

## **AUGUST 08, 2000 – ANALYTICA WORKSHOP & REGULAR MEETING**

The Board of County Commissioners, Walton County, Florida, held a Public Workshop on Tuesday, August 08, 2000, at 10:30 A.M., in the Commissioner's Boardroom of the Walton County Courthouse.

The following Board members were present: Vice-Chairman Randall Infinger, Commissioner Joel Paul, Jr., Commissioner Herman Walker and Commissioner Gene Ryan. Ms. Shirl Williams, Administrative Supervisor, and Mr. Dan Bodiford, Clerk of Courts, were also present.

Dr. Herb Marlowe, Analytica, submitted an agenda of items to be discussed beginning with the three options for part time employees. The Board agreed that a part time employee must work a minimum of thirty hours a week to receive insurance and benefits.

Commissioner Paul and Commissioner Infinger questioned their presence at the meeting and requested a legal opinion due to family members being an employee of the County. Mr. Bodiford read Section 112.3135 of Florida Statutes, Definition of Relative, relating to the nepotism issue.

Commissioner Paul left the meeting and Chairman Butler arrived at 10:45 A.M.

The Board took a brief recess while waiting for Attorney Jonathan Walker's arrival.

Upon Attorney Walker's arrival, Chairman Butler advised that Commissioner Infinger and himself have the same relative (niece-in-law) employed with the County and Mr. Bodiford re-read Section 112.3135. Attorney Walker advised that Board that he

would get a written opinion before the Board meets in general session to vote on this issue.

Dr. Marlowe presented three options for prior experience that included: no credit, up to five years credit and up to seven years credit. Ms. Williams advised that under the new plan, new hires are credited up to seven years, the Board suggested to change the credit to five years. Dr. Marlowe questioned the Board regarding the Administrative Supervisor delegating prior experience credit to those employees that were not given credit at the time hired. Commissioner Walker suggested that a “special evaluation” be initiated for those not credited for prior experience, with supporting documents to determine if a credit is due. The Board agreed that the Administrative Supervisor do a case-by-case basis on pre-hires to determine if a credit is warranted and work with Dr. Marlowe and Mr. Ronnie Bell, Public Works Director, to investigate into each position assignment and create appropriate titles to comply with the job descriptions (some of the descriptions do not accurately reflect the work actually being performed). Dr. Marlowe suggested scheduling an employee workshop in September to allow employees an opportunity to discuss their concerns and submit the Strategic Plan for final approval and implementation.

Commissioner Ryan expressed his concerns regarding the high school/GED equivalency policy. Dr. Marlowe suggested that the authority to waive this policy lie in the hands of the Administrative Supervisor.

Dr. Marlowe submitted a revised Strategic Goals 2000 package and questioned the Board if they were still interested in a joint meeting with the Economic Development Council; whereas the Board answered they were but also wished to extend a formal

invitation to include representatives of the DeFuniak Springs, Paxton and Freeport City Council, Chamber of Commerce and TDC.

Dr. Marlowe requested the Board's consideration to direct Ms. Williams to request payment for the Classification, Compensation and Performance Evaluation Study; Ms. Williams advised she would submit the request during today's Regular Meeting.

Commissioner Ryan announced that a "bigger can of worms" has been created regarding the Alaqua Creek situation. Commissioner Ryan expressed Mr. Thomas L. Vaughn, Florida Fish & Wildlife, astonishment when he visited Alaqua Park regarding the swimming activities. Commissioner Ryan reported that Mr. Vaughn advised that the State is not going to accept liability and is willing to release the easement (which is all the State owns) to the property owner if the Board of County Commissioners wishes to allow recreational activities other than boat launching. Mr. Vaughn proposed executing a Cooperator Agreement that details the purposes and duties of each party. The Board requested Ms. Williams to instruct Ms. Kathy Deaver, Abstractor/Examiner, to research the public records to verify ownership of the property.

There being no further business, the Board recessed at 11:45 A.M.

The Board reconvened at 1:00 P.M. to begin the Regular Meeting. All Commissioners were present along with George Ralph Miller, County Attorney.

Chairman Butler called the meeting to order followed by pledging allegiance to the American Flag and the invocation by Commissioner Paul.

Mrs. Suedelle Wilkerson, Finance Director, presented the Expenditure Approval List consisting of the following bills for payment:

General Fund	\$ 369,341.53
County Transportation Trust	128,894.05

N.W. Mosquito Control	1,763.45
Fine & Forfeiture	481,587.28
Walton-DeFuniak Library	12,393.27
Recreation Plat Fee	641.24
Solid Waste Enterprise	71,559.89
Mossy Head VFD	145.66
Glendale VFD	125.50
Darlington VFD	156.67
Liberty VFD	6,630.76
Red Bay VFD	2,260.80
Tourist Development Council	119,838.07
Section 8 Housing	12,498.43

Motion by Commissioner Paul, second by Commissioner Infinger to approve the EAL as presented. Ayes 5, Nayes 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Paul, second by Commissioner Ryan to approve the acquisition of the Wright and Deal property from the River Buy-Out Program in the amount of \$111,819.25 to Dixie Abstract Co., Inc. Ayes 5, Nayes 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Paul, second by Commissioner Infinger to approve payment to US Bank in the amount of \$202,955.00 (principal & interest) for the General Obligation Refunding Bonds (Hospital Bond). Ayes 5, Nayes 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Ms. Wilkerson presented a pre-authorization request from Bay Medical Center for a required surgical procedure for Ms. Elma Frankhauser. Ms. Wilkerson reported that she was advised that Ms. Frankhauser is eligible and has been declared as indigent. Ms. Wilkerson stated that the payment due is after Medicaid and the Health Care Responsibility Act (HCRA) portion is paid with an estimated recovery stay for 5-7 days at \$767.13.

