Code Enforcement will present the Affidavit to the Chairman of the Code Enforcement Board for entry of an Order Imposing Fines which will impose fines in the amounts approved by the Board in its Order, a certified copy of which will be recorded in the public records of Wakulla County and mailed to Respondent. The Order Imposing Fines shall constitute the final order in this case.

FURTHER AFFIANT SAYETH NOT, this 10th day of December, 2013.

Jaime Baze, affiant

STATE OF FLORIDA
COUNTY OF WAKULLA

SWORN TO AND SUBSCRIBED before me this 10th day of December, 2013, by Jaime Baze, who is personally known to me.

Notary Public

Notice provided by Regular and Certified Mail to:

Telisa Herring
101 Charity Cove
Thomasville, GA 31757

AND

Telisa Herring
5703 High Gate Drive
Baltimore, MD 21215

WAKULLA COUNTY CODE ENFORCEMENT BOARD

WAKULLA COUNTY, a political subdivision of the State of Florida,

Petitioner,

v.

HERRING, Telisa

Respondent.

CASE NO. CE2013-1

Parcel No. 00-00-034-012-09511-000
Property Address: 1634 MLK Memorial Rd, Crawfordville, Florida 32327

Inst: 317547 Date:09/18/2013 Time:04:43 PM DRICHARDSON DC, Brent Thurmond, WAKULLA County B: 921 P: 725 - 728

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

THIS CAUSE came for public hearing before the Wakulla County Code Enforcement Board (the "Board") on September 11, 2013, and having heard testimony under oath and received evidence, the Board issues its Findings of Fact and Conclusions of Law, and enters its Order in this case as follows:

FINDINGS OF FACT

1. Respondent is the record owner of property located at 1634 MLK Memorial, Crawfordville, Florida 32327, Parcel ID No. 00-00-034-012-09511-000.

2. On January 18, 2013, the Wakulla County Building Official conducted an inspection of the property to determine whether the structure on the property is unsafe, unfit for human occupancy or was otherwise unlawful pursuant to Florida Statutes, the Florida Building Code, the Florida Fire Prevention Code, the Florida Life Safety Code, or any other applicable code.

3. Based on his inspection, the Building Official determined that the structure to be dangerous to the life and safety of the Occupants because of structural damage and therefore, has been deemed unfit for human habitation, in violation of the Demolition provisions found in s. 8.053 of the Code. Specifically, the Building Official identified the following conditions which establish that danger exists:

a. The structure was damaged by fire to the extent that the structure is no longer capable of being used for its occupancy and damaged to such an extent that it may become detached or dislodged.

b. The structure should be considered dangerous to life, health, property and the safety of the public.

c. This structure was damaged caused by fire and has been abandoned without any precautions being made to secure the premises to disallow entry to the property and the remaining portion of the structure.

d. This structure is in such a state of disrepair and structural stability that repairs are required.

e. The present state of this structure is such that no one should go in or near this structure except to prepare an estimate for demolition or repairs to the structure.

f. The structure and portions thereof is unsafe for its use and occupancy.

g. The structure is damaged and unsecured or abandoned to where it has become nuisance hazard.

4. Pursuant to s. 8.053, Wakulla County Code, the Code Enforcement Officer and Building Official issued a Notice of Violation and Order of Condemnation of Dangerous Structure on January 18, 2013, provided by way of regular mail and certified mail to the Respondent. Additionally, the Notice of Violation and Order of Condemnation were posted on the property and at the County Administration Building. The Notice of Violation and Order of Condemnation provided that the Respondent must take steps to secure or initiate demolition of the dangerous structure by compliance date of February 4, 2013, or request an emergency hearing.

5. On March 1, 2013, the Building Inspector and Wakulla County Code Enforcement Officer conducted a follow-up inspection to determine whether the violations were corrected by the date for compliance. The inspection revealed that the violations had not been corrected.

6. Respondent failed to provide written notice to the Code Enforcement Office on or before the date for compliance set forth in the Notice of Violation.

7. Respondent was served with proper notice of the public hearing and Respondent failed or appeared at the hearing.

CONCLUSIONS OF LAW

The subject property is dangerous to life, health, property and the safety of the public in violation of section 8.051, Wakulla County Code of Ordinances. A dangerous structure, as described by section 8.051 of the Code, includes any building damaged to such an extent that it is likely to partially or completely collapse. The existence of a dangerous structure may require that the County take measures as provided by section 8.052(b), including either ordering the property owner to immediately correct the dangerous situation, or by performing the necessary work to secure the property. The necessary work involved and anticipated in section 8.052, may include repair of the structure, demolition and removal, or being secured, as determined by the code official. See ss. 8.052 and 8.053 of the Code.

The Board hereby finds by a preponderance of the evidence and testimony presented at the public hearing of the Board that the condition of the structure owned by Respondent on the subject property is deemed a dangerous structure. In addition, the Board upholds and affirms the decision of the Wakulla County Building Official, as the appropriate code official, to require that Respondent immediately correct the violations of the Code.

ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, and pursuant to the authority granted in Chapter 8 of the Code, by motion made and duly seconded and passed by the Board by a majority vote of at least four (4) members, it is hereby ORDERED:

1. Respondent shall correct said violations described herein by: (1) submitting the necessary development permit applications, obtaining the necessary building permits, including demolition or other corrective action, if deemed necessary by the Building Department; or 2) if such structure is capable of being made safe by repairs, submit a Development Permit Application ("DPA") and Building Permit Application to the Wakulla County Planning Office, to include inspections, for repairs of the Dangerous Structure; or 3) securing the property and structure by eliminating all means of ingress and boarding all entrances into the structure and (4) pay an administrative charge in the amount of $150.00 for administrative costs associated with inspecting the subject property and presenting this matter to the Board, on or before the 11th day of October 2013 (the "Compliance Date").

2. In the event the Respondent comply with this Order, as verified by an Affidavit of Compliance filed with the Board by the Code Enforcement Officer, the Chairman shall be authorized to enter an Order Acknowledging Compliance on behalf of the Board, a certified copy of which shall be recorded in the public records of Wakulla County and provided by certified mail to the Respondent. A hearing is not required for issuance of the Order Acknowledging Compliance.

3. In the event that the violation is not corrected by the final date for compliance set forth in Paragraph 1, direct the Wakulla County Building Official to immediately secure the property. In addition, Code Enforcement requests that the Board authorize the Chairman of the Board to enter a final Order Imposing Fines in the amount of $250.00 for the first day after the final date for compliance, and $100.00 for every day thereafter the violation continues until the structure has been demolished and removed from the property or the structure has been repaired and/or secured. Filing of the Order Imposing Fines with the Clerk of Court will constitute a lien against the land on which the violation exists and upon any other real or personal property owned by Respondent.

4. Upon recordation in the public records, the Order Imposing Fines shall constitute a lien against the land on which the violation exists and upon any other real or personal property owned by Respondent. In the event the lien remains unpaid after three (3) months from the filing date, the Board hereby authorizes the County Attorney to foreclose on the lien or to sue to recover a money judgment for the amount of the lien plus accrued interest. Upon petition to the circuit court, such Order shall be enforceable in the same manner as a court judgment. The fines imposed in the Order shall continue to accrue until Respondent comes into compliance or until judgment is rendered, whichever occurs first.

5. It is the Respondents' obligation to provide written notice to the Code Enforcement Officer of compliance with this Order or the Order Imposing Fines. Upon providing such written notice, the Code Enforcement Officer shall perform an inspection of the subject property for the purposes of determining whether Respondents have obtained compliance with the Order.

6. Respondent may appeal this Order to the circuit court within 30 days of its execution.

DONE AND ORDERED this 17th day of September, 2013.

Ronald Piasecki, Chairman

STATE OF FLORIDA
COUNTY OF WAKULLA

SWORN TO AND SUBSCRIBED before me this 17th day of September, 2013, by Ronald Piasecki, who is personally known to me.

Notary Public

TRACEY M. CHANCE MY COMMISSION EXPIRES December 15, 2016 #EE 827942 Bonded thru Aaron Notary NOTARY PUBLIC STATE OF FLORIDA

I hereby certify that this document is a true and correct original of this ORDER as it was approved and entered by the Wakulla County Code Enforcement Board on the date provided above.

Certified by: Date: Sept 17, 2013
Tracey Chance, Clerk
Wakulla County Code Enforcement Board

Notice provided by Posting of the Property and Administration Building

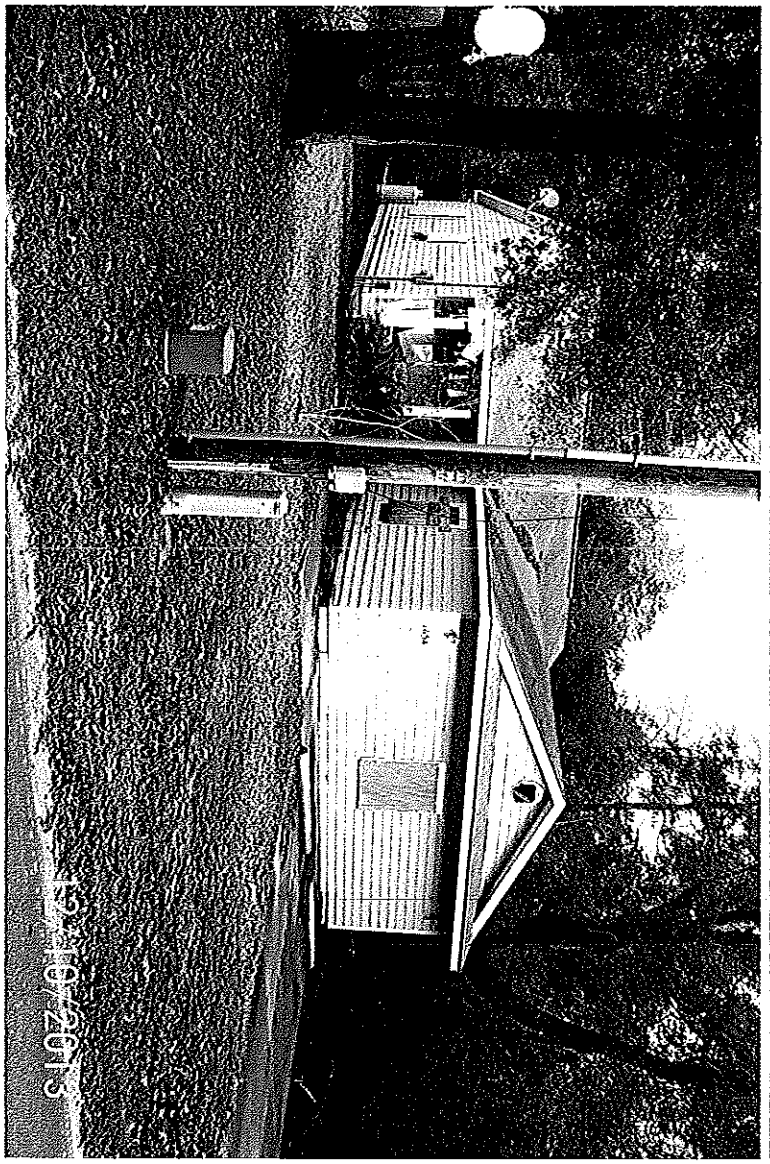
Additional Copy provided by Regular and Certified Mail to:

