

FEBRUARY 12, 2008 – REGULAR MEETING

The Board of County Commissioners, Walton County, Florida, held a regular meeting on Tuesday, February 12, 2008 at 4:00 p.m., at the South Walton Courthouse Annex.

The following Board members were present: Commissioner Larry Jones, Chairman; Commissioner Sara Comander, Vice-Chair; Commissioner Scott Brannon; Commissioner Kenneth Pridgen; and Commissioner Cindy Meadows. Mr. Ronnie Bell, County Administrator; Mr. Mike Burke, Interim County Attorney; and Ms. Martha Ingle, Clerk of Courts, were also present.

Mr. Lyle Seigler, Public Works Director, led the invocation followed by the Pledge of Allegiance to the American Flag. Chairman Jones called the meeting to order.

Motion by Commissioner Pridgen, second by Commissioner Meadows, to approve the Consent Agenda as follows. Ayes 5, Nays 0, Jones Aye, Comander Aye, Pridgen Aye, Brannon Aye, Meadows Aye.

1. Approve Expenditure Approval List (EAL)	
General Fund	\$ 1,562,517.52
County Transportation	\$ 797,178.52
SHIP	\$ 38,917.00
Fine & Forfeiture	\$ 1,031,622.00
Mosq. Control State	\$ 675.00
Section 8 Housing	\$ 142,384.11
Tourist Dev. Council	\$ 410,916.70
N.W. Mosquito Control	\$ 1,195.24
W. Co. Library	\$ 17,760.37
Recreation Plat Fee	\$ 44,930.08
Public Safety- 911	\$ 43,191.35
Solid Waste Enterprise	\$ 314,645.57
Preservation	\$ -
Sidewalk Fund	\$ 16,094.00
Special Law Enf. Trust	\$ -
Driftwood Debt Service	\$ 3,000.00
Criminal Justice Ed Fund	\$ 10,000.00
Bldg Dept/Enterp. Fund	\$ 7,495.11

Capital Projects Fund	\$ 478,344.26
Imperial Lakes MSBU	\$ 937.50
Inmate Canteen Fund	\$ -
Totals	\$ 4,921,804.33

2. Approve Minutes: January 22, 2008 – Regular Meeting
3. Approve Resolution **(2008-20)** to amend the budget for the award of grant funds for the EMS County Grant Program from the Department of Health
4. Approve Resolution **(2008-21)** to amend the budget for the sale of surplus equipment in the State Mosquito Control Fund
5. Approve a Resolution **(2008-22)** to amend the budget for matching funds from the City of Freeport for the Freeport Park
6. Authorize the Chair to sign a Settlement Agreement and Mutual General Release in Marlin Leasing Corporation v. Walton County, Florida Election Board d/b/a Walton County, Florida Supervisor of Elections

Sheriff Ralph Johnson and Attorney Jim Murray requested that a public hearing be set to consider moving earmarked funds from the 2007 Sheriff’s Budget to the 2008 Sheriff’s Budget to aid in the completion of projects and/or contracts.

Motion by Commissioner Meadows, second by Commissioner Brannon, to set a Public Hearing for February 26, 2008 to consider amendments to the Sheriff’s Budget. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Larry Wons requested that an amendment be made to the April 2007 Lighting Code Ordinance **(2007-02)** to allow for a 120 day confirmation period rather than a 5½ year period. He stated that lighting at a nearby commercial business, The Beach Zone, is causing him and his family distress and affecting their quality of life. He said that he had asked the business owner to correct the lighting problem and that the owner had agreed. Mr. Wons stated that Mr. Buddy Wright, Code Enforcement Agent, found that the lighting was not compliant and notified the owner. However, there has been no change.

Chairman Jones stated that to amend the ordinance a public hearing would be required. He questioned whether changing the ordinance would vacate the Code Enforcement Board’s decision. Attorney Mike Burke, Interim County Attorney, stated that if the Code Enforcement Board has found the owner in violation of the ordinance, changing the ordinance at this time

would not help Mr. Wons. Chairman Jones asked if there was anything the Board could do to help Mr. Wons. Attorney Burke stated that there was not.

Chairman Jones questioned Attorney Burke if it would be permissible for the Board to draft a letter asking the business owner to readjust the lighting. Attorney Burke stated that it was permissible.