Motion by Commissioner Infinger, second by Commissioner Ryan to pre-approve payment to Bay Medical Center in the amount of \$3,800.00 to \$5,400.00. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Ryan to approve payment to Analytica for the Classification, Compensation and Performance Evaluation Study in the amount of \$34,330.00. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Ryan to accept the recommendation of Mr. Ronnie Bell, Public Works Director, and approve payment to North Florida Construction in the amount of \$59,752.46 for the Eastern Lake Restoration Project. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Paul, second by Commissioner Ryan to accept Mr. Bell's recommendation and approve payment to APAC in the amount of \$32,638.82 for the Timberwind Paving Project. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Bell reported that Couch/APAC has completed the following roads located in District 3 and requests payment: Dr. Nelson Road, \$45,091.04; Long Road, \$49,606.99; Brown Road, \$25,369.93, Williams Road, \$119,383.55 and McKee Road, \$78,862.07.

Motion by Commissioner Paul, second by Commissioner Walker to approve payment to Couch/APAC in the amount of \$318,313.58 for completion of the aforementioned roads. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye. (Payment to be paid from the District 3 Paving funds).

Mr. Bell presented an invoice from APAC for District 1 Paving Projects: McCall Dairy Road in the amount of \$78,967.67 and C.J. Laird Road in the amount of \$70,102.66, totaling \$140,070.33.

Motion by Commissioner Paul, second by Commissioner Ryan to approve payment to APAC in the amount of \$140,070.33 for the District 1 Paving Projects. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Commissioner Paul requested the Board authorize Mr. Bell to contact APAC regarding submitting the invoices as soon as the roads have been completed explaining that these roads have been completed for over a year.

Mr. William "Bill" Imfeld, Financial Director, submitted three quotes received on the installation of the fuel system, D4.

Meco	\$28,500.00
Crestview Pump & Tank, Inc.	9,500.00
Pipeline Energy	12,420.00

Motion by Commissioner Paul, second by Commissioner Ryan to accept the recommendation of Mr. Imfeld and approve the low quote to Crestview Pump & Tank, Inc., in the amount of \$9,500.00 for installation of the fuel system. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Paul to approve the purchase of a copier for Human Resource from Florida Microfilm in the amount of \$8,130.00 (low quote). Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye. (Human Resource is being relocated to the County Shop Building).

Commissioner Walker reported that the copier located at the District 2 Office is inoperable and requested the purchase of a new copier.

Motion by Commissioner Walker, second by Commissioner Infinger to authorize Mr. Imfeld to obtain quotes and approve the purchase of a copier for the District 2 Office. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Imfeld reported to the Board that upon his investigation into the long distance phone service for the last six months, Alltel charge is ten percent less than Excel. The Board discussed a countywide toll free service eliminating the 20-25 cent charge by Sprint. Commissioner Walker remarked that the Florala Telephone Company is on another exchange and that in some areas of North Walton County that it is long distance to call your neighbor across the street. The board requested Attorney Walker to contact the Public Utility Service and pursue a unified service for the County.

Motion by Commissioner Paul, second by Commissioner Ryan to approve an interdepartmental budget transfer in the amount of \$1,545.01 to Grants/Administration. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye. (Board originally approved the purchase of this workstation on March 28, 2000, Regular Meeting for the Budget Officer).

Mr. Imfeld advised the Board that he submitted the Ad Valorem Tax Assessment (proposed millage rates for 2000-2001) to the Property Appraiser and Tax Collector.

Ms. Williams requested the Board's consideration in regards to advertising for bids for the Workman's Compensation coverage stating that she had two interested firms contact her.

Motion by Commissioner Infinger, second by Commissioner Paul to approve advertisement for bids for the Workman's Compensation Coverage. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Matt Douglas, EMS Director, appeared before the Commissioners requesting approval to purchase four new portable hand-held radios for the EMS Supervisors.

Motion by Commissioner Infinger, second by Commissioner Paul to approve the purchase of four HT1250 Model UHF radios from Motorola in the amount of \$3,230.00. Ayes 5, Naves 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye. (Mr. Douglas advised that the funds are budgeted).

Mr. Douglas next requested the Board's consideration to approve the tuition and books for Mr. Robert Ferguson, Mr. Daniel L. Roberts, Mr. Russell R. Hilligoss and Mrs. Judy Allison continuing education to Gulf Coast Community College in the amount of \$2,648.10.

Motion by Commissioner Paul, second by Commissioner Infinger to authorize payment to Gulf Coast Community College for tuition and books in the amount of \$2,648.10 and each student to execute the Education Retainment Agreement. Ayes 5, Naves 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

The Commissioners recessed briefly at 2:00 P.M. and reconvened at 2:10 P.M.