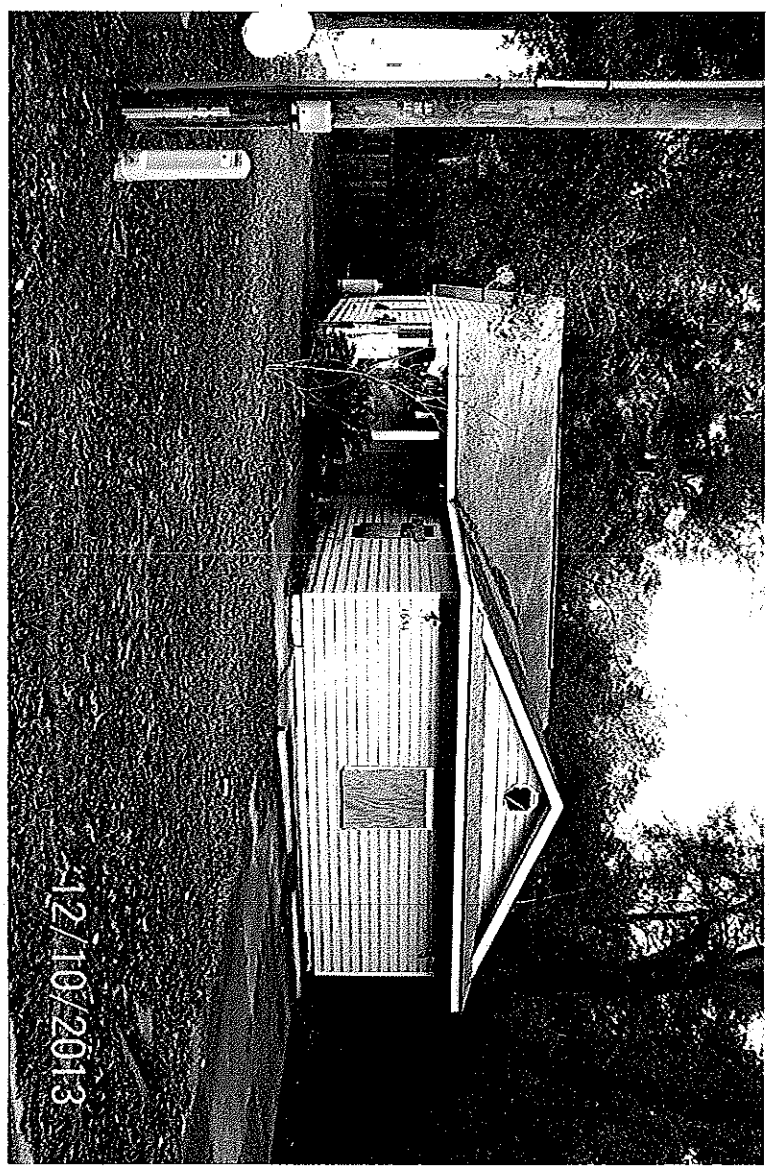
Telisa Herring
101 Charity Cove
Thomasville, GA 31757

AND

Telisa Herring
5703 High Gate Drive
Baltimore, MD 21215

WAKULLA CO Official Seal


12/10/2013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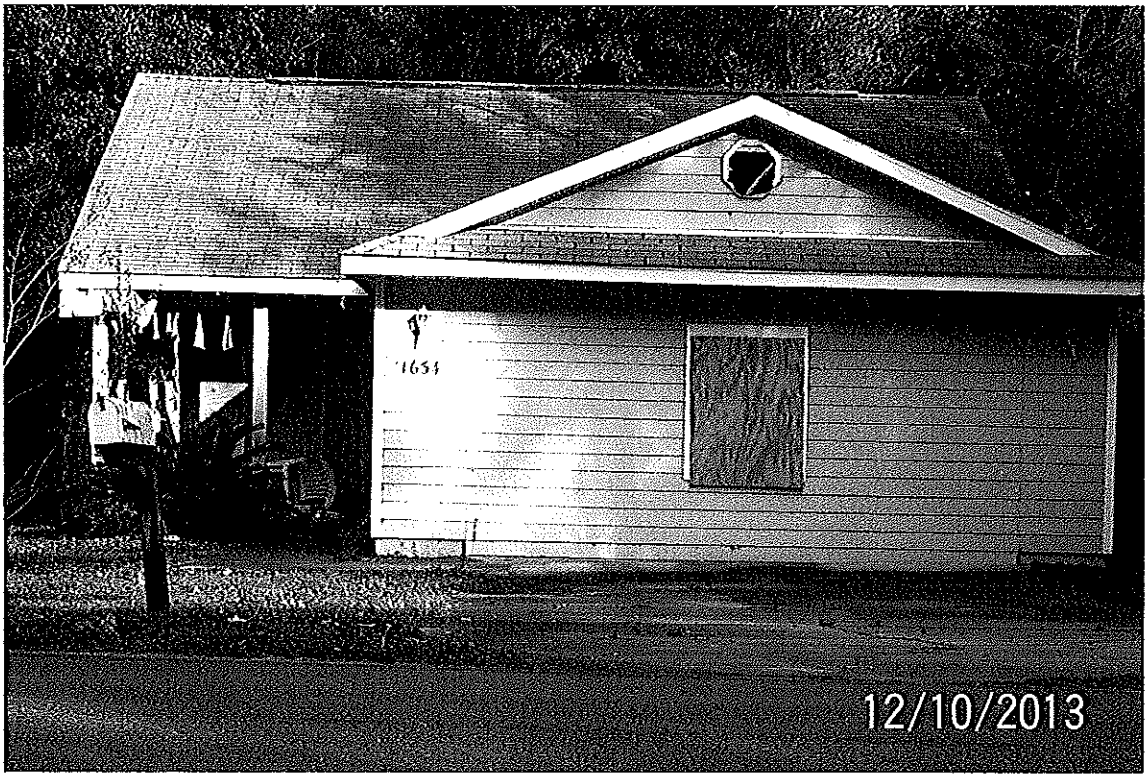
1631
12/10/2013

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 20, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator James Melvin, Building Official Jaime Baze, Code Enforcement Office
Subject:	Request Board Approval to Consider a Code Lien Reduction and Installment Payment Agreement with the Owner of Property Located on Maido Street, Wakulla Gardens Unit 3, Block 23, Lot 25 (Code Enforcement Board Case No. CE2010-261)

Statement of Issue:
This agenda item requests the Board to consider entering into an Installment Payment Agreement with Bonnie Davis, which would reduce the lien amount and allow the property owner to satisfy the existing Code Enforcement lien over a 24-month period.

Background:
The Board previously directed the County Attorney to conduct the necessary background research relating to properties subject to Code Enforcement liens. Based on the research conducted, letters were sent to property owners notifying them that the County would initiate foreclosure action unless the property owner satisfied the lien or made payment arrangements to do so. Upon receiving the notice letter, Ms. Davis scheduled a meeting with County staff on March 5, 2014.

Analysis:
County staff met with Ms. Davis to negotiate a settlement whereby county staff would recommend a reduced lien amount be paid over time, subject to Board approval.

The attached Installment Payment Agreement proposes the following terms and conditions:

- The existing lien amount would be reduced from $35,650.00 to $2,235.00.
    - The County estimates it has expended $2,235.00 in prosecuting this case.
- The $2,235.00 in outstanding fines would be paid in monthly installments over a 24-month period.
- If the Owner fails to make any of the installment payments, then the balance of the outstanding fines shall be immediately due and owing and interest will accrue at a rate of 5% per year as provided for in the original Claim of Lien.

.
Budgetary Impact:

If approved, as recommended, this item will effectively reduce a County lien in the amount of $35,650.00 to $2,235.00. Because the underlying property is not classified as homestead property, this is a lien that could ultimately be foreclosed on by the County if the property owner does not choose to pay it.

Options:

1. Approve the Proposed Installment Payment Agreement with the Owner of Property Located on Maido Street, Wakulla Gardens Unit 3, Block 23, Lot 25 (Code Enforcement Board Case No. CE2010-261).
2. Do not approve the Proposed Installment Payment Agreement with the Owner of Property Located on Maido Street, Wakulla Gardens Unit 3, Block 23, Lot 25 (Code Enforcement Board Case No. CE2010-261).
3. Board Direction.

Recommendation:

Option #1

Attachment(s):

1. Proposed Installment Payment Agreement

INSTALLMENT PAYMENT AGREEMENT

(Code Enforcement Board Case No. CE2010-261)

THIS INSTALLMENT PAYMENT AGREEMENT ("Agreement") is made as of this ____ day of March, 2014, between BONNIE DAVIS, whose address is 527 River Road, Carrabelle, Florida 32322 ("Owner"), and the WAKULLA COUNTY BOARD OF COUNTY COMMISSIONERS, whose address is 3095 Crawfordville Highway, Crawfordville, Florida 32327 ("Board").

WHEREAS, Owner is the owner of the property located at Maido St, Wakulla Gardens Unit 3, Block 23, Lot 25, Tax ID# 00-00-043-010-08997-000 ("Property"); and

WHEREAS, on October 14, 2011, the Wakulla County Code Enforcement Board ("Code Board") entered a Findings of Fact, Conclusions of Law, and Order ("Order") which ordered the Owner to bring the Property into compliance with the Wakulla County Code of Ordinances ("Code") on or before November 12, 2011 ("Compliance Date"); and

WHEREAS, the Order provided that in the event Owner failed to correct the violation on or before the Compliance Date, fines would be imposed in the amount of $150.00 for the first day and $50.00 for each and every day the violation exists after the Compliance Date; and

WHEREAS, the Order further provided for an administrative charge in the amount of $150.00 for administrative costs associated with inspecting the subject property and presenting the Case to the Code Board; and

WHEREAS, Owner brought the Property into compliance on December 10, 2013, and therefore, the Property is no longer in violation of the Code; and

WHEREAS, as of the date of this Agreement, a total amount of $35,650.00 in outstanding fines remain unpaid by Owner; and

WHEREAS, the County recorded a Notice of Lien in the Official Records of Wakulla County on May 4, 2012, to reflect the full amount of all outstanding fines on the Property; and

WHEREAS, for purposes of compromise and settlement in lieu of foreclosing the lien, the Board has agreed to accept $2,235.00 to be paid by the Owner in twenty-four (24) monthly installments.

