

OCTOBER 13, 2009 – REGULAR MEETING

The Board of County Commissioners, Walton County, Florida, held a regular meeting on Tuesday, October 13, 2009, at 4:00 p.m., at the South Walton Annex.

Commissioner C. Jones led the invocation followed by the Pledge of Allegiance to the American Flag. Chairman Comander called the meeting to order.

The following Board members were present: Commissioner Sara Comander, Chairman; Commissioner Scott Brannon, Vice-Chair; Commissioner Larry Jones; Commissioner Kenneth Pridgen; and Commissioner Cecilia Jones. Mr. Lyle Seigler, Interim County Administrator; and Mr. Mike Burke, County Attorney, were also present.

The following changes to the agenda were presented: 1) Mr. Lyle Seigler stated that Mr. Bill Imfeld will present an administrative adjustment, 2) Mr. Seigler will present an airport appointment, 3) Attorney Burke announced that there has been a request to cancel the Seagrove Villas classification request, and 4) Commissioner C. Jones announced that she will address grants.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve the changes to the agenda as presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve the Consent Agenda as follows. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

1. Approve Expenditure Approval List (EAL)

General Fund	\$ 1,947,141.58
County Transportation	\$ 1,383,919.61
SHIP	\$ 42,786.40
Fine & Forfeiture	\$ 1,799,123.77
Section 8 Housing	\$ 128,817.45
Tourist Dev. Council	\$ 472,130.49

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N.W. Mosquito Control	\$	21,264.07
W. Co. Library	\$	7,525.18
Recreation Plat Fee	\$	5,206.31
Public Safety- 911	\$	9,620.52
Solid Waste Enterprise	\$	549,534.12
Bldg Dept/Enterp. Fund	\$	2,832.13
Imperial Lakes MSBU	\$	3,765.91
Inmate Canteen Fund	\$	10,476.34
Daughette Subdivision	\$	1,250.00
Capital Projects Fund	\$	128,128.86
<b>Totals</b>		<b>\$ 6,513,522.74</b>

2. Approve Minutes of September 22, 2009 Regular Meeting and September 28, 2009 Budget Hearing
3. Approve for Purchasing Department to trade in a Sharp copier and purchase a new one
4. Approve disposition of several items from the Animal Control Department
5. Approve disposition of several items from the Emergency Response Division
6. Approve a Resolution (**2009-86**) to amend the budget to account for new grants for FY 2009-2010
7. Approve a Resolution (**2009-87**) to amend the budget to roll forward reserves and expenditures for encumbrances, projects and grants from FY 2008-2009 into FY 2009-2010
8. Approve surplus equipment from the Clerk's Office (938, 619, 770, 1021, 977)
9. Approve a Surety Bond by Baywood Construction for the construction of the Ed Walline Lifeguard Storage Building; approve to accept a surety bond equal to the cost of the project in lieu of a public construction (performance/payment) bond essentially in the form provided in §255.05
10. Approval to surplus a 2005 Chevy truck, BCC 5166, from the TDC and donate to the Freeport Fire Department
11. Approval to surplus a 2000 van, BCC 3288, and transfer to the Public Works Department
12. Request to adopt a Resolution (**2009-88**) supporting the relocation of Indian Creek, a stream east of County Highway 280 near the Eucheanna Community, on State maps
13. Approve to advertise for a Public Hearing to roll forward budget funds for the Sheriff Department's vehicles

Mr. Lyle Seigler, Interim County Administrator, presented a request from the Department of Corrections to approve a contract for Dental Services for the County Jail.

The payment under this contract is on an as used basis. He recommended approval.

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Motion by Commissioner Brannon, second by Commissioner C. Jones, to approve the contract for Dental Services for the County Jail as presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested renewal of the Physician's Contract for the 2009-2010 budgeted year for the Department of Corrections. Dr. James Sheppard is the current physician and the payment of his services will be a flat fee of \$5,000 per month. He recommended approval.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve the Physician Contract for the Department of Corrections as presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler presented a recommendation from Public Works to award RFQ 09-043, Professional Engineering Services for the American Recovery and Reinvestment Act Redfish Lake Pedestrian Bridge Project, to CDG Engineers and begin negotiations.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve RFQ 09-043, for Professional Engineering Services for the American Recovery and Reinvestment Act Redfish Lake Pedestrian Bridge Project, to CDG Engineers and begin negotiations as presented.

