

AUGUST 13, 2002 – REGULAR MEETING

The Board of County Commissioners, Walton County, Florida, held a Regular Meeting on Tuesday, August 13, 2002 at 4:00 p.m. at the Freeport Community Center.

The following Board members were present: Lane Rees, Chair, Larry Jones, Vice-Chair, Commissioner Tim Pauls, Commissioner Herman L. Walker, and Commissioner Gene Ryan. Mr. Michael Underwood, County Administrator, Attorney Gary Vorbeck, Director of Legal Services, and Mrs. Rhonda Skipper, representing the Clerk's Office, were also present.

Commissioner Walker led with prayer followed by the Pledge of Allegiance to the American Flag.

Commissioner Rees called the meeting to order and recognized Mrs. Nellie Thompson, former Supervisor of Elections. He also recognized the commissioners for the positions they hold on a variety of appointed boards. He also recognized Barbara McLellan and the Bruce Ladies Group for their efforts to create Seven Runs Creek Park, and Mr. Bud Lindsey and Mr. Russ Barry for their labors in working to develop the park.

Motion by Commissioner Pauls, second by Commissioner Walker to approve the consent agenda consisting of the following items. Ayes 5, Nayes 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

1. EAL Approval	
General Fund	553,733.30
County Transportation Trust	152,560.45
Fine & Forfeiture	564,675.10
N.W. Mosquito Control	798.98
Walton County Library	18,106.65
Recreation Plat Fee	15,328.32
Solid Waste Enterprise	460,944.31
Mossy Head VFD	1,752.87

Glendale VFD	67.69
Darlington VFD	1,269.04
Liberty VFD	1,705.27
Red Bay VFD	659.17
Local Option Gas Tax	49,576.24
Capital Projects Fund	3,596.01
Tourist Development Council	230,141.12
Section 8 Housing	14,710.66
State Housing Initiative Program	19,699.96
Mott Sign Grant	17.60

2. Approval of Minutes: June 4, 2002: Land Use Meeting
 July 9, 2002: Land Use Meeting
 July 9, 2002: Regular Meeting
 July 8, 10, 2002: Budget Workshop
 July 23, 2002: Regular Meeting
3. Approval of a Roll-On/Roll-Off Truck for the Landfill
4. Records Disposition Request
5. Approval to Set Date for Public Hearing on Sept. 10, 2002 @ 5:00 P.M. to Consider Adopting an Ordinance Requiring Emergency Vehicle Pre-emption Equipment to be installed on All New Traffic Signals In the Unincorporated Areas of Walton County

Mr. Jack Arthur, Growth Management Director, presented a request on behalf of the Friendship Baptist Church to allow their development order to be considered as a minor development rather than a major development. Staff recommended approval.

Motion by Commissioner Jones, second by Commissioner Walker to accept staff's recommendation and approve the project for Friendship Baptist Church as a minor development. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Mr. William Pennington, Finance Director for the Clerk of Courts, presented the Quarterly Investment Report. He stated that the investments are mostly bond instruments and they are doing well. Mr. Underwood commented on the \$59 million in reserves stating that much of the funds are designated.

Mr. William Imfeld, Financial Director, presented a request for the Board to adopt a resolution amending unanticipated grant funds designated for the Alaqua Park. Fish & Wildlife has given \$100,000 toward a boat launch, parking, restroom facilities, picnic area and playground facilities.

Motion by Commissioner Ryan, second by Commissioner Walker to adopt a resolution (2002-41) amending \$100,000 into the budget for Alaqua Park. Ayes 5, Nayes 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Mr. Imfeld requested the Board adopt a resolution amending grant funding into the budget in the amount of \$23,544 for the purchase of breathing apparatus for the Liberty Fire Department.

Motion by Commissioner Jones, second by Commissioner Ryan to adopt a resolution (2002-40) amending \$23,544 into the budget for the Liberty Fire Department. Ayes 5, Nayes 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Mr. Imfeld explained that a budget amendment is needed to roll funds forward from the Reserve Funds into the current budget for remounting of a chassis for the Darlington/Gaskin Fire Department.

