

FEBRUARY 12, 2013 – REGULAR MEETING

The Board of County Commissioners, Walton County, Florida, held a Regular Meeting February 12, 2013 at 4:00 p.m. at the Walton County Courthouse Annex in Santa Rosa Beach, Florida.

The following Board members were present: Commissioner Kenneth Pridgen, Chairman; Commissioner Sara Comander, Vice Chairman; Commissioner Bill Chapman; Commissioner Bill Imfeld; and Commissioner Cindy Meadows. Mr. Gerry Demers, Interim County Administrator; Attorney Mark Davis, Acting County Attorney; and Mr. Alex Alford, Clerk of Courts; were also present.

Commissioner Comander led the invocation and the pledge to the American flag. Chairman Pridgen called the meeting to order.

1. Addition: Florida Department of Transportation, District 3 Secretary Tommy Barfield
2. Deletion: Department of Corrections-Request to ratify procedures for purposes of annual policy update

Motion by Commissioner Meadows, second by Commissioner Chapman, to approve the agenda additions and deletions as presented. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Motion by Commissioner Chapman, second by Commissioner Comander, to approve the Consent Agenda as follows. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

1. Approve the minutes of January 22, 2013 Workshop and Regular Meetings
2. Approve surplus equipment request from the Clerk's Office (939, 940, 941, 942, 943, 944, 945, 965, 1267, 1268, 1269, 754, 2319, and 2303), Tax Collector's Office, Office of County Attorney (6599), Section 8 Housing (3234), and Administration
3. Approve a letter of appointment to be submitted to the Statewide 911 Coordinator appointing Belinda Farmer as the new 911 Coordinator for Walton County

4. Approve a Resolution (2013-05) amending the budget for FY 2012-2013 to account for unanticipated grant revenue for the Supervisor of Elections Office
5. Approve Second Option to Renew Agreement for Professional Services with Jack L. Blackwood, Jr. DVM, d/b/a Walton County Animal Clinic for one additional year with no rate increase

Commissioner Chapman submitted a letter from Attorney Betsy Daley, Senior Attorney, Florida Commission on Ethics, in response to his enquiry regarding the possible existence of a conflict of interest when voting on issues involving C.W. Roberts. Attorney Daley's response stated that according to Section 112.3143(3)(a) F.S. Commissioner Chapman does not have a conflict of interest and thereby is allowed to vote.

Motion by Commissioner Comander, second by Commissioner Chapman, to approve the Expenditures Approval List as follows. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

General Fund	\$ 1,510,546.82
County Transportation	\$ 662,370.35
Fine & Forfeiture	\$ 1,499,415.96
Mosq. Control State	\$ 2,033.64
Section 8 Housing	\$ 160,412.63
Tourist Dev. Council	\$ 309,472.55
N.W. Mosquito Control	\$ 1,322.83
Recreation Plat Fee	\$ 124,083.79
Solid Waste Enterprise	\$ 683,198.67
Bldg Dept/Enterp. Fund	\$ 2,445.83
Imperial Lakes MSBU	\$ 2,517.66
Inmate Canteen Fund	\$ 19,118.49
<u>Capital Projects Fund</u>	<u>\$ 222,972.00</u>
Totals	\$ 5,199,911.22

Commissioner Imfeld asked Secretary Tommy Barfield, District 3 Secretary, Florida Department of Transportation, to address the recent awarding of transportation funds to a variety

of panhandle counties and the amendment to the Request for Proposals (RFP) for the bridge expansion.

Secretary Barfield addressed the recent awarding of transportation funds for the replacement of the Pensacola Bay Bridge. He reported that during a recent inspection the bridge received a sufficiency rating of 57% which requires the DOT to replace the bridge within six years. He announced that a toll would not be used to provide extra funding for the bridge replacement.

Secretary Barfield discussed the work program development and the process to determine funding percentages for the counties. Walton County's share of the State's transportation work-share in District 3 would be approximately \$529 million for FY 09-18. This amount does include the \$75 million the county funded to offset the cost of the bridge. He discussed the U.S. 331 Funding Summary, the Local Option Sales Tax (LOCAL), and stated that the combined total investment for the U.S. 331 corridor would be \$464,040,840. He reported that in an effort to reduce spending, the RFP for the bridge construction would also include a recommendation to use the causeway. He stated that any savings in the bid process would be applied as a refund to the \$75 million.

