

APRIL 12, 2011 – REGULAR MEETING

The Board of County Commissioners, Walton County, Florida, held a regular meeting on Tuesday, April 12, 2011, at 4:00 p.m., at the South Walton Annex.

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

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

ADDITIONS:

1. TDC Item 8 – Accept the BP Grant and adopt a Resolution **(2011-29)** amending the budget for fiscal year 2010-11 to account for unanticipated revenue in the TDC Fund from the Florida Coastal Northwest Communications Council for the Deepwater Horizon in the amount of \$8,010,479

DELETIONS:

1. Planning and Development Services Item 2 – RFQ for Professional Engineering Services

Motion by Commissioner Pridgen, second by Commissioner C. Jones, 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 Pridgen, second by Commissioner Comander, 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	\$	1,792,292.28
County Transportation	\$	731,973.51
Fine & Forfeiture	\$	1,374,643.00
Mosq. Control State	\$	350.00
Section 8 Housing	\$	479.85
Tourist Dev. Council	\$	1,218,780.74
N.W. Mosquito Control	\$	1,045.04
W. Co. Library	\$	7,625.87
Recreation Plat Fee	\$	28,879.25
Tax Deed Surplus Trust	\$	7,184.55
Public Safety- 911	\$	3,686.68
Solid Waste Enterprise	\$	538,512.29
Bldg Dept/Enterp. Fund	\$	3,427.99
Imperial Lakes MSBU	\$	(791.69)
Inmate Canteen Fund	\$	10,279.38
Capital Projects Fund	\$	338,390.60
April 11 Budget Request	\$	41,250.00
Totals	\$	6,098,009.34

2. Approve Minutes of March 22, 2011 – Regular Meeting
3. Approve to move \$23,184 from Public Works fund to the Department of Corrections for the transfer of an employee
4. Approve to transfer an employee from the Clerk of Court to the Walton County Human Resources Department
5. Approve to submit a 2011 EMS County Grant Application
6. Approve a Resolution (2011-25) certifying that the Grant funds will improve and expand the County Pre-Hospital EMS System and will not be used to supplant current levels of County expenditures
7. Approve Amendment #2 for the DEP Grant Contract G0254 for the Oakwood Hills Stabilization Project
8. Approval of the Department of Revenue/Sheriff Service of Process/Writ of Child Support Enforcement Contract renewal
9. Approve a Resolution (2011-26) to amend the budget for FY 2010-2011 to correct an error made in the posting of roll forwards from FY 2009-2010 in the amount of \$2,297,178
10. Approve to participate in the Keep It Local Florida Campaign
11. Approve to use \$50,000 of District 1 Recreational Plat Fees for the Recreational Trails Program for 2011

12. Approve to move \$6,148 from the Paxton Park account and \$10,112 from the Glendale Park account and place in the Darlington School Restoration Project
13. Approve to use District 4 Recreational Plat Fees for repairs to the Woodlawn Community Center fence, not to exceed \$3,000
14. Award RFP 11-015 GIS Tracking and Reporting Equipment and Software for Mosquito Control to Adapco, Inc. in the amount of \$45,289
15. Award Bid 011-012 4x4 Tractor with Boom Mower to Beard Equipment in the amount of \$97,500
16. Award Bid 011-022 Raley Road Bridge Project to Conecuh Bridge & Engineering, Inc. in the amount of \$84,482 and award the sole bidder of the bridge pilings for Raley Road Bridge to Skyline Steel, LLC in the amount of \$27,892.50
17. Approve to surplus three computers: BCC 5669, 6568 and 6570 from the TDC
18. Approve to surplus BCC 5951 Dodge Van from Corrections
19. Approve to surplus a Dell Laptop Computer: CC 1153, from the Clerk's Office
20. Approve to surplus BCC 4987 and 4909, SCAG Mowers
21. Approve to surplus items for the County Auction to be held April 14th from various departments (see list attached)

Mr. Rick Helfand and Ms. Cathy Brubaker with Seaside Neighborhood School expressed their appreciation for the support of the Board and presented t-shirts and Vera Bradley bags. He requested approval to move forward with the 2012 Seaside School Half Marathon and 5K Run to be held on Sunday, March 4, 2012. He stated that all permits will be obtained for the event.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to approve the 2012 Seaside School Half Marathon and 5K Run to be held on Sunday, March 4, 2012. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Zach Billingsley, Children's Volunteer Health Network, requested to approve a Resolution (2011-27) declaring April 22, 2011 as Children's Volunteer Health Network Day in Walton County.

April 12, 2011 - Regular Meeting
Prepared by: Tina Earley

Motion by Commissioner Pridgen, second by Commissioner Comander, to adopt Resolution **(2011-27)** as presented. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Captain Joe Preston, Sheriff's Office, provided an update on the SLERS project and negotiations with Harris Corporation.

Commissioner Comander stated that Fox News had a report where the 911 Commission has suggested the entire nation go to a satellite system and questioned how this would affect Walton County. Captain Preston explained that the Open Sky Network is the next evolution, but it is not expected for approximately 5-7 years. He stated that Open Sky Network information will be provided at the next meeting.