NOW, THEREFORE, in consideration of the Board's agreement to reduce the lien amount and allow for the payment of the outstanding fines in installments over a period not to exceed twenty-four (24) months, which the Owner acknowledges is good and valuable consideration for agreeing to all of the terms and conditions of this Agreement, the parties hereto agree as follows:

1. By entering into this Agreement, Owner agrees and acknowledges that the outstanding fines in the amount of $2,235.00 is and shall be an indebtedness against the Property until paid in full.

2. Owner hereby agrees to pay the outstanding fines pursuant to the following payment schedule until all outstanding fines have been paid in full:

a. Beginning on May 1, 2014, the Owner shall pay the County $93.00 per month.

b. Such payment shall be due on or before the first of each month.

c. As of the date of this Agreement, Owner has made a payment of $150.00 for administrative costs associated with inspecting the subject property for Case No. CE2010-261and presenting the Case to the Code Board.

3. Nothing in this Agreement shall preclude the County from taking enforcement action on the Property for any future violations of the Code or other applicable ordinances, statutes and regulations.

4. Owner further agrees and acknowledges that in the event the Owner fails to make any of the installment payments agreed to herein, then the full amount of the outstanding fines ($35,650.00) shall be immediately due and owing and interest will begin to accrue at a rate of 5% per year.

5. Any unpaid amount and all interest thereon shall remain a lien on the Property, and is enforceable as provided by law.

6. Upon full payment of the outstanding fines as set out above, the County shall execute a Release of Lien and shall record same in the Official Records of Wakulla County.

7. Owner brought the Property into compliance on December 10, 2013, and by entering into this Agreement and satisfactorily performing in accordance with this Agreement, the violation is deemed to be corrected to the satisfaction of the County.

8. Time is of the essence with regard to all dates set forth in this Agreement.

9. This Agreement contains the entire agreement between the parties pertaining to the subject matter contained herein and supersedes all prior and contemporaneous agreements, representations, and undertakings of the parties. No supplement, modification or amendment to this Agreement shall be binding unless in writing and executed by both parties.

10. This Agreement shall be effective as of the date it is executed and approved by the Board.

IN WITNESS WHEREOF, the parties have executed this instrument the on the day and year written below.

OWNER

WITNESSES:

Signature

Sharon Stone
Print Name

Signature

Tiffany Barber
Print Name

BONNIE DAVIS

STATE OF FLORIDA

COUNTY OF Franklin

BEFORE ME, this 17th day of March 2014, personally appeared BONNIE DAVIS who is personally known to me, or who produced Florida DL as identification, and who, after being duly cautioned and sworn, executed the foregoing instrument freely and voluntarily.

Wendy Cheree Wood
Print Name: Wendy Cheree Wood
Commission Number: EE 109631
My Commission Expires: 8/25/2016

WENDY CHEREE' WOOD
MY COMMISSION # EE 109631
EXPIRES: August 25, 2015
Bonded Thru Western Surety Co.

ATTEST:

Brent X. Thurmond, Clerk

BOARD OF COUNTY COMMISSIONERS OF WAKULLA COUNTY, FLORIDA

BY: _____
Richard Harden, Chair

APPROVED AS TO FORM AND CONTENT:

Heather J. Encinosa,
County Attorney

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	April 1, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Sheree T. Keeler, Director of Governmental Affairs, Procurement and Grants Katie Taff, Procurement and Grants Management Coordinator
Subject:	Request Board Approval to Accept the Department of Environmental Protection (DEP) Recreational Trails Program (RTP) Grant Funds for Walking Trail Improvements and Trail Amenities at Azalea Park

Statement of Issue:
This agenda item requests Board approval to accept the Department of Environmental Protection (DEP) Recreational Trails Program (RTP) Grant funding for walking trail improvements and trail amenities at Azalea Park.

Background:
The RTP is a competitive grant program providing federal/state funding to local governments for projects that construct, renovate, or maintain recreational trails, trailheads and trailhead facilities. Projects can address motorized trails, non-motorized trails, or mixed-used trails (a combination of motorized/non-motorized use).

In March 2013, staff submitted an application to provide funding for walking trail improvements and trail amenities at Azalea Park. At that time, it was anticipated that only $40,000 in match would be required. The prior Grants Coordinator submitted the application indicating the total allocation from the Park budget and it was not communicated that there is a dollar for dollar match requirement.

It was also stated in the previous agenda item requesting Board approval to apply that *"The specific improvements to be made and associated costs are not available. Since the grant is capped at $200,000, the cash match would not exceed $40,000"*. It should be noted that by accepting the grant funds the County will be required to provide the match which will not exceed $200,000 and can be a combination of cash and in-kind services.

In February 2014, staff was notified of the intended award and the required documentation needed prior to DEP issuing the grant agreement.

Analysis:
In February 2014, staff met with DEP to discuss outlining the task and deliverables for funding

the project as a requirement of the grant. After completion of this task (Attachment #1) it was determined that approximately $90,000 would be cash match and the remainder would be in-kind services. The task and deliverables attachment also outlines the project scope. Therefore, staff is seeking Board approval to accept the grant funds and authorize the Chairman to sign the letter of acceptance (Attachment #2).

Budgetary Impact:
It is estimated that $110,000 will be from in-kind services and an estimated $90,000 will be the cash match portion (as per Attachment #1) which will come from the One Cent Sales Tax fund.

Options:
1. Approve to accept the RTP grant funds for walking trail improvements and trail amenities at Azalea Park and authorize the Chairman to sign the letter of acceptance.
2. Do not approve to accept the RTP grant for walking trail improvements and trail amenities at Azalea Park and authorize the Chairman to sign the letter of acceptance.
3. Board direction.

Recommendations:
Option 1.

Attachments:
1. Task and Deliverables
2. Application and Transmittal Letter
3. Letter of Acceptance

ATTACHMENT A
RECREATIONAL TRAILS PROGRAM PROJECT GRANT WORK PLAN
Project Sponsor – Project Name
RTP Project #T13xxx
DRAFT – DRAFT – DRAFT - DRAFT

Project Tasks, Deliverables, Associated Costs & Completion Dates

Project Task and Deliverable Descriptions	Amount of Costs to be Paid with RTP Funds	Amount of Costs to be Grantee Match (per ratio noted in Application)	Total Estimated Cost for Each Listed Deliverable (RTP + Match)	Completion Date for Each Deliverable	Indicate if to be bid or in-house or combination
#1 Task Description: **Task Deliverable: 1A (Pre- Construction)** Removal of Existing Trail Removal of Existing Benches Removal of Existing Trash Receptacles Removal of Existing Kiosk and Signage Removal of Existing Exercise Structures Removal of Trees (4) Ground Preparation		$69,000.00	$69,000.00	June 1, 2014	In-House
Task Deliverable: 1B (Construction) Construction of loop trail which is .55 of a mile and widen path to 12ft in some areas for mixed use to include root barrier, rubberized surfacing of trail, and additional trail loop to Memorial Statue Bench Structure Pads (12)	$111,430.00	$4,478.00	$115,907.00	August 1, 2014	Bid Out/In-House

Project Task and Deliverable Descriptions	Amount of Costs to be Paid with RTP Funds	Amount of Costs to be Grantee Match (per ratio noted in Application)	Total Estimated Cost for Each Listed Deliverable (RTP + Match)	Completion Date for Each Deliverable	Indicate if to be bid or in-house or combination
Task Deliverable: 1C (Purchases) Covered Bench Areas (3) Benches (12) Trash Receptacles (12) Kiosk Exercise Structures (Includes Installation) Trailside Markers (8) Trailside Mileage Markers Kiosk Signage New Bike Racks (3) Trail Signage Sod (if eligible)	$62,347.00	$104,817.00	$154,327.00	September 1, 2014	Bid Out/In-House
Task Deliverable: 1D (Installation) Shelter for Benches Benches (12) Trash Receptacles (12) Kiosk Exercise Structures (Includes Installation) Trailside Markers (8) Trailside Mileage Markers Kiosk Signage New Bike Racks (3) Trail Signage Sod (if eligible)		$18,200.00	$18,200.00	October 1, 2014	In-House

Project Task and Deliverable Descriptions	Amount of Costs to be Paid with RTP Funds	Amount of Costs to be Grantee Match (per ratio noted in Application)	Total Estimated Cost for Each Listed Deliverable (RTP + Match)	Completion Date for Each Deliverable	Indicate if to be bid or in-house or combination
Task Deliverable: 1E (Planning Permitting and Design)	$26,066.00	$3,777.00	$26,066.00	TBD	Using CCNA
TOTALS	$199,843.00	$200,272.00	$396,388.00		

Performance Standard: Approval of deliverables is based upon review for compliance with the requirements for funding under the Recreational Trail grant program; approved plans and application approved for funding.

Financial Consequences: Failure to meet the performance standard will result in the rejection of the invoice for reimbursement and claim for match.

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
RECREATIONAL TRAILS PROGRAM GRANT PROGRAM
GRANT APPLICATION PACKAGE

INTRODUCTION

The Intermodal Surface Transportation Efficiency Act (ISTEA) of 1991 included the National Recreational Trails Fund Act (NRFTA) established the National Recreational Trails Funding Program. The National Highway System Designation Act of 1995 (NHS Act) amended and revived the NRTFA. The Transportation Equity Act for the 21st Century amended and provided assured funding for the program and changed the program name to Recreational Trails Program (RTP). Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) provides current funding. The purpose of RTP is to provide funds for projects that provide or maintain recreational trails. A recreational trail means:

> *A thoroughfare or track across land or water, used for recreational purposes such as bicycling, day hiking, equestrian activities, jogging or similar fitness activities, trail biking, overnight and long distance backpacking, roller skating, in-line skating, running, aquatic or water activity and vehicular travel by motorcycle, four-wheel drive, all terrain off-road vehicles, or dune buggies.*

The RTP is administered by the Florida Department of Environmental Protection (DEP) in coordination with the U.S. Department of Transportation, Federal Highway Administration (FHWA). Grant application proposals are evaluated according to policies and procedures described in Chapter 62S-2, Florida Administrative Code (F.A.C.). This is commonly known as the Rec Trails Rule. Applicants should familiarize themselves with these policies and procedures. This packet will assist all applicants in preparing and presenting the information needed for DEP to evaluate proposed RTP applications.