Motion by Commissioner Walker, second by Commissioner Ryan to adopt a resolution (2002-39) approving to roll funds forward from Reserves into the current budget for the Darlington/Gaskin Fire Department. Ayes 5, Nayes 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye. Commissioner Walker commended the commissioners for providing the funding to provide a nice facility for the fire department and the good job done by the volunteers.

Commissioner Pauls questioned if the \$10,000 for the Recreation Board would be rolled over. Mr. Imfeld explained that he would be glad to roll that forward for those expenditures that had not been spent into the next year. This will be further addressed during the Commissioner's meeting on October 8, 2002. Mr. Markey requested clarification if the \$10,000 earned from the Summer Camp would be put back into the Parks/Recreation budget. Mr. Underwood explained that the revenues created from the recreation program would be placed in the General Fund. Mr. Imfeld stated that any unspent monies could be rolled forward into the recreation budget pending Board approval.

Mr. Russ Barry presented a request on behalf of the Walton County Vo-Tech for the county to assist in striping their parking lot at an estimated cost of \$120.00. Mr. Barry recommended approval on a one-time basis.

Motion by Commissioner Jones, second by Commissioner Ryan to approve for Public Works to stripe the parking lot at the Walton County Vo-Tech. Ayes 5, Naves 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Mr. Barry presented a request from Mr. Mickey Pybus asking the county to assume maintenance responsibility for the roads within the Magnolia Beach Subdivision. The roads were engineered by the county, constructed by PBP Investments, and built to exceed county standards. Mr. Barry recommended that the board approve the acceptance of the following roads within Magnolia Beach Subdivision. Silverleaf Land, Greenbriar Lane, Days Lane, Laurel Oak Land, and Indiangrass Lane.

Motion by Commissioner Walker, second by Commissioner Pauls to accept Mr. Barry's recommendation and accept maintenance of the aforementioned roads. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Mr. Pybus was present and explained that there is a small path that leads to a public boat ramp. Commissioner Pauls requested that Mr. Markey check the area for proper signage.

Mr. Barry advised that five bids were received for replacement of the Turkey Creek Bridge and recommended the low bidder, Murphree Bridge Corporation, in the amount of \$638,420.00. He stated that the project should be complete within 60 days.

Motion by Commissioner Ryan, second by Commissioner Walker to award the low bid to Murphree Bridge Corporation in the amount of \$638,420.00 for the Turkey Creek Bridge. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Mr. Barry presented an update on CR 3280. He stated that the Public Works crews have applied hot patch to areas of the road that had deteriorated since maintenance performed in May. However, the road is still in need of repairs. He advised that Legal Services has scheduled a meeting with White Construction to obtain their participation in the repairs as they previously agreed. Commissioner Rees asked that the Sheriff's Department monitor speeding on that road more closely. Commissioner Pauls suggested placing a speed indicator on the road to help determine the speed of vehicles and the amount of traffic on the road.

Mr. Dan Arner, County Engineer, addressed the Board regarding white sand restrictions for Arvida. He stated that Code Enforcement Officers have been to Arvida's

site and have stated that they are not in compliance with white sand restrictions. Mr. Arner stated that he requested Arvida to provide documentation from a geo-technical firm stating that the materials they are using are consistent with the native material; Arvida agreed and provided Mr. Arner with a report. Commissioner Pauls questioned if this would also be required of other property owners. Mr. Arner explained the reason he requested the report for Arvida is because they are requesting to utilize off-site materials and he needed assurance that the materials are the same.

Discussion followed regarding the need for a geo-technical report. Commissioner Pauls stated that he agreed with Mr. Arner, but did not feel it should be made a policy. Mr. Pauls directed Mr. Arner to use some discretion when requiring a geo-technical report and to report back to the board when necessary.

Commissioner Pauls requested approval for the Chair to sign a letter to The Department of Transportation allowing for signage at Miramar Beach to be moved to the appropriate location designating the proper location of Miramar Beach.

Motion by Commissioner Pauls, second by Commissioner Walker to approve for Commissioner Rees to sign a letter to The Department of Transportation requesting the relocation of signage for Miramar Beach. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Attorney Vorbeck advised the Board of an issue on Pompano Street in Inlet Beach. He stated that a homeowner has brought a quiet title action against the county stating that the right of way is his property. Mr. Vorbeck requested approval to file a counter suit asking him to remove his fence from the right of way.