Commissioner Meadows stated that five years is too long to allow for a violation to be brought into compliance. Chairman Jones stated that the ordinance could be changed but it would not affect the finding of the Code Enforcement hearing. Commissioner Meadows and Mr. Wons stated that no hearing had been held but rather a Code Enforcement officer had found the lighting non-compliant.

Commissioner Comander stated that she feels six months is ample time to allot for compliance and that the compliant process should be changed.

Ms. Pat Blackshear, Growth Management Director, stated she had contacted The Beach Zone and asked that the lighting position be voluntarily changed. She stated that the review process could be used to look at possible lighting issues.

Chairman Jones suggested that the letter address the problem as a nuisance rather than Code violation. Attorney Burke stated that he would prepare the letter for the Chairman's signature.

Ms. Hilda Coursey, President, The Brain Disorder Support Foundation and Friendship House, requested a waiver of construction permit fees for the construction of The Friendship House, a facility that will allow provision of support services, respite care and small group educational seminars. Local funds and donations have allowed for the Friendship House to be built. She stated that the BDSF would not ask for a grant to fund operations. Ms. Coursey said that Warden Johnson, Walton County Correctional Institute, has agreed to allow inmates to do the construction work. Commissioner Meadows asked the total amount of the fees to be waived.

Commissioner Comander stated that Mr. Billy Bearden, Chief Building Official, reported that the fees would total approximately \$1,000.

Commissioner Comander stated that other not for profit organizations have been seeking the county's assistance and feels that a policy should be put in effect to handle these requests. Attorney Burke stated that at the Board's direction, the legal department will work on a draft policy that would be presented at the February 26 meeting.

Chairman Jones stated that this policy would not be in the form of an ordinance and would be adopted at the next meeting. He explained to Ms. Coursey that the policy will be considered after which a decision regarding the BDSF would be made.

Ms. Coursey stated that it was the desire of the BDSF to begin construction as soon as possible and permits would need to be obtained. She asked if the Board chose to grant the waiver, after the permits were obtained, would a reimbursement be issued. Chairman Jones stated that it would.

Mr. Scott Arnold and Mr. Dan Gardner, Compass Solar Energy, provided a presentation on Solar Energy and requested the Board to encourage solar energy use throughout Walton County. He briefly reviewed the areas of solar energy that could be used in the county. He stated that the use of solar energy would result in lower utility bills and over time would be more economically beneficial to the consumer. Some suggested ways to encourage the use of solar energy would be to eliminate permit fees for solar use, promote State rebate grants and set up a fund to assist in the installation until the rebate is received.

Mr. Dave Sell, Tourist Development Council, requested the bid for the San Juan Beach Access Parking and Walkover Enhancements (ITB 08-005) be awarded to Chandler Construction as the lowest bidder in the amount of \$93,948.10.

Motion by Commissioner Brannon, second by Commissioner Meadows, to award ITB 08-005 to Chandler Construction in the amount of \$93,948.10. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Sell requested the bid for the Blue Mountain Beach Maintenance Facility (ITB 08-003) be awarded to Ram Construction as the lowest bidder in the amount of \$583,478.00.

Motion by Commissioner Comander, second by Commissioner Pridgen, to award ITB 08-003 to Ram Construction in the amount of \$583,478.00. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Dave Rauschkolb, Rosemary Beach resident, spoke in opposition of the wayfinding signs on 30A. He recognized the hard work being done by the TDC to represent the south Walton area. However he feels that the signs do not represent the identity of 30A and do not compliment the area. He requested that the TDC ask the Board to have the signs removed. Commissioner Comander suggested that the TDC plan a workshop to discuss changes with the residents.

Mr. Ronnie E. Bell, County Administrator, presented the revisions to the BCC Personnel Policies and Procedures, Policy 17, Other Leave (paid and unpaid) for a second and final reading. The maternity leave section of Policy 17 is covered by the Federal Family and Medical Leave Act (FMLA) of 1993. The FLMA provides job protected leave and benefits to eligible employees for certain family and medical reasons which include childbirth.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve the BCC Personnel Policies and Procedures, Policy 17, Other Leave, as presented. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented the revisions to the BCC Personnel Policies and Procedures, Policy 8, Supervision/Division Director Management for a second and final reading. These changes will bring the BCC personnel Policies in compliance with Public Records requests and will add policy language that complies with F.S. 119.071 regarding social security numbers.