Chairman Comander asked for an explanation of why this project cannot be done in-house. Mr. Starksy Harrell, Interim Public Works Director, explained that because this project is funded by stimulus money it is a requirement to advertise to local vendors or consultants to help stimulate the economy.

Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler recommended awarding RFQ 09-044, Professional Engineering Services for the American Recovery and Reinvestment Act Highway 30A Resurfacing Project, to Preble Rish and to begin negotiations.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve RFQ 09-044, for Professional Engineering Services for the American Recovery and Reinvestment Act Highway 30A Resurfacing Project to Preble Rish and to begin negotiations as presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested approval for collection of the Audubon Point Letter of Credit No. 109, if another approved surety or a final inspection release has not been obtained by Public Works prior to the expiration date of October 29, 2009.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve collection of the Audubon Point Letter of Credit No. 109 as presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler presented a request by Mr. David Leuze, Association Manager for Fairway Villas Owner's Association, to correct the original dedication of Masters Court in Santa Rosa Beach to Walton County. Attorney Burke explained that when the plat was prepared the legal description language to dedicate certain portions of the plat resulted in an incorrect description. The essential dedication was for ownership of the club house and the swimming pool instead of the roadway. He stated that a note by the surveyor could probably correct the error.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to accept the corrections to the original dedication of Masters Court in Santa Rosa Beach as

presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Bill Imfeld, Finance Director, explained that on September 28<sup>th</sup> the Board passed the budget for FY 2010. This was a balanced budget as required by the State of Florida. He stated that they had a property evaluation at that time of \$13.9 billion and they established a millage rate of 3.3563 mills. They have received a notification from the Property Appraiser's Office since mailing out trim notices. In order to stay in compliance with FS 200.065(6) he will, through Mr. Seigler, send the Property Appraiser a new millage rate of 3.4076.

Mr. Seigler stated that they are now dealing with airport appointments. The Northwest Florida International Panama City Airport has voted to have two Walton County ex-officio seats, as to have representation on that Board. He recommended Ms. Dawn Moliterno and Mr. Dewey Wilson to serve on that Board.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to approve the request as presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler presented a request from Ms. Rhonda Skipper, Tax Collector, to authorize and direct the Value Adjustment Board (VAB) and the Property Appraiser to certify and extend the 2009 tax roll prior to the completion of the VAB hearings pursuant to section 197.323 of the Florida Statutes.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to approve the request as presented.

Mr. Bob Hudson, Walton County Tax Payer's Association President, expressed appreciation to Mr. Imfeld for his explanation of the millage rate. He stated that the county does stand to lose even more money because they cannot administratively recoup any decreases resulting from the 499 Value Adjustment Board petitions.

Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested to approve an agreement relating to the operations of the Senior Center between the City of DeFuniak Springs, Walton County, and Tri-County.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve the Senior Center agreement as presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested to award the Florida Transformer Economic Development CDBG Grant, RFQ 09-038 for Engineering Services for FY 2009, to CDG Engineers and begin negotiations.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to award RFQ 09-038 to CDG Engineers and begin negotiations. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested to award RFP 09-029 for Administrative Services for FY 2009 to Fred Fox Enterprises, in the amount of \$12,000.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to award RFP 09-029 to Fred Fox Enterprises, for the amount of \$12,000. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Ms. Leigh Morrison, Life Enrichment Senior Center Manager, presented information to the Board regarding the second and third quarterly reports for the Life Enrichment Senior Center.

Mr. Seigler stated that on July 28, 2009 the Board gave direction to Human Resources to conduct a review of organizational structure of Administration, realizing the county was facing issues that required immediate attention. A review of the County's entire organizational structure is underway. They are coordinating with Human Resources to review the integration and relationships between each of the departments to ensure efficiency. He stated that he will continue to keep the Board updated as they progress through this effort.

Commissioner C. Jones suggested thinking of creative ways to overcome these issues.

