

JUNE 8, 2004 – REGULAR MEETING

The Board of County Commissioners, Walton County, Florida, held a Regular Meeting on Tuesday, June 8, 2004 at 4:00 p.m. at the South Walton Courthouse Annex.

The following Board members were present: Larry Jones, Chairman, Tim Pauls, Vice-Chairman, Commissioner Lane Rees, Commissioner Kenneth Pridgen, and Commissioner Rosier Cuchens. Mr. Ronnie Bell, Interim County Administrator, Attorney Gary Vorbeck, Director of Legal Services, and were also present.

Chairman Jones led with prayer followed by the pledge of allegiance to the American Flag. He then called the meeting to order.

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

| | |
|------------------------|---------------|
| 1. EAL Approval | |
| General Fund | \$ 698,089.88 |
| County Transportation | \$ 971,826.03 |
| SHIP | \$ 2,098.22 |
| Fine & Forfeiture | \$ 772,859.00 |
| Debt Service Hospital | \$ - |
| Mosq. Control State | \$ - |
| Mott Sign Grant | \$ - |
| Section 8 Housing | \$ 15,606.04 |
| Tourist Dev. Council | \$ 230,485.78 |
| N.W. Mosquito Control | \$ 517.75 |
| W. Co. Library | \$ 13,762.07 |
| Recreation Plat Fee | \$ 58,406.50 |
| Public Safety- 911 | \$ 29,095.30 |
| Solid Waste Enterprise | \$ 31,702.83 |
| Mossy Head VFD | \$ 974.37 |
| Glendale VFD | \$ 497.50 |
| Darlington VFD | \$ 2,075.99 |
| Red Bay VFD | \$ - |

| | | |
|--------------------------|----|--------------|
| Local Option Gas Tax | \$ | - |
| Special Law Enf. Trust | \$ | - |
| Driftwood Debt Service | \$ | - |
| Criminal Justice Ed Fund | \$ | - |
| Bldg Dept/Enterp. Fund | \$ | 1,809.58 |
| Capital Projects Fund | \$ | 136,571.55 |
| Imperial Lakes MSBU | \$ | 625.00 |
| Totals | \$ | 2,967,003.39 |

2. Approve Minutes of May 18, 2004-Regular Meeting
3. Records Disposition Request
4. Resolution to Accept an Insurance Reimbursement for the Mossyhead/Oakwood Hills Volunteer Fire Department
5. Surplus Equipment Requests
6. Amendment with the Department of Revenue that will Increase the Child Enforcement Hearing Officer Grant
7. State of Florida Workfare Contract
8. Request to Increase the Number of Summer Program Youth Hires
9. Consolidated Solid Waste Management Grant Application

Mr. Robert Dobson, Chairman of the Workforce Development Board, appeared before the Board regarding the renewal of the current Interlocal Agreement between Okaloosa and Walton Counties, designating the Workforce Development Board as the governing board for the two-county region. The renewal period is from July 1, 2004 through June 30, 2007.

Motion by Commissioner Rees, second by Commissioner Cuchens to approve the renewal of the interlocal agreement with the Workforce Development Board. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. William Imfeld, Finance Director, appeared before the commissioners regarding the current contract with the DeFuniak Springs Herald-Breeze for the non-exclusive publication of legal notices, which is set to expire on July 14, 2004.

Motion by Commissioner Pridgen, second by Commissioner Cuchens to renew the contract with the DeFuniak Springs Herald Breeze. This contract will be extended until October 2005. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Chairman Jones called to order the advertised public hearing for the DeFuniak Springs Well Site approval. Mrs. Jennifer Christensen, Planning Department, appeared before the Board presenting the information relating to the well site on Sunrise Road. She presented a letter from Jones Edmunds & Associates, Inc. requesting locational approval of the well site. She explained that the next step would be the minor technical review stage to ensure compliance with the stormwater requirements. She stated that the proposed site is 5-acres and would encompass the full 200 foot well-head protection zone. The proposed well is for the City of DeFuniak.