Mr. Brady Bearden, Human Resources Director, presented the first reading of revisions to Policy 5: Conditions of Employment to the Personnel Policies and Procedures Manual.

Mr. Lyle Seigler, Public Works Director, requested to approve Resolution **(2011-28)** and deed for improvements of CR 3280 and US Hwy 331 intersection to accommodate the future four-laning of US Hwy 331. It has been determined that the property (7/10 of an acre) is not needed for county purposes.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to adopt Resolution **(2011-28)** and deed for improvements of CR 3280 and US Hwy 331 as requested. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Mr. Seigler requested a perpetual ingress/egress easement across county owned property at Juniper Lake Circle. Several landlocked citizens have used the easement over the past years and this would allow the property owners to access their property.

Motion by Commissioner C. Jones, second by Commissioner Comander, 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 approval to replace two mowers that were purchased in May 2009 for maintenance of the multi-use path. The cost to purchase the new commercial mowers is approximately \$8,000 each.

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

Mr. Seigler requested approval of the Coastal Dune Lake Berm Removal Construction Inspection, Topographic Survey, and Permitting Proposal from Preble-Rish in the amount of \$44,800.

Motion by Commissioner Brannon, second by Commissioner C. Jones, to approve the Coastal Dune Lake Berm project from Preble-Rish in the amount of \$44,800 as requested. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Attorney Lynn Hoshihara, County Attorney, requested to award RFP 011-014 for Specialized Legal Services for BP Claims to Beasley Allen. Eight firms responded to the RFP and a Review Committee ranked the firms. She recommended approval to enter into

a contract with the top ranked firm, Beasley Allen, to represent Walton County in the BP claims.

Commissioner Comander suggested allowing the Board to have the opportunity to interview the firms.

Brief discussion ensued regarding the time frame to interview the top three firms.

The Board concurred to have a Special Meeting on Friday, April 15, 2011 at 10:00 a.m. to interview the top three firms.

Attorney Hoshihara presented the agreement with Alaqua Animal Refuge to manage and operate the Bark Park.

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

Attorney Hoshihara requested to extend the current agreement with Marlowe & Company for Professional Services as the Federal Lobbyist. This contract will consolidate the County and TDC and save approximately \$40,000.

Motion by Commissioner Brannon, second by Commissioner Comander, to approve the Marlowe & Company agreement for Professional Services as requested. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Ms. Dawn Moliterno, Tourist Development Council Director, requested to Award Bid 011-019 for the Cessna Landing Boat Ramp Improvements, to Redfish Marine Construction, for the amount of \$87,817.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to award Bid 011-019 to Redfish Marine Construction, for the amount of \$87,817. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Ms. Moliterno requested to award Bid 011-020 for Marine Turtle Monitoring to South Walton Turtle Watch Group (SWTWG), Sharon Maxwell, for the amount of \$80,000. The SWTWG was the sole bidder as well as the only one with a Walton County permit. The contract was modified to provide clarity for responsibility, scope of work, and educational needs. She requested approval contingent upon SWTWG filing their annual report for current standing.

Motion by Commissioner Pridgen, second by Commissioner C. Jones, to award Bid 011-020 to South Walton Turtle Watch Group, for the amount of \$80,000, contingent upon annual report filing as requested. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Ms. Moliterno requested approval of Amendment No. 1 to the agreement for Professional Services in Walton County's Coastal Management Program with Seahaven Consulting, Inc.

Motion by Commissioner Pridgen, second by Commissioner Comander, to approve Amendment No. 1 to the Professional Services agreement as requested. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Ms. Moliterno presented the Arts Complex Feasibility Study and stated that the TDC Advisory Council does not recommend pursuing an Arts Complex at this time.

Ms. Moliterno requested approval of the Brand Evolution – Brand Story, Naming, Tagline and Creative Assets. This is a critical time to address the existing brand.

Ms. Jennifer Jenkins briefly discussed the Brand Evolution for Walton County: South Walton, To Each, Your Beach.

Motion by Commissioner C. Jones, second by Commissioner Pridgen, to allow TDC to proceed with the Brand Evolution process as requested. Ayes 4, Nays 0. L. Jones Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Ms. Moliterno requested approval of the TDC Advisory Council Code of Conduct amendment which prohibits any TDC Advisory Council member from being active of delinquent in bed tax collections.

Motion by Commissioner Brannon, second by Commissioner Comander, to approve the TDC Advisory Council Code of Conduct amendment as presented. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Ms. Moliterno requested to accept the BP Grant and adopt a Resolution **(2011-29)** amending the budget for fiscal year 2010-11 to account for unanticipated revenue in the TDC Fund from the Florida Coastal Northwest Communications Council for the Deepwater Horizon in the amount of \$8,010,479.

Motion by Commissioner Pridgen, second by Commissioner Comander, to accept the BP Grant and adopt Resolution **(2011-29)** as presented. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

Ms. Moliterno stated that they continue to work on the facility analysis as part of the strategic plan, as well as the health and safety issues.