Mr. Bell submitted a request from Mr. K. Wayne Miller, Supervisor of Administration and Operations, Walton Senior High School, for the County to provide fill dirt for the soccer field. Mr. Bell advised that he explained to Mr. Miller of the present projects deeming immediate attention and if the Board granted this request, that the services would be provided and rendered when time permitted. Commissioner Walker questioned the amount of work that the County provides the School System as a "contractor" and inquired if the property is available for the general public after school



hours. The Board requested Attorney Walker to investigate into this matter and give an opinion at the next regular meeting.

Motion by Commissioner Infinger, second by Commissioner Ryan to approve the request to provide fill dirt for the Walton Senior High School soccer field, contingent upon Attorney Walker's finding. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Bell presented a request from Mr. Eric V. Cooper, President, Churchill Oaks, Inc. Mr. Cooper requests the Board's consideration in paving a portion (approximately .22 miles) of road between Mussett Bayou Road and Hodges Road, which is county maintained and entering into an agreement stipulating that Mr. Cooper pay one-half of the cost of the asphalt and pay the mobilization costs incurred to complete the project.

Motion by Commissioner Infinger, second by Commissioner Paul to approve entering into an agreement with Mr. Eric V. Cooper as presented for the paving of Hodges Road. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Bell next presented two proposals submitted by Florida Highway Products, Inc., for micro surfacing of CR 147 from Highway 2 North to SR 85 at an estimated cost of \$148,680.00 and CR 147 from SR 85 to SR 331 at an estimated cost of \$98,956.00. Mr. Bell suggested that the County micro surface CR 147 (approximately five miles) from Highway 2 to the intersection of Webster Lane with a tie into Highway 85, 175 feet of CR 147 east and 142 feet west of the intersection at an estimated cost of \$131,000.00.

Motion by Commissioner Ryan, second by Commissioner Paul to accept Mr. Bell's recommendation and approve Florida Highway Products, Inc., to micro surface CR

147 from highway 2 to the intersection of Webster Lane with a tie into Highway 85, 175 feet of CR 147 east and 142 feet west of the intersection at an estimated cost of \$131,000.00. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Bell deferred discussion until August 22, 2000, Regular Meeting, on the Stalworth Road issue due to Mr. Roache not being in attendance to present his intentions.

Mr. Bell disclosed the following information regarding Bid No. 00-036, Leveling & Resurfacing of CR-2 from U.S. 331 to the Okaloosa County Line:

Anderson and Fleshman, Inc.	No Bid, scheduling conflict
APAC-Florida	\$418,501.00
Gum Creek Farms, Inc.	463,564.21
Anderson Columbia Co., Inc.	408,558.70
White Construction	475,420.83

Motion by Commissioner Paul, second by Commissioner Infinger to accept Mr. Bell's recommendation and award Bid No. 00-036 to Anderson Columbia Co, Inc., in the amount of \$408,558.70 (low bid). Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Bell informed the Board that Preble-Rish, Inc., Consulting Engineers, requested approval to bid the following proposed bike paths: Eastern Lake Road to CR 395 and Old Highway 98 (Okaloosa/Walton County Line) to Miramar Beach Drive.

Motion by Commissioner Paul, second by Commissioner Infinger to allow Preble-Rish to proceed with the bid process for the above-mentioned bike paths. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye. (Proceeds to be paid from the Recreational Impact Fees).

Mr. Bell reported that the following Community Development Block Grant (CDBG) roads: Indian Woman, Huckaba, Windy Hill, Coy Ellis, Bell-Dawson, Magnolia Loop, Caty Hole, Two-Bridges, Holley Tree, Magnolia Street and Howard Street, have been forwarded to Preble-Rish for final design.

Attorney Miller advised that the Magnolia Landing Development, Inc. (Goodwin Creek) agreement was prepared and ready for the Chairman's signature. Chairman Butler executed the agreement.

Chairman Butler questioned Mr. Bell on the status of Campbell Street, D5, whereas Mr. Bell advised he had referred this to Council. The Board instructed Mr. Bell and Attorney Miller to prepare the right-of-way agreement for Mr. Ken Cloud's signature and proceed to contact the developer regarding the paving of the parking lot north of Miramar Park.

Motion by Commissioner Paul, second by Commissioner Walker to approve for Mr. Raymond Spencer, D3 employee, to draw fifty-six hours from the Sick Leave Pool. Ayes 5, Naves 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Ms. Williams requested the Board approve corrections to the October 26, 1999, Regular Meeting, in regards to Bid #99-186, Various Bridges. The error is in the amount for One Bridge Road reflecting \$156,570.00 and should be \$165,570.00 and WC Currington Road reflecting \$990,430.00 and should only be \$90,430.00.

Motion by Commissioner Walker, second by Commissioner Infinger to approve corrections to the October 26, 1999, Regular Meeting, as presented above. Ayes 5, Naves 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Ms. Williams requested the Board's consideration to re-advertise for a public hearing to correct the Mossy Head Industrial Park Site advising that the Planning Department failed to add the parcels to the map. Ms. Williams also advised that the Board could re-consider the three proposals in which the Board took no action during the August 3, 2000, Special Meeting (Russell Plan Amendment, Hardage Large Scale Amendment and the Rookis & Andrews Harstvedt Road Amendment). Ms. Williams advised that the Board could reaffirm the votes previously taken and transmit the approved amendments to the Department of Community Affairs for review.