Motion by Commissioner Cuchens, second by Commissioner Pauls to grant locational approval of the proposed well site on Sunrise Road. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Russ Barry, Public Works Director, appeared before the commissioners regarding the continuation of the Pompano Street project. Mr. Arner met with the Department of Environmental Protection regarding the possibility of obtaining permits to rebuild the road. They stated that designating Pompano Street as a hurricane evacuation route would assist in the permitting process. He requested authorization to mark the road as a hurricane evacuation route. Mr. Barry stated that he would then go back to DEP for further permits for repair.

Motion by Commissioner Rees, second by Commissioner Pridgen to approve designating Pompano Street as a hurricane evacuation route. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Barry also requested to obtain assistance in maintaining the traffic signals in Walton County. The number of signals has increased. Mr. Barry stated that they advertised for bids, which resulted in the following two bids: Griffin Traffic Signals and Ingram Signalization. He requested approval to award the low bid to Griffin for a two year period, with an optional two years. Maintenance of the 17 signals for 1 year will be approximately \$35,000.00 and \$30,000.00 for the second year. Commissioner Pauls questioned who was responsible for the mast arms at Poinciana and Highway 98. Mr. Barry stated that Ingram Signalization is responsible. He advised that he has written a letter to Ingram requiring them to repair the mast arms within 60 days, otherwise action would be taken.

Motion by Commissioner Cuchens, second by Commissioner Pridgen to award the low bid to Griffin Traffic Signals for traffic signal control maintenance. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Barry explained that Public Works will not be able to prepare two roads for paving that are currently on the road paving list. He therefore requested to substitute the paving of McKinnon Bridge Road with Laird and Richardson roads. He also requested to replace the paving of Price Road with Eden Drive. Mr. Barry stated that they have been unsuccessful in obtaining the proper right of way. Commissioner Rees questioned if the people in those areas are aware of the problems in obtaining the proper right of way.

Motion by Commissioner Cuchens to accept the recommendation and approve the substitution of the designated roads. Chairman Jones stepped down as Chair and seconded the motion. Commissioner Pauls accepted the Chair. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Commissioner Rees asked for an update on the CR 395 traffic study and the stop signs in Rosemary Beach. Mr. Barry stated that he received a letter from DOT stating they will study the need for traffic signals. The study will not occur for about 8-12 weeks.

Mr. Crim asked Mr. Barry about the lighted crosswalks on CR30A. Mr. Barry stated that they are looking into the situation.

Mr. Ken Little, Citizens Services, presented for discussion the issue of redistricting of the county commissioner districts. The past redistricting was done in 2001. He stated that there is a need to redistrict, but the necessary information is not available. He also stated that it can only be done in odd numbered years. Mr. Little will continue researching the issue further.

Ms. Erica Teets, Environmental Planner, appeared before the Board regarding the Geographic Information System. She presented a slide show presentation and spoke about the need to centralize the GIS System. Another issue to consider is the organization of the GIS System. Ms. Teets stated that these options involve relocating current staff to form the operation. The third issue would be to consider the date of initiation. The two alternative dates offered were July 1, 2004 and October 1, 2004. A fourth issue of concern is the budget needed to operate the department.

Commissioner Rees asked Ms. Teets to discuss the issues one at the time. Commissioner Pauls felt there is need to centralize the GIS System.

Motion by Commissioner Rees, second by Commissioner Pauls to approve centralizing the GIS System into one department. Ayes 5, Naves 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

The second issue was the organizational structure, where to house the department, and whom the department would report to. She recommended that it remain a separate entity providing equal service to each county office. Commissioner Rees recommended housing it under Mr. Imfeld in Finance. Commissioner Pauls felt that it should be a separate department reporting to the County Administrator. Chairman Jones recommended that additional discussion occur regarding the organization of the department between Ms. Teets, Mr. Bell, and Mr. Mattison. He requested that a recommendation be presented back to the Board at a later date.

The next issue is a time frame for establishing the department. Commissioner Rees spoke about the oversight of the department and the need to replace Ms. Teets when she leaves the Planning Department.

Motion by Commissioner Rees, second by Commissioner Pauls to centralize the GIS Department effective October 1, 2004 for personnel related issues. Ayes 5, Naves 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

The last issue for consideration is the budget. Mr. Bell stated that he had asked Ms. Teets to present a budget and they will be reviewing that in the near future. Commissioner Pauls commented on the importance of attaching the specific scope of services to determine the necessary budget for this department.

