

SPECIAL MEETING – DECEMBER 22, 2009

The Board of County Commissioners, Walton County, Florida, called to order the special meeting on December 22, 2009 at 8:10 a.m., at the Walton County Courthouse in DeFuniak Springs in order to recess into Executive Session.

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

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

Attorney Mike Burke, County Attorney, requested that an Executive Session be held to discuss the litigation strategy or settlement offers for Suzanne Harris vs. Walton County, and Edgewater Beach Owners Association vs. Walton County. Attending the Executive Session will be County Commissioners, Interim County Administrator, a certified court reporter, along with County Attorney and staff.

Commissioner Comander stated that Attorney George Ralph Miller was her council during the deposition for the cases to be discussed. She requested that he be hired as special council to perform duties deemed appropriate regarding this matter.

Motion by Commissioner Comander, second by Commissioner Pridgen, to hire Attorney George Ralph Miller as special council to the Board during this executive session and any matters deemed appropriate to this case.

Attorney Burke stated that Attorney Miller's involvement would be an asset; however, he requested a brief recess to converse with Attorney Miller regarding possible conflicts.

The meeting recessed at 8:13 a.m. and reconvened at 8:15 a.m.

Attorney Burke stated that with the employment of Attorney Miller the attorney-client confidences could be infringed upon as it relates to Commissioner Comander.

Commissioner Comander stated that she would be willing to waive her attorney-client confidences regarding this case.

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

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to amend the persons attending the Executive Session by adding Attorney George Ralph Miller as special council. Ayes 5, Nays 0. Brannon Aye, L. Jones Aye, C. Jones Aye, Pridgen Aye, Comander Aye.

The meeting recessed at 8:17 a.m. and entered into Executive Session. This meeting was not open to the public pursuant to Florida Statute 286.011(8). The Executive Session recessed and the regular meeting reconvened at 10:00 a.m.

Ms. Martha Ingle, Clerk of Courts, was present for the regular meeting.

Chairman Brannon stated that the Executive Session would be continued after all the items on the agenda have been presented.

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

1. Public Works: Local Agency Program Supplement Agreement No. 1 CR 30A Resurfacing Project-fund realignment.
2. Public Works: Local Agency Program Supplemental Agreement No. 1 CR 30A Pedestrian Bridge Project-fund realignment.

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

1. Approve Expenditure Approval List (EAL)
2. Approve Minutes of December 8, 2009 – Regular Meeting
3. Approve Work Squad Contract WS 503
4. Approve CDBG Contract for the replacement of waterlines for the Paxton Water System
5. Approve the Florida Department of Environmental Protection Grant 06WL1 Amendment 3
6. Approve RFP 010-004 0 Design and Installation of Playground Equipment for Helen McCall Park to JA Dawson in the amount of \$149,958.13
7. Approve to advertise for bids the Lakeview Drive Paving Project
8. Approve to extend the Habitat Conservation Plan Contract with Florida Fish and Wildlife Conservation Commission to June 30, 2011
9. Allow Angie Biddle, Grants Coordinator, to apply for a Communities for a Lifetime Initiative Grant
10. Approval for Walton County Housing Authority HUD/Section 8 to resume accepting applications for assistance after January 4, 2010

Chairman Brannon announced that a special meeting would be held on January 5, 2010 at 10:00 a.m. to award Bid 010-007 – Sheriff's Administration Building Renovation. This meeting will be held in the Walton County Courthouse in DeFuniak Springs.

Chairman Brannon called to order the public hearing to adopt the Notice of Intent to Use Uniform Method of Collecting Non-Ad Valorem Assessments Resolution **(2009-113)** for the cost of providing capital infrastructure, roadway improvements and dam improvements commencing for the fiscal year beginning October 1, 2010.

Motion by Commissioner L. Jones, second by Commissioner Pridgen, to adopt the Notice of Intent to Use Uniform Method of Collecting Non-Ad Valorem Assessments Resolution **(2009-113)**.

Mr. David Kramer asked if the resolution being presented would be adopted at this meeting. Commissioner L. Jones stated that this is an annual administrative action to adopt a resolution allowing the Board to pursue non-ad valorem assessments during the year if needed. Attorney W. C. Henry, County Attorney, stated that this would allow for the assessments to be put on the tax bills; and each MSBU will require a public hearing.

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

Motion by Commissioner L Jones, second by Commissioner Pridgen, to continue the Public Hearing for Beachview Heights MSBU to January 12, 2010 at 4:00 p.m., or soon thereafter, at the South Walton Courthouse Annex. Ayes 5, Nays 0. Brannon Aye, L. Jones Aye, C. Jones Aye, Pridgen Aye, Comander Aye.

Mr. Starskey Harrell, Interim Public Works Director, presented the realignment of funds for the Local Agency Program Supplement Agreement No. 1 CR 30A Resurfacing Project and Pedestrian Bridge Project.

Motion by Commissioner L. Jones, second by Commissioner Pridgen, to approve the Local Agency Program Supplement Agreement No. 1 CR 30A Resurfacing Project and Pedestrian Bridge Project fund realignment. Ayes 5, Nays 0. Brannon Aye, L. Jones Aye, C. Jones Aye, Pridgen Aye, Comander Aye.

Commissioners C. Jones and Comander wished everyone a Merry Christmas.

The Commissioners had no further items to present.

There was no public comment.

The meeting recessed at 10:13 a.m. and reconvened into Executive Session. This meeting was not open to the public pursuant to Florida Statute 286.011(8). The Executive Session adjourned and the regular meeting reconvened at 1:26 p.m.

There being no further items to discuss, the meeting was adjourned at 1:27 a.m.

APPROVED \_\_\_\_\_  
Scott Brannon, Chair

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