Motion by Commissioner Infinger, second by Commissioner Walker to advertise a public hearing on September 12, 2000, at 5:50 P.M., to correct and re-consider the proposals as presented above. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Walker to reconsider Rosemary Beach, Phase 8, previously tabled at the July 25, 2000, Regular Meeting. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Walker to approve Rosemary Beach, Phase 8 final plat for recording. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Commissioner Butler advised that he was contacted by St. Joe/Arvida in regards to the cut-through road in Camp Creek and suggested that the county accept the road as a donation allowing another north/south corridor from 30A to U.S. Highway 98. The goodwill gesture is part of St Joe/Arvida's five percent impact fee.

The Commissioners recessed briefly at 3:00 P.M. and reconvened at 3:10 P.M.

Ms. Williams presented a request from Mrs. Angie Biddle, Grants Coordinator, regarding nine homes that were auctioned on July 24, 2000 through the Hazard Mitigation Grant Program (HMGP) River Buy-Outs. Ms. Biddle requests that the nine houses under the Alberto contract be demolished as soon as possible in order to meet the deadline and prevent forfeiting the money to the DCA. Ms. Biddle suggested that the County bid these nine homes designated for demolition.

Motion by Commissioner Ryan, second by Commissioner Paul to approve advertising for bids for demolition of the nine homes in the River Buy-Out Program. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Ms. Williams submitted two requests from parties interested in the Padgett property, Lot 23-A, Steel Field Subdivision, in which Walton County acquired through the HMGP. Mr. Ken Richardson expressed a desire to lease Lot 23-A, Steel Field Subdivision, Padgett property, for security purposes and maintenance of the property due to this property adjoining the north side of his property. The second party, Mr. McFatter, a resident of Steel Field Subdivision, questions the County as to what intentions they have for this parcel and suggested that the County build a public boat ramp. The Board instructed Ms. Williams to look into the best use of the property.

Motion by Commissioner Paul, second by Commissioner Infinger to approve a request for renewing beach vehicle permits for the Sandestin Golf and Beach Resort. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Ms. Williams informed the Board of Mr. William "Billy" G. McConnell's, D5 Field Assistant, two weeks resignation which ends on Friday, August 11, 2000.

Ms. Williams questioned the Board if they were interested in the proposal submitted by Mr. Richard Loverne. Mr. Loverne is proposing to donate property (Lot 12, Block G of Eastern Lake-Pt. Washington) to be used as a boat ramp, with a thirty year tax credit on lot 9, Block B and Lot 26, Block A of Camp Creek Lake Subdivision and public recognition for his generosity in donating his \$70,000.00 in equity.

Motion by Commissioner Ryan, second by Commissioner Paul to reject the proposal submitted by Mr. Richard Loverne. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Ms. Williams provided the Board with a letter from the City of DeFuniak Springs who is offering the County to have the first option to purchase two fire trucks. Ms. Williams informed the Board that she forward Mr. Phil Givens, Fireboard Chairman, a copy of the letter.

Motion by Commissioner Infinger, second by Commissioner Ryan to approve a request from the Pilot Club of DeFuniak Springs to use the Farmer's Market for their annual Market Day on October 7, 2000. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Ms. Williams reported that she received a letter from Mr. Pete Mallison, Conservation Real Estate Group, regarding restrictions that may or may not apply to three of the parcels at Mossy Head (parcels 947, 947a ad 947b) and questioned if the Board wished to proceed with a legal opinion or if the County objected to the restrictions.

Motion by Commissioner Infinger, second by Commissioner Paul to proceed with purchasing the Mossy Head tract. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Ryan to grant permission to Coastal Air Services, Inc., to operate aircraft over the congested areas within its' boundaries for the purpose of controlling pestiferous insects (mosquito & dog fly). Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Dr. Susan Turner, Walton County Health Department, introduced Ms. Crystal Steele, Walton County Environmental Health, to present the Beach Monitoring Program. Ms. Steele stated that the purpose of the study is to determine whether Florida has significant beach water quality problems and if future beach monitoring efforts are necessary. Ms. Steele provided the Board with results of the Beach Water Sampling conducted July 31, 2000, at the seven locations in Walton County and reported that the results were great. Ms. Steele advised the Commissioners that the sampling would be done once every two weeks, whereas the Board requested that the results be submitted for their review.

Mr. Phil Givens, Fireboard Chairman, introduced the new DeFuniak Springs Fire Chief, Mr. Brian Coley. Mr. Coley briefed the Board on his background advising that he has twenty-three years with the Fire Service and assured the Commissioners that the DeFuniak Springs Fire Department will assist in mutual aid calls within the County as well as within the city limits. Mr. Givens advised the Board that a second Hurricane Planning Session is in the making with assistance from the Emergency Operations Center with the Fireboard being in charge of fire, search and rescue and HAZMAT.

Attorney Walker submitted the REWARD NOTICE (Alaqua Creek/Park) draft for the Board's review. Attorney Walker reported that Colonel Bill Chapman, Sheriff's Department, assisted in the draft creation.