GENERAL APPLICATION INFORMATION

Please submit the application in a SOFT COVER three prong binder (please, no HARD 3-ring binders). To facilitate the review and scoring process, tab all support documents or attachments. We appreciate your cooperation.

A request for financial assistance under RTP may be for development or maintenance of recreational trails; purchase of trail construction or maintenance equipment; and if funds are available, for trail education projects. Project proposals may address the following recreational trail interests:

- motorized recreation;
- nonmotorized recreation;
- mixed-use projects (either motorized or nonmotorized); or projects that provide for innovative corridor sharing with motorized and nonmotorized recreation;
- construction and maintenance equipment;

Development projects should consist of the complete or partial development of the project site. Grantees shall have up to two (2) years from the effective date of the project agreement to complete the development project. A development project, when completed, must be a usable recreational trail or a trail facility along a usable recreational trail.

Grantees requesting funds to purchase equipment should be prepared to provide proof of insurance, be capable of properly storing and maintaining the equipment, and be familiar with Federal Highway Administration's Recreational Trails Program Interim Guidance, and DEP's Directive 320 as they relate to equipment and surplus property. All equipment purchased with RTP grant funds will be receive a DEP property number.

Grantees may use RTP funds to develop trails, trailhead and trailside facilities and related support facilities including parking, rest rooms, access to drinking water, etc. Development projects may also renovate existing trails and facilities in order to provide access for persons with disabilities.

MAXIMUM GRANTS FUNDS AN APPLICANT MAY REQUEST FOR YEAR 2013:

Non-Motorized = $200,000
Mixed-Use = $200,000
Motorized = $660,000

RTP program requires that the grantee provide matching funds. Please refer to Chapter 62S-2.071(3) for complete information on match requirements and match types.

EVALUATION PROCESS

Following DEP staff review of the applications, DEP will notify applicants of any deficiencies. Applicants must submit requested deficiency information within fifteen (15) working days from date of deficiency notification. After the deficiency period, the Recreational Trails Advisory Committee ranks all eligible applications in accordance with the evaluation criteria set forth in the Rec Trails Rule.

APPLICATION SUBMISSION INFORMATION

Applicants must submit proposals for RTP grants on application form OGT-10. Applications are evaluated on the basis of the information provided by the applicants, except where such data is superseded by official DEP information. Failure by an applicant to present all required application information and documentation may result in the application being declared ineligible for funding consideration. Failure by an applicant to provide accurate information and documentation relating to the evaluation criteria for the proposed project set forth in the RTP Rule may result in a loss of points for the applicant's competitive score.

Applicants must submit four copies (1 original and 3 copies) of the completed application and all supporting documents during the announced submission period of March 15, 2013 through March 29, 2013.

Applications must be postmarked NO LATER THAN March 29, 2013.

Submit Applications to:

OFFICE OF GREENWAYS AND TRAILS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
3900 COMMONWEALTH BOULEVARD, MAIL STATION 795
TALLAHASSEE, FLORIDA 32399-3000

Attention: Alexandra Weiss

If questions arise while preparing the application, please contact the Office of Greenways and Trails at 850.245-2052. Or by e-mail: alexandra.weiss@dep.state.fl.us

Please Note: If you plan to prepare this document by retyping or downloading it to your computer, the language and format used must *exactly match* this application.

This application may be downloaded from the Internet at:
www.FloridaGreenwaysAndTrails.com

FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION
RECREATIONAL TRAILS PROGRAM

DEP USE ONLY
RECEIVED: _____
POSTMARKED: _____
APPLICATION #: _____

PART I – APPLICANT INFORMATION

1. Name of Applicant or Organization: Wakulla County Board of County Commissioners

2. Federal Identification Number: 59-6031875

3. Contact Person: Susan Fleming Title: Grants Coordinator
(The contact person is someone who will be in direct contact with DEP)

Street Address/P.O. Box: 3039 Crawfordville Highway

City/State: Crawfordville, Florida Zip Code: 32329

Telephone: (850) 926-0919 Fax: (850) 926-0940

E-Mail: sfleming@mywakulla.com

4. Type of Applicant (Select One):

- [x] City or County Government
- [ ] State Agency, Department: _____, District: _____
- [ ] Federal Agency, Department: _____, District: _____
- [ ] Recognized Indian Tribal Government *(projects must be on lands in Florida)*
- [ ] Organization * SC# _____ *(must be State recognized nonprofit)*

Nonprofit organization as applicant must provide letter of support from land managing agency. *Tab as "Exhibit A."

I hereby certify that the information provided in this application is true and accurate. I further certify that I possess the authority to apply for this grant on behalf of the applicant.

_____ 03/26/13
Signature of Authorized Representative Date

PART II – PROJECT INFORMATION

1. Name of Project: Renovations to Azalea Park Fitness Trail and Amenities

2. Project Location:
(Show on DOT county road maps or USGS 7 ½ minute quadrangle sheets):
Tab as "Exhibit B"

Street Address: 155 Azalea Drive

City: Crawfordville County: Wakulla

Beginning point: Looped Trail inside Azalea Park

Ending point: _____

3. Ownership (If more than one owner, attach a list of owners and their agents along with a map clearly showing the location of each ownership).
Site control issues must be resolved by the close of the submission period (March 29, 2013).

Include a boundary map of the project site. ***Tab as "Exhibit C"***

Include a copy of site control documents (e.g. deed, lease agreement, etc.)
Tab as "Exhibit D"

Owner: Wakulla County Owner's Agent: NA

Address: 3039 Crawfordville Highway Address: _____

Crawfordville, Florida 32329

Phone: (850) 926-0919 Phone: (____)_____

4. **U.S. CONGRESSIONAL DISTRICTS** IN WHICH THE PROJECT SITE IS LOCATED: *These should be the district in which the project site is located. If you are not sure of the district, contact your local office of the Supervisor of Elections.*

U.S. Representative's Name: The Honorable Steve Southerland

U.S. House District Number: 2

5. **STATE LEGISLATIVE DISTRICTS** IN WHICH THE PROJECT IS LOCATED:
These should be the district in which the project site is located. If you are not sure of the district, contact your local office of the Supervisor of Elections.

State Senator's Name: The Honorable Bill Montford

State Senate District Number: 3

State Representative's Name: The Honorable Halsey Beshears

State House District Number: 7

6. PROJECT DESCRIPTION

Briefly describe the proposed project. *Include physical characteristics of the site, such as land resources, vegetation, fish and wildlife, historical, archaeological resources, previous land usage and transportation access as well as a description of proposed project activities.* ***If the project is an equipment purchase, describe the equipment, how it will be used to benefit recreational trails (include where it will be stored, who will maintain it, proposed projects for its use and the land managing agency on whose property equipment will be used).***

TEXT MUST FIT IN SPACE PROVIDED.

Azalea Park is located on the major arterial road in Crawfordville, an unincorporated town in Wakulla County, and is contiguous with the downtown business district, the Wakulla County Senior Center and a residential area. The park has the only dedicated fitness trail centrally located and easily accessible to Crawfordville residents. The vegetation is largely native pines, palms, magnolias, and low-growing shrubs. There are four structures on the park land: two gazebos, rest room facilities, and a water pump house. There are two Crawfordville cultural landmarks on the trail: a memorial to Mr. JD Hudson, who donated the park to the County and whose ashes were scattered at the site and a concrete lión that is painted several times a year—depending on the season or the holiday. There are also several cultural informational signs that are inappropriate to the trail and are in disrepair.

The proposed project is the removal and restoration of the existing looped trail that transverses the park which is 0.55 miles in length and varies in width from 7 to 8 feet. The trail has a variety of sometimes incompatible uses, including walking, running, warm-up and cool down exercising, baby strolling, and cycling. This site was chosen for restoration because the trail is well-used and has deteriorated because of heavy foot traffic and tree-root growth to the point that its usefulness and safety is impaired, especially for the aging population from the Senior Center and other elders. The project scope is to remove the old asphalt and tree roots and lay 35,000 SF of new trail material; to install 4 trailside fitness stations with state-of-the art equipment designed specifically for persons with limited mobility; to add trailside mileage markers; to install trailside benches with wheelchair rest surfaces; to resurface 4 parking areas; and to install 6 trash receptacles, two bike racks, and user-conflict and mileage signage. These amenities will be designed with a particular emphasis on usability by senior citizens, those with limited mobility, and the varied types of incompatible users. Signage will direct users on yielding to others. The trail will be reconstructed to 12 feet in all available locations (approximately 2000 LF) to accommodate a mix of users. Connectivity will established among the cultural resources, the trail, and resting areas by incorporating the JH Hudson Memorial into trail design and providing a bench resting area. The existing kiosk will be populated with UTAP information, "Leave No Trace" pamphlets and trifold brochures, which will also be distributed at appropriate venues.

PART III – FINANCIAL INFORMATION

1. RTP Funds Requested: Line A $ 199,766
2. Local Funds Available:
   1) Cash: Line B $ 300,000
   2) In-Kind: Line C $ _____
   Total Local Funds Available: Line D $ 300,000
   Sum of lines B and C
3. Total Cost of Proposed Project: Line E $ 499,766
   Sum of Lines A and D

$200,000

The Total Project Cost (Line E) must equal the grant request (Line A) plus the total local funds available (Line D).