Mr. Maurice Gilbert addressed the board on behalf of the Tourist Development Council regarding the 2005 TDC Strategic Plan. Commissioner Cuchens stated that some organizations do not wish to fall under the direction of the TDC. Mr. Gilbert stated that he is not aware of anyone who has voiced opposition. Commissioner Pauls stated that there is nothing that would demand that the organizations fall under the TDC.

Motion by Commissioner Rees, second by Commissioner Pauls to approve the 2005 TDC's Strategic Plan. Ayes 4, Nays 1. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Naye, Pauls Aye.

Mr. Gene Ryan appeared before the Board regarding the Foster Care Program. As Guardian Ad-Litem, he became aware of the problems associated with foster care. He stated that there is a lack of sufficient homes in Walton County for foster children. He spoke about the privatization of the system, which is causing siblings to be separated. Mr. Ryan spoke about the need for property to construct a facility. He stated that legislature has agreed to pay for part of the care. He also stated that there is a need for an advocacy center in Walton County. He asked the Board to consider the donation of property.

Commissioner Pauls asked if this would make the children become more institutionalized and take them away from a home environment. Mr. Ryan stated that this would concentrate resources and provide stability. He stated that there is a peer support structure within the type of home they are looking at. Mr. Ryan feels this is a way of supplementing foster homes.

Commissioner Rees asked about the various organizations and how they coordinate their actions. Mr. Ryan spoke about the multiple services provided by the advocacy center.

Mr. MaGae spoke about the affects of the home environment on foster children. He explained that because of the lack of homes in Walton County the children are sent out of the county.

Chairman Jones stated that they were appreciative of the information and will continue watching the issue.

Mr. Chuck Wilder, Sheriff's Department, appeared before the commissioners regarding the use of lap-tops in the patrol vehicles. They provide real time data to the officers. The terminals will increase efficiency of entering the information into the system and increase departmental productivity. Using real time data could provide life savings factors by providing information through this system and not over the air, which sometimes alerts criminals via the airway. Another benefit is that information can be shared between Okaloosa and Santa Rosa Counties. The equipment also has voice data recognition. Mr. Wilder explained that Southern Link has the best coverage throughout the county. The cost is estimated at \$300,000.00 for the laptops, mounts, data modem and 1 year service for 30 units. They are asking for funding from the commissioners for implementation.

Commissioner Rees questioned how many total laptops they are requesting. Mr. Wilder stated they are considering 100 units to begin the program. He stated that they have compared the cost with other counties.

Sheriff Johnson stated that they should have money in the budget this year to contribute to this project. Mr. Infeld stated that they have sufficient funds that could be redirected to cover the costs. He spoke about the ability to share information nationwide.

Commissioner Pauls questioned about using carriers other than Southern Link. Mr. Wilder stated that they could use multiple providers for the wireless service, but addressed the drawbacks of an officer being posted in a zone out of their service area.

Mr. Bell advised the commissioners that the Sheriff has requested to utilize the Lang property for storage and training. The Sheriff would be responsible for the upkeep and the utilities at the property.

Commissioner Cuchens asked about the Animal Control Advisory Board and their use of the Lang property. Mr. Bell stated that he was previously directed to obtain prices from realtors, which he has not done because he is waiting for the Board's decision relating to the Sheriff's request. Chairman Jones stated that if the Board agrees to proceed with the animal control facility that he would like to see the board fund it. The commissioners spoke about the condition of the Lang property and losing its value.

Sheriff Johnson stated that they are looking at the property for long-term use. The commissioners requested a current appraisal of the property and questioned if the Sheriff needs the entire 20 acres. Commissioner Pauls stated that he would like additional information regarding the value of the property as well as what the Sheriff plans to use the property for. Commissioner Cuchens stated that he is not opposed to the sheriff using the property, but wants to consider all of the needs. This issue will be presented back to the board at the June 29th meeting after the appraisal is performed.

The commissioners recessed briefly.