Motion by Commissioner Paul, second by Commissioner Ryan to accept the recommendation of Attorney Walker and Col. Chapman and approve the \$1,000 REWARD NOTICE and publish in the local media. Ayes 5, Naves 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye. (Expires July 25, 2001).

Motion by Commissioner Paul, second by Commissioner Ryan to schedule a public hearing for Tuesday, September 12, 2000, Regular Meeting, at 5:35 P.M., for adoption of the Preliminary Rate Resolution for the 2001 fiscal year.

Commissioner Paul advised the Board that he has invited a speaker to appear at the August 22, 2000, Regular Meeting, to discuss the hardships experienced regarding the present Ordinance prohibiting the storage of abandoned vehicles and tires on personal property and the enforcement by the Code Enforcement department.

Commissioner Walker scheduled on the agenda did not present any items for discussion and Commissioner Infinger deferred his topic until tonight's meeting.

Motion by Commissioner Paul, second by Commissioner Infinger to appoint Ms. Leanne Wilkerson to the Library Board (immediately), Mr. Mike D'Autilia, Planning Commission and reappoint Mr. Rob Neale, Planning Commission and Mr. Tom McGee, Planning Commissions (after the November election). Ayes 5, Naves 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Ryan to approve the minutes of July 6-31, 2000 – Budget Workshops and July 25, 2000 - Regular Meeting. Ayes 5, Naves 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Commissioner Butler requested the Board's consideration to advertise for bids for maintenance and upkeep for the bike paths advising that the present mower is not suitable



for maintaining the property. The Board instructed Commissioner Butler to allow Mr. Bell to prepare the specifications for the landscaping needs.

Commissioner Butler submitted a request from Crosspoint Church to reserve Cessna Landing (Hogtown Bayou) on Saturday, September 9, 2000, from 9:00 A.M. to 5:00 P.M. for a community "Fun Day". The Church requests the area to be sectioned off and advised that all activities will be free and the restriction that no one will be able to leave without hearing about GOD, and his love for them.

Motion by Commissioner Ryan, second by Commissioner Walker to deny the request by Crosspoint Church due to the restrictions of activities in the Park. Ayes 4, Nays 1. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Naye.

The Commissioners recessed at 3:55 P.M., and reconvened at 5:15 P.M., in Courtroom A of the Walton County Courthouse.

Mr. Roger Roy, Liberty Volunteer Fire Department, appeared before the Commissioners to request approval to purchase a one-half acre lot next to the fire station at a cost of \$2,000.00 plus closing costs.

Motion by Commissioner Infinger, second by Commissioner Walker to approve the purchase of the one-half acre lot located next to the Liberty Volunteer Fire Department for \$2,000.00 plus closing costs. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Chairman Butler called the Public Hearing to order to consider the Planning Commission's recommendation.

Mr. Rob Neale, Planning Commission Chairman, appeared before the Board to present the Planning Commission's recommendation. Mr. Neale presented the Planning

Commission's recommendation for denial on the Buckingham Small Scale Amendment. Mr. Jack Rhodes, representing Mr. Mike Buckingham, requested the Board to table this request until the August 22, 2000, Regular Meeting, in order for Mr. Buckingham to address this matter personally. Mr. Buckingham is requesting a small-scale amendment on ten acres currently zoned Neighborhood Planning Area/Infill to be changed to Light Industrial. The property is currently vacant and is located on Church Street on the left side of the road.

Chairman Butler opened the floor for comments.

Several members of the audience spoke in opposition to the project stating that a septic tank service is not welcomed, concerns regarding the heavy traffic and noise on Church Street and if the category is changed, it would invite more businesses to a residential area.

Motion by Commissioner Paul, to accept the recommendation of the Planning Commission and deny the Buckingham Small Scale Amendment.

Mr. Rhodes asked the Board to allow him an opportunity to show the proposed property and location from a map and provided a copy of a traffic study for the Board's perusal. Commissioner Paul withdrew his motion. Mr. Rhodes stated that the subject property is a dirt road eight tenths of a mile to Churchill Bayou and advised that the developer is willing to enter into a conditional and binding developer's agreement stipulating that the conditions of the contract would not be transferable.

Motion by Commissioner Paul, second by Commissioner Ryan to uphold the Planning Commission's recommendation and deny the Buckingham Small Scale Amendment.

Commissioner Walker asked those present who were opposed to this project to raise their hands, a majority in the Courtroom raised their hands. Commissioner Walker then asked those who were in favor of the proposal to raise their hands. No one raised their hands.

Chairman Butler called for a vote. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Neale presented the Planning Commission's recommendation for approval of the Jones Small Scale Amendment. Mr. Michael Jones is requesting 1.17 acres currently zoned Conservation Residential to be changed to NPA/Infill. The subject property is vacant with no proposed development at this time and is located on the west side of Don Bishop Road, adjacent to Winston Manor Subdivision.

Chairman Butler opened the floor for comments. No one voiced opposition and motion was made by Commissioner Paul, second by Commissioner Infinger to accept the Planning Commission's recommendation and approve the Jones Small Scale Amendment. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Neale presented the Planning Commission's recommendation for approval of the Martin/Myrick Small Scale Amendment. Ms. Margie Martin and Ms. Linda Myrick is requesting a small-scale amendment on 2.51 acres currently zoned Conservation Residential to be changed to NPA/Infill. The subject property (Government Lot 8, Sec 2, T2S, R20W, Santa Rosa Beach) is vacant with no proposed development at this time and is located 1.5 miles south on CR 393 on the east side of the road.