4. **PROJECT COST ESTIMATE:** For each element, please indicate if it is a new facility, renovation or maintenance of an existing facility, accessibility improvements, equipment purchase. *Costs of planning, permitting and site preparation should be included within the cost of each element (not to exceed 15% of total project cost).*

Cost Detail – Applicant to provide detailed breakdown of each element's cost on separate sheet (schedule of values). This assists in determining appropriateness and reasonableness of all project costs. ***Place this cost detail after Page 7.***

	Quantity	Description	Estimated Cost
New		11,689 s.f. sod, 2 bike racks, 4 trash cans, 12 trailside markers, kiosk materials, lime rock & asphalt rubberized topping, root barrier & trenching, bench structure pads	$100,956
Renovations		lime rock & asphalt (walking trail resurface), parking spaces, kiosk	$36,166
Maintenance	NA		
Accessibility	7	workout stations w/concrete pads/installation	$62,644
Equipment	NA		

COST DETAIL

NEW			
ELEMENT	QUANTITY	DESCRIPTION	ESTIMATED COST
Exercise Structures	Lump Sum 1	7 LifeStyle Workout Stations	$43,524
Exercise Structure Pads	7	18'X18' Concrete Pads	$ 9,620
Exercise Stations-Install	Lump Sum 1	Freight & Installation of Workout Stations	$ 9,500
Benches	10	Landscape Forms "Plainwell" Collection	$11,500
Bench structure Pads	10	4'x10' Concrete Pads	$22,386
Trailside Markers	8		$ 1,300
Kiosk Signage	Lump Sum	Adaptation of Existing Kiosk	$ 1,300
Trailside Mileage Markers	4		$ 2,300
Trash Receptacles	4	Landscape Forms "Plainwell" Collection	$ 2,300
Bike Racks	2	Landscape Forms "Bicilinea" Collection	$ 1,150
Sod	11,680 sq. ft.	2' Strip Each Side of Trail	$ 3,358
Add Trail Loop	176 sq. yds.	Increase Distance to Hudson Marker: 1.5" Asphalt sq. yds. w/6" Lime Rock Base.	$ 1,821
Walking Trail Surface	3893 sq. yds.	½ " Rubberized Topping Over Trail	$19,466
Root Barrier	6,100 l.f.	Trenching & Placing Specialized Root Barrier Fabric	$34,075
RENOVATION			
ELEMENT	QUANTITY	DESCRIPTION	ESTIMATED COST
Repair Existing Trail	2,595 sq. yds.	Repair Existing 8' Wide Walking Surface	$ 5,968
	2,595 sq. yds.	1" Asphalt Topping over 8' Walking Surface	$14,291
	1,297 sq. yds.	4'-wide Addition to Existing Trail, 1.5" Asphalt sq. yds. w/Lime Rock Base	$13,423
10 Parking Spaces	180 sq. yds.	Parking Spaces 9'x18' Adjoining Existing Roadway, 1.5" Asphalt over 12" Lime Rock Base	$ 2,484
TOTAL PROJECT COST			**$199,766**

PART IV – GENERAL EVALUATION CRITERIA

1. PROJECT TYPE

Provide Conceptual Site Plan. Tab as "Exhibit E"

Provide Photographs of the Project Area. *Submit color, on-site photographs sufficient to depict the physical characteristics of the project area.* ***Tab as "Exhibit F"***

Provide Location Map and Directions. *Submit a detailed street, road or highway map precisely locating the project site. Also, provide clear and concise written driving instructions from the nearest federal or state highway.* ***Tab as "Exhibit G"***

☐ Construction of new trails on federal, state, county or municipal lands where recreational needs for such construction is shown

☐ Development and rehabilitation of trailside and trailhead facilities and trail linkages

☑ Maintenance and restoration of existing trails

☐ Purchase of trail construction or maintenance equipment

2. CAPITAL IMPROVEMENT PLAN

A. The project implements the applicant's adopted local comprehensive plan (city or county); or the land management or recreation or trail plan of a state or federal agency and; is included in their Capital Improvement Plan (CIP) or similar plan during the current year or one of the next three (3) fiscal years: *(Include copies of any necessary documents/plans which clearly indicate the proposed project.* ***Highlight project name, amount and year.) Tab as "Exhibit H"***

☑ Yes ☐ No

---OR---

B. Is the proposed project included as part of the plan through a resolution or agency commitment committing the applicant to amend their CIP or similar plan to include the project should the applicant receive program funds: *(Include copies of any necessary documents/plans/resolutions which clearly indicate the proposed project.* ***Highlight project name, amount and year.)*** ***Tab as "Exhibit H"***

☐ Yes ☐ No

3. STATE COMPREHENSIVE OUTDOOR RECREATION PLAN

Explain how the proposed project would address one or more of the issues or goals identified in the State Comprehensive Outdoor Recreation Plan. *Use the **Outdoor Recreation in Florida – 2008 (SCORP).** Provide quotations or other appropriate references to justify the correlation. Use a separate sheet if necessary.*
Tab as "Exhibit I"

See Exhibit I.

4. STATE GREENWAYS AND TRAILS PLAN

Explain how the proposed project would address one or more issues or goals as identified in the State's Greenways and Trails Plan. *Use the **Connecting Florida's Communities with Greenways and Trails – September 1998.** Provide quotations or other appropriate references to justify the correlation. Use a separate sheet if necessary.*
Tab as "Exhibit J"

See Exhibit J.

5. ACCESSIBILITY

Describe how the project facilitates and improves the access and use of trails by persons with disabilities.

Currently, the Azalea Park fitness trail is in poor condition where tree roots have buckled the asphalt. This is a dangerous surface condition that severely limits trail use by older persons and those with limited mobility. Parking is in an unpaved grassy area, without adequate accommodations for persons with limited mobility. The proposed project will provide ADA compliant parking spaces, specially designed exercise stations for elders and others with limited mobility, paving on the trail which will be amenable to persons with disabilities and physical limitations, and resting benches for those with limited physical endurance.

6. YOUTH CONSERVATION OR SERVICE CORPS

The project is supported through a written letter of commitment between the applicant and a recognized youth conservation or service corps in which the corps agrees to supply a stated amount of labor.

☐ Yes ☑ No

If "Yes", submit a copy of the written letter of commitment between the applicant and the service corps. Written letter must be executed by the end of the submission period and quantify the amount of labor in monetary units.
Tab as "Exhibit K"

7. CONNECTIVITY AND LINKAGES

Describe how the proposed project provides access to or between any of the following:

(A) Public parks or other recreational lands or facilities;

The trail through Azalea Park provides linkages to the adjoining Hudson Park on the south end and Hickory Park on the north end. Hudson Park is a frequently used venue for large weekend public events, which results in additional use of the adjoining Azalea trail.

(B) Features or areas of historic, cultural, biological or archaeological significance; *Provide copy of letter from Florida Department of State* ***(Tab as "Exhibit L")*** *and/or Florida Natural Areas Inventory* ***(Tab as "Exhibit M")***.

(C) Existing intermodal transportation corridors or trail systems; and/or

The trail provides connectivity to the commercial district (the "Downtown District") on Highway 319, where there are no sidewalks. It will also provide some connectivity to the Wakulla County Senior Citizens Center.

(D) Residential populated areas.

The park is contiguous to a old, well-established, densely populated residential neighborhood on the west side of Azalea Drive. In additional to this project making the trail safe for a variety of mixed users, the addition of bike racks will encourage residents from the neighborhood to bike to the park to use the fitness trail and exercise stations.

8. PUBLIC PARTICIPATION

Please indicate which of the following apply ***(select all that apply)***:

☑ A. An **advertised public meeting** was held solely for the purpose of discussing the proposed project. *Attach a copy of proof of publication for the advertisement. Meeting must be for the **SOLE PURPOSE** of discussing **the project proposed in this application**. The advertisement should indicate that the purpose of the meeting is to discuss this RTP grant for this project site. Meeting must be advertised according to community/agency requirements, and at a minimum of 72 hours prior to date and time of meeting. Include proof of date and time advertised. Meetings may not be held on day of application submittal.* ***Tab as "Exhibit N-1"***

☑ B. The project was discussed at a regularly scheduled meeting of the applicant's **advisory board** responsible for park, recreation and leisure service activities. *Provide a copy of the agenda and/or minutes of the advisory board meeting(s) where **this project** was discussed. The board must be an appointed group of citizens, such as a parks and recreation advisory board, who would normally review projects similar to the proposed grant application. Discussion must take place at a regularly scheduled meeting. Planning and zoning or similar boards may be used if a parks and recreation advisory board does not exist.* ***CITY OR COUNTY COMMISSIONS ARE NOT CONSIDERED ADVISORY BOARDS. Tab as "Exhibit N-2"***

☑ C. Public input on the proposed project was obtained through **presentations** to community organizations, neighborhood associations and/or a written opinion survey. *Provide documentation (agenda, minutes or thank-you letter) showing that presentations **regarding this project** were made to community organizations or groups **OR** provide a copy of the survey instrument and a summary of the results and explain how the **results relate to the proposed project. Tab as "Exhibit N-3"***

9. NATIONAL SCENIC TRAIL OR NATIONAL RECREATION TRAIL

A. The project is located on or connects with the Florida National Scenic Trail:

☐ Yes ☑ No

*If yes, provide map and documentation (letter from U.S. Forest Service) indicating connectivity with **a certified portion** of the Florida National Scenic Trail.* ***Tab as "Exhibit O"***

B. The project is located on or connects with a National Recreation Trail:

☐ Yes ☑ No

If "Yes", provide a map and documentation (letter from the National Park Service) indicating connectivity with a **designated** National Recreation Trail. **Tab as "Exhibit O"**

10. STATE OF FLORIDA DESIGNATED RECREATIONAL GREENWAY OR TRAIL

The project is located on or connects with a State of Florida designated greenway or trail.

☐ Yes ☑ No

If "Yes", provide a map and documentation (letter from Office of Greenways and Trails) indicating connectivity. ***Designation Agreements must be fully executed by end of submission period. Tab as "Exhibit P"***

11. MATCHING RATIO

RTP is a matching grant program. Maximum grant award can account for 80% of total project costs (federal grant amount : grantee's cash and/or in-kind services). Select which matching ratio applies to this project:

☑ A. 50:50

☐ B. 60:40

☐ C. 80:20

**** Federal Agencies: only 95% of total project costs may be federal dollars. Please explain the source of funds for remaining 5%.***

Source of non-Federal dollars when applicant is Federal Agency: NA.

12. MIXED USE PROJECTS

A. The specific trail design demonstrates that the project will support recreational trail opportunities for ***both*** ***motorized and nonmotorized use*** through innovative techniques such as multiple trails sharing a single corridor, or time sharing of trails or trailhead facilities, or other innovative corridor sharing techniques.

☐ Yes ☐ No

If "Yes", please explain innovative techniques to be employed and address potential user conflicts. ***Tab as "Exhibit Q"***

---OR---

B. The specific trail design demonstrates that the project will support ***mixed-use*** recreational trail opportunities, ***either motorized or nonmotorized***, through innovative techniques.

☐ Yes ☐ No

If "Yes", please explain innovative techniques to be employed and address potential user conflicts. ***Tab as "Exhibit Q"***

PART V – SPECIFIC CRITERIA

1. MOTORIZED PROJECTS Only:

A. The proposed project will: **(select only one)**

☐ 1. develop new motorized recreational trails.

☐ 2. repair or restore designated motorized trails impacted by normal use.

☐ 3. develop motorized trail facilities on existing motorized recreational trail corridors.

B. The project will support compatible recreational trail use for the greatest number of the following: **(select ALL that apply)**

☐ 1. Off-Road Motorcycles

☐ 2. All-Terrain Vehicles

☐ 3. Off-Highway Vehicles (high clearance vehicles)

☐ 4. Other Motorized Recreational Trail Use. List all: _____.

