

AUGUST 24, 2010 – REGULAR MEETING

The Board of County Commissioners, Walton County, Florida, held a regular meeting on Tuesday, August 24, 2010, at 4:00 p.m., at the Courthouse in DeFuniak Springs.

The following Board members were present: Commissioner Larry Jones, Vice-Chair; Commissioner Sara Comander, Commissioner Kenneth Pridgen, and Commissioner Cecilia Jones. Mr. Lyle Seigler, County Administrator; Ms. Lynn Hoshihara, Interim County Attorney; and Ms. Martha Ingle, Clerk of Courts, were also present.

Commissioner C. Jones led the invocation followed by the Pledge of Allegiance to the American Flag. Commissioner L. Jones announced that Chairman Brannon was not in attendance due to a meeting with Congressman Jeff Miller regarding funds for Hwy 331. Commissioner L. Jones called the meeting to order.

Mr. Lyle Seigler, County Administrator, presented the following changes to the agenda:

ADDITIONS:

1. Consent agenda Item 13. – Designate \$10,000 from District One Recreational Plat Fee Funds for the Darlington School Renovations Project.
2. Public Works 3.e. – Chat Holley Intersection Improvements.
3. Administration 5.c. – Emergency Repair on One Seagrove Beach Access Drainage Structure – approve shorter advertisement requirement.
4. Administration 5.d. – Amend the OWC/NWFSC Ride-Along Contract.
5. Tourist Development Council 2. – Bayou Arts Center Management Contract.
6. Office of County Attorney 2. – Appointment of a Commissioner to the Canvassing Board.
7. Commissioner Kenneth Pridgen – Approve a Resolution **(2010-73)** asking the Governor of the State of Florida and our Legislative Delegation to rescind the amendment of F.S. 381.0065 concerning the periodic inspection of onsite sewage treatment and disposal systems.

DELETIONS:

1. Administration 5.b. – Request from the City of Freeport regarding an outstanding loan.

Motion by Commissioner Pridgen, second by Commissioner Comander, to approve the additions and deletions to the agenda as presented. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

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

1. Approve Expenditure Approval List (EAL)

General Fund	\$	1,009,716.96
County Transportation	\$	362,977.28
SHIP	\$	10.00
Fine & Forfeiture	\$	9,620.52
Section 8 Housing	\$	131,918.93
Tourist Dev. Council	\$	1,599,191.72
N.W. Mosquito Control	\$	877.66
W. Co. Library	\$	5,540.74
Recreation Plat Fee	\$	816.70
Solid Waste Enterprise	\$	16,769.32
Bldg Dept/Enterp. Fund	\$	992.03
Imperial Lakes MSBU	\$	(182.07)
Inmate Canteen Fund	\$	9,683.65
Capital Projects Fund	\$	3,150.44
Totals	\$	3,151,083.88

2. Approve Minutes of July 20, 2010 – Special Meeting and August 10, 2010 – Regular Meeting
3. Approve to surplus various items from the Landfill Department
4. Approve to surplus one copier from the Legal Department
5. Approve to surplus a storage building from the Public Works Department
6. Approve to surplus one computer from the Purchasing Department
7. Approve to surplus two servers and one telephone system from the South Walton Annex
8. Approve a Resolution (2010-74) to amend the budget to recognize insurance reimbursements in the Sheriff's fund in the amount of \$39,871

9. Approve a Resolution **(2010-75)** to amend the budget to account for fire truck lease loan proceeds in the amount of \$194,239
10. Approve a Resolution **(2010-76)** to amend the budget for the award of grant funds from the Department of Transportation for the CR 280 Small County Outreach Project in the amount of \$2,125,728
11. Approve the Choctawhatchee Basin Alliance Contract Report as submitted by the Clerk's Office
12. Approve the Quarterly Report from the Life Enrichment Senior Center

Mr. Ken Little, Citizen Services Director, requested approval of the presented HUD Section 8 Five Year Plan.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve the HUD Section 8 Five Year Plan as presented. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Bill Imfeld, Finance Director, explained the process in which the recommendation to select a contractor for the Red Bay Fire Station was made. He recommended awarding RFP 010-013, Red Bay Fire Building Construction, to Cathey Construction, in the amount of \$578,000. Capital Project Funds that are in surplus from the Padgett Park grant are recommended for any overage.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve Cathy Construction, for RFP 010-013, in the amount of \$578,000. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested approval to collect on the Beach Community Bank Letter of Credit #152, in the amount of \$232,177, for Sundance Subdivision in lieu of the completion of infrastructure prior to the recording of the plat.

Motion by Commissioner Comander, second by Commissioner Pridgen, to approve collection on the Beach Community Bank Letter of Credit #152 as requested. Ayes 3, Nays 1. L. Jones Nay, Comander Aye, Pridgen Aye, C. Jones Aye.