Commissioner Meadows asked where the additional FDOT monies originated. Secretary Barfield stated that there were a number of projects and programs with substantial savings and these savings are being re-invested in other transportation projects.

Chairman Pridgen thanked Secretary Barfield for the assistance with the United Fire Department and the pedestrian bridge.

Ms. Bonnie McQuiston spoke regarding the recent announcement by Senator Gaetz regarding the additional transportation subsidies for northwest Florida. She felt that the county

had been deceived into a \$75 million debt and asked the Board to invalidate the referendum because it was based on false information.

Mr. J. B. Hillard addressed the possible changing of the bridge construction from shore-to-shore, to shore-to-causeway. He also voiced concern regarding the actual cost of the bridge. He felt that the county had received erroneous information regarding funding and that more explanation is needed from FDOT.

Mr. Alan Ficarra discussed the Local Options Sales Tax and stated that there is no sunset date on the tax. Commissioner Imfeld stated that the ordinance states that the tax will be sunset once enough funds have been collected to repay the \$75 million debt.

Ms. Linda Sumblin, Workforce Development Board of Okaloosa and Walton Counties, requested approval of a revision to the interlocal agreement between Okaloosa County and Walton County to ensure compliance with the implementation of the Workforce Accountability Act relating to Regional Workforce Board Membership. She reported that a change in the agreement is the reduction of Workforce Board members from 38 to 29 members.

Motion by Commissioner Comander, second by Commissioner Imfeld, to approve the revision to the interlocal agreement as presented. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Billy McKee, Public Works, presented an update on the Natural Resource Damage Assessment (NRDA) and briefly discussed the Walton County Environmental Remediation Project List. Commissioner Imfeld questioned which agency administers the NRDA allocations. Mr. McKee stated that it is administered through a State trustee.

Commissioner Meadows asked how much input BP has in the approval of NRDA projects approval. Mr. McKee stated that a trustee counsel comprised of representatives from the

five affected states and two federal agencies determines which projects to send to BP. Commissioner Meadows felt that there needed to be more oversight by the State or Federal lobbyist. Mr. McKee said that not much information is being given by DEP.

Commissioner Imfeld asked if a portion of the fine imposed on BP from the criminal manslaughter conviction would be applied to NRDA projects. Mr. McKee said that the problem is going through the process to get the monies.

Chairman Pridgen inquired whether or not all the BP claims by the County have been settled. Mr. McKee stated that there are a lot of settlements that did not involve NRDA. Commissioner Comander discussed the RESTORE Act funds and said that counties are encouraged to join together on projects. She asked if joint projects held more weight in the NRDA approval process. Mr. McKee stated that that was the strategy for the artificial reefs request; however, DEP will not allow the counties to manage the projects in house. Commissioner Meadows stated that more information is needed.

Attorney Clay Adkinson, Adkinson Law Firm, and Beasley Allen Law Firm stated that the NRDA process is entirely different than any other NRDA process that has occurred due to BP. He discussed the early restoration and the allowance of the States to pick the projects. He briefly discussed the early restoration projects, the difference between the NRDA money pots, and recommended that the RESTORE coordinator review the NRDA projects. He also recommended reviewing the NRDA projects to determine if other projects needed to be added or replaced. Discussion continued on appointing a contact person and reassessment of the NRDA list.

Mr. Gerry Demers, Interim County Administrator, requested to reject all bids received for ITB 012-014 for Gasoline and Diesel Fuel Supply Services and rebid. He stated that the time

allotted to review and award bids has expired and that the County Attorney's office recommended that the current bid be rejected and the process be rebid.

Motion by Commissioner Chapman, second by Commissioner Comander, to reject all bids for ITB 012-014 and rebid for county-wide gasoline and diesel fuel supply services. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers requested to advertise for a RFQ for Engineering Consulting Services. He reported that the current contract expires March 20, 2013. Commissioner Meadows asked when the RFQ would be advertised. Mr. Demers stated upon Board authorization.

Motion by Commissioner Imfeld, second by Commissioner Chapman, to approve the request to advertise for a RFQ for Engineering Services. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers presented a draft RFQ for South Walton Parking Needs Assessment for review and consideration. Commissioner Meadows asked that the language "impacted by parking" be added to the first sentence under Location (page one), and an additional item stating "perform a review on guidelines and codes on parking" be added to Scope of Work on page two.