Motion by Commissioner Walker, second by Commissioner Pauls to allow Attorney Vorbeck to file a counter suit requesting the property owner to remove his fence from the right of way on Pompano Street. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Commissioner Rees advised the Board that a date needs to be set for the Value Adjustment Board. The Property Appraiser has tentatively set October 9 and 10; however the commissioners will be out of town at the Florida Association of Counties Meeting and therefore requested to hold the VAB Hearings on October 7th and 8th. Commissioners Rees, Pauls, and Jones will serve on the Value Adjustment Board.

Mr. Tracy Howell, Tourist Development Council, appeared before the Board regarding property that is being donated. He advised that the environmental assessment has been completed and does not show any significant reasons for not proceeding. Mr. Howell requested authorization to move forward with a title search, title insurance, and boundary survey, while working with Legal Services.

Motion by Commissioner Walker, second by Commissioner Pauls to approve for the TDC to proceed with the necessary steps for obtaining the donated property. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye. Commissioner Ryan voiced concerns with potential parking problems if the property is used for environmental instruction as stipulated. (Tape 2) Mr. Howell stated that they would work on this issue during the planning phase.

Mr. Jack Arthur, Growth Management Director, introduced Mayor Mickey Marse of Freeport. Mayor Marse appeared before the Board to present information regarding the Choctaw Beach well site and answer questions.

Commissioner Pauls questioned changing the project from major to minor and properly notifying the surrounding property owners. He feels that those residents should be informed. Mr. Arthur stated that this type of project is typically an exception.

Mr. David Kramer spoke about a cone of influence for this project and people within 500' not being allowed to put in a septic tank. He felt that it is good policy to notice the people within 300'.

Mr. Charles Peters, Engineer for Freeport, spoke of the Florida Administrative Code dealing with the placement of wells. The code states that public drinking water supply wells and service systems having a total sewage flow of 2000 gallons per day shall be placed no closer than 200 feet of the onsite septic disposal system. He stated that there are currently no septic tanks within the 200' radius. Mr. Peters stated that Eglin owns the property to the north and there are vacant lots to the west and only one house to the east. Set backs from the proposed well would be approximately 160-220 feet. He stated that they have received a waiver of the setback line from the Water Management District.

Mr. Peters continued to address the problems raised by area residents. He stated the he contacted Eglin representatives who confirmed that the tower would not impact their operations. To address concerns regarding Agent Orange they will have an analysis performed at the time they dig the well. He also stated that the well would be constructed to prevent any possible problems from shock wave impact. As far are the aesthetics, he stated that the well would be in an obscure location.

Mr. Waylon Davis raised many questions regarding issues he had concerns with and requested this project be considered a major development.

Mr. Bill Landreth, resident of Eastern Street, appeared before the Board stating that he owns over one-half of the 40-acres and asked the Board to support the well site.

Mr. Tom Maxwell, Choctaw resident, stated that he is opposed to the location of the well site and felt that Eglin should be contacted.

Mr. Vernon Thowe, Tri-Village Fire Department, stated that this water system would be a tremendous asset to the fire department and would also help with a decrease in the ISO rating.

Mr. Peters stated that the system would be monitored very closely making it safer than private wells.

Motion by Commissioner Ryan, second by Commissioner Jones to approve the site location with the project being considered as a minor development. Ayes 5, Nayes 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Commissioner Rees recognized Mr. Scott Brannon, Freeport City Councilman, who was present at the meeting.

Mayor Marse informed the commissioners that the City of Freeport has depleted their funding for the roadwork at the Freeport Industrial Park and requested assistance. He asked if the county could prepare the base of the road. Mr. Barry stated that it would cost approximately \$20,000 and recommended approval. However, the work could not be performed until December or January. Commissioner Pauls stated that he supports the county helping them.

Motion by Commissioner Pauls, second by Commissioner Walker to approve the City of Freeport's request to prepare the road base at the Freeport Industrial Park. Ayes 5, Nayes 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

The commissioners recessed briefly.

The meeting was reconvened with Commissioner Walker still out of the room.

Mrs. Jennifer Christensen, Planning Department, presented the recommendation for approval on the Emerald Waters Beachside Condominiums final plat.