August 24, 2010 - Regular Meeting
Prepared by: Tina Earley

Mr. Ryan Douglass requested approval of CDG Engineers & Associates fee proposal, in the amount of \$68,000, for design and improvements to the Padgett Park Land Management Plan.

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

Mr. Douglass requested approval of Change Order No. 2 for F & W Construction to install four rail trusses for the Four Mile Creek Bridge replacement. The total change order amount will be \$60,000 and contract time will increase 71 calendar days.

Motion by Commissioner Comander, second by Commissioner C. Jones, to approve the change order for Four Mile Creek Bridge replacement as presented. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Starsky Harrell, Interim Pubic Works Director, presented information to the Board regarding issues to providing wastewater service to the Mossy Head area. Mr. Cliff Knauer, Preble-Rish, Inc., discussed the many issues and facilities that come together in making the Mossy Head Industrial Park a successful project. The first step is to move forward with the CDBG Grant.

Mr. Harrell stated that the request from the meeting held on August 10, 2010 to transfer the FDEP permit to the new owner for the waste water treatment plant on Green Acres Road (Lucky 13 Truck Stop) needs to be rescinded and keep the permit with the County pending outcome of the Industrial Park plans.

Motion by Commissioner Comander, second by Commissioner Pridgen, to rescind the authorization for permit transfer as requested. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Knauer stated that DEP, along with members of the community, would like a centralized location for existing and future developments. Commissioner Comander questioned if obtaining a grant is possible. Mr. Knauer stated that funds are available in the CDBG Economic Development program.

Mr. Seigler briefly discussed the Chat Holley intersection improvements. A Small County Outreach Grant from DOT regarding Chat Holley has been received. From the traffic study conducted in July 2009, it was discovered that a signalized intersection is warranted. Preble-Rish, Inc. completed a review with a cost estimate of \$1,025,000 which will include a traffic signal, utility relocation, construction, and right-of-way acquisition. Sufficient funds are available in the Proportionate Fair Share account to pay for these costs. DOT authorized approval to utilize this funding for the Chat Holley intersection improvements. Mr. Seigler requested approval to use these funds and move forward with the project.

Motion by Commissioner C. Jones, second by Commissioner Comander, to approve Proportionate Fair Share funds for the Chat Holley intersection improvements as requested. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Mike Judkins discussed the inconsistency of Coastal Center land use in Miramar. He presented the Board with information to consider and would like to discuss the matter again at the next meeting located at the South Walton Annex.

Mr. Frank Watson presented a request from Mr. Charles Israel, owner of Lot 3, Block L in Sea Highlands Subdivision, for approval of placement of a beach walkover. He briefly discussed the issues encountered with permits during the walkover construction.

Attorney Hoshihara explained that there are existing walkovers in the Sea Highlands Subdivision.

Ms. Grace Marse spoke in favor of the beach walkover.

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

Mr. Seigler presented a request from TDC to waive the bidding requirement to repair a drainage structure at One Seagrove Beach Access and to obtain two quotes in lieu of the normal bidding process.

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

Mr. Seigler requested approval of the agreement amendment to the affiliation agreement between Northwest Florida State College (NWFSC) and Walton County. Ms. Hoshihara stated that this is an amendment to the 2007 NWFSC ride-along contract with Walton County EMS.

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

Ms. Dawn Moliterno, Tourist Development Council, requested permission to hang 12 commissioned art canvases in the hallway of the South Walton Courthouse Annex.

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

Ms. Moliterno requested approval of the Bayou Arts Center Contract with Cultural Arts to manage and lease the Bayou Arts Center. This will allow them to help in facilitating to manage the center, as well as a cost savings. The contract length is 3 years, effective Sept 1, 2010, with an option to renew.

Motion by Commissioner Pridgen, second by Commissioner Comander, to approve the management contract for the Bayou Arts Center as presented. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Ms. Moliterno announced that tickets for the September 25, 2010 Vince Gill concert are now available.

Attorney Lynn Hoshihara, County Attorney, requested suspension of RFP 010-017 for Solid Waste Services. Staff has been working with both franchisees to resolve any issues. If all attempts are unsuccessful the RFP's can be removed. Attorney Hoshihara requested suspension of any RFP's regarding solid waste or recycling programs until further notice from staff.

Vice-Chair L. Jones stepped down from Chair. Commissioner Comander assumed chair position.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve the request as presented. Ayes 2, Nays 1. Comander Nay, Pridgen Aye, C. Jones Aye. Commissioner L. Jones abstained from voting due to a conflict of interest.

Vice-Chair L. Jones assumed chair position.

Ms. Hoshihara requested appointment of a Commissioner to the Canvassing Board as a replacement for Mr. Bobby Beasley, Supervisor of Elections.