2. NONMOTORIZED PROJECTS Only:

A. The proposed project will: **(select only one)**

☐ 1. develop nonmotorized recreational trail facilities on new corridors.

☐ 2. develop nonmotorized recreational trail facilities on existing corridors.

☑ 3. improve or repair existing nonmotorized recreational trail and/or facilities.

B. The nonmotorized project will support compatible recreational trail use for the greatest number of the following: **(select ALL that apply)**

☐ 1. Bicycling

☐ 2. Skating

☐ 3. Day Hiking

☐ 4. Equestrian Activities

☑ 5. Fitness Activities

☐ 6. Overnight or Long Distance Backpacking

☐ 7. Aquatic Activity

☑ 8. Other Nonmotorized Recreational Trail Use. List all: Walking/running/baby strolling.

3. MOTORIZED AND NONMOTORIZED MIXED-USE PROJECTS Only:

A. The motorized/nonmotorized mixed-use project will: **(select only one)**

☐ 1. develop new mixed-use trails.

☐ 2. repair or restore designated mixed-use trails impacted by normal use.

☐ 3. develop mixed-use trail facilities on existing motorized recreational trail corridors.

B. The project will support compatible recreational trail use for the greatest number of the following: **(select ALL that apply)**

☐ 1. Off-Road Motorcycles

☐ 2. All-Terrain Vehicles

☐ 3. Off-Highway Vehicles (high clearance vehicles)

☐ 4. Other Motorized Recreational Trail Use. List: _____.

☐ 5. Bicycling

3. Motorized/Nonmotorized Mixed-Use Projects Only, cont.

☐ 6. Skating

☐ 7. Day Hiking

☐ 8. Equestrian Activities

☐ 9. Fitness Activities

☐ 10. Overnight or Long Distance Backpacking

☐ 11. Aquatic Activity

☐ 12. Other Nonmotorized Recreational Trail Use. List: _____.

PART VI – SUPPORTING DOCUMENTATION

ATTENTION: *Before you finish your application package, make sure you have all the necessary support documents prepared and attached. Please use this list to make sure that all applicable documentation is included. Attach supporting documents as follows:*

Application Item – If Applicable	*Tab as Exhibit*
NOTE: *Four (4) copies of the single-sided, completed and signed application, with all properly tabbed supporting documents must be postmarked by March 29, 2013.* ***(1 original and 3 copies)***	***PLEASE USE A SOFT COVERED BINDER.***
A. Nonprofit Organizations provide a ***Letter of Support*** from land managing agency: Agency must state that it accepts the post completion requirements as outlined in Chapter 62S-2 F.A.C.	A
B. Show project location on ***DOT County Road Maps or USGS 7 ½ Minute Quadrangle Sheets***. Include beginning and ending points.	B
C. ***Boundary Map*** of the project area: The map must provide a description and sketch of the project area boundaries, display known easements and be legally sufficient to identify the project area. Plat maps may accepted if the above criteria are identified. ***Aerial photographs are not accepted as boundary maps.***	C **IMPORTANT:** Map must include clearly defined boundaries; Sketch of Description; elevations; clearly identified bodies of water; scale. **Must be legible.**
D. ***Site Control*** (e.g., deed, lease): Submit a copy of all site control documents associated with the project site. If submerged lands are included in the development area, provide a legal document (i.e., permit, management agreement, etc.) which indicates permission to use and develop the submerged lands. **Site control must be effective by the close of the submission period.**	D **IMPORTANT:** Provide a listing of all Property Control Numbers or Property Identification Numbers, with Owner of Record Information (in order of deeds as presented). Provide a printout from Property Appraiser's website for each parcel involved in this project (in order of deeds). **Must be legible.**

Application Item – If Applicable	Tab As Exhibit
E. ***Conceptual Site Plan*** for development of the project area: Submit a conceptual site plan displaying the areas and facilities to be developed as proposed in the scope of the application. The site plan must correlate with the project area identified in the project boundary map and cost estimate. The site plan must CLEARLY DELINEATE between facilities / opportunities currently existing, facilities proposed for funding in this application and facilities planned for future development. ***Color code site plan to indicate facilities that are existing, proposed for funding and planned for future development (not in this project).***	E
F. ***Photographs of the Project Area:*** Submit color, on-site photographs sufficient to depict the physical characteristics of the project area. Provide color photographs for all four copies of your application. Label photos as to what and where. Aerial photographs are requested, but not required. *Please mark an approximate boundary of the Project Site and note major roads and/or landmarks on the aerial photo (note – this is not the boundary map).*	F
G. ***Location Map and Directions:*** Submit a detailed street, road or highway map precisely locating the project site. Also, provide clear and concise written driving instructions from the nearest federal or state highway. ***NOTE:*** Please confirm that street names listed in the written directions are the same as those posted on street signs in the area.	G

Application Item – If Applicable	Tab As Exhibit
H. ***Capital Improvements Schedule*** or a copy of a resolution amending the existing schedule to include the proposed project. State or federal agencies provide copy of their land management or recreation or trail plan.	H
I. ***SCORP*** objectives support documentation. Written response to Part IV, Item 3, Page 9 of this application. Include detailed narrative explaining how ***this*** project implements one or more of the outdoor recreation goals and objectives as listed in the 2008 SCORP.	I
J. ***State Greenways and Trails Plan*** support documentation. Written response to Part IV, Item 4, Page 9 of this application. Include detailed narrative explaining how ***this*** project implements one or more of the goals and objectives as indicated in the 1998 State Trails Plan.	J
K. ***Service Corps***: Copy of letter of commitment between applicant and recognized youth conservation or service corps, in which the corps agrees to supply stated amount of labor. *Refer to 42 U.S.C. 12572 and 42 U.S.C. 12656 for definitions.* ***Scout troops and similar groups do NOT qualify. AmeriCorps is a recognized service corps.***	K
L. ***Department of State*** letter to verify that a project is for archaeological/ historic/cultural preservation purposes.	L
M. ***FNAI*** letter to verify resources protected by project.	M

Application Item – If Applicable	Tab As Exhibit
N. ***Public Participation Documentation:*** ***<u>For this specific application's project</u>***. **1.** Copy of public meeting advertisement for ***SOLE PURPOSE*** of discussing this project. Meeting must be advertised according to community/agency requirements, **at a minimum of** 72 hours prior to date and time of meeting. Include proof of date and time advertised. Meetings may not be held on day of application submittal. Must be held between April 1, 2012 and March 28, 2013. **2.** Agenda and/or minutes of ***REGULARLY SCHEDULED*** advisory board meeting. **3.** Documentation of ***PRESENTATION*** to community groups (agenda, letter of thanks, etc. **OR . . .** A copy of the ***SURVEY*** instrument and a summary of the results as they relate to this proposed project.	N
O. Letter from U.S. Forest Service documenting project is located along or connects to a ***certified portion*** of the ***Florida National Scenic Trail***. **OR . . .** Letter from National Park Service documenting project is located along or connects with a ***designated National Recreation Trail***.	O
P. Letter from Office of Greenways & Trails documenting project is located along or connects with a ***designated State of Florida Greenway or Trail***.	P
Q. ***Mixed Use Projects***: Explanation of innovative techniques to be employed (*address potential user conflicts*).	Q

PART VII – CONTACT FOR ADDITIONAL INFORMATION

CONTACT	PHONE
RTP Application Information & Assistance	850-245-2052
Florida Statewide Greenways &Trails Plan	850-245-2052
Department of State	850-245-6500
Florida Natural Areas Inventory (FNAI)	850-224-8207
2008 Statewide Comprehensive Outdoor Recreation Plan (SCORP)	850-245-3051
U.S. Forest Service (National Scenic Trail)	850-523-8500
National Park Service (National Recreation Trails)	504-589-3882, ext 140

IMPORTANT REMINDER:

In keeping with recent Florida legislation regarding financial accountability, applicant must provide detailed breakdown of each element's cost on separate sheet(s). This Schedule of Values assists in determining appropriateness and reasonableness of all project costs. Place this detail after Page 7.

WAKULLA
COUNTY

BOARD OF COUNTY COMMISSIONERS

Alan Brock
Chairman, District 1

Randy Merritt
Vice-Chairman, District 2

Mike Stewart
District 3

Jerry Moore
District 4

nn Artz
District 5

J. David Edwards
County Administrator

Heather J. Encinosa
County Attorney
(850) 224-4070

March 27, 2013

Ms. Alexandra Weiss
Office of Greenways and Trail
Department of Environmental Protection
3900 Commonwealth Boulevard, Mail Station 795
Tallahassee, Florida 32399-3000

Dear Ms. Weiss:

The Wakulla County Board of County Commissioners is pleased to submit an application for funding from the Recreational Trails Program. The proposed project is the renovation of a looped trail in Azalea Park—a centrally located and well-used park for Wakulla County residents and visitors.

We request $199,766 and pledge $300,000 in matching local funds for this important project. Should you have any questions during the review, please call Ms. Susan Fleming, Grants Coordinator, at (850) 745-7715 or e-mail her at sfleming@mywakulla.com.

Sincerely yours,

David Edwards, County Administrator
Wakulla County Board of County Commissioners

DE/swf

Post Office Box 1263, Crawfordville, FL 32326
850.926.9500 x 410

WAKULLA
COUNTY

BOARD OF
COUNTY COMMISSIONERS

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Vice-Chairman, District 1

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County Administrator

Heather J. Encinosa
County Attorney
(850) 224-4070

March 28, 2014

Ms. Alexandra Weiss
Office of Greenway and Trails
Department of Environmental Protection
3900 Commonwealth Boulevard, Mail Station 795
Tallahassee, Florida 32399-3000

Re: Wakulla County Application for Recreational Trails Program (RTP) Grant FY 2013/14 – Azalea Park

Dear Ms. Weiss,

This letter is being submitted by Wakulla County whose FEID number is 59-6031875 to accept grant funds in the amount of $200,000 for the RTP grant application submitted for renovations to Azalea Park for FY2013/14. The County will be providing the required match of $200,000 which will be a combination of in-kind services and cash. The County will not be asking for reimbursement of any preconstruction cost and is not self-insured. The project liaison will be Katie Taff who shall be contacted for any questions or concerns at (850) 926-0919 or ktaff@mywakulla.com. The project liaison will also ensure that construction does not begin prior to the issuance of the Notice to Proceed. This grant opportunity for funding the Azalea Park trail renovations is greatly appreciated.