Motion by Commissioner Meadows, second by Commissioner Imfeld, to approve the RFQ with changes as presented. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers gave an update on the new North Walton Mosquito Control Facility. The new facility is currently under design by Preble Rish, Inc. and will be located on approximately two acres of county owned property on Triple G Road. He reported that the project is ready to move forward. Commissioner Comander felt that some area needed to be left behind animal control for larger animals. Commissioner Chapman said that the Sheriff's office has an area that

could be used for large animals. Commissioner Imfeld voiced concern with the housing of hazardous materials near populous areas, and asked if there were other remote areas that could be utilized. Mr. McKee discussed the chemicals used and stated that there would be minimal risk to the population. Mr. Demers stated that the new facility will be located adjacent to a fuel depot which houses hazardous materials.

Mr. Bob Hudson, South Walton Mosquito Control District, stated that there could be issues with small animals inhaling the chemicals. He stated that all of the chemicals are approved by DEP, but voiced concern with it being located near the animal control center. Commissioner Chapman asked if there was an additional site further to the east that would not impact the jail and animal control. Commissioner Comander questioned if the mosquito chemicals could be housed near a fuel depot. Mr. Hudson stated that they had to be kept at a specific distance from each other. Discussion continued on relocating the mosquito control facility. Mr. Demers stated that other options would be presented.

Mr. Demers requested approval to transfer funds from Operating Account to Capital Outlay to pay for GPS equipment previously approved to be added to the ULV Spray Unit for the North Walton Mosquito Control. The ULV equipment was approved at last month's Board meeting, but there was not enough money transferred to cover the complete cost of the GPS tracking equipment that is needed.

Motion by Commissioner Imfeld, second by Commissioner Meadows, to approve the transfer of funds from Operating Account to Capital Outlay to pay for GPS equipment previously approved to be added to the ULV Spray Unit for the North Walton Mosquito Control. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers requested approval of a Corrected Right-of-Way Dedication at Olney Garden Center Development. Attorney Davis stated that it is to correct a scrivener's error.

Motion by Commissioner Comander, second by Commissioner Meadows, to approve the request for a Corrected Dedication at Olney Garden Center Development. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Attorney Davis presented the County Administrator negotiation results which were conducted on February 4, 2013. Attorney Davis stated that the general terms were basic and requested that the term of the contract be change from 18 months to two years. He stated that Mr. Halfhill had asked for four days leave for medical reasons within the first year.

Motion by Commissioner Comander, second by Commissioner Chapman, to approve the County Administrator contract with the changes as discussed. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Attorney Davis announced that Mr. Halfhill will begin his position as County Administrator on March 1, 2013.

Commissioner Meadows recommended that a performance evaluation be conducted each year.

Mr. Demers requested that a workshop be held at 8:00 a.m. on February 26, 2013 to hear recommendations from Mr. Steve Lewis, Records Management Consultant.

Motion by Commissioner Meadows, second by Commissioner Comander, to hold a workshop on February 26, 2013 at 8:00 a.m. as requested. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers presented an update on the following property acquisitions: Triangle Chevrolet property for sale; Decision to surplus property on 13th Street in Santa Rosa Beach;

Will & Sikes, Inc. (Angelos) property for sale; and Property on Crestview Street in Villa Tasso for sale. He reported that the interest with the Triangle property seems to be with the property adjoining the county property (across from the County Attorney's office). Commissioner Imfeld asked how the property could be used and what source could be used for funding. Mr. Demers stated that the area could be developed for office space and that the Board needed to determine if there is an interest before funding could be sought. Commissioner Meadows felt that a needs assessment would be helpful in the decision making process.

Commissioner Comander felt that the Triangle building could be used for storage and records facility. Discussion commenced on the retention of paper documents and needed storage space. Mr. Alex Alford, Clerk of Court, stated that there is a trend to go paperless, but there are some documents which are permanent. Mr. Demers stated that the constitutional officers felt that it would be more cost effective to build a facility on county owned property than to renovate the existing Triangle building. No action was taken on the Triangle property.

Attorney Davis briefly discussed the title issues with the 13th Street property in Santa Rosa Beach. He recommended that the property not be determined surplus until a clear title was available. Discussion ensued regarding the resolution of title issues. The Board agreed that more information is needed.

Mr. Demers discussed the Angelos Property for sale to the county. Commissioner Comander and Meadows voiced that the property would be a valuable asset to the county as a beach access. Discussion ensued regarding uses for the property and funding sources. Commissioner Imfeld asked that various funding options be presented to the Board.