Motion by Commissioner Pridgen, second by Commissioner Comander, to appoint Commissioner C. Jones to the Canvassing Board. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Commissioner L. Jones called to order the public hearing to approve a Resolution (2010-77) to amend the budget to move \$56,379 from the General Fund Reserves (for compensated absences) to the Sheriff's Fund.

Mr. Imfeld explained when a large number of retirements take place, accumulated vacation and sick leave is paid out. The Sheriff's Department has had a number of retirements and he recommended transferring the funds to make those payouts.

Commissioner L. Jones asked for public comment.

There were no public comments.

Motion by Commissioner Comander, second by Commissioner Pridgen, to adopt Resolution (2010-77) as presented. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Commissioner L. Jones called to order the public hearing to approve the Annual Rate Resolution (2010-78) for Daughette Canal Capital Improvements and Maintenance Services MSBU.

Mr. Seigler stated that there will be no rate increases.

Commissioner L. Jones asked for public comment.

There were no public comments.

Motion by Commissioner Pridgen, second by Commissioner Comander, to adopt Resolution (2010-78) as presented. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Chairman Brannon called to order the public hearing to approve the Annual Rate Resolution for Imperial Lakes MSBU.

Mr. Seigler stated that there will be no rate increases.

Commissioner L. Jones asked for public comment.

Mr. Timothy Roberts read aloud a letter sent to the Board on May 24, 2010 regarding the inconsistency of the rates collected and the need for a rate change.

Commissioner L. Jones questioned if a rate increase is recommended. Mr. Roberts recommended performing an audit and have a rate change if necessary. He suggested that GSG refund the money and resolve any shortfalls.

Brief discussion ensued regarding the time frame needed to establish the rates.

Attorney Hoshihara requested to have a Special Meeting on August 30, 2010 at the South Walton Annex at 5:00 p.m. to discuss the scheduled Large Scale Map Amendments and the Imperial Lakes MSBU.

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

Motion by Commissioner Pridgen, second by Commissioner Comander, to table the Imperial Lakes MSBU public hearing until the August 30, 2010 Special Meeting. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Commissioner L. Jones called to order the public hearing to approve the Annual Rate Resolution **(2010-79)** for Fire Rescue Assessments MSBU.

Mr. Seigler stated that there will be no rate increases.

Commissioner L. Jones asked for public comment.

There were no public comments.

Motion by Commissioner Comander, second by Commissioner Pridgen, to adopt Resolution **(2010-79)** as presented. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Commissioner C. Jones had no items to present.

Commissioner Comander had no items to present.

Commissioner Pridgen presented for approval a Resolution **(2010-73)** asking the Governor of the State of Florida and our Legislative Delegation to rescind the amendment to F.S. 381.0065 Concerning the periodic inspection of onsite sewage treatment and disposal systems.

Motion by Commissioner Pridgen, second by Commissioner Comander, to adopt Resolution **(2010-73)** as presented. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Commissioner L. Jones had no items to present.

Commissioner L. Jones asked for additional public comments.

There were no additional public comments.

The meeting recessed at 4:55 p.m. and reconvened at 5:00 p.m. Commissioner Pridgen did not return to the meeting.

Mr. Gerry Demers, Planning and Development Services Director, presented the proposed Walton County Future Land Use Map for approval. The public hearing was held for consideration of Ear Amendments to be transmitted to State. Mr. Demers explained the different maps presented. The new maps include: line snapping, commercial nodes, all County parks are included in Parks and Recreation, all County owned property is included in Public Facilities, and all conservation lands are included in Conservation.

Commissioner L. Jones called the public hearing to order.

There were no public comments.

Mr. Demers requested a second public hearing for the Walton County Future Land Use Map be held on September 28, 2010.

Motion by Commissioner Comander, second by Commissioner C. Jones, to approve a second public hearing at the DeFuniak Springs Courthouse at 5:00 p.m. or soon thereafter on September 28, 2010. Ayes 3, Nays 0. L. Jones Aye, Comander Aye, C. Jones Aye.

Mr. Demers requested continuation of the Large Scale Amendments to August 30, 2010 at the South Walton Annex.

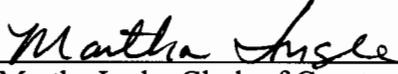
Motion by Commissioner Comander, second by Commissioner C. Jones, to continue the Large Scale Amendments to the Special Meeting on August 30, 2010 located at the South Walton Annex. Ayes 3, Nays 0. L. Jones Aye, Comander Aye, C. Jones Aye.

There being no further business, the meeting was adjourned at 5:08 p.m.

APPROVED


Scott Brannon, Chairman

ATTEST


Martha Ingle, Clerk of Courts