Sincerely,

_____
Richard Harden, Chairman

Administration Office
Post Office Box 1263
Crawfordville, FL 32326
(850) 926-0919
(850) 926-0940 FAX

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 25, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Luis N. Serna, Planning and Community Development Director Melissa Corbett, Planner II
Subject:	Request Board Ratification to Terminate Negotiating the Transfer of the Housing Choice Voucher (Section 8) Program to the Tallahassee Housing Authority and Retain the Program Under Wakulla County

Statement of Issue:
This agenda item requests the Board to ratify the termination of negotiations for the transfer of the Housing Choice Voucher (Section 8) program to the Tallahassee Housing Authority and retain the program under Wakulla County.

Background:
The Housing Choice Voucher Program (also referred to as "Section 8") is the federal government's major program for assisting very low-income families, the elderly, and the disabled to afford decent, safe, and sanitary housing in the private market. Funding for the assistance program is administered locally by public housing agencies (PHAs). The PHAs receive federal funds from the U.S. Department of Housing and Urban Development (HUD) to administer the voucher program.

For many years the Wakulla County Housing Department acted as the PHA for local Section 8 recipients. On March 7, 2011 Wakulla County contracted with a third party, Government Services Group, LLC (formerly Meridian Community Services Group, Inc.), to administer the program on behalf of the County. They were also chosen to administer the State Housing Initiatives Program (SHIP) for Wakulla County during that year as well. On October 15, 2012 the Section 8 contract was amended by the Board to extend the term of service for administration of the program through September 30, 2014.

Government Services Group, Inc. (GSG) recently expressed a desire to cease administration of the Section 8 program due to financial constraints concerning the administration costs. On March 3, 2014, staff presented the Board with multiple options concerning the future administration of the program. The options included posting a RFP for another third party to administer the program on behalf of Wakulla County, bringing the administration of the program back under the management of County staff, or transferring the program to another Public Housing Authority. After consideration of these options, the Board directed staff to seek a transfer of the program to the Tallahassee Housing Authority.

Analysis:

Staff met with representatives of the Tallahassee Housing Authority to discuss the details of a possible transfer. The Tallahassee Housing Authority was interested in receiving the program if it appeared cost effective and several terms were generally agreed to. After formal direction was received from the Board to pursue the transfer, work began on tailoring a draft Memorandum of Understanding (MOU) between Wakulla County and the Tallahassee Housing Authority. Wakulla County presented the first draft for review to the Tallahassee Housing Authority staff and also included HUD in this review process. It was at this time that HUD expressed concerns with some of the proposed MOU language. County staff proposed that Wakulla County's 250 vouchers would be transferred to the Tallahassee Housing Authority, but would be restricted for the use of Wakulla County clients only. HUD notified the parties that the vouchers could not be restricted for the specific use of Wakulla's residents. In addition, staff had proposed that the Tallahassee Housing Authority would maintain a separate waiting list for Wakulla County clients. HUD informed staff that the existing Wakulla County waiting list would have to be merged with that of the Tallahassee Housing Authority and could not be kept separate.

As issues arose during the review of the MOU, it became evident that there would be no guarantees that Wakulla County residents would continue to receive the same level of assistance they are currently receiving if the transfer to the Tallahassee Housing Authority took place. If the transfer were pursued, the same number of Wakulla County residents who are currently receiving assistance may not stay the same. Additionally, those families currently on the Wakulla County waiting list may not be ranked in the same order as they are merged with other families in the region. These concerns represented an undesirable direction for the County's Section 8 program as the best interests of the County's citizens were not able to be maintained. Therefore, negotiations with the Tallahassee Housing Authority were ceased.

With the current turn of events, GSG has offered to continue its administration of the Section 8 program to further the best interests of Wakulla County residents. Therefore, staff is now seeking ratification to formally cease the pursuit of a transfer of the Section 8 program and maintain it under the direction of Wakulla County. Per their offer, GSG would continue to administer the program on behalf of Wakulla County and there would be no change in service for Wakulla County residents.

Budgetary Impact:

There are no proposed budgetary impacts by ratifying the termination of transferring the Section 8 program to the Tallahassee Housing Authority and maintaining the program with Wakulla County.

Options:

1. Ratify the Termination of Negotiations to Transfer the Housing Choice Voucher (Section

8) Program to the Tallahassee Housing Authority and Retain the Program under Wakulla County.

2. Ratify the Termination of Negotiations to Transfer the Housing Choice Voucher (Section 8) Program to the Tallahassee Housing Authority and Retain the Program under Wakulla County.
3. Board direction.

Recommendation:
Option #1

Attachment(s):
1. Letter from GSG

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 31, 2014
To:	Honorable Chairman and Members of the Board
From:	David Edwards, County Administrator Sheree T. Keeler, Director of Intergovernmental Affairs, Procurement and Grants
Subject:	Request Board Approval of a Legal Services Agreement with Nabors, Giblin & Nickerson, P.A., as Requested by USDA to Proceed with the County's Loan/Grant Application for Improvements to the County's Wastewater Treatment Facilities

Statement of Issue:
This agenda item seeks Board approval of a Legal Services Agreement (LSA) with Nabors, Giblin & Nickerson, P.A., as requested by USDA to proceed with the County's loan/grant application for improvements to the County's wastewater treatment facilities.

Background:
Since early 2013, the County has been working on a USDA loan/grant application that would provide funds for improvements to the County's wastewater treatment facilities. Completing the loan/grant application is a very complex and technical process with multiple, staged steps.

Since the County contracts out legal services, the USDA is requiring the County to enter into the attached LSA (Attachment #1) with the County's contracted law firm of Nabors, Giblin & Nickerson, P.A. The USDA will not continue with review of the County's loan/grant application without the signed attached LSA providing assurance of County legal counsel.

The legal services of Nabors, Giblin & Nickerson, P.A. was competitively procured and the firm is currently under contract to provide legal services to the County. The LSA requested by the USDA is a method to identify the services and cost to be performed by Nabors, Giblin & Nickerson pursuant to the existing legal services contract, specific to the County's loan/grant application for improvements to wastewater treatment facilities. Therefore, the County does not have to competitively procure the services to be provided by Nabors, Giblin & Nickerson, P.A. pursuant to the LSA.

Analysis:
To ensure the review process continues without hindrance, staff is requesting Board approval of the LSA and for the Chairman to sign the LSA.

Budgetary Impact:
The total cost for legal services is $38,376 based on the assumption of a six million dollar loan. Legal Services is $16,421 and Bond Counsel is $21,955 for a total of $38,376.

Options:
1. Approve the Legal Services Agreement with Nabors, Giblin & Nickerson, P.A. and for the Chairman to sign the Agreement.
2. Do not approve the Legal Services Agreement with Nabors, Giblin & Nickerson, P.A. and do not approve the Chairman to sign the Agreement.
3. Board Direction.

Recommendation:
Option #1

Attachments:
1. Legal Services Agreement with attachments

UNITED STATES DEPARTMENT OF AGRICULTURE
Rural Utilities Service

LEGAL SERVICES AGREEMENT

This agreement made this 26th day of March, 2014, between Wakulla County, Florida, hereinafter referred to as "Owner," and Nabors, Giblin & Nickerson, P.A. hereinafter referred to as "Attorney":

WHEREAS, Owner is intending to make certain improvements to the Owner's wastewater treatment facilities;

WHEREAS, the Attorney agrees to perform all legal services necessary to the financing, construction and operation of such wastewater facilities and system.

WITNESSETH:

That for and in consideration of the mutual covenants and promises between the parties hereto, it is hereby agreed:

SECTION A - LEGAL SERVICES

That the Attorney will perform such services as are necessary to accomplish the above recited objectives including, but not limited to, the following:

1. Furnish advice and assistance to the governing body of the Owner in connection with (a) the notice for and conduct of meetings; (b) the preparation of minutes of meetings; (c) the preparation and enactment of such resolutions as may be necessary in connection with the authorization, financing, construction, and operation of the system; (d) the preparation of such affidavits, publication notices, ballots, reports, certifications, and other instruments and advice as may be needed in the conduct of such bond elections as may be necessary; (e) the preparation and completion of such bonds or other obligations as may be necessary to finance the system; (f) the completion and execution of documents for obtaining a loan made or insured or a grant made by the United States of America, acting through the Rural Utilities Service, U. S. Department of Agriculture; (g) entering into construction contracts; (h) preparation and adoption of By-Laws, Rules and Regulations, and rate schedules; (i) such other corporate action as may be necessary in connection with the financing, construction, and operation of the system.

2. Review of construction contracts, bid-letting procedure, and surety and contractual bonds in connection therewith.

3. Preparation, where necessary, and review of deeds, easements and other rights-of-way documents, and other instruments for sites for source of water supply, pumping stations, treatment plants, and other facilities necessary to the system and to provide continuous rights-of-way therefor; rendering title opinions with reference thereto; and providing for the recordation thereof.

4. Review necessary permits and certificates from county and municipal bodies, from State regulatory agencies, and from other public or private sources with respect to the approval of the system, the construction and operation thereof, pipeline crossings, and the like.

5. Cooperate with the engineer employed by Owner in connection with preparation of tract sheets, easements, and other necessary title documents, construction contracts, water supply contracts, health permits, crossing permits, and other instruments.

6. When applicable, secure assistance of and cooperate with recognized bond counsel in the preparation of the documents necessary for the financing aspects of the system. The attorney shall pay all bond counsel in perfecting the financing aspects, e.g., assessment procedures and completion of documents. Where bond counsel is retained, the Attorney will not be responsible for the preparation and approval of those documents pertaining to the issuance of the Owner's obligations.

SECTION B - COMPENSATION

1. Owner will pay to the Attorney for professional services rendered in accordance herewith, fees as follows:

Local Counsel: See Attachment to Legal Services Agreement/Local Counsel

Bond Counsel: See Attachment to Legal Services Agreement/Bond Counsel

Said fees to be payable in the following manner and at the following times:

See Attachments to Legal Services Agreement

Attorney:

Heather Encinosa, Shareholder
Nabors, Giblin & Nickerson, P.A.