Motion by Commissioner Pridgen, second by Commissioner Meadows, to approve the BCC Personnel Policies and Procedures, Policy 8, Supervision/Division Director Management as presented. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented the revisions to the BCC Personnel Policies and Procedures, Policy 18 Disciplinary Actions; Policy 20 Grievance Procedures; and Policy 6 Standards for Conduct and Ethics for a second and final reading. He stated that the General Conduct language pertaining to No Smoking and No Gambling is proposed to be moved to Policy 18, Disciplinary Actions, in order to group these items more appropriately. He requested for additional language to be added to Disciplinary Actions. He also recommended removal of the grievance appeal to the BCC and abide by the current language in the five step grievance process which states that upon appeal to the County Administrator, the County Administrator will consider all the information and shall make a decision which shall be final.

Chairman Jones clarified that the options were that the County Administrator has final say or that the Board may review and render a decision for a majority vote. Mr. Bell stated that policy could stay as is.

Commissioner Comander read into the record a statement which said why she felt that the grievance process should stay as is and not be taken away from the Board as the elected officials.

Commissioner Brannon asked for clarification of the new grievance policy as compared to the old. Attorney Burke stated that under the new policy the Board would vote to hear the grievance whereas under the old policy a grievance appeal would go directly to the Board.

Commissioner Meadows voiced agreement with Commissioner Comander in that the option should be left for the individual to appear before the Board.

Chairman Jones stated that taking no action would leave the policy as is and would allow grievance appeals to come before the Board.

Commissioner Meadows questioned the status of Policies 18 and 6.

Mr. Bell stated that the other amendments to Policy 20 needed to be considered.

Motion by Commissioner Meadows, second by Commissioner Comander, to amend the policy with changes as presented with the exception of Policy 20 Item 6 and with the addition of

Policy 20 Item 7. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

The Board concurred to take no action on Item 6 of Policy 20 Grievance Procedures thereby leaving it in its original state.

Officer Danny Glidewell, Corrections Director, presented the report on the Annual Jail Inspection. He stated that the inspection in December was a mandated annual inspection. The Department of Correction's (DOC) jail facility passed the inspection with zero deficiencies.

Chairman Jones asked that Officer Glidewell relay to staff the appreciation of the Board for a job well done.

Officer Glidewell also submitted for first reading a new Policy Manual for the DOC. This manual will replace the version temporarily adopted on December 12, 2006. A copy of the manual is available upon request.

Mr. Bell presented a cost analysis to replace the brick pavers at Paradise Retreat. Commissioner Meadows asked that the issue be continued until March 11 due to new information.

Mr. Bell requested that the Base Bid, Alternate 1 and 3, for Scenic Gulf Drive Phase II (ITB 08-004) be awarded to Gum Creek Farms as lowest bidder in the total amount of \$1,331,476.67.

Commissioner Meadows stated that she had talked with Mr. Cliff Knauer, Preble-Rish, regarding the lateness of the bid and the inability to complete the project before Memorial Day Weekend. She asked that the contract be left, but change the start date until August 15. She feels that starting now would cause problems for visitors during the summer months. Commissioner Comander asked if the cost of the project would be affected if the date is changed.

Mr. Perry Bell, Gum Creek Farms, stated that he would be unable to give an accurate answer not knowing what the price changes would be over the next few months.

Commissioner Meadows asked to table the issue until February 26 to give Mr. Bell time to obtain more information

Mr. Ronnie Bell requested authorization for Public Works to work with Central Purchasing in obtaining bids to purchase a sod cutter and a land roller.

Motion by Commissioner Pridgen, second by Commissioner Comander, to allow Public Works and Central Purchasing to proceed with obtaining bids to purchase a sod cutter and a land roller. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell requested authorization to deviate from the usual bid process and allow Public Works and Purchasing to purchase slip liners for the Bob Sikes Road Drainage Improvements. There is only one vendor that is able to provide the needed product. The slip liners will be installed by county crews.

Motion by Commissioner Comander, second by Commissioner Pridgen, to waive the bid process for the Bob Sikes Road Drainage improvements. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented the Developer's Agreement with the St. Joe Company to landscape a part of the County right-of-way along County Road 30A and South Watersound Parkway. He stated that Public Works is recommending approval.