Motion by Commissioner Meadows, second by Commissioner Imfeld, to move forward with obtaining an appraisal of the Angelos property and to seek funding options. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers discussed the Crestview Street property in Villa Tasso. He stated that there is other county owned property in the area and felt that the county had sufficient land in the area. No action was taken.

Mr. Demers stated that on January 22, 2013, the Board decided that each member was to present the name of a person to serve on the search committee for a new TDC Executive Director. The tasks of the committee would be to review the job description and conduct the search. Commissioner Meadows asked if the Human Resources Director and TDC Advisory Council representative will be added to the committee. Attorney Davis answered that if the committee made an actual recommendation, then they would be under the Sunshine and Public Record laws and therefore would preclude a TDC representative. The following people will serve on the search committee: Ms. Jeannie Dailey (submitted by Commissioner Meadows), Mr. Don Harrison (submitted by Commissioner Imfeld), Mr. Teddy Stewart (submitted by Commissioner Chapman), Mr. Art Miller (submitted by Commissioner Comander), and Ms. Sallee Merrifield (submitted by Chairman Pridgen). Commissioner Meadows felt that all of the individuals should be familiar with the tourism and hospitality industry.

Mr. Demers stated that a motion would be needed to approve the five individuals to the search committee and allow them to work with Human Resources to advertise the position, review the job description, create a deadline, and select the top applicants to be presented to the Board for final decision.

Motion by Commissioner Comander, second by Commissioner Imfeld to approve the TDC Executive Director Search Committee as presented, allow them to work with Human Resources to advertise the position, review the job description, create a deadline, and select the top applicants to be presented to the Board for final decision.

Mr. Hudson spoke in favor of the committee being held accountable under the Sunshine Law and felt that all of the committee members should be Walton County residents.

Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers briefly discussed the duties of the committee and Human Resources, and stated that TDC will be billed for the advertisement. Commissioner Meadows felt that strict timelines should be imposed with Ms. Dawn Moliterno, TDC Executive Director, leaving in April. Ms. Moliterno stated that all of the pass codes have been given to Human Resources to allow for posting of the position on trade association message boards. Mr. Bearden felt that the job description was in order and that a timeframe should be considered. Commissioner Meadows suggested a 30 day timeframe with the decision to be made in April. Mr. Demers questioned how many applicants should be recommended to the Board. Commissioner Meadows recommended that the top 10 applicants be presented for consideration. Discussion continued on the number of applicants to be presented. The Board concurred to review the top 10 applicants.

Mr. Demers discussed the options for hiring a Land Use Attorney. The first option would be to authorize another Full-Time Equivalent (FTE) and request a Public Hearing to bring the money out of reserves to fund the position. The second option would be to contract with an attorney for a flat monthly fee for the rest of the fiscal year and then work a position into the FY 2014 County budget. He reported that funding for this contract could come out of the

Legal/Professional Services funds that are currently in the FY 2013 Budget. Attorney Davis stated that it would be beneficial to hire a land use attorney. The land use attorney would physically work in the Planning Department, but would be accountable to the County Attorney's office. He recommended hiring on a contract basis. Commissioner Meadows voiced concern with that the two attorneys may have issues which conflict with each other. Attorney Davis felt that the land use attorney would have final say on land use matters, but would be useful in drafting ordinances. Commissioner Meadows felt that the two attorneys needed to be separate. Attorney Davis suggested a Request for Qualifications (RFQ) be advertised for the position.

Ms. Shari Judkins asked what the land use attorney would be used for. Attorney Davis stated that the land use attorney would be used to develop land use ordinances and dealing with land use hearing issues. Ms. Judkins asked if the land use attorney would represent the other boards. Attorney Davis replied that he was unable to answer that issue and stated that some would agree that the different boards would need individual attorneys. Discussion ensued regarding legal representation for the different boards.

Motion by Commissioner Comander, second by Commissioner Meadows, to approve the advertisement of an RFQ for a land use attorney. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers stated that 42 applications had been received to become members on the Local Restore Committee. He reported that some additional applications had been received after the deadline and asked if the Board wanted to consider those additional applications. Commissioner Meadows felt that it would be unfair to consider applications received after the deadline. Mr. Demers gave a brief history of the development of the committee, the number of seat categories, and the number of members needed. He recommended that the committee be

compiled of 13 members: one from each of the 11 categories, one Commissioner, and a city representative. Discussion ensued regarding the selection process and the duties of the committee. Mr. Demers suggested that the Board review the applicants and present their nominations at the February 26th meeting.

