

REGULAR MEETING – MARCH 22, 2011

The Board of County Commissioners, Walton County, Florida, held a regular meeting on Tuesday, March 22, 2011, at 9:00 a.m., at the Walton County Courthouse.

The following Board members were present: Commissioner Larry Jones, Chairman; Commissioner Scott Brannon, Vice-Chair; Commissioner Sara Comander, Commissioner Kenneth Pridgen, and Commissioner Cecilia Jones. Mr. Gerry Demers, Acting County Administrator; Ms. Lynn Hoshihara, County Attorney; and Ms. Martha Ingle, Clerk of Courts, were also present.

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

Chairman L. Jones presented Commissioner Brannon with a plaque for serving as 2010 Chairman.

Mr. Gerry Demers, Acting County Administrator, presented the following changes to the agenda:

ADDITIONS:

1. Consent Agenda Item 9 – Approve the Technical Service Support Agreement with Physio Control for equipment and/or software for Emergency Response
2. Administration/Citizen Services Item 3.c. – Announcement of the Census Count for Walton County
3. County Attorney Item 4 – Approve the Settlement Agreement and Release with Angela Coleman
4. Commissioner C. Jones – Discussion of County Ordinances
5. Commissioner Comander – Discussion of the Economic Development Alliance (EDA)

DELETIONS:

1. Administration Item 5.e. – Request from Attorney Gary Vorbeck, representing J & L Eagle Cove LLC regarding LSA 05.02.25 for the Board to reconsider a previous action taken on March 1, 2011.

March 22, 2011 - Regular Meeting
Prepared by: Tina Earley

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

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

1. Approve Expenditure Approval List (EAL)

| | | |
|------------------------|----|---------------------|
| General Fund | \$ | 895,886.96 |
| County Transportation | \$ | 798,090.75 |
| SHIP | \$ | 3,000.00 |
| Section 8 Housing | \$ | 141,949.61 |
| Tourist Dev. Council | \$ | 426,906.06 |
| N.W. Mosquito Control | \$ | 21,228.70 |
| W. Co. Library | \$ | 1,472.18 |
| Recreation Plat Fee | \$ | 23,023.49 |
| Solid Waste Enterprise | \$ | 19,216.07 |
| Bldg Dept/Enterp. Fund | \$ | 669.07 |
| Imperial Lakes MSBU | \$ | 5,101.50 |
| Inmate Canteen Fund | \$ | 5,258.36 |
| Totals | \$ | 2,341,802.75 |

2. Approve Minutes of March 1, 2011 – Special Meeting and March 8, 2011 – Regular Meeting
3. Approve to surplus two vehicles; one from the Property Appraiser’s Office and one from the Purchasing Department
4. Approve a Resolution **(2011-23)** to amend the budget for the Supervisor of Election’s Federal Elections Activities Grant in the amount of \$6,552.00
5. Approve to use District 5 Recreational Plat Fees in the amount of \$83,000 for Mission Play Park improvements at Helen McCall Park
6. Approve Records Disposition Request from the Clerk’s Office
7. Allow the Sheriff’s Office to apply for E911 Rural County Grants
8. Approve to use District 1 Recreational Plat Fees in the amount of \$4,000 for the Red Bay Community Center

Ms. Lynn Bannister, Director of Outreach for U.S. Senator Bill Nelson, announced that she was available to all residents to express their concerns, including those with Federal issues.

Sheriff Mike Adkinson and Captain Joe Preston discussed the communications systems and the need for a new State Law Enforcement Radio System (SLERS) in order to provide the best public safety possible for the citizens.

Commissioner Comander expressed concerns on funding the system and what is in the best interest for the county.

Mr. Rick Talbert, Fire Chief, spoke in favor of a new system and stated that communication is a priority for the fire rescue agencies.

Mr. Roger Roy and Mr. James Hagan, Liberty Fire District, spoke in opposition of the SLERS system, stating that sole-sourcing with one company does not generate competitive prices.

Mr. Brian Coley, Fire Chief, spoke in favor of a new system and stated that the current system is not in proper order.

Mr. Brian Whaley, Motorola, urged competitive bidding for the project.

Sheriff Adkinson requested to place a SLERS tower on county owned property located on Highway 2 and to approve moving forward with SLERS radio system negotiation with Harris & William Communication.

Motion by Commissioner Comander, second by Commissioner C. Jones, to approve placing a tower on county owned property located on Highway 2, and have all contracts reviewed by Legal Council before being presented to the Board. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Motion by Commissioner Comander, second by Commissioner C. Jones, to approve moving forward with SLERS radio system negotiation with Harris & William Communication, and have all contracts reviewed by Legal Council before being presented to the Board. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Ken Little, Citizen Service Director, requested the transfer of SHIP First Time Homebuyer Mortgage from one property to another under the same buyer. The individual is no longer able to afford the home that was bought under the SHIP assistance and the lender/seller desires to place her in a more affordable home and transfer the SHIP 2nd place mortgage to the new property.

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

Mr. Little provided information on the SHIP Administration Agreement with West Florida Regional Planning Council and expressed the need to terminate that agreement due to lack of funding.

Mr. Little provided the Census results for Walton County. The information provided included the total population of 55,043, along with the total growth per district. The Redistricting Committee is scheduled to meet on Wednesday, April 6, 2011 at 2:00 p.m. to begin their process.

Mr. Lyle Seigler, Public Works Department, requested approval of the Utility Easement at the southeast corner of Cessna Park in favor of Regional Utilities that will provide access to a lift station.