Commissioner Meadows requested that language be added to Item 3 Planting Standards to state that landscaping must be Xeriscaped and that sprinklers cannot extend into the multi-use paths.

Mr. Bell stated that upon the Board's direction, the issue could be tabled to see if St. Joe is still interested in accepting the project.

Ms. Lisa Puruell, St. Joe Company, stated that the landscaping plans will be reviewed to verify that Xeriscaping will be used. She said that there will be no problem with sprinkler compliance.

Motion by Commissioner Meadows, second by Commissioner Pridgen, to approve the St. Joe Company Developer's Agreement with the changes as presented. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell, requested that Professional Services for Resurfacing and Improvements on Walton Road be awarded to Preble-Rish in the amount of \$73,500.

Motion by Commissioner Pridgen, second by Commissioner Comander, to award the Professional Services bid to Preble-Rish. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented the Right-of-Way Easement from CHELCO to Provide Electrical Power to Morrison Springs.

Motion by Commissioner Brannon, second by Commissioner Comander, to approve the Right-of-Way Easement as presented by CHELCO. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented the Right-of-Way Easement from CHELCO to Relocate Existing Power Lines for the Widening of Highway 331.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve the Right-of-Way Easement as presented by CHELCO. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented the Underground Distribution Easement from Gulf Power for the new Health Department Building.

Motion by Commissioner Pridgen, second by Commissioner Meadows, to approve the Underground Distribution Easement as presented by Gulf Power. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented Amendment #1 renewal contract (WS387) between Walton County and the Department of Corrections. This work squad contract will expire on July 20, 2008.

Motion by Commissioner Comander, second by Commissioner Pridgen, to approve the renewal of the Department of Corrections WS387 contract. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Meadows stated that due to a conflict, it is necessary that she abstain from voting on the next issue. **(See Voting Conflict Form)**

Mr. Bell asked for direction from the Board regarding the top three firms for the PD&E Study RFQ for SR 20 and CR 3280. The top three firms were PBS&J, DRMP and Bowyer-Singleton. He stated that a TRIP Grant application was submitted for realigning the intersection of State Roads 20 and 81, and County Road 3280 as a part of the requirement for Land Use Amendments. The Florida Department of Transportation awarded the TRIP grant to Walton County in the amount of \$1 million. Commissioner Comander suggested that the firms appear before the Board. Mr. Bell stated that he would schedule the firms to appear at the February 26 meeting.

Mr. Bell stated that the review team who met regarding the Animal Shelter (ITB 07-054) determined that all the bids were over budget. He said that there is approximately \$700,000 worth of work that was not included in the bids. Mr. Bell recommended rejecting all 5 bids and go to a design build concept. The design build will lower the cost and look at the design of original building.

Commissioner Meadows suggested contacting CHELCO and the City of DeFuniak Springs to negotiate a reduction of fees since this will be a county wide facility.

Commissioner Comander stated that the drawings created in 2001 by Mr. Knauer should be considered. She feels that this basic design is more suited to the needs and would fit within the budgeted amount.

Commissioners Brannon and Comander asked Mr. Knauer for an approximate amount needed to build according to the 2001 plans. Mr. Knauer stated that a new estimate would need to be figured but felt that the amount could be kept under \$2 Million.

Motion by Commissioner Comander, second by Commissioner Pridgen, to reject all 5 bids, pursue design build, and ask for concessions from utility providers. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Brannon stated that the firms would need to be brought to the Board.

Mr. Bell stated that he would begin the advertising process.

Mr. Bell presented the Purchasing Policy Manual with the related resolution and ordinance for review. The manual included within the Board packet includes the changes as suggested by the different departments.

Chairman Jones stated that he would like the opportunity to further review the manual.

Mr. Bell requested that the item be continued until March 11. Commissioner Comander asked that it be continued until February 26, due to the timely nature of certain policies.

There was no public comment.