Mr. Hillard asked if a resolution would be enacted to determine rules and regulations for the committee. The Board concurred that regulations would be enacted. Commissioner Meadows stated that this committee would be accountable to the Sunshine Law and the Public Records law. Commissioner Comander requested that a workshop be scheduled to refine the committee regulations.

Mr. Demers requested that an Executive Session be scheduled to consider the settlement offer in the case of Hall v. Walton County (Case No.: 3:12cv338-MCR/EMT). The date will be set in the near future.

Motion by Commissioner Chapman, second by Commissioner Meadows, to schedule an Executive Session to consider the settlement offer in the case of Hall v. Walton County (Case No.: 3:12cv338-MCR/EMT). Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Demers requested to advertise a Public Hearing to add one sentence to the newly adopted Ordinance 2013-04 (Waterways and Beach Activities Ordinance). He reported that it was discovered that there was no provision as to when vendors were allowed on the beach. He recommended the addition of the following language to Sec. 22-60. Beach Vendors (d)(4) Operations and Maintenance generally: "During the sea turtle nesting season, vendors shall be allowed access to the beach between 8:00 a.m., or after the morning sea turtle nesting survey has been completed, and sunset."

Motion by Commissioner Comander, second by Commissioner Meadows, to advertise a Public Hearing to consider the addition of language to Sec. 22-60(d)(4) of Ordinance 2013-04. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Larry Pentel, stated that there is no amount given for liability insurance for charter boat captains and felt that an amount should be determined. He requested that the issue be addressed during the Public Hearing. Mr. Demers stated that it was located in the Vendor section of the ordinance. Mr. Pentel asked that it be added to the Charter Boat section as well.

The meeting recessed at 6:12 p.m. and reconvened at 6:26 p.m.

Motion by Commissioner Comander, second by Commissioner Chapman, to open the Public Hearing to consider a resolution to amend the 2012-2013 Budget in the General Fund for the South Walton Courthouse Annex Security Phase II. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Chairman Pridgen called to order the Public Hearing to consider a resolution **(2013-06)** to amend the 2012-2013 Budget in the General Fund for the South Walton Courthouse Security Project, Phase II in the amount of \$41,800.

There was no public comment.

Motion by Commissioner Chapman, second by Commissioner Comander, to close the Public Hearing. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Motion by Commissioner Imfeld, second by Commissioner Comander, to adopt **Resolution 2013-06** amending the 2012-2013 budget for the South Walton Courthouse Annex Security Project, Phase II, in the amount of \$41,800. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Attorney Atkinson presented the Contractual Agreement for Legal Services with Andrews & Davis, Attorneys at Law, LLC. He stated that he had been asked to review the contract with Andrews & Davis and felt that everything was in order. He addressed Section 9 Conflicts, and felt that it was more appropriate for the Board to approve the representing council in the cases where there is a conflict of interest with Attorney Davis. Commissioner Meadows asked if the conflict section included Attorney Davis' partner. Attorney Davis stated that the conflict would go with the Firm. Discussion commenced regarding the monthly fee.

Mr. Hudson voiced concern that there would be bills for each partner in the firm. Attorney Davis stated that there would only be one bill.

Motion by Commissioner Comander, second by Commissioner Meadows, to approve the Contractual Agreement for Legal Services with Andrews & Davis Attorneys at Law, LLC as presented. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Ms. Dawn Moliterno, TDC Executive Director, gave updates on TDC activities and projects which include sponsorship grant, strategic planning sessions, beach access management, and tram service. She announced that tourism was up 18.72% in December.

Commissioner Meadows presented for discussion the round-a-bout at C.R. 395 and C.R. 30A. She discussed the cost of the roundabout in comparison to a traffic light. She felt that a roundabout would eliminate parking spaces, reroute the bike path, and cost more than a traffic light. Commissioner Imfeld stated that the roundabout and engineering study was approved in August, 2012. Attorney Davis stated that should the Board choose to install a traffic light, the round-a-bout could be deleted from the capital fund but would require a public hearing to do so. Mr. Greg Graham, Engineering, reported that an operational analysis was performed and it was

determined that both types of intersections had positive effects and would function adequately. He also discussed the impact to beach front property owners and felt that the round-a-bout had the least impact. Commissioner Meadows stated that the parking is still functioning at the current intersection and that right-of-way issues still existed. Commissioner Comander asked if turn lanes would be required for the traffic light. Mr. Graham stated that they could be required. Commissioner Comander questioned how it would impact the parking and if drawings could be submitted. Commissioner Meadows felt that the parking would be worse with a round-a-bout. Attorney Davis recommended that a Public Hearing be held to review and discuss the capital outlay project known as the round-a-bout to determine whether to delete it from the capital outlay budget.