Ms. Valarie Simmons appeared before the Board regarding sewer availability at Inlet Beach. She stated that they have been promised sewer many times and it has still not happened. She stated that Mr. Dewey Wilson has received a bond in the amount of \$2.9

million to install sewer in Inlet Beach. She stated that IBWS has broken FS 617 and requested assistance from the board.

Commissioner Rees asked for an update on the legal aspect. Attorney Vorbeck stated that the board previously voted 5/0 in favor of moving forward. He stated that the county is in litigation over the issue and cannot go forward at this time.

Mr. Dewey Wilson stated that he met with IBWS and their attorney. They proposed that Inlet Beach would retain the franchise rights at Inlet Beach on the north and south of Highway 98 for purpose of the water service. They will also retain the south side for sewer service. They will give up the north side for wastewater only. The costs would be shared by each company. He is preparing the costs and will be completed with those figures soon. He stated that if everyone agrees to the proposal, they could have an active sewer system on the north side within 6 to 8 months. He stated that they have not received a response as a result of the 5/14/04 proposal. Mr. Vorbeck stated that the board would want to stipulate deadlines and the consequences for not meeting those deadlines.

Commissioner Rees recommended giving them the information and then review this issue again at the next meeting. Mr. Vorbeck stated that the county could enter into a settlement agreement and proceed with certain stages of the installation. Mr. Wilson stated that he has time limitations on the bond money.

Ms. Simmons stated that she applied for sewer and water and was told there was no sewer available and that IBWS also wanted a conceptual drawing of their plans before the project would be considered. She felt that the Planning Board had that authority.

Commissioner Pauls questioned staff regarding the development proposals and the number of trips. He asked if an applicant can reserve trips as an application for a

development order without water and sewer approval. Ms. Christensen stated that they cannot until the final development order is issued, which is contingent upon water and sewer availability. He stated that a variance is possibly needed in these types of situations due to the traffic counts.

Mr. Biff Trudeau stated that the board previously approved for water and sewer in Inlet Beach. He stated that he does not understand what is taking place. He spoke about the plan for developers to pay for sewer. He asked when the county commission is going to do something to take care of the situation. He wants the county to be proactive. He stated that if the county gives IBWS 18 months then many businesses will close. He felt that the county needs to do something now.

Mr. Wilson stated that bond money has to be clear to utilize it. With ongoing litigation, the money would have to be repaid if the county were to lose the case. He stated that IBWS filed suit and he can not go forward at this time. He has made IBWS a proposal allowing them to operate it as long as they agree to use the tap fees as reimbursement to repay the loans.

Mr. Mike Pebblestone stated that he used to be on the Inlet Beach Water Board. He said that the IBWS Board is not qualified to operate a sewer system.

Mr. Vorbeck stated that if the residents were to change the board of directors, it would help solve the problem. Chairman Jones recommended that Mr. Wilson continue working to come up with some kind of agreement. Commissioner Pauls felt that everyone should be working towards a trial date to settle the litigation.

Attorney Allen Ramey appeared before the Board representing the Contractor's Competency Board. He stated that there is a conflict with the original ordinance and the

amended ordinance relating to appeals. Mr. Ramey revised the ordinance, but forgot to remove the portion that applies to the appeals coming back to the Board of County Commissioners. He requested the commissioners approve an emergency ordinance removing section 105 of the Walton County Code of Ordinances.

Motion by Commissioner Pauls, second by Commissioner Cuchens to adopt an emergency ordinance removing section 105. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Vorbeck complimented Mr. Ramey for the work he has done on these cases. He is going to work with Mr. Ramey to look at amending all of the existing ordinances into one.

Mr. Bell reminded the Board of previous discussion regarding the investigator and the advice to move forward. He also advised that he has asked Mr. Hulion and Mr. Bearden if they could investigate the Code Enforcement cases. Mr. Ramey stated that Contractor Competency Ordinance has a clause allowing the county to fine and suspend licenses. Therefore, the county has to go through probable cause proceedings. He stated that the Contractor Competency Board felt the need to look at the probable cause. Mr. Vorbeck spoke about the complications of the issues and stated that the investigation has to be thorough. He concurred with Mr. Ramey as to the need for an investigator. Mr. Bell recommended the board consider RFP's. The board asked Legal Services to devise the RFP for consideration.

