

NOVEMBER 12, 2009 – SPECIAL MEETING

The Board of County Commissioners, Walton County, Florida, held a special meeting on Thursday, November 12, 2009, at 9:05 a.m., at the DeFuniak Springs Courthouse. This meeting was held due to the cancellation of the regular meeting on November 10, 2009 because of Tropical Storm Ida.

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

Attorney Burke stated that the following cases would be discussed in the Executive Session: Suzanne Harris vs. Walton County, Case No. 09-CA-000800, and Edgewater Beach Owners Association vs. Walton County and Ronnie Bell, Case No. 08-CA-000006. The following will be in attendance: the Board of County Commissioners; a court reporter; Ms. Shirl Williams, Assistant County Administrator; and County Attorneys W.C. Henry, Mike Burke, and Lynn Hoshihara.

The Public Meeting was recessed at 9:07 a.m. and an Executive Session was called to order. This meeting was not open to the public pursuant to Florida Statute 286.011(8).

The Executive Session adjourned at 9:45 a.m. and the special meeting reconvened at 10:05 a.m.

Ms. Martha Ingle, Clerk of Court, and Ms. Shirl Williams, Assistant County Administrator, were present during the special meeting. Commissioner L. Jones was not present.

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

The following changes were made to the agenda: removal of Administrative items A (moved to December 8, 2009 meeting) and B, and an addition of a memorandum of agreement from Mr. Gerry Demers between the Walton County Sheriff's Department and the Walton County Board of County Commission.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve the changes to the agenda as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Attorney Burke requested to confirm Ms. Kelly Johnson Overstreet as the mediator and allow the Chairman, or a designee, to represent the County in the cases discussed during the Executive Session at mediation on November 20, 2009.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to approve the request as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Chairman Comander stated that a new Chairman and Vice-chair must be appointed.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve Commissioner Brannon as Chairman. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to approve Commissioner L. Jones as Vice-chair. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

The Commissioner Board and Committee Assignments were presented as follows:

Commissioner Brannon: 1) Regional Utility Authority, 2) Tourist Development Council, and 3) Walton County Coalition.

Commissioner Pridgen: 1) Florida Association of Counties Trust, 2) Okaloosa-Walton Transportation Planning Organization, 3) Recreation Board, 4) Tri-County Community Council, 5) West Florida Regional Planning Council, and 6) Workforce Development Board.

Commissioner L. Jones: 1) Regional Utility Authority, 2) Resources Conservation and Development Council, and 3) Small Counties Coalition.

Chairman Comander: 1) Okaloosa-Walton Transportation Planning Organization, 2) Public Safety Coordinating Council, 3) Regional Utility Authority, 4) Small Counties Coalition, and 5) Transportation Disadvantaged Board.

Commissioner C. Jones: 1) Beach Education and Safety Committee, 2) Communities for a Lifetime Advisory Committee, 3) Council on Aging, 4) Local Emergency Food and Shelter Board, and 5) Okaloosa-Walton Transportation Planning Council.

Motion by Commissioner C. Jones, second by Commissioner Brannon, to approve the Commissioner Board and Committee Assignments as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve the Consent Agenda as follows. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

1. Approve Expenditure Approval List (EAL)	
General Fund	\$ 1,904,616.69
County Transportation	\$ 531,995.35
SHIP	\$ 14,011.25
Fine & Forfeiture	\$ 1,333,491.89
Section 8 Housing	\$ 185.37
Tourist Dev. Council	\$ 385,147.00
N.W. Mosquito Control	\$ 70,527.62
W. Co. Library	\$ 14,688.08
Recreation Plat Fee	\$ 3,436.81
Tax Deed Surplus Trust	\$ 21,970.93
Solid Waste Enterprise	\$ 952,294.91
Criminal Justice Ed Fund	\$ 45,000.00
Bldg Dept/Enterp. Fund	\$ 2,138.79
Inmate Canteen Fund	\$ 16,527.26
Capital Projects Fund	\$ 261,435.46
<b>Totals</b>	<b>\$ 5,557,467.41</b>

2. Approve Minutes of October 27, 2009 Regular Meeting and October 28, 2009 Coastal Dune Lakes Tour
3. Approve for the HUD Office to dispose of three filing cabinets and donate them to the City of DeFuniak Springs Police Department
4. Approve for the Emergency Management/Sheriff's Office to dispose of several items
5. Approve the issuance of a request for bids for Mossy Head Wastewater Treatment Plant management
6. Approve a Resolution **(2009-97)** to amend the budget to roll forward revenues and expenditures for encumbrances, projects and grants from FY 2008-2009 into fiscal year 2009-2010
7. Approve a Resolution **(2009-98)** to amend the budget to recognize grant revenue for the Sheriff's Office in the amount of \$262,586
8. Approve grant agreement amendment to extend the contract time to April 2010 and modify contract language for the Florida Department of Environmental Protection Grant 07WL1 Amendment 1
9. Approve a grant agreement amendment to extend the contract time to January 2011 and modify contract language for the Florida Department of Environmental Protection Grant 04WL1 Amendment 4
10. Approve Resolution **(2009-99)** for the FDOT/Walton County Roadway Transfer Agreement SR 83
11. Approve request from the Florida Department of Transportation for a perpetual easement for Sparkleberry Lane
12. Approve use of \$3,000 of District 4's Recreational Plat Fee Funds for Bayfield Park
13. Approve to move \$24,000 from Custodial salaries to other contractual services
14. Approve Amendment to the work Squad Agreement SC361 with the Department of Corrections