Mr. Jim Martelli, Innerlight Engineering, representing five property owners and Ebsco Corporation, began discussing the history of the intersection. Commissioner Meadows felt that Mr. Martelli's information should be entered into the Public Hearing records and asked that he present his information at that time.

Motion by Commissioner Meadows, second by Commissioner Chapman, to schedule a Public Hearing to discuss the 30A Round-A-Bout for March 12, 2013 at 3 p.m. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Commissioner Meadows presented for discussion a request to revisit the Noise Ordinance and Nuisance Ordinance. She discussed Spring Break issues and felt that an ordinance is needed that could be enforced by the Sheriff's Office. She asked that workshops be scheduled to review the Sheriff's recommendations on what can be enforced. Attorney Davis asked that the Board authorize him to work with the Sheriff on drafting a new ordinance. He also suggested that the draft be presented by the end of March. The Board concurred. Commissioner Comander

requested that the ordinance be applicable to areas both north and south of the Choctawhatchee Bay.

Commissioner Meadows presented the C.R. 30A Tram Program for discussion. Mr. Charlie Rykeman, 30A Tram Committee, discussed the need for a tram service for 30A and submitted a tram service description.

Commissioner Imfeld asked Attorney Davis if a letter seeking an Attorney General's Opinion (AGO) had been sent asking if TDC funds could be used for the tram service. Attorney Davis stated that he and Attorney Atkinson had prepared a letter for the Attorney General and suggested waiting to take action until an opinion has been received.

Commissioner Imfeld felt that there was not sufficient information on detailed costs. Mr. Rykeman stated that he would provide that information.

Commissioner Meadows suggested that Northwest Florida Regional Planning Council be approached to conduct a feasibility study for the tram service. She said the funding could be raised through the private sector. Discussion continued on funding through private and public sectors.

Mr. Tom Stein said that a feasibility study has been completed for Santa Rosa County. He reported that in order to get DOT funding a feasibility study is needed. The 30A Tram Committee is asking for a matching amount from the county for the study.

Commissioner Chapman expressed concern that there has been very little response from the businesses to fund the study. Mr. Stein stated that West Florida Regional has said that they can get the funding for the study. Attorney Davis stated that a staff liaison would need to be appointed. Commissioner Meadows stated that she and Ms. Vivian Shamel, Planning Department, will obtain the information to be presented to the Board on the cost of the study and

how much could be funded by the Regional Planning Council. Commissioner Comander asked if the study would require TPO approval. Commissioner Meadows stated that she did not think it would.

Commissioner Comander presented for consideration a resolution supporting the regional management of the Red Snapper recreational fishing in the gulf. Mr. Larry Pentel discussed the issues surrounding the different Red Snapper fishing seasons set by Texas, Louisiana, Florida, and the Federal Government regulations. He recommended caution in considering the resolution. No action was taken.

Commissioner Comander requested to submit a FBIP (Florida Boating Improvement Program) grant application for Choctaw Beach for the installation of a pier.

Motion by Commissioner Comander, second by Commissioner Meadows, to approve the application for a FBIP grant for Choctaw Beach for the installation for a pier. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Commissioner Comander presented for consideration a letter of support for the Fair Association. The Walton County Fair Association is applying to the Florida Department of Agriculture and Consumer Services for funding for the renovation of the Walton County Fair and Agricultural Education Building.

Motion by Commissioner Comander, second by Commissioner Chapman, to approve the Letter of Support for the Walton County Fair Association. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Commissioner Comander gave an update on the Gulf Coast Consortium.

Commissioner Imfeld presented the Auditor General's findings for Okaloosa County TDC and use of TDC Taxes and funds received from BP. He felt that Walton County needed to

capitalize on the findings and asked to utilize the Clerk of Court Internal Auditor to complete a program review audit. Mr. Alford concurred with Commissioner Imfeld that an audit needed to be performed and stated that a letter of engagement to audit the TDC would be issued. Both Commissioner Imfeld and Mr. Alford stated that the Walton County TDC has acted appropriately and this was only a precautionary measure.