Mr. Brock, scheduled on the agenda, was not present.

Mr. Michael Leininger appeared before the board on behalf of Mr. Michael Clancey and a violation he received from the Code Enforcement. He requested an

abatement of the violation and fines. Mr. Vorbeck stated that there is policy that the Code Enforcement Board submit a recommendation before the commissioners can reduce any fines. He also requested that Mr. Leininger submit a letter or petition regarding their specific request.

Chairman Jones called to order the advertised public hearings to consider the final plat approval.

Mrs. Jennifer Christensen, Planning Department, presented the Laurel Grove, Phase II, final plat for approval. Intrawest US Holdings, Inc. is proposing a 31-lot single-family subdivision. Staff recommended approval.

Motion by Commissioner Rees, second by Commissioner Pridgen to approve the Laurel Grove, Phase II, final plat for recording. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mrs. Jennifer Christensen presented Summer Ridge South final plat for approval. Sun Cor Development of NW Florida is proposing a 12-lot single-family residential subdivision. Staff recommended approval.

Motion by Commissioner Pauls, second by Commissioner Pridgen to approve Summer Ridge South final plat for recording. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mrs. Jennifer Christensen presented Vineyard at Ravenoaks, Phase IV, final plat for approval. Staff recommended approval.

Motion by Commissioner Pauls, second by Commissioner Pridgen to approve Vineyard at Ravenoaks, Phase IV, final plat for recording. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Chairman Jones called to order the advertised public hearing to consider a proposed ordinance levying \$65.00 additional court costs for criminal traffic misdemeanor and felony cases. The proposed ordinance relates to Article V.

Mr. William Imfeld, Finance Director, explained the ordinance, the fees collected and what the additional fees are to be used for. The ordinance must be adopted by July 1.

Motion by Commissioner Rees, second by Commissioner Pridgen to adopt the ordinance imposing an additional \$65.00 fine. (Ordinance 2004-23) Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Motion by Commissioner Pridgen, second by Commissioner Pauls to adopt the ordinance imposing an additional \$15.00 fine. (Ordinance 2004-24) Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Chief Kevin Dell, Glendale VFD, appeared before the Board requesting a letter of support to become an independent fire department. Mr. Bell stated that the community needs to be informed of the action and recommended that they hold a public meeting.

Motion by Commissioner Pridgen, second by Commissioner Rees to approve a letter of support for the Glendale VFD to become independent contingent upon them holding a public meeting informing the citizens. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Gary Mattison, Human Resource Director, recognized the ADA Committee. He stated that they are an important committee. The following individuals are currently serving on the committee: Mr. Marvin Collier, Mr. Joel Langley, Mr. Danny Varnum, Ms. Martha Vellum, and Mr. Don Crim. Mr. Crim is also serving on the courthouse security committee. Mr. Mattison stated that they are currently looking at accessibility for

all of the county facilities, as well as those under construction. The commissioners also thanked the committee. Commissioner Rees questioned the ability to assist with the hearing disabled.

Mr. Mattison spoke briefly about the number of county employees. The total numbers will be watched during the budget process. He also advised that the Building Department had a critical need for an increase in providing services. Therefore, three additional clerks have been added. Mr. Mattison requested to transfer funds from contingencies to personnel services.

Motion by Commissioner Cuchens, second by Commissioner Pauls to move the necessary funds to cover the additional personnel. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Mattison spoke about maintenance of the facilities at the GEC Center and the improvements that have occurred. He advised that staffing in the Custodial Department has been partially outsourced. He spoke about the improvements that have been made. He also updated the Board on the additional personnel in the Planning Department.

Mr. Mattison spoke about temporary contract labor stating that individuals have been used in Public Works, the Shop, or other locations when necessary.

Mr. Mattison presented Policy 33, Dress Code and Appearance, for review. Commissioner Cuchens questioned the issue of wearing shorts. Mr. Mattison stated that the problem is due to the worker's compensation insurance. He stated that he would look into this matter again. Commissioner Rees stated that clothing should be work related.

Mr. Vorbeck stated that the Juvenile Justice Bill is handing out additional costs to the counties. These are unfunded mandates and are going to cost the county \$164,000.00.