Motion by Commissioner Pauls, second by Commissioner Jones to accept staff's recommendation of approval for Emerald Waters Beachside Condominiums final plat. Ayes 4, Nays 0. Pauls Aye, Jones Aye, Rees Aye, Ryan Aye.

Commissioner Rees called the advertised public hearing to order regarding the proposed ordinance modifying the development requirements within the Route 30A Scenic Corridor.

Commissioner Walker returned.

Discussion from the public was held with Mr. Kramer raising questions regarding the wording referencing backing out onto CR 30A. Attorney Vorbeck stated that it is ok according to the sentence referenced. (Tape 2)

Mr. Ed Goodman questioned if these requirements apply to the side streets. Commissioner Pauls stated that it only applies to property that is contiguous to 30A. Commissioner Pauls suggested language that applies to property contiguous to 30A and not leaving the wording 300' in the ordinance. It would apply only to property touching 30A.

Mr. Mark Austin gave an example of the same situation in Crystal Beach.

The commissioners agreed to continue this public hearing until September 3, 2002 at 5:00 p.m.

Mr. Arthur stated that the Advisory Board has recommended the following individuals for the Dune Lake Advisory Board. Scott Jackson, Walton County Extension Office; Ross Hamilton, Choctawhatchee Basin Alliance/Lakewatch; Lorna Patrick, US Fish and Wildlife Service; Brad Pickel, TDC.

Motion by Commissioner Jones, second by Commissioner Pauls to approve the appointment of the above named individuals to the Coastal Dune Lake Advisory Board as Ex-Officio Members. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye. Commissioner Rees recognized Erica Mitchell who previously served on the task force.

Mr. Arthur advised that the South Walton Utility Company has a freshwater disposal field located off of Old U.S. 98 that has the potential of being converted into useable land. The cost estimates to replace the current function on the property would be approximately \$250,000.00. Mr. Arthur stated that if the county is willing to accomplish that then South Walton Utility Company is willing to provide a long-term lease (50 years) for those 26 acres to the county for \$1.00 per year for a recreational facility. Mr. Arthur requested approval to submit a letter of intent to Mr. Pete DeBogory of South Walton Utilities.

Motion by Commissioner Pauls, second by Commissioner Jones to approve submitting a letter of intent to South Walton Utilities, as long as it does not commit the county. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye. Mr. Arthur stated that this is for the purpose of locating funding for the project.

Mr. Gary Mattison, Human Resources Director, presented the proposed revisions to the Personnel Policy regarding Annual Leave. He presented this policy for review and

will address it again at a later date. One change being recommended is that employees be required to take off one full week annually. He also recommended a change to the policy to allow employees to be able to use their annual leave once they have been with the county for 30 days in place of the current six months.

Mr. Mattison presented the recommended additional language regarding Policy 5.41, Compensatory Time Off. The Labor Attorney has advised to add the following; (e) The maximum amount of compensatory time an employee is allowed to accumulate is 240 hours. If an employee accumulates above 240 hours, the employee will schedule time off in the following pay period to correct the accumulation or the director can ask for approval to pay the compensatory time to correct the accumulation. (f) Employees will be required to use compensatory time before using annual leave time or sick leave time.

Motion by Commissioner Jones, second by Commissioner Pauls to approve the change to Policy 5.41 with the additional language defined in (e-f). Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Mr. Mattison reviewed changes to Policy 5.6 – Educational Expenses Reimbursement. The Board had been giving funds to OWCC allowing employees to take college courses. However, funding will no longer be given to OWCC and the employees must revert to the policy. Mr. Mattison explained that an employee must obtain approval for a job related course, certification, or license. He explained that once a student receives approval for tuition and books, takes the course according to the conditions set forth they will be reimbursed upon completion of the course and an acceptable grade.

Mr. Mattison explained that the policy encompasses employees under all of the constitutional officers, but this will come out of their budget. Human Resource will

screen courses and sign off on it. Discussion was held regarding the requirements and length of employment after a course is taken. (Tape 2/side 2) Mr. Mattison explained that he would grant exemptions for hardship cases this semester.