Commissioner Chapman requested to appoint Mr. Teddy Stewart to the Planning Commission District 1 Seat.

Motion by Commissioner Chapman, second by Commissioner Imfeld, to appoint Mr. Teddy Stewart to the Planning Commission District 1 Seat. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Chairman Pridgen had no items to present.

Chairman Pridgen opened the meeting to public comments.

Mr. Rick Helfand, Chariman of Seaside School Foundation, and Mr. Jason White, representing Alys Beach, requested an amendment to Chapter 3, Section 1 of the Walton County Code of Ordinances to grant schools the same waiver ability as churches regarding distance from liquor stores. Mr. Helfand presented two language options for review. Commissioner Chapman felt that the waiver ability given to churches should also be given to schools. Attorney Davis stated that Seaside Board should be the entity to request the waiver. Commissioner Chapman felt that the language in option 1 was much clearer and better defined. Commissioner Meadows asked if Attorney Davis would have a conflict drafting an amendment to the ordinance considering his seat on the Walton County School Board. Attorney Davis stated that there would be no conflict of interest. The Board concurred to direct Attorney Davis to draft an amendment to the ordinance.

Motion by Commissioner Chapman, second by Commissioner Imfeld, to advertise a Public Hearing for March 12, 2013 at 4:00 p.m. or soon thereafter to amend the ordinance per option 1. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Don Riley discussed the Fire and Rescue Study, and the funding for the North and South Walton fire districts. Ms. Sandy Melgarejo, Government Services Group (GSG), stated that rate scenarios should be available by April, 2013. Chief Rick Talbert and Chief Brian Coley addressed the issues and concerns raised by Mr. Riley.

Mr. Hudson asked for clarification of the rate scenarios. Ms. Melgarejo stated that the rate scenarios include call data, service data, the fire protection services data, and the EMS portions of the budget. Mr. Hudson asked if this information is localized to the beach area or is it county wide information. Mr. Demers stated that it would be both. Commissioner Comander asked how the fire and rescue runs are counted. Ms. Melgarejo stated that the information is obtained from reports submitted by the Fire Marshalls.

Mr. Hudson discussed video streaming of the Board meetings and requested action be taken concerning the current Ganicus project which was purchased in August, 2012. He voiced concern that implementation has not been made and felt that it would be a great benefit to the citizens of the county. Commissioner Comander stated that she had been working with staff to see what is needed to improve the sound and video systems at both the main courthouses. Commissioner Meadows asked if a fee was being paid whether it was streaming or not. Mr. Hudson discussed the payment schedule. Mr. Louis Svehla, Public Information Manager, stated that the monthly payments in the amount of \$1,400 begin April, 2013. He stated that audio could be streamed live, but need the camera equipment for video streaming. He reported that the

complete package, audio and video, would be approximately \$30,000. Commissioner Imfeld asked if other operational cost would be required. Mr. Svehla stated that there would be no other operational costs, except the monthly fee. Discussion ensued on the storage of the audio and video, and cost estimates. Mr. Svehla requested to advertise separate RFQ's for the sound and audio equipment. Attorney Davis recommended that a motion be made authorizing the advertisement of a RFQ.

Motion by Commissioner Comander, second by Commissioner Imfeld, to direct staff to advertise for a Request for Qualifications for a sound and video system.

Commissioner Imfeld asked if this was a request for qualifications or a request for quotes. Mr. Svehla stated that it was a request for quotes.

Motion amended by Commissioner Comander, second amended by Commissioner Imfeld to advertise a Request for Quotes for sound and video systems. Ayes 5, Nays 0. Pridgen Aye, Comander Aye, Chapman Aye, Imfeld Aye, Meadows Aye.

Mr. Steve Shepherd discussed the need to demolish two derelict properties located within Eagles Landing Subdivision in Inlet Beach. Attorney Davis stated that a Code Enforcement complaint should be filed and then proceed through the Code Enforcement process. Mr. Wayne Dyess, Planning and Development Director, stated that these houses have accrued fines since 2008. He said that there was an option for the county to demolish the homes at a cost to the county; and try to retrieve the cost from the property owner. Officer J. C. Alford, Code Enforcement, stated that a \$25 fine a day has been imposed on the properties and has accrued approximately \$42,000. He stated that one of the properties is bank owned and the other is owned by an individual. Mr. Dyess stated that large fines on property inhibit potential buyers. Mr. Shepherd discussed the dilapidated state of the property and the safety concerns.