He asked for authorization to work with county attorneys across the state to work toward litigation. The Board concurred.

Mr. Bell presented two contracts with the Florida Department of Corrections' Interagency/Public Works Agreement for inmate service. One is for the Utility Squad and one is for the Public Works Squads.

Motion by Commissioner Pauls, second by Commissioner Cuchens to approve both contracts with the Florida Department of Corrections for inmate services. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Bell presented a memorandum regarding the county owned building on Liveoak Avenue, previously used by United Way. Mr. Bell recommended that the building be torn down and the property surplus.

Motion by Commissioner Cuchens, second by Commissioner Pridgen to approve the recommendation to remove the building and to surplus the property. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Bell presented a report regarding the transfer station recently addressed by Waste Management. Mr. Rory Cassidy stated that their staff will work with county staff to develop a plan for review. Mr. Bell recommended preparing the document for review. Commissioner Pauls stated that he has a problem with the concept of Okaloosa County and Bay County's garbage coming into Walton County's transfer station due to the growth in the county. He does not see this as a revenue generating source. He felt that the county needs to find a way to make this cost feasible. Commissioner Rees agreed with making it cost feasible. Mr. Crim questioned the use of the metal building. He

stated that he is opposed to selling the building when the county now has need for it. The board concurred with moving forward with researching this.

Mr. Bell presented a letter regarding a request for the Sandestin Triathlon, which is to be held on August 28, 2004. The request is to use CR 30A. Mr. Bell recommended approval and will submit a letter regarding the clean up.

Motion by Commissioner Pauls, second by Commissioner Cuchens, to approve the use of CR 30A for the Sandestin Triathlon. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Bell requested to schedule a public hearing date to consider a revision to the Beach Activities Ordinance. He explained the need to include information regarding surfers.

Motion by Commissioner Cuchens, second by Commissioner Pauls to approve setting a public hearing to consider amending the Beach Activities Ordinance. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Bell requested to schedule a public hearing to revise the Alcohol Ordinance. Attorney Vorbeck explained that this revision pertains to churches waving the provision of setback for alcohol. Mr. Bell explained a situation relating to Hope Lutheran Church regarding the cancellation of their lease.

Commissioner Pauls explained that the church is leasing commercial space and based on the language in their lease, they will be evicted. He recommended that item B, page 2, be omitted. He stated that the waiver should be based on the individual congregation. This would not make it binding on any other church or organization

moving into that location. Chairman Jones asked if a congregation moved out and another moved in, if they had to be bound by the waiver. Mr. Vorbeck stated that they did not.

Motion by Commissioner Pauls, second by Cuchens to set a public hearing date to consider a revised alcohol ordinance removing section B. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye.

Mr. Bell presented the information regarding the closing of Federal offices due to the death of former President Reagan. He requested direction from the board regarding the closing of county offices. The commissioners agreed to remain open.

Mr. Bell stated that the City of Paxton is asking for a dump truck and trailer from surplus and the City of Freeport is requesting a pick-up truck. The Board concurred if those surplus items are available.

Mr. Bell presented a request from the Habitat for Humanity of Walton County who is sponsoring a 5K Habitrot on July 10. They are asking to close a 2 mile portion of the south bound lane of CR 393 starting at the 30A/393 intersection. Mr. Bell will instruct them to work with the Sheriff's Department regarding traffic control. He also recommended not closing the road completely. Commissioner Pauls voiced his support for the Habitat for Humanity, but is not in favor of closing the road completely. Mr. Bell will contact them and advise them accordingly.

Mr. Bell presented a letter from James McHenry regarding leased space for the State's Attorneys Office. Mr. Adkison would like to consider leasing the available space. The McHenry building would cost \$740.00 per month and would provide housing for the entire State's Attorney staff in one facility. He recommended leasing the facility beginning January 2005 with a five year lease. The other portion currently being leased

by the State's Attorneys Office would also be rolled into a five year lease along with this portion. The board concurred.