Motion by Commissioner Comander, second by Commissioner Meadows, to continue the Purchasing Policy Manual Resolution and Ordinance hearing until February 26, 2008. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented a Resolution (**2008-23**) declaring the week of February 24 through March 2, 2008 as Walton Saves Week. This resolution encourages and promotes saving for financial stability and future financial goals.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to adopt Resolution 2008-23 as presented. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell stated that preparations are being made to go out for bids for the Bay Loop Road Bike Path. He requested that an alternate be added to that bid to connect the bike path to Hammock Bay. He also asked for authorization to approach Hammock Bay for funding of the connection.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve the addition of an alternate to connect the Bay Loop Road Bike Path to Hammock Bay and negotiate with Hammock Bay for connection funding. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell requested that a workshop be scheduled to discuss acceptance of roads for county maintenance, funding issues for additional road paving and discuss policies to deal with these issues. He stated that several roads have been brought before the Board recently and more will be brought in the near future and he feels that this workshop is needed to help address these situations. He suggested scheduling the workshop for March 11 prior to the scheduled Board meeting. The Board directed that a workshop be set for March 11, 2008 at 3:00 p.m.

Commissioner Comander requested to hold a workshop to discuss the visioning process for Walton County. She stated that Mr. Mark Martin, Planner, would give a brief presentation of the process in which Jackson County has taken for their visioning process. She stated that community input is greatly needed. Commissioner Brannon stated that capital projects, capital buildings, the facilities process and the success made with the fire departments should also be examined. The Board directed that a workshop be held on March 11, 2008 at 2:30 p.m.

Chairman Jones presented a form showing the percentage changes in Ad valorem Taxes. He stated that the upcoming budget process will need to take into consideration these changes. He feels that the areas funded by ad valorem taxes should consider establishing a policy to use these percentages in the coming year budget. Chairman Jones announced that there are more cuts in the future.

Commissioner Meadows asked if these percentages could go lower. Chairman Jones stated that the amount would go lower based upon the passage of Amendment 1. He suggested establishing a base line decrease to aid in the preparations for the future cuts.

Commissioner Pridgen stated that the drop in property values will also add to the cuts. He feels that this situation is critical and needs attention.

Commissioner Brannon asked how the passage of Amendment 1 would affect the process. Mr. William Imfeld, Finance Director, stated that the amount of cuts is unknown. The Board and other departments took a reduction with more cuts coming. Commissioner Brannon suggested addressing this issue at the February 26 meeting.

Commissioner Brannon requested that Wayside Park at the bay be renamed Thomas Pilcher Landing in honor of Mr. Pilcher who was a Florida Marine Patrol Officer for 26 years.

Motion by Commissioner Pridgen, second by Commissioner Comander, to approve the renaming of Wayside Park to Thomas Pilcher Landing. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Brannon presented an issue related to recreational plat fees. He stated that policy requires that 5% of the gross area of a development be designated for public purposes. He said that Attorney Gary Vorbeck, Alys Beach representative, would present a proposal to meet those requirements.

Attorney Vorbeck, along with Mr. Ted Bernstein and Mr. Jason Comer, Alys Beach Development, presented a proposed nature walk to be developed within Alys Beach. Twenty acres have been set aside to build wooden walkways for public access. The boardwalk will be built two feet above ground so as not to disturb the soil and vegetation underneath. A brief overview of the project was given by Mr. Bernstein and Mr. Comer.

Commissioner Brannon stated that the area would be open to the public and would be a part of the public trail system. Mr. Comer stated that a sign would be designed for the town center to indicate that the trail is open to the public and to indicate the location of designated parking.

Ms. Blackshear stated that the project meets the intent of the code.

Commissioner Meadows asked for the dollar amount that would offset the recreational impact fees. Mr. Comer stated that an approximate amount would be \$1 million. He stated that they would obtain needed permits and maintain the trail.

Commissioner Meadows voiced concern that the area is conservation land, the worst land in the project and is not easily accessed by the public. She feels that problems could arise in the future concerning public access through a private neighborhood.

Discussion continued on access availability and compatibility.

Ms. Blackshear stated that for this project to work parking would have to be adequately marked for the public and the developer has agreed to supply those signs. She said that she would like to see language verifying that within the agreement. She also commented on public safety.

Commissioner Brannon stated that a perpetual easement would give the public access to the trail. He stated that this trail will be connected to the 30A bike path which is also public. He said that one advantage to this project is that the financial burden of construction and maintenance is on the developer.

Commissioner Comander asked if the perpetual easement is bike accessible. Attorney Vorbeck stated that it was.