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

Mr. Seigler requested permission for the Clerk's Office to collect on the Carson Oaks Letter of Credit if another approved surety or final inspection release has not been obtained by Public Works prior to the expiration date of April 8, 2011.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve collection on the Carson Oaks Letter of Credit as requested. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested approval of an agreement with FDEP to maintain public access and to operate a stormwater system for Cessna Park.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to approve an agreement with FDEP as requested. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested to award ITB 011-016 for Coastal Dune Lake Berm Removal to the low bidder, CW Roberts Contracting, in the amount of \$336,520.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to award ITB 011-016 to the low bidder, CW Roberts Contracting, for the amount of \$336,520. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Demers discussed moving forward with converting telephone systems to Voice Over IP. He stated that this system would save the county roughly half of what the current system costs. He briefly discussed the implementation costs for the new system, and stated the funds are available in Capital Improvements.

Commissioner Comander questioned the effectiveness of the system if the computers go down. Mr. Demers stated that MIS could look into the technical issues.

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

Mr. Demers requested approval of the first one year renewal of the existing Engineering Consulting Services Contracts with Preble-Rish, PBS&J, and CDG Engineers.

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

Mr. Bill Bard requested authorization for the Walton County Animal Shelter to submit an application to the American Society for the Prevention of Cruelty to Animals (ASPCA) \$100K Challenge. He briefly discussed the qualifications to meet and the possibility to get funding for the Walton County Animal Shelter.

Mr. Demers stated that Mr. Imfeld will bring information to the April 12, 2011 meeting regarding the funding for the Voice Over IP system.

Mr. Demers requested direction for Administration and Public Works on the development of a Long Range Parking Plan for the south part of the County. He briefly discussed the parking issues in South Walton. He suggested allowing the departments to develop a plan to identify the areas that could be used for parking, and those areas that cannot be used so that landscaping and signs can be installed.

Chairman L. Jones suggested moving forward incrementally and addressing the problematic areas first.

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

The request from Attorney Gary Vorbeck regarding LSA 05.02.25 was removed from the agenda.

Attorney Lynn Hoshihara, County Attorney, requested to schedule a Public Hearing on April 26, 2011 to consider amending the Turtle Lighting Ordinance to delete bonfires from the definition of “point source of light”.

Motion by Commissioner C. Jones, second by Commissioner Comander, to approve a public hearing to be held on April 26, 2011 to consider amending the Turtle Lighting Ordinance. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Attorney Hoshihara announced the Public Hearing to consider the Certificate of Land Use Compliance Ordinance will be held on April 12, 2011 due to an error in publishing the advertisement.

Chairman L. Jones clarified the purpose of the Land Use Compliance Ordinance is to determine that every business is in compliance with the provisions of the land use.

Attorney Hoshihara requested to consider adoption of a Resolution **(2011-24)** establishing the Walton Fire Council.

Motion by Commissioner Brannon, second by Commissioner C. Jones, to adopt Resolution **(2011-24)** as presented. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Attorney Hoshihara requested approval of the settlement agreement and release with Ms. Angela Coleman. The recommendation was to settle for an amount of \$87,500.

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

Ms. Dawn Moliterno, Tourist Development Council Director, briefly updated the Board on the TDC meetings and items for discussion.

Mr. Demers stated that there was an agreement to evaluate the performance of Ms. Moliterno after a year term of being the Tourist Development Council Director. He stated that the evaluation process is complete with a favorable evaluation and those have been turned into Human Resources for placement in her file.

Chairman L. Jones called the public hearing to order to consider amending Ordinance 2010-01 **(2011-57)**, section 22-57 of the Walton County Code of Ordinances to designate an issuing authority for “Beach Driving” Permits.

Mr. Demers clarified that the language change is to allow the Board’s designee to be the agency to administer the program.

Chairman L. Jones asked for public comment.

There was no public comment.

Motion by Commissioner C. Jones, second by Commissioner Comander, to adopt Ordinance **(2011-57)** as presented. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Chairman L. Jones called the public hearing to order to consider amending Ordinance 2009-14 **(2011-58)** and Section 5-34 of the Walton County Code of Ordinances to designate an issuing authority for “Dogs on the Beach” Permits.

Chairman L. Jones asked for public comment.

Mr. Bard questioned what office will administer the permits. Chairman L. Jones stated that the Clerk of Court will administer the permits. The amendment is to remove specific language of an issuing authority and allow the Board to make the determination.

There was no public comment.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to adopt Ordinance **(2011-58)** as presented. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve the Clerk’s Office as the issuing authority for the “Beach Driving” and “Dogs on the Beach” permits. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Commissioner C. Jones suggested minimizing the amount of Ordinances and allow the Legal Department to review the language for any changes or deletion if they are not being used.

Motion by Commissioner C. Jones, second by Commissioner Brannon, to review the Ordinances for language changes or deletion. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Commissioner Comander stated that the Economic Development Alliance is undergoing some changes, including moving to another facility. It has been proposed to temporarily move the EDA into the Administration Building.

Motion by Commissioner Comander, second by Commissioner Brannon, to approve the EDA to move into the Administration Building on a temporary basis of 6 months to a year. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Commissioner Pridgen had no items to present.

Commissioner Brannon had no items to present.

Chairman L. Jones presented procedures for the County Administrator selection process for the Board to review.

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

Chairman L. Jones asked for additional public comment.

Several audience members spoke regarding the Certificate of Land Use Ordinance.

There being no further business, the meeting was adjourned at 10:35 a.m.

APPROVED _____
Larry Jones, Chairman

ATTEST _____
Martha Ingle, Clerk of Courts