Owner:

Chairman, Board of County Commissioners
Wakulla County, Florida

Attachment to Legal Services Agreement
Local Counsel

Owner Wakulla County, Florida Phone _____

Attorney Nabors, Giblin & Nickerson, P.A. Phone 850/224-4070

Project Name Wakulla County Wastewater Project

Itemization of Services Provided and Fee Charged:		**# of Hours**	**$ Per Hour**	**Total**
1.	Attendance at meetings & conference calls	21	$178.50	$3,748
2.	Review contracts & other documents	20	$178.50	$3,570
3.	Prepare & review deed, easements & ROW	11	$178.50	$1,963
4.	Meetings with engineer & assist with permitting	6	$178.50	$1,071
5.	Meetings/calls with bond counsel	6	$178.50	$1,071
6.	Drafting local counsel opinion & closing papers	11	$178.50	$1,963
7.	Preclosing meeting attendance	11	$178.50	$1,963
8.	Closing attendance	6	$178.50	$1,071

Plus out-of-pocket expenses

TOTAL **$ 16,421**

***Based on estimated $6,000,000 loan**

Owner Signature _____ (date) _____

Attorney Signature _____ (date) 3/26/'14

"USDA is an equal opportunity provider, employer and lender."
To file a complaint of discrimination write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, DC 20250-9410 or call (202) 720-5964 (voice or TDD).

Attachment to Legal Services Agreement
Bond Counsel

Owner Wakulla County, Florida Phone _____

Attorney Nabors, Giblin & Nickerson, P.A. Phone 850/224-4070

Project Name Wakulla County Wastewater Project

Itemization of Services Provided and Fee Charged:		**# of Hours**	**$ Per Hour**	**Total**
1.	Preparation of security documents	26	$178.50	$4,641
2.	Attend meetings for adoption of bonds	14	$178.50	$2,499
3.	Preparation of validation documents & attend Hearing	26	$178.50	$4,641
4.	Preparation of closing documents	18	$178.50	$3,213
5.	Finalize documents & prepare transcripts	14	$178.50	$2,499
6.	Attendance at preclosing meeting	11	$178.50	$1,963
7.	Attendance at closing	14	$178.50	$2,499
Plus out-of-pocket expenses				
TOTAL				**$21,955.00**

*** Based on estimated $6,000,000 loan**

_____ _____
Owner Signature (date)

_____ 3/26/14
Attorney Signature (date)

** Bond Counsel will charge an additional amount if tax-exempt bond anticipation notes are utilized, equal to 50% of the above referenced fee.

*** Plus out of pocket expenses for bonds and notes.

"USDA is an equal opportunity provider, employer and lender."
To file a complaint of discrimination write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 14th and Independence Avenue, SW, Washington, DC 20250-9410 or call (202) 720-5964 (voice or TDD).

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	April 1, 2014
To:	Honorable Chairman and Members of the Board
From:	Randy Merritt, District 2
Subject:	Request Board Approval to Direct Staff to Prepare a Modification to the Family Enclave Policy to Allow the Individual Needing Medical Care to Either be the Owner of the Home or the Person Living in the RV

Statement of Issues:
This agenda item requests Board approval to direct staff to prepare a revision to the Family Enclave Policy to allow the individual needing medical care to either be the owner of the home or the person living in the RV.

Background:
Wakulla County has a current Family Enclave Policy that allows for a RV to be placed on a parcel as a residence in order to allow one family member to take care of another ill or disabled family member. The way the current Ordinance is written, only the caregiver is allowed to live in the RV, but there may be a situation where the caregiver is the person residing in the permanent residence and the person requiring care desires to live in the RV on the property.

Analysis:
This modification would allow for either the caretaker or the individual needing care to reside in the RV that is allowed under the current policy.

Budgetary Impact:
None.

Options:
1. Approve to direct staff to revise the Family Enclave Ordinance to allow either the caregiver or the person requiring care to live in a RV.
2. Do not approve to direct staff to revise the Family Enclave Ordinance to allow either the caregiver or the person requiring care to live in a RV.
3. Board Direction.

Recommendation:
Option #1

Board of County Commissioners
Agenda Request

Date of Meeting:	April 7, 2014
Date Submitted:	March 21, 2014
To:	Honorable Chairman and Members of the Board
From:	Commissioner Jerry Moore
Subject:	Request Board Approval to Pursue a Land-to-Land Exchange and Land Purchase with the National Forest Service for a County Recreational Park

Statement of Issue:
This agenda item requests Board approval to purse a land-to-land exchange and land purchase with the National Forest Service (NFS) for a County Recreational Park.

Background:
Wakulla County is in need of a larger and accessible recreational park to provide outdoor, after school youth recreational activities and adult recreational opportunities. An outright purchase of land and the development of a recreational park is not financially feasible at this time.

The NFS has indicated an interest in a land-to-land exchange/purchase of property located on U.S. 319, off of Ivan Church Road across from Wal-Mart. In an effort to consolidate NFS land and offset the total purchase price of the property located on U.S. 319, the NFS has indicated a willingness to exchange County owned land located off of Lawhon Mill Road, which backs up to the NFS and functions as the County Equestrian Park. Furthermore, the NFS is amenable to maintaining the Equestrian Park for the use of the Wakulla Horseman's Association and citizens. However, the Equestrian Park was designed and constructed with funds from a Florida Department of Environmental Protection Recreation Development Assistant Program Grant (FRDAP), which requires the recipient (i.e., the County) to maintain the grant project for 25 years. The NFS has a complex and lengthy process for land-to-land exchanges and purchases, which are outlined in the attached document.

Analysis:
The NFS has presented an opportunity for the County to potentially acquire sufficient vacant land for a new recreational park as well as ensuring that existing County Equestrian Park and property will continue to be accessible and available for public use.

I am requesting the BOCC to approve the County pursuing this opportunity with the NFS. Since the Equestrian Park was designed and constructed using FRDAP funds in 2011, and we have the requirement to maintain the Equestrian Park for at least 25 years, I am requesting BOCC approval contact the Department of Environmental Protection to discuss this transfer of property to the NFS, as well as seeking in needed support and assistance from Senator Montford and Representative Halsey Beshears.

Budgetary Impact:
None with this Agenda Item

Options:
1. Approve pursuing the land-to-land exchange/purchase with the National Forest Service and to seek support and/or assistance from DEP, Senator Montford and Representative Beshears.
2. Do not approve pursuing the land-to-land exchange/purchase with the National Forest Service or to seek the support and/or assistance from DEP, Senator Montford or Representative Beshears.
3. Board direction.

Attachment(s):
1. National Forest Service Land-for-Land Exchange process

39 - Exhibit 02

IMPLEMENTATION SCHEDULE
Land-for-Land Exchange

Case Name: Action Item Feasibility Analysis (Items 1-8)	Responsible for Preparation	Responsible for Costs	Target Date
1. Exchange Proposal - Define the Estates	Non-Fed/FS		
2. Forest Plan Compliance Review/Public Benefits Summary	FS		
3. Obtain Title Insurance Commitment	Non-Fed/FS	~~Non-Fed Party~~	
4. Boundary Management Review	Forest Surveyor		
5. Federal Land Status Report	FS		
6. *Water Rights Analysis	Hydro/Appraiser		
7. Valuation Consultation *	Appraiser		
8. Identify Party Responsible for Costs	Non-Fed/FS		
9. Draft ATI & Exhibits	FS		
10.**Oversight (FA and Draft ATI)	RO/WO		
11. Execute Agreement To Initiate (ATI)	Non-Fed/SO/RO		
12. *Request BLM Serialization/ Segregation	FS		
13. Prepare Notice of Publication/Posting	FS		
14. Notify County Commissioners, State Clearinghouse, Congressional Delegations, Tribal Governments, and other Agencies	FS		
15.**Submit Notice of Publication for 30-day Appropriation Committee Review	FS		
16. *Notify Permittees	FS		
17. 4-Week Publication Period, Including Wetlands and Floodplains Information	FS		
18. Initiate Public Scoping	FS		
19. *Request Land Survey (BLM/Forest Service)	FS		
20. *Request Withdrawal Revocation(s)	FS		
21. *Prepare Mineral Potential Report			
22. Complete Certificate of Possession	FS		
23. Obtain SHPO Concurrence	FS		

39 - Exhibit 02--Continued

Case Name: Action Item	Responsible for Preparation	Responsible for Costs	Target Date
24. Prepare TES Report/Consultation			
25. Prepare Wetlands/Floodplains Report			
26. Prepare Hazardous Substances Evaluation	Non-Fed/FS		
27. Analyze Effects on Cost Share Agreements	FS		
28. Request Appraisals	FS		
29. Finalize Appraisals	Appraiser		
30. Prepare Appropriate NEPA Documentation	FS		
31.*Request BLM Concurrence on Minerals	FS		
32. *NEPA Comment Period	FS		
33. Appraisal Reviews and Approvals	Appraiser		
34. Certificate of Use and Consent	FS		
35. Agreement on Values	Non-Fed/FS		
36. Finalize NEPA Document	FS		
37. Draft Decision Document	FS		
38. Draft Exchange Agreement (optional)	FS		
39.**Oversight (NEPA document and supporting documents, draft decision, appraisals and reviews, draft exchange agreement, and initial file material)	RO/WO		
40. Issue Decision	FS		
41. Publish Decision	FS		
42. Appeal Period	FS		
43.*** Certify Estate Consistency	FS		
44. Request Preliminary Title Opinion	FS		
45. Provide Preliminary Title Opinion	OGC		
46. Execute Exchange Agreement (optional)	Non-Fed/FS		
47. Prepare Form FS-5400-10 (Digest)	FS		
48. *Submit to WO for Congressional Oversight	FS		

39 - Exhibit 02--Continued

Case Name: Action Item	Responsible for Preparation	Responsible for Costs	Target Date
49. Record Exchange Agreement and Update Title Commitments (optional)	Non-Fed/FS		
50. *Prepare/Obtain Easements, Relinquishments for Special Use Permits	Non-Fed/FS		
51. Prepare Deed to Non-Federal Land; Patent Request/Exchange Deed to Federal Land	Non-Fed/FS		
52. Supplemental Certificate of Possession	FS		
53. *Execute Easements/Relinquishment	Non-Fed/FS		
54. Execute Deeds to Non-Federal Land	Non-Fed		
55. Deliver Deeds and/or Patent	FS		
56. Record Patent and All Deeds and/or Patent	NoN-Fed/FS		
57. File Water Rights Transfer/Use Documents	Non-Fed/FS		
58. Return Deeds to Non-Federal Land with Title Insurance Policy	Non-Fed Party		
59. Final Certificate of Use and Consent	FS		
60. Return Copies of Recorded Patent or Deeds to RO	FS		
61. Submit Final Form FS-5400-10 (Digest) to WO	FS		
62. Request Final Title Opinion	FS		
63. Provide Final Title Opinion	OGC		
64. Post Status and Close Case	FS		

* If applicable/if needed.

** Regional oversight applies to ALL cases. WO review required commensurate with WO designated value threshold.

***Certify that the estate appraised is identical to the physical estate; estate noted in Decision Document, Exchange Agreement, and Deeds.