Mr. Sonny Mares, TDC Director, requested to withdraw the existing RFQ for the Public Relations Agency search and direct the TDC to advertise a new request for proposal with negotiations. He stated that the first choice under the original RFQ declined/withdrew and the review committee was not completely satisfied with the other applications.

Motion by Commissioner Brannon, second by Commissioner L. Jones, to withdraw the existing Public Relations RFQ and advertise a new request for proposals with negotiations. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Mr. Mares requested to approve the design, engineer, and prepare the environmental permit application for a replacement of the Charles E. Cessna Boat Ramp structure to Taylor Engineering, Inc., in the amount of \$59,932.60.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to approve the request as presented. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

The Office of County Attorney had no items to present at this time.

Chairman Comander called to order the continued public hearing to consider an Ordinance amending County Ordinance 2003-07, 2005-11, and Section 22-57 of the Walton County Code to clarify the requirement to show proof of address to obtain permits to drive on the beach.

Mr. Gerry Demers, Development Services Director, briefly discussed the changes made to the ordinance. He recommended adding the South Walton Fire Department as personnel that would have access to the beach with All Terrain Vehicles (ATVs).

Chairman Comander commented that she had received a letter from a disabled gentleman expressing concerns regarding disabled persons getting on the beach. She questioned ways to solve this issue for those people with disabilities.

Commissioner C. Jones stated that she and Mr. Demers discussed a waiver for disabled individuals or hardship cases. Attorney Burke commented that by adding that language more issues could occur.

Brief discussion continued regarding language for the disabled property owners, grandfathering the permits, and the number of permits per residence.

Chairman Comander asked for public comment.

Several audience members expressed suggestions and concerns with the Ordinance as presented.

Chairman Comander closed the public hearing.

After a brief discussion, Commissioner L. Jones suggested allowing Attorney Burke and Mr. Demers to work on the Ordinance language that has been suggested and for clarification.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to continue the public hearing to consider an Ordinance amending County Ordinance 2003-07, 2005-11, and Section 22-57 of the Walton County Code to the October 27, 2009 meeting at 5:00 p.m. at the DeFuniak Springs Courthouse. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Attorney Burke announced that the request for approval of a Resolution to correct the Future Land Use Map by changing the classification of the parcel in “Seagrove Villas” was removed from the agenda.

Motion by Commissioner C. Jones, second by Commissioner Brannon, to allow Ms. Angie Biddle, Grants Coordinator, to apply for grants on Scenic 30A and a grant for a master plan for Scenic Gulf Drive. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Motion by Commissioner C. Jones, second by Commissioner Brannon, to allow Ms. Biddle to start the application process and apply for a Stormwater Restoration Grant through DEP or Northwest Florida Water Management for the following roads: East Mitchell, Oak, and Juniper. Ayes 5, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, Pridgen Aye, C. Jones Aye.

Commissioner L. Jones, Commissioner Pridgen, Commissioner Brannon, and Chairman Comander had no items to present.

Chairman Comander asked for public comment.

There was no public comment.

The meeting recessed at 4:55 p.m. and reconvened at 5:10 p.m. Commissioner Pridgen did not return to the meeting.

Mr. Mac Carpenter, Planning Manager, presented an Ordinance **(2009-17)** amending Section 2.06 of the Walton County Land Development Code to adopt the Walton Apartments, Conceptual PUD as an overlay district. He stated that the Board has approved all the details related to this project in a previous meeting. This ordinance simply allows the applicant to blend the intensities and densities within the project across the Land Use District Boundaries.

Chairman Comander asked for public comment.

There was no public comment.

Motion by Commissioner L. Jones, second by Commissioner C. Jones, to adopt Ordinance **(2009-17)** as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, C. Jones Aye.

Motion by Commissioner Brannon, second by Commissioner C. Jones, to adjourn the meeting at 5:14 p.m. Ayes 4, Nays 0. Comander Aye, Brannon Aye, L. Jones Aye, C. Jones Aye.

APPROVED \_\_\_\_\_  
Sara Comander, Chairman

ATTEST \_\_\_\_\_  
Martha Ingle, Clerk of Courts

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