Commissioner Chapman voiced concern that the fines have gone unpaid and questioned what actions the county could take. Mr. Dyess stated that properties could be condemned and demolished by the county. Attorney Davis stated that there were two options. Option one would be to have the property condemned and add an additional lien for the demolition costs. Option two would be to foreclose on the lien and take possession of the property. He recommended condemnation to avoid the costs of foreclosure. Mr. Dyess raised concern regarding other properties throughout the county which are in the same condition. Commissioner Imfeld asked what the value of the property was. Mr. Dyess stated that he could get that information. Attorney Davis asked to bring back information on the properties and ways to attack the problem legally and judicially.

Ms. Deborah Allen asked that a review be completed of the property owner's development of a nearby property. She reported that he has been developing the area for a commercial use and asked if his permit could be pulled. Discussion continued on the property violations.

Commissioner Meadows asked Attorney Davis to also look into derelict properties within gated communities.

Ms. Shari Judkins discussed issues relating to semi-trailers on Holiday Road and submitted photos showing the violations. Attorney Davis stated that this issue needed to be addressed with Code Enforcement. Mr. Dyess stated that the business discussed by Ms. Judkins had moved into the building without notifying the Planning Department. Commissioner Comander felt that business licenses should be issued to prevent problems such as this, to aid emergency personnel, and to aid the county in determining the types of businesses that are operational. Discussion ensued regarding enforcement of non-conforming issues.

Ms. Judkins discussed violations by Coastal Cruisers and felt that this type of business is not zoned for the area in which it operates. Mr. Dyess reported that these issues had been previously reported and that the Board of Adjustments had issued a final decision on the issues in 2010. Discussion continued on the 2010 determination and current violations.

Commissioner Meadows and Commissioner Comander exited the meeting.

Mr. Dyess presented the Walton County State Housing Initiatives Partnership Program (SHIP) annual reports and certification. He requested approval.

Motion by Commissioner Imfeld, second by Commissioner Chapman, to approve the Walton County SHIP annual reports and certification. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

Mr. Dyess stated that there were advertising issues regarding the Legislative and Quasi-Judicial items on the agenda. He requested to continue the following items to the February 26, 2013 Regular Meeting at 9:00 a.m.: Civil Citations Amendment, Civil Citation Fee Resolution, and LSA 12-01.04, SSA 2012-11-Micheal O'Donnell, SSA 2012-12-Gilbert Ziel, Alys Beach Phase 2A-Block P & T, and Highland Parks-Phase 3.

Motion by Commissioner Imfeld, second by Commissioner Chapman, to continue the Civil Citations Amendment to February 26, 2013 at 9:00 a.m. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

Motion by Commissioner Chapman, second by Commissioner Imfeld, to continue the Civil Citation Fee Resolution to February 26, 2013 at 9:00 a.m. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

Motion by Commissioner Chapman, second by Commissioner Imfeld, to continue LSA 12-01.04 to February 26, 2013 at 9:00 a.m. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

Motion by Commissioner Imfeld, second by Commissioner Chapman, to continue SSA 2012-11-Michael O'Donnell to February 26, 2013 at 9:00 a.m. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

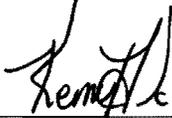
Motion by Commissioner Imfeld, second by Commissioner Chapman, to continue SSA 2012-12-Gilbert Ziel to February 26, 2013 at 9:00 a.m. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

Motion by Commissioner Chapman, second by Commissioner Imfeld, to continue Alys Beach Phase 2A-Block P & T to February 26, 2013 at 9:00 a.m. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

Motion by Commissioner Chapman, second by Commissioner Imfeld, to continue Highland Parks Phase 3 to February 26, 2013 at 9:00 a.m. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

Motion by Commissioner Chapman, second by Commissioner Imfeld, to adjourn the meeting. Ayes 3, Nays 0. Pridgen Aye, Chapman Aye, Imfeld Aye.

There being no further items to discuss, the meeting adjourned at 8:59 p.m.



Kenneth Pridgen, Chairman



Alex Alford, Clerk of Court