

Draft

**BOARD OF COUNTY COMMISSIONERS  
REGULAR BOARD MEETING  
MONDAY, JUNE 21, 2010**

The Board of County Commissioners in and for Wakulla County met for a Regular Scheduled Board Meeting on Monday, June 21, 2010 with Chairman Howard Kessler presiding. Present were Commissioners Mike Stewart, Lynn Artz, Alan Brock, and George Green. Also, present were County Administrator Ben Pingree, County Attorney Heather Encinosa and Deputy Clerk Evelyn Evans.

Invocation and prayer provided by Commissioner Kessler

**APPROVAL OF AGENDA**

(CD5:01) Commissioner Stewart moved to approve the Agenda with the following modifications:

County Administrator add under Awards and Presentations - Audit, Budget Workshop and introduction of a new employee

County Attorney - add brief discussion under her items

Commissioner Artz - add two announcements and several items under her discussion

Commissioner Stewart - add August 9<sup>th</sup> Board Meeting under his discussion items

Commissioner Green - add (1) under his Agenda item

Commissioner Kessler pulls from his Agenda item (12C) and items (7) and (14) from the Consent Agenda for discussion

Commissioner Artz pull item (5) from the Consent Agenda for discussion

Second by Commissioner Green and the motion carried unanimously, 5/0.

**AWARDS AND PRESENTATIONS**

(CD5:04) Update to the Board regarding the Deepwater Horizons Oil Spill – Scott Nelson, Emergency Management Director

(CD5:16) Update regarding BP Jobs – Commissioner Kessler

(CD5:18) Broadband Presentation – Eric Miller Vice President and General Manager with CenturyLink

(CD5:26) Announcement of Wakulla County 4-H accepting applications to serve on 4-H Advisory Committee, Sherri Hood, Extension Agent II, 4-H Coordinator

(CD5:29) County Administrator announced the following three items:

Announcement of two workshops to be held at the Community Center on Thursday evening to include the 3<sup>rd</sup> Budget and the Community Center Visioning starting at 5:00 p.m.

Announcement of New Building Official Frank Baxter

Annual Audit Presentation by Mr. Powell

(CD5:57) Commissioner Artz – the need for non-perishable foods for local food bank and Florida Wild Mammal Association is having a workday on June 26, 2010

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(CD5:59) Commissioner Kessler to acknowledge Wakulla County active duty Servicemen arriving home on July 1, 2010: Sergeant Bill Yates of Sopchoppy, Sergeant Casey Whitlock and Sergeant Robert Ponder of Crawfordville

**CONSENT AGENDA**

Commissioner Stewart moved to approve the Agenda with the exception of items 5, 7, and 14 that are pulled for discussion. Second by Commissioner Brock and the motion carried unanimously, 5/0.

1. Approval of Minutes – June 7, 2010 Regular Board Meeting

Approve

2. Approval of Minutes – June 3, 2010 Special Board Meeting and Attorney-Client Executive Session

Approve

3. Approval of Minutes – June 9, 2010 Special Board Meeting and Attorney-Client Executive Session

Approve

4. Approval of Payment of Bills and Vouchers submitted for June 3, 2010 – June 16, 2010

Approve

6. Request Board approval of a Resolution to amend Resolution 10-27, regarding the CDBG Grant

Approve – adopt the amended Resolution amending Resolution 10-27 to include Urgent Need language

15. Request Board approval to declare property surplus for donation to non-profit organization – This item has been tabled to the July 19, 2010 Board Meeting

**CONSENT ITEMS PULLED FOR DISCUSSION**

(CD6:01) 5. Request Board approval to submit Federal TIGER Grant Application

Commissioner Artz moved to approve submitting an application for Federal TIGER Grant. Second by Commissioner Brock and the motion carried unanimously, 5/0.

(CD6:06) 7. Request Board approval to apply for the Justice Assistance Grant (JAG) Persons Crime Unit

Commissioner Brock moved to approve the WCSO to submit a Justice Assistance Grant application and to continue to use the Edward Byrne Memorial Justice Assistance Grant (JAG) to fund a Persons Crime Unit. Second by Commissioner Artz and the motion carried unanimously, 5/0.

(CD6:06) 14. Request Board approval to adopt a Resolution supporting the Oyster Relay Program

Commissioner Brock moved to approve the Resolution in Support of the Oyster Relay Program. Second by Commissioner Green and the motion carried unanimously, 5/0.

**GENERAL BUSINESS**

(CD6:15) 8. Request Board ratification of an emergency purchase for the repair of CR 375/Rose Street/Smith Creek Highway

Commissioner Brock moved to ratify the Emergency Purchase of \$14,011.20 to Ben Withers, Inc. for the repair of CR 375/Rose Street/Smith Creek Highway. Second by Commissioner Artz and the motion carried unanimously, 5/0.

(CD6:16) 9. Request Board approval to adopt the Resolution regarding the Solid Waste Special Assessment

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Commissioner Brock moved to adopt the Initial Assessment Resolution for Solid Waste Management and Disposal Services. Second by Commissioner Stewart with Commissioners Artz, Brock, Green, Stewart in favor and Commissioner Kessler opposed, motion carried 4/1.

(CD7:16) 10. Request Board approval of Right-of-Way Map for Mt. Beasor Road Fence on County existing Right of Way at 154 Mt. Beasor Road, owner Mr. Sites

Commissioner Artz moved to direct the County Attorney to finalize the proposed Agreement as discussed in the meeting. Second by Commissioner Stewart with Commissioners Kessler, Artz, Green, Stewart in favor and Commissioner Brock opposed, motion carried, 4/1.