Commissioner Pauls spoke about the Governor Stone. He stated that it is not looking favorable for getting the docking facility at Eden Gardens. He spoke about other opportunities for Governor Stone and the potential to build a dock at another location. He stated that he would like to see it make rounds from the Kellogg property to Highway 331 to Four Mile Creek to Sandestin. Mr. Collier stated that he just received the pricing for the dock on Highway 331. He stated that the water is too shallow for the Governor Stone.

Commissioner Pauls recommended the appointment of Mr. John Magee as the representative to fill the vacancy of Mr. Steve Peterson, who resigned due to health issues.

Motion to Commissioner Pauls, second by Commissioner Rees to approve the appointment of Mr. John Magee to the Planning Commission. Ayes 5, Nays 0. Rees Aye, Pridgen Aye, Jones Aye, Cuchens Aye, Pauls Aye. Staff will write a letter of appreciation to Mr. Peterson for his service.

Commissioner Pauls spoke about the Underground Utilities Policy. He stated that Gulf Power needed to install additional lines at the east end of CR 30A. Mr. Pauls wants to take action as to not get any more overhead utilities on CR 30A. Commissioner Rees also agreed with drafting policy regarding this issue. Commissioner Cuchens asked to discuss this issue with the utility companies before adopting any further policy. Mr. Bell stated that review of the ordinance is needed due to its being drafted in 1985. Commissioner Pauls stated that the utilities are willing to work with the county and

would encourage the county to update the ordinance after contacting Gulf Power. Mr. Bell will consider revised language regarding underground language in addition to setting up a meeting with the utility companies. Commissioner Pauls asked that Mr. Bell contact Gulf Power to express the county's desire for the lines to be underground.

Commissioner Pauls spoke about the White Sand Policy ordinance and the type of sand that can be used. Mr. Richard Fowlkes addressed the commissioners and presented samples of fill that has been placed on the north side of highway 98 as well as Blue Mt. Road. He stated that the types of sand being brought in are much darker than the original sand. He stated that our sand needs to be protected. Commissioner Pauls instructed staff to look at the way the ordinance reads and the way it is being evaluated. The objective is to keep the beaches white and to make the applicants knowledgeable. Commissioner Pauls also stated that the county should abide by the same ordinance they adopt. Commissioner Rees asked that a standard be developed to ensure protection of the white sand as per the ordinance. Several components such as color, acidity, and texture should be included. The Board asked Mr. Bell to review the procedures.

Commissioner Cuchens spoke about the noise ordinance and the possibility of imposing it north of the bay. He recommended placing the ordinance on a referendum for a vote. Mr. Vorbeck stated that it can be placed on a ballot with proper advertisement. Staff will prepare the proposed language for review.

Commissioner Cuchens stated that Code Enforcement needs to be able to write citations. Mr. Gary Hulion addressed the Board regarding the length of time it takes to work a case out. Mr. Vorbeck explained the process of fining individuals and stated that liens are placed on individual's property. Discussion occurred regarding a way to

decrease the time it takes to correct a violation. The Board directed Mr. Hulion to work with Mr. Vorbeck in an attempt to correct the problems.

Mr. Bell recommended that the boards appointed by the commissioners set a time limit to end their meetings.

Commissioner Pridgen did not present any items for discussion.

Commissioner Rees requested to add Memorial Lane to the county's paving list. Mr. Barry stated that there is a plan until 2009, which does not include every road in the county. Commissioner Rees asked if there were other roads in that area that were going to be paved and questioned if Memorial Lane could be added. Mr. Barry will look at this issue further.

Commissioner Rees agreed to continue serving on the Utility Authority Board.

Chairman Jones opened the floor for public comments.

Mr. Hudson asked why Ridge Road and Fairway Drive can not be placed on the road paving list. Commissioner Pauls stated that the road improvement list is a five-year plan that is reviewed every year for priority.

Mr. Crim addressed issues relating to ADA and the lack of compliance with ADA regulations. He commented on county buildings that are not constructed to meet ADA requirements. Mr. Vorbeck stated that Mr. Bell and Mr. Collier would perform a survey of the county buildings.

There being no further business, the meeting was adjourned at 8:15 p.m.

APPROVED: _____
Larry D. Jones, Chairman

ATTEST: _____

Martha Ingle, Clerk of Court