Ms. Moliterno stated that the TDC Council did meet, review, and approved their financials. The council expressed concerns with the cost of the financial review.

Mr. Demers stated that he met with those involved in the financial review and briefly discussed the documents presented. After reviewing the materials, Carr, Riggs & Ingram decided to forgo the final invoice in the amount of \$23,238.75 as well as issue a credit for \$50,000.

Chairman L. Jones called the public hearing to order to consider a Resolution **(2011-30)** to amend the budget for the Capital Projects Fund by \$300,000 from reserves for FY 2010-2011 to complete a Voice IP Communications System.

Chairman L. Jones asked for public comment.

There was no public comment.

Motion by Commissioner Comander, second by Commissioner C. Jones, to adopt Resolution **(2011-30)** 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 a Certificate of Land Use Compliance Ordinance.

Attorney Hoshihara clarified the Ordinance is for Certificate of Land Uses. This requires all commercial businesses, not including home occupations or short and long term rentals, to apply for a Certificate of Land Use Compliance. This will ensure that the business is one that is permissible on the land use in which the business is located. She briefly discussed the requirements of the certificate and the issuance fees. There has been suggestion to limit the amount of residential event permits per contiguous parcels, and notifying the Planning Department for events with an attendance of 30-49 people.

Chairman L. Jones clarified that the intent of the Ordinance is to have a mechanism to identify a business and the underlying land use to ensure the land use supports that business.

Commissioner Comander suggested including language to post the address of the rental property or business by the phone for emergency situations.

Several audience members spoke about the Certificate of Land Use Compliance Ordinance regarding: who is responsible to submit the permit, enforcement of the Ordinance, the amount of events allowed in a six month time frame, agriculture exemptions, higher penalty fees, who will monitor the events allowed in one day, how long one permit is effective, who is penalized for short-term rental non-compliance, enforcement of the noise and parking ordinances, registration grace period, and clarification for mixed use and residential components.

Chairman L. Jones closed public comment.

Motion by Commissioner Comander, second by Commissioner Brannon, to continue the Certificate of Land Use Ordinance public hearing to April 26, 2011 in DeFuniak Springs. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

The meeting recessed at 6:30 p.m. and reconvened at 6:50 p.m.

Commissioner C. Jones had no items to present.

Commissioner Comander presented Resolution **(2011-31)** for adoption declaring April 2011 as Child Abuse and Neglect Prevention Month.

Motion by Commissioner Comander, second by Commissioner Brannon, to adopt Resolution **(2011-31)** as presented. 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 stated that information regarding Consent Agenda Item 11 will be presented at the next meeting.

Chairman L. Jones discussed the County Administrator position. The votes were tallied and the top four applicants, as follows, will be interviewed by each Board member: Mr. Greg Kisela, Mr. Ernie Padgett, Mr. John McCue, and Mr. Gregg Mimms.

Mr. Demers stated that a schedule will be made to interview the applicants.

Chairman L. Jones asked for additional public comment.

Mr. Bill Bard requested that the citizens vote for the Walton County Animal Shelter for the ASPCA Challenge.

Mr. Demers recognized Mr. Wayne Dyess as the Planning and Development Director.

Ms. Jennifer Christensen, Planning and Development, requested approval of Resolution **(2011-32)** amending the Planning Fees to include an engineering review fee for small-scale amendments and large-scale amendments.

Motion by Commissioner Comander, second by Commissioner C. Jones, to adopt Resolution **(2011-32)** as presented. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

The request to approve an RFQ for Professional Services for Planning was removed from the agenda.

Ms. Christensen requested to consider an Ordinance (2011-59) adding Section 2.03.07 to the Walton County Land Development Code to adopt the Point Washington Neighborhood Plan as an overlay district.

Ms. Marge Crawford discussed the neighborhood and the desire to preserve their land.

Mr. Mac Carpenter, Planning and Development, discussed the community votes to designate Point Washington as an overlay district. The Planning Commission voted 5/1 to approve the plan as presented.

Attorney Hoshihara explained her concern for the density restriction changes from eight units per acre to four units.

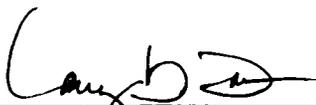
Brief discussion ensued regarding the ability to develop eight units per acre due to the development requirements for the area.

Chairman L. Jones asked for public comment.

Mr. Doug Rollins spoke in opposition of the density reduction of eight units per acre to four units, and requested his property be omitted from the change.

Motion by Commissioner Brannon, second by Commissioner C. Jones, to approve a second public hearing to be held on May 10, 2011. Ayes 5, Nays 0. L. Jones Aye, Brannon Aye, Comander Aye, Pridgen Aye, C. Jones Aye.

There being no further business, the meeting adjourned at 7:25 p.m.

APPROVED 
Larry Jones, Chairman

ATTEST 
Martha Ingle, Clerk of Courts