\*\*Road Easement to come back at a future meeting for acceptance

### ***CITIZENS TO BE HEARD***

(CD6:44) 1. Steve Fults – no bid contract for Inspired Technologies and connecting the dots

(CD6:48) 2. Dana Peck – spending and developers not paying their way; hiring personnel in a freeze, no bid contracts and a time for accountability, call for an investigation of spending

(CD6:51) 3. Ronald Fred Crum – increasing the mesh size on nets and a Resolution in support of attorney Ron Mowrey's letter date June 9, 2010 to FWC Chairman Rodney Barretto.

(CD6:55) 4. Jenny Brock – Fly-in to Washington, DC and the Gulf Disaster

(CD6:57) 5. Renee Calhoun – Requested e-mail communication from the Board Office a month ago and has received nothing to date; skirting public record laws/capturing text messages; looking at records and the waste of taxpayer money and intimidation she felt as it took three employees to supervise while she looked at records

(CD7:00) 6. Chief Bill Russell – Wakulla Firefighters against meeting the paid salaries out of MSBU's

(CD7:14) 7. Dee Shriver – Deed Restrictions in Wakulla Gardens

### ***COMMISSIONER AGENDA ITEMS***

#### **11. COMMISSIONER STEWART**

(CD7:28) a. Request Board review of "The Park Subdivision"

Sinkholes all over the neighborhood

(CD7:57) b. Request the Board to revisit the Mandatory Sewer Connections

Commissioner Stewart moved to approve sending letters to the same group of people by Friday of this week, extending the time and stating that due to economic times and until a turnaround occurs, the Board has directed staff not to enforce what was cited in the previous letter. Include in the letter that the 75% option is still available if they connect to the sewer by January 1, 2011. The County Attorney will bring two ordinance amendments back to the Board for approval to include Waiver of State requirements that the County with the approval of DOH waive the requirement of mandatory connection if there is a determination that such connection is not necessary or is not in the public interest due to public health concerns. Ordinance 2009-09 Incentive Program amendment to reflect a 75% reduction if connection is made by January 1, 2011 and push out the other reductions over an accordant period of time. In addition, if the septic tank fails the person would be required to hook up to the sewer. Second by Commissioner Brock and the motion carried unanimously, 5/0.

#### **12. COMMISSIONER KESSLER**

(CD8:17) a. Request approval to schedule Workshop to discuss Wakulla Fire-EMS Integration

Commissioner Stewart moved to hold a Workshop on August 19, 2010 to discuss Fire-EMS Integration and move the proposed Fire Inspection Ordinance Workshop from July 22, 2010 to this date. Second by Commissioner Artz and the motion carried unanimously, 5/0.

(CD8:30) b. Augmentation of Weatherization Program – no action

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c. Request Board approval to switch ownership of “mywakulla.com” domain to the County – pulled from the Agenda

(CD9:07) d. Deed Restrictions in Wakulla Gardens

Commissioner Brock moved to authorize the County Attorney to research and institute legal action relating to racially restrictive covenant in Wakulla Gardens Subdivision. Second by Commissioner Artz and the motion carried unanimously, 5/0.

***COUNTY ATTORNEY***

13. Scope and Estimated Cost for Independent Housing Review – This item has been pulled from the Agenda

(CD9:19) Update on Log Creek Litigation

***COMMISSIONER GREEN***

(CD9:23) Wakulla/Leon County Choir Union

Commissioner Green moved for support of the Board for a Proclamation recognizing the Wakulla/Leon County Choir Union in their High School Scholarship Drive. Second by Commissioner Stewart and the motion carried unanimously, 5/0.

***COUNTY ADMINISTRATOR***

(CD9:24) 16. Request Board consideration to take action of executing an Interlocal Agreement between the City of St. Marks and Wakulla County by acknowledging full payment of taxes due to the County

Commissioner Brock moved to approve the Interlocal Agreement between the City of St. Marks and Wakulla County. Second by Commissioner Artz and the motion carried unanimously, 5/0.

\*\*amount of \$22,034.55

***DISCUSSION ISSUES BY COMMISSIONERS***

(CD9:30) Commissioner Brock – There is a County Policy on Text messaging and the sending/receiving has been de-activated since March of 2010 on all County cell phones.

Ronald Fred Crum is requesting support of a Resolution from the Board on net fishing and due to the time constraint there is not sufficient time to prepare and adopt a Resolution. Support can be provided by calling Senator Lawson and Representative Bembry.

Residents on Mt. Beasor Road would like a formal quote to see what it would cost to get the road fixed. ESG has told them that it would cost roughly 1.5 million to re-align the road all the way through and they feel that this is extremely high. The majority of the Board did not want to pursue this item.

(CD9:40) Commissioner Stewart – out of the Country for the August 2, 2010 meeting

(CD9:42) Commissioner Artz – Grant money for energy conservation and requesting support of the Board to proceed forward; she has two volunteers for grant writing with no cost to the County; setting Commission meeting dates for July 2011; the last few meetings have drawn out and moving the Agenda more efficiently.

(CD9:49) Commissioner Kessler – Great presentation today at CRTPA and the County forming an alliance with the universities by using interns. Funding was also set aside for CRTPA’s region and they will look at Bike/Pedestrian paths; requesting a written response from County Administration regarding statements made about the increase of more than \$800,000.00 in the county’s personnel budget and the no-bid contract to Inspired Technologies.

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10:00 p.m. There being no further business to come before the Board, Commissioner Brock moved to adjourn; second by Commissioner Stewart and the motion carried unanimously, 5/0.