Motion by Commissioner Pauls, second by Commissioner Ryan to approve Policy 5.6 – Educational Expenses Reimbursement with the caveat that the county will assist any employee with a financial hardship. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Mr. Marvin Collier, Construction Manager, appeared before the Board regarding the total renovations of the old hospital. The total estimated construction cost is \$2,865,096.00, which includes engineering & design, hazardous material survey, asbestos lead removal, lead monitoring, demolition and build back. Commissioner Walker advised that the adjoining property owner has offered four lots to the county at a cost of \$45,000.00, which is in addition to all other renovation costs. He stated that the lots adjoin immediately to the east of the hospital and are needed for parking.

Motion by Commissioner Walker, second by Commissioner Pauls to approve the purchase of four lots to east of the hospital in the amount of \$45,000.00 for parking. The commissioners withdrew this motion pending the following motion.

Motion by Commissioner Walker, second by Commissioner Pauls to move forward with renovations of the old hospital with the estimated costs presented and to release Donofro & Associates to proceed with engineering. Ayes 4, Nays 1. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Naye.

Motion by Commissioner Walker, second by Commissioner Pauls to approve the purchase of four lots to east of the hospital in the amount of \$45,000.00 for parking purposes. Ayes 4, Nayes 1. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Naye.

Mr. Paul Donofro addressed the commissioners stating that he could issue two RFQ's at the same time for demolition and construction in order to prevent time delays.

Mr. Brian Kellenberger reviewed his estimated costs for demolition and build out and offered his cost of \$317,061.00 as his Guaranteed Maximum Price for his firm's fees.

Motion by Commissioner Pauls, second by Commissioner Walker to accept Watkin's GMP of \$317,061.00 for demolition of the old hospital. Ayes 4, Nayes 1. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Naye.

Commissioner Walker stepped out.

Mr. Kellenberger explained some necessary cost adjustments for the GEC Center regarding landscaping and irrigation. He explained that the irrigation for Greenway Trail and Coastal Center Boulevard needs to be completed resulting in an additional \$9,112.00, which includes irrigation for the Loop Road and retention ponds adjacent to the courthouse annex parking area. He recommended approval.

Motion by Commissioner Pauls, second by Commissioner Jones to approve completion of the irrigation for the Loop Road. Ayes 3, Nayes 1. Pauls Aye, Jones Aye, Rees Aye, Ryan Naye.

Mr. Kellenberger explained that during the development of the GMP for the courthouse annex landscaping and irrigation a \$30,000.00 allowance was included. During the design phase the county instructed their architect to hire a landscape architect to provide landscape/irrigation plans. After bids were received the total project came in

\$49,714.00 higher in addition to Watkins' fee of \$3,480.00 for a total of \$53,194.00. Mr. Underwood explained that there are contingency funds in the amount of \$216,356.00 that remain in the budget for this project.

Mr. Kellenberger explained another change order request for glass partitions in the Clerk's Office and the Tax Collector's Office for those individuals collecting money. The two changes would result in amounts of \$2,780.00 and \$4,568.00. Item number 5 relates to the courthouse annex security system amounting to \$21,240.00. Item number 6 is an access panel in the amount of \$963.00. The total change order cost is \$91,857.00.

Motion by Commissioner Pauls, second by Commissioner Jones to approve the change orders as presented by Mr. Brian Kellenberger. Ayes 4, Nays 0. Pauls Aye, Jones Aye, Rees Aye, Ryan Aye.

Mr. Underwood advised that a special meeting has been set for August 26, 2002 at 1:00 p.m. to review the RFQ's for the Mossy Head Industrial Park Master Plan. The meeting will be held at the courthouse.

Commissioner Walker returned.

Mr. Ken Little, Citizens Service Director, appeared before the Board regarding issuance of RFP's for the Single Family Bond Program. He advised that Lee County Housing Finance Authority has asked the county to participate in their program, as well as Bay County; Escambia County Housing Finance Authority has requested to be on the agenda at the next meeting. The Board agreed to proceed with sending out RFP's for the program.

Mr. Little explained that a family previously obtained a \$5,000 SHIP loan under the First Time Homebuyer Program. He stated that they are refinancing their current loan

and asked the county to subordinate the SHIP mortgage, which is a second mortgage. The Partnership Committee has reviewed the request and recommended approval. There is no equity involved.