Chairman Butler opened the floor for comments. No one appeared and motion was made by Commissioner Infinger, second by Commissioner Paul, to accept the Planning Commission's recommendation and approve the Martin/Myrick Small Scale Amendment. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Neale recommended rescheduling the Treasure Island Marina-Destin Sea Ray until last due to it being a controversial issue. The Board concurred.

Mr. Neale presented the Planning Commission's recommendation for approval of Waterview Cove Subdivision. TGM Development, Inc., is proposing 47 single family lots on 24.63 acres currently zoned Rural Village. The proposed project is located north of Waterview Cove Boulevard, 600 feet west of West Bay Loop Road. Approval is subject to receiving FDEP Stormwater and Drinking Water Permits.

Chairman Butler opened the floor for comments. No one responded and motion was made by Commissioner Paul, second by Commissioner Infinger to accept the Planning Commission's recommendation and approve Waterview Cove Subdivision subject to receiving FDEP Stormwater and Drinking Water Permits. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Neale presented the Planning Commission's recommendation for approval of Paradise Beach subject to receiving FDEP Stormwater and Drinking Water Permits and Landscaping Plan. Mr. Clayton McHenry and Mr. Tracey Chaney are proposing eight single-family subdivision lots on 1.24 acres zoned NPA/Infill. The proposed site is located on the northwest corner of Hollywood Street and Dayton Street.

Chairman Butler opened the floor for comments. No one responded and motion was made by Commissioner Infinger, second by Commissioner Paul to accept the Planning Commission's recommendation and approve Paradise Beach subject to receiving FDEP Stormwater and Drinking Water permits and Landscaping Plan. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye. (Ms. Williams advised that the stormwater permit was received today).

Mr. Neale presented the Planning Commission's recommendation for approval of Pleasant Valley Baptist Church subject to receiving FDOT Driveway and Drainage Permits, Northwest Florida Water Management District (NFWMD) Consumptive Use Permit, Planning Department and County Engineer approval. Pleasant Valley is proposing a 14,420.34 square foot church on ten acres zoned General Agriculture. This proposed site is located on the northeast corner of Highway 81 and Highway 181.

Chairman Butler opened the floor for comments. No one responded and motion was made by Commissioner Infinger, second by Commissioner Paul to accept the Planning Commission's recommendation and approve Pleasant Valley Baptist Church subject to receiving FDOT Driveway and Drainage Permits, NFWMD Consumptive Use Permit, Planning Department and County Engineer Approval. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye. (Ms. Williams advised that the County Engineer Approval was received today).

Mr. Neale presented the Planning Commission's recommendation for approval of Seascape Resort Development of Regional Impact (DRI) Notice of Proposed Change. The proposed change consists of relocated golf course fairway and hole 11 and the transfer of 58 dwelling units from tract A to Tract C.

Chairman Butler opened the floor for comments. Mr. Tom Pelham, representing Seascape Resorts, Inc., advised that the Department of Community Affairs, Regional Planning Council has reviewed and recommended approval with no objections.

Motion by Commissioner Infinger, second by Commissioner Paul, to accept the Planning Commission's recommendation and approve Seascape Resort DRI Notice of Proposed Change. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Mr. Neale presented the Planning Commission's recommendation for approval of Treasure Island Marina-Destin Sea Ray. Wex Tex Holdings, Inc. is proposing 20,304.4 square foot showroom, offices, storage and service area for boats on approximately 2.7 acres zoned Coastal Center. The proposed site is located on the north side of U.S. 98 west of the Twin Cities Medical Center. Approval is subject to receiving FDOT Driveway and FDOT Drainage Permits.

Chairman Butler opened the floor for comments. Ms. Lois Bailey provided a signed petition of residents opposing the proposed development.

Mrs. Shari Judkins reported that she contacted Ms. Williams once she read the advertisement advising that "testing of engines" would be done at this proposed site. Mrs. Judkins remarked that she felt that Attorney Miller did not have sufficient information when he submitted his opinion that this type of business was an "allowable use". Mrs. Judkins stated that the Planning Department based their recommendation to approve this project upon Attorney Miller's letter.

Ms. Ame Lemay with Choctaw Engineers and representing Treasure Island Marina-Destin Sea Ray, appeared before the Board stating that the business is a retail

center that will service the boats they sell, stating that it is not a boat storage, a marina warehouse or an engine testing facility. Ms. Lamay reported that all County and Planning Department requirements have been met.

Ms. Williams reported that during an Administrative hearing with the Department of Community Affairs (DCA), the DCA requested that General Commercial be deleted from the Coastal Center category and that in her opinion, the proposed development is a general commercial use (boat sales, service, repairs and rental). Commission Walker questioned Ms. Williams if the proposed business is an allowable use? Ms. Williams answered “No” since it is zoned Coastal Center and General Commercial is not allowed.

Motion by Commissioner Paul, second by Commissioner Walker to accept Ms. Williams’ recommendation and overturn the Planning Commission’s recommendation and deny the request of Treasure Island Marina-Destin Sea Ray.