Ms. Shirl Williams, Assistant County Administrator, presented a request from Public Works to award the base bid and alternative bids for the Helen McCall Mission Play Park Phase I to low bidder, Gum Creek Farms, for the amount of \$266,385.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to approve low bidder, Gum Creek Farms, in the amount of \$266,385, for the Helen McCall Mission Play Park Phase I. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Ms. Williams requested approval that Whispering Lakes PUD install a 10-foot wide multi-use path for the distance of the property on Veterans Road. Mr. Starsky Harrell, Interim Public Works Director, briefly explained the sidewalk issue and recommended approval for the cost to construct the sidewalk.

Motion by Commissioner C. Jones, second by Commissioner Brannon, to approve the request as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Ms. Williams requested to award the Big Redfish Pedestrian Bridge to Floridian Construction in the amount of \$376,384.45.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to approve Floridian Construction, in the amount of \$376,384.45, for the Big Redfish Pedestrian Bridge. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Ms. Williams requested to award the base bid and alternate bid, CR 30A Resurfacing project, to CW Roberts for a total amount of \$973,714.26.

Motion by Commissioner C. Jones, second by Commissioner Brannon, to approve CW Roberts, in the amount of \$973,714.26, for the CR 30A Resurfacing project. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Chairman Comander announced that Mr. Lyle Seigler is not in attendance due to a death in the family.

The request from Mr. Frank Wolfe to include Highway 331 South of Highway 20 in the Scenic Corridor was removed from the agenda.

The request from Mr. Doug Liles to reroute the County storm water runoff at 240 Osprey Lane was removed from the agenda.

Ms. Williams requested approval of the Local Government Agreement between the Northwest Florida Water Management District and Walton County for repair and improvements to River Landing and Dead River Landing Recreation Areas.

Motion by Commissioner Brannon, second by Commissioner C. Jones, to approve the Local Government Agreement as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Ms. Williams presented the Code Enforcement Policy. Mr. Gerry Demers, Development Services Director, requested that 1) the Board acknowledge and accept the Code Enforcement Policy set by the Development Services Director, and 2) allow the staff to administratively close any Code Enforcement cases that do not have a complainant.

Brief discussion continued regarding the Code Enforcement Policy and the clarification it will provide.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to approve the request as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Attorney W. C. Henry presented the bid process for the Sheriff's Administration building improvements. He requested that the public hearing be rescheduled for the November 24, 2009 meeting to take comments and adopt pre-qualification criteria and procedures for the bid process, and consider an incentive for early completion.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to approve a public hearing on November 24, 2009 at 5:00 p.m. in DeFuniak Springs. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Chairman Comander requested to continue the public hearing to approve a Resolution to amend the budget to roll forward \$50,000 from the Crime Prevention reserves in the Sheriff's Fund for the FY 2009-2010 to recognize Crime Prevention Revenues and Expenses.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to continue the presented Resolution to the November 24, 2009 meeting. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Commissioner C. Jones commented on Commissioner Comander's leadership as Chairman for the passed year.

Commissioner Pridgen had no items to present.

Commissioner Brannon had no items to present.

Chairman Comander expressed her appreciation for having the pleasure and honor of serving the past year as Chairman.

Chairman Comander asked for public comments.

Mr. Demers presented a memorandum of agreement between the Sheriff of Walton County and the Walton County Board of County Commissioners to transfer a Code Enforcement Officer and truck to the Sheriff's Office.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to approve the agreement as presented.

Commissioner C. Jones questioned if the truck without the logo would be given instead of the Code Enforcement truck with the logo, in order to save on future expenses. Mr. Demers stated that he was unable to speak with Mr. Lyle Seigler, Interim County Administrator, regarding the truck without the logo. He commented that either vehicle could be transferred.

Brief discussion continued regarding the truck without a logo and the need to keep the truck with the logo to save on future expenses. Commissioner Brannon included to transfer the truck without the logo in his motion.

Mr. Bill Bard commented on the need for more "amnesty days", and suggested including surrounding roads in the Scenic Corridor Guidelines.

Mr. Demers requested an exemption to the Walton County Height Limit for the DeFuniak Springs Water Tower, as provided for in the Walton County Land Development Code.

Motion by Commissioner Brannon, second by Commissioner C. Jones, to approve an exemption to the Walton County Height Limit for the DeFuniak Springs Water Tower as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Mr. Demers requested approval of a Resolution **(2009-101)** of endorsement and support for the location of a Spirit Productions (USA) Performing Arts and Cultural Events Venue in Walton County at Sandestin Grand Boulevard Town Center.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve Resolution **(2009-101)** as presented. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Attorney Burke announced that a vote was needed on the previous motion relating to the agreement between the Sheriff and the Board of County Commissioners.

Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to continue the Black Creek Plantation PUD and Villas at Inlet Beach PUD to the November 24, 2009 meeting after 5:00 p.m. Ayes 4, Nays 0. Comander Aye, Brannon Aye, Pridgen Aye, C. Jones Aye.

There being no further business, the meeting was adjourned at 10:32 a.m.

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

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