Motion by Commissioner Walker, second by Commissioner Ryan to approve to subordinate the SHIP loan as stated. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Commissioner Rees recommended appointing Ms. Marsha Anderson to the Library Board to replace Mr. Jack Dennis, who resigned.

Motion by Commissioner Walker, second by Commissioner Jones to approve the appointment of Ms Marsha Anderson to the Library Board. Ayes 5, Nays 0. Pauls Aye, Jones Aye, Walker Aye, Rees Aye, Ryan Aye.

Commissioner Pauls brought up the issue of the public's right to traverse the beach due to a recent incident between a member of the public and a beachfront homeowner. He stated that after review of the legal documentation provided, his conclusion would be that the public has a right to use and traverse the beach, including the white sandy area of the beach. However, there is still uncertainty as to what that area is. He stated that he has spoken with Deputy Gray from the Sheriff's Department who agrees that there is a problem. He suggested scheduling public workshops to discuss this issue further supporting the public's right to use and traverse the beach.

Mr. Wilde stated that there are more deeds that show ownership to the mean high water line than first thought. He explained that Judge Green has declined to accept a criminal trespass citation and immediately wrote an opinion suggesting the property owner have the mean high water line surveyed. Mr. Wilde stated that several people have

assured him that the mean high water line is in the water, but they are unsure how far into the water. He stated that the most important issue is the safety and welfare of the citizens and visitors to Walton County. A policy needs to be developed for the Code Enforcement Officers and the Sheriff's Department to follow. (Tape 3)

Mr. Mark Austin stated that the Board needs to stand on the side of the people in order to protect funding that comes from the property owners. If the beach is taken away from the public then visitors will no longer visit the beach areas or spend their money in Walton County. He stated that one issue needing to be addressed is "Florida's Sovereign Land", that part of the beach that is hit by water at any time; this is public land.

Commissioner Walker stated that this is a decision that needs to be addressed by the courts. Commissioner Pauls stated that a policy is needed that can be followed. Attorney Vorbeck stated that an ordinance needs to be adopted stating basically what the Tony Rama case stands for and recognizing the fact that this issue will go to court.

Commissioner Ryan stated that an ordinance needs to be drafted to allow the public free use of the beach. He also suggested contacting other counties who have had to deal with this issue. Attorney Vorbeck requested the Board acknowledge that they are willing to spend the money it will take to go to court once an ordinance is drafted. Commissioner Walker stated that the Board of County Commissioners has always stipulated that the white sand areas of the beaches are public. Commissioner Ryan agreed.

Mr. Bill Higgins, property owner of beachfront property, stated that his deed shows that he owns his property to the mean high water line. Mr. Higgins stated that he

favors the public's use of the beach. He stated that an ordinance needs to be adopted to deal with inappropriate behavior, trash, and structures left on the beach.

Mr. Ed Goodwin, resident and property owner, previously provided a copy of an opinion that was issued regarding an Okaloosa County case. Mr. Vorbeck stated that the case being referred to is a Supreme Court Case, the City of Daytona Beach vs. Tony Rama.

The Board gave their consent for Attorney Vorbeck to prepare a beach ordinance to determine the public's right to use the beach. A public hearing will be held regarding the use of the beach.

Commissioner Pauls suggested appointing an Impact Fee Advisory Committee. He stated that he would like to receive input from the development community in regards to the impact fee concept. He felt that it is appropriate to move forward with discussion on how to fund a new road grid system and what the fees will cover.

Commissioner Pauls requested Mr. Underwood to perform a space allocation for the new county facilities including the old hospital and GEC Center to determine where personnel will be staffed. He requested that all buildings to be completed in the next 6-9 months be included.

Commissioner Ryan and Commissioner Jones did not present any items for discussion.

Commissioner Walker commented on the new county logo. He felt that it appears to have changed after it went to print. The agricultural rows seem to appear as sunrays.

Commissioner Rees announced that the Florida Great Northwest has issued a report highlighting various industrial parks in Walton County.

There being no further business, the meeting was adjourned.

APPROVED: _____
Lane Rees, Chairman

ATTEST: _____
Martha Ingle, Clerk of Court