The Board questioned Ms. Williams concerning the Goodyear store located near the proposed Treasure Island Marina. Ms. Williams stated that she was not aware of the business until Mike and Shari Judkins informed her of it and that is when she contacted Mrs. Latilda Henninger, Planning Director, to be sure that the Treasure Island Marina-Destin Sea Ray was categorized correctly.

After reading his letter, Attorney Miller reported that he was advised that the “testing of engines” would be done at this location after he submitted his opinion to the Planning Department. Attorney Miller requested to be allowed to research into this matter.

Commissioner Walker withdrew his second. The motion died for lack of a second.

Motion by Commissioner Infinger, second by Commissioner Ryan to table Treasure Island Marina-Destin Sea Ray until August 22, 2000, Regular Meeting, in order for Attorney Miller, Ms. Williams and the Planning Commission to research further into this proposal. Ayes 4, Naves 1. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Naye.

The Commissioners recessed briefly at 6:50 P.M. and reconvened at 7:05 P.M.

Chairman Butler called to order the advertised Public Hearing to consider the Scenic Corridor Regulations.

Ms. Sue Murphy, Director of Planning, Rudnick and Wolfe, Tampa, presented the Board with a draft workbook for the U.S. 98 Scenic Corridor Sign Regulations. Ms. Murphy identified the three community issues naming: aesthetic of the Scenic Corridor, economic viability of residents/business owners within the Corridor and traffic safety issues. Ms. Murphy submitted proposals for the U.S 98 Scenic Corridor, the existing U.S. 98 Scenic Corridor and existing non-scenic corridor sign regulations. The comparisons included a maximum height of 18 feet, 150 foot spacing between signs, interior illumination, and required landscaping.

Chairman Butler opened the floor for public comments. Several business owners voiced support of the proposed changes with many exposed to loss revenues, laying off of personnel, pending closures, and closures as a result of the present sign regulations within the Scenic Corridor. Mr. Steve Schmidt, Rosen & Associates, submitted a petition to the Commissioners with over 100 business owners' signatures.

Some spoke in opposition to the proposed sign regulations stating that further research, with documented data, needs to be provided as evidence indicating that the



present signage has caused financial hardship to business owners. Requests were made to have a public hearing at South Walton after the election to allow the effected business owners an opportunity to participate. Suggestions were also made to table this discussion until a new Design Review Board has been re-established.

Mr. James “Jim” Moore, Attorney representing LAMAR Advertising Company, briefed the audience of the substantial changes occurring in the law within the last year regarding the billboards displayed on U.S. Highway 98. Mr. Moore reported that U.S. 98 is a federally funded project and billboards are protected from removal without payment of compensation and are protected “freedom of speech”. Mr. Moore advised that the Department of Transportation (DOT) is not going to accept liability for the signs involved in the widening of U.S. Highway 98. Mr. Moore stated that if the signs cannot be relocated, the financial responsibility would be placed on the County. Mr. Moore reported Thursday, August 10, 2000, as the pre-trial conference and the trial date scheduled for August 28, 2000.

Motion by Commissioner Ryan, second by Commissioner Walker to schedule a second public hearing on Tuesday, August 22, 2000, in the Commissioner’s Boardroom of the Walton County Courthouse.

Commissioner Paul requested the Board’s consideration to schedule the public hearing in South Walton and in the evening to allow business owners an opportunity to be heard.

Commissioner Ryan and Commissioner Walker amended the motion and second to: to schedule the public hearing within the next two weeks as a Special Meeting during an evening meeting in South Walton.

Commissioner Ryan and Commissioner Walker rescinded all motions and seconds.

Motion by Commissioner Ryan, second by Commissioner Walker, to schedule a Public Hearing for the Scenic Corridor Regulations on Thursday, August 24, 2000, at 5:00 P.M., at Butler Elementary. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

The Commissioners recessed briefly at 8:20 P.M. and reconvened at 8:30 P.M.

Chairman Butler called to order the advertised public hearing to consider participation in the Housing Finance Authority of Bay County.

Mr. Ralph Cellon appeared to conclude the process involving the Tefler Hearing regarding a joint participation with Bay County Housing Finance Authority for single family, low interests loans.

Ms. Karen Norton, Associate Executive Director, Escambia Housing Finance Authority, publicly voiced her opposition to the Board approving and adopting the interlocal agreement and Resolution. Ms. Norton reported that Walton County has participated in the Escambia program for many years and stated that the interest rates with this program could not be matched and requested the Board to compare the merits of each program.

Commissioner Walker asked Ms. Norton to provide statistical information to identify the loans made in Walton County for the last ten years. Ms. Norton reported that one loan was processed in 1997, three in 1998, six in 1999 and twelve in 2000 since February. Ms. Norton reported that 1<sup>st</sup> National Bank and Mortgage One are the two lenders participating in the Escambia program.

Mrs. Millie Chapman, 1<sup>st</sup> National Bank & Trust, appeared and reported that this year was the first year that she has been involved with this bond program and repeated that twelve loans have been processed since February 2000.

Motion by Commissioner Ryan, second by Commissioner Infinger to table this issue for further investigation and study until Tuesday, September 26, 2000, at 1:45 P.M. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Chairman Butler called to order the advertised Public Hearing to consider the Collette Edwards Settlement Agreement.