Commissioner Meadows reiterated her concern over public trails through a private neighborhood. Attorney Vorbeck stated that the public access would be a part of the agreement and public record.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to approve Alys Beach Public Nature Walk.

Chairman Jones stated that the language of Item 3 of the agreement raised concerns and should be changed.

Attorney Burke requested an opportunity to draft an easement agreement.

The Board directed that the issue be continued until February 26 so that Attorney Burke could prepare an easement agreement that fits this plan.

Motion and second was withdrawn.

Commissioner Pridgen had no items to present.

Commissioner Meadows announced that Mr. Chris Mitchell, Public Information Officer, had put together a recycling display in the lobby and encouraged everyone to visit the display and fill out a recycle survey.

Commissioner Meadows stated that a Greenways and Trails Grant is available for submission. Obtaining this grant would allow the connection of 30A to Topsail Hill Preserve State Park property with Sandestin. She requested that the Board consider applying for this grant. Commissioner Meadows was unsure at the time how much matching funds would be needed. Mr. Knauer stated that there is no absolute with the matching funds, however the more funds available, the more competitive the county would be in the northwest region. He stated that the estimated cost would be \$600,000.

Motion by Commissioner Meadow, second by Commissioner Comander, to submit a Greenways and Trails Grant application for the connection of Sandestin to 30A on the existing Timpooshee Trail. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Meadows requested bid consideration for the design and construction for sidewalks on Moll Drive, Gulfview Road and Mack Bayou Road. She stated that these areas are on Public Works list, but with the large amount of paving projects currently in progress, she requested that engineering design be bid out. She said that sidewalk funds are available.

Motion by Commissioner Meadows, second by Commissioner Pridgen, to bid out the design and the construction for as many of the sidewalks presented as can be afforded this year. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Meadows requested that with the reacquisition of Padgett Park that reapplication be made for the Florida Forever Match.

Motion by Commissioner Meadows, second by Commissioner Comander, to approve application for the Florida Forever Match. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Meadows requested that application be made to DEP Land & Water Conservation Fund Grant for Helen McCall Park Phase III. There is no match required.

Motion by Commissioner Meadows, second by Commissioner Pridgen, to approve application to DEP Land & Water Conservation Fund Grant for Helen McCall Park Phase III. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Meadows announced that a group will be traveling to Tallahassee, Florida to be reviewed by the Florida Department of Transportation for the final vote on the Florida Scenic Highway Designation of County Road 30A. She stated that the committee which reviewed the application said that it is a model designation application for the program and it will be used as a model program. The group will come before the Board on March 11.

Commissioner Meadows requested a change to Code Enforcement from a “complaint only” process to an enforcement process driven by the Code. She feels that this will be a more efficient use of personnel and equipment and would eliminate or diminish neighbor against neighbor code enforcement issues.

Commissioner Comander stated that there is a problem with non-compliant yard signs not being removed.

Motion by Commissioner Meadows, second by Commissioner Comander, to approve the Code Enforcement change from complaint only to an enforcement process.

Chairman Jones stated that caution needs to be taken. He suggested that more details be given as to the policies for enforcement of the code.

Commissioner Comander suggested that the Code Enforcement staff compile a plan with criteria for enforcement.

Commissioner Meadows amended the motion, second by Commissioner Comander, to instruct Code Enforcement to present to the Board a program plan. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Meadows requested acceptance of county maintenance for Vicki Street. Vicki Street is located on the south side of 30A and is located within the Gulf View Heights Subdivision which was approved in 1960. The county is presently maintaining the north side of the subdivision. The homeowners are not asking for the road to be paved, only maintained.

Motion by Commissioner Meadows to accept Vicki Street for county maintenance. Motion died for lack of a second.

Commissioner Comander asked to address the issue after the workshop on March 11, 2008.

Ms. Sherry Rayborn, resident, questioned the continuance of the Neighborhood Planning Ordinance. Chairman Jones stated that issue was scheduled for later in the meeting and that the Board would accept public comment at that time.

Attorney Burke requested that the Executive Session to discuss a settlement offer in the Walton County v. Charles Hugh Edmonds, et al case be continued to February 26.

