

## APRIL 2, 2012 – SPECIAL MEETING

The Board of County Commissioners, Walton County, Florida, held a special meeting on Monday, April 2, 2012, at 4:08 p.m., at the Walton County Courthouse in DeFuniak Springs.

The following Board members were present: Commissioner Scott Brannon, Chairman; Commissioner Kenneth Pridgen, Vice-Chair; Commissioner Larry Jones; Commissioner Sara Comander; and Commissioner Cecilia Jones. Mr. Greg Kisela, County Administrator, and Ms. Toni Craig, County Attorney, were also present.

Chairman Brannon called the meeting to order.

Attorney Toni Craig, County Attorney, stated that a court reporter was not scheduled to attend the meeting and the scheduled Executive Session will be rescheduled for April 10, 2012. Attorney's Tim Warner and Bill Warner, Special Counsel, were present with an update.

Attorney's Tim Warner and Bill Warner discussed Case Nos. 2011-CA-1027 (Sunshine Law violation case, formerly known as the Chat Holley case) and 2009-CA-0800 (Public Records Request case), Suzanne Harris vs. Walton County Board of County Commissioners.

A motion to file a second amended complaint was presented at the hearing conducted before Judge LaPorte on March 29, 2012 regarding Case No. 2011-CA-1027. There are two counts on that case: 1) hiring Attorney George Ralph Miller without Board approval and 2) failure to send out notification prior to the property sale. A responsive pleading is due on April 18, 2012. The remaining parties in count two of the lawsuit are Walton County and George Ralph Miller.

A motion to intervene was received on April 2, 2012 regarding Case No. 2009-CA-0800. The motion was filed on behalf of Mr. Alan Osborne and certain trusts relating to another litigation involving Driftwood. The motion had not been addressed due to late afternoon arrival.

The motion was discussed in detail and clarified that the parties are asking to become involved in the case where the only current plaintiff is Ms. Suzanne Harris. The Judge will decide to grant or deny the requested motion. A case management conference before Judge Green is scheduled for April 3, 2012 to determine the time to conduct hearings and if any order is needed.

Attorney Craig stated that there have been a series of public records requests from Attorney Shawn Heath, representative for Mr. Osborne, and in those they understood there had been alleged violations of the contempt in the 2009 case. She stated that they do not want to entertain a settlement at this time without knowing what evidence will be presented on the contempt issue.

Discussion ensued regarding the need for motion clarification before considering a settlement agreement.

Attorney Craig announced the Executive Session will be rescheduled for April 10<sup>th</sup> for Suzanne Harris vs. Walton County Case Nos. 2011-CA-1027 and 2009-CA-0800.

There being no further business, the meeting adjourned at 4:39 p.m.

ATTEST Martha Ingle  
Martha Ingle, Clerk of Courts

APPROVED Scott A. Brannon  
Scott Brannon, Chairman