Attorney Miller presented the Memorandum of Understanding for the Board's review.

Mr. Charles Labee appeared before the Commissioners reporting that he opposed the agreement stating that substantial deviations have occurred. Mr. Labee remarked that he and other parties involved were not properly notified of the public hearings and were not aware of the court proceedings and stated that his civil rights have been violated.

Attorney Michael H, Crew, representing Ms. Collette Edwards, responded by reporting that the public hearings appeared in the newspapers and the settlement agreement stipulates the use of the property and Ms. Edwards will be responsible for complying with the County's Comprehensive Plan, Land Development Code and the terms of the Settlement Agreement.

The Board questioned Attorney Miller what options did the County have, Attorney Miller advised that August 10, 2000, was the expiration date of the Memorandum and advised that it would be to the best interest of the County to approve the Settlement Agreement.

Motion by Commissioner Ryan, second by Commissioner Walker to accept Attorney Miller's recommendation and approve the Collette Edwards Settlement Agreement. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Chairman Butler called to order the advertised Public Hearing to consider the Inlet Beach Water System request for sewer.

Motion by Commissioner Paul, second by Commissioner Infinger to reconsider Inlet Beach Water System requests tabled at Tuesday, July 11, 2000, Regular Meeting. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Attorney P. Colleen Coffield, representing Inlet Beach One, LLC, and Attorney Clayton Adkinson, representing Inlet Beach Water System, appeared before the Commissioners advising that the Inlet Beach Water System has agreed to a letter of availability for sewer for the Inlet Beach One, L.L.C., project contingent upon an agreement with Regional Utilities.

Mr. Mike Standley, DeFuniak Springs City Manager, appeared requesting the Board's assistance with financing a fire truck in the amount of \$149,000 for the City of DeFuniak Springs Fire Department.

The Board advised Mr. Standley that the Board approved the purchase of the fire truck during the June 1, 1999, Workshop & consent agenda contingent upon a Council member or City Manager appearing before the Board.

Commissioner Ryan questioned Mr. Standley if the City of DeFuniak Springs Fire Department would participate in mutual aid response in areas outside the City of DeFuniak Springs. Mr. Standley responded that they have and would continue response.

The Board instructed Attorney Adkinson to work with Attorney Walker to prepare the agreement.

Mr. Mike Poundstone scheduled on the agenda was out of town.

Commissioner Paul stepped out.

Mr. Jarvis Williams, D2 resident, appeared before the Board requesting the County to supply dirt and repair the road leading into his home due to his disability. Commissioner Walker suggested that the Board consider waiving the fees as stipulated in the present Ordinance regarding private roads. Attorney Miller questioned Mr. Williams if he had no other means to get to and from his property or the means to pay for the work to be done to repair the roads. Mr. Williams answered that he did not have an alternate route or the funds to provide for the service.

Motion by Commissioner Walker, second by Commissioner Ryan to approve a right-of entry form for Mr. Williams to allow the County to perform emergency repairs to his home and waive the fees for this service. Ayes 4, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye.

Attorney Miller advised the Board that Mr. Albert Gregory, Chief, Office of Park Planning, called and advised that Attorney Chris Cadenhead was out of the country and remarked that he did not know why Mr. Gregory was not present. The Board questioned Attorney Miller if it would be appropriate for them to act on the Noble House issue, Attorney Miller answered that the Board could take action on the issue but cautioned any prejudice that may occur with Attorney Cadenhead or Mr. Gregory and their respective clients might suffer due to their absence.

Commissioner Paul returned.

Motion by Commissioner Walker, second by Commissioner Ryan to deny adoption of the Resolution and any involvement in the Noble House venture. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Attorney Miller reported that upon speaking with Mr. Dewey Wilson, General Manager, Regional Utilities, the mandatory hook-up as stipulated in the Water Advisory Panel Grant Agreement (DEP) in the amount of \$1,500,000.00 for wastewater improvement with Regional Utilities, is not going to be enforced and therefore, will not effect the grant.

Motion by Commissioner Walker, second by Commissioner Paul to approve the Chairman's signature on the \$1,500,000.00 Utility Grant between the Department of Environmental Protection and Walton County. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Walker, second by Commissioner Ryan to approve employing the services of SC Services & Associates for collecting delinquent unpaid traffic fines exceeding ninety days for a forty-percent collection fee. Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Walker to approve adopting the proposed language agreed to in the Stipulated Settlement Agreement with the Department of Community Affairs (EAR). Ayes 5, Nays 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Motion by Commissioner Infinger, second by Commissioner Paul to include additional language in the DCA policy regarding the wetlands during the Public Hearing

scheduled for Tuesday, September 12, 2000, at 5:50 P.M. Ayes 5, Naves 0. Ryan Aye, Infinger Aye, Butler Aye, Walker Aye, Paul Aye.

Ms. Sheri St. Charles, Mr. Christopher Maier and Mr. Randy Hall scheduled on the agenda called and cancelled their appearance and presentation.

There being no further business, motion by Commissioner Infinger, second by Commissioner Ryan to adjourn at 10:10 P.M.

APPROVED: \_\_\_\_\_  
Van Ness R. Butler, Jr., Chairman

ATTEST: \_\_\_\_\_  
Dan Bodiford, Clerk of Courts