Motion by Commissioner Pridgen, second by Commissioner Comander, to continue the Executive Session until February 26, 2008. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Attorney William C. Henry, Office of the County Attorney, requested a public hearing to be set for March 11, 2008 to discuss an Amendment of Resolution 2004-34 to exclude a portion of the Right-of-Way of Driftwood Drive/Driftwood Point Road erroneously included in the ROW Abandonment.

Motion by Commissioner Pridgen, second by Commissioner Meadows, to set a public hearing on March 11, 2008 to discuss an amendment to Resolution 2004-34. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

The meeting recessed at 6:05 p.m. and reconvened at 6:20 p.m.

Ms. Blackshear requested to continue the Interim Engineering Department Procedures pertaining to the construction of county approved stormwater management systems until February 26, 2008 to allow for more citizen input.

Chairman Jones asked if the continuance would give ample time to collect the input.

Mr. George Newman, Plans Review Engineer, stated that most of the input has been submitted.

Motion by Commissioner Comander, second by Commissioner Meadows, to continue the Interim Engineering Department procedure to February 26, 2008. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Ms. Blackshear requested direction on a Land Development Code language amendment concerning abandoning development orders. She stated that currently there is no process in dealing with developers who choose not to complete the projects and abandon their development orders.

Commissioner Comander asked if a workshop was needed to discuss possible ways to deal with this problem. Chairman Jones stated that there is typically some security for the development. Ms. Blackshear stated that it depends on the development stage. Bonds are posted when plats are recorded.

Commissioner Meadows suggested that the Planning Department construct a diagram that will show what stages these projects are being abandoned and plan a workshop to discuss solutions.

A brief discussion ensued regarding the affect that these abandoned development orders are having on the county.

Mr. Alan Ficcaro asked if a policy was already in effect with a time frame. Ms. Blackshear stated that there was, but some projects had not reached that point where the policy would apply. She stated that staff would provide a diagram of the different scenarios and bring it to the Board for review.

Ms. Blackshear requested acceptance of the Olney Garden Center right-of-way dedication. Chairman Jones asked if the eastern side of Highway 331 would be State Right of Way. Mr. Newman stated that it would be and that it is a part of the proportionate fair share offset. Ms. Blackshear stated that the property has to be dedicated to the county which in turn would be dedicated to the State. She stated that the issues had been worked through with FDOT.

Motion by Commissioner Meadows, second by Commissioner Pridgen, to approve Olney Garden Center right-of-way dedication. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Ms. Blackshear requested that the hearing for the Neighborhood Plan Ordinance be continued until March 11, 2008.

Chairman Jones asked for public comment.

Ms. Rayborn spoke in opposition of the Neighborhood Plan Ordinance. She feels that the process in which this ordinance has been changed is insufficient. Attorney Burke stated that the Planning Commission is only an advising body and that the Board ultimately makes the final decision on ordinances.

Chairman Jones asked if it is required that this ordinance be presented a second time to the Planning Commission. Attorney Burke stated that it was not.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to continue the public hearing for the Neighborhood Plan Ordinance to March 11, 2008. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Attorney Burke administered the oath to those intending on speaking during the Quasi Judicial hearing.

Ms. Blackshear presented Wilen's Endless Summer Plat a final plat application submitted by Emerald Coast Associates, consisting of 3 single family lots on 1.06 acres with a future land use of NPA/infill. The site is located at 2520 C.R. 30A.

There was no public comment.

Motion by Commissioner Pridgen, second by Commissioner Comander, to approve Wilen's Endless Summer Plat. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Ms. Blackshear requested to continue the Walton County Workforce Housing Corporation extension of an already approved major development order for Wolf Creek Village to February 26, 2008.

Motion by Commissioner Meadows, second by Commissioner Comander, to continue Wolf Creek Village D. O. extension until February 26, 2008. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Ms. Blackshear requested that Bayport Business Complex, f/k/a Bayport Estates, be removed from the agenda due to land use issues.

Commissioner Meadows felt that last minute land use changes are unacceptable and county staff should work with the property owner to clear up any problems before it is brought to the Board.

Motion by Commissioner Pridgen, second by Commissioner Comander, to remove Bayport Business Complex from the agenda. Ayes 5, Nays 0, Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

There being no further business the meeting was adjourned at 6:39 p.m.

APPROVED _____
Larry Jones, Chair

ATTEST _____
Martha Ingle, Clerk of Court