

APRIL 22, 2008-REGULAR MEETING

The Board of County Commissioners, Walton County, Florida, held a regular meeting on April 22, 2008 at 4:00 p.m., at the Walton County Courthouse in DeFuniak Springs.

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. Ronnie Bell, County Administrator, 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 Comander, to approve the Consent Agenda as follows. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

1. Approve Expenditure Approval List (EAL)	
General Fund	\$ 959,107.94
County Transportation	\$ 365,683.76
SHIP	\$ 10,000.00
Fine & Forfeiture	\$ 1,031,622.00
Section 8 Housing	\$ 127,962.21
Tourist Dev. Council	\$ 398,675.27
N.W. Mosquito Control	\$ 1,275.70
W. Co. Library	\$ 7,111.58
Recreation Plat Fee	\$ 1,489.54
Public Safety- 911	\$ 3,888.27
Solid Waste Enterprise	\$ 415,107.21
Bldg Dept/Enterp. Fund	\$ 2,904.79
Capital Projects Fund	\$ 242,487.88
Imperial Lakes MSBU	\$ 2,765.91
Totals	\$ 3,570,082.06

2. Approve Minutes: April 8, 2008 – Workshop and April 8, 2008 – Regular Meeting

Chairman Jones called to order the Public Hearing to discuss the Animal Control Ordinance Amendment.

Mr. Ed Baltzley, Emergency Response Director, presented and briefly discussed the changes made to the proposed Animal Control Ordinance and stated that there is no program in place in Walton County that requires spay and neutering. Commissioner Meadows stated that more information will be needed to establish a spay and neutering program. Mr. Baltzley stated that he had several documents with information on grant options.

Commissioner Comander asked how the transportation of animals would be enforced. Mr. Baltzley stated that offending vehicles could not be stopped, but if there are two or more sworn complaints the officers could address the problem. Ms. Lois Marlow, Lead Animal Control Officer, stated that if an animal control officer could visually see the violation, then a call would be placed to a law enforcement officer. The law officer could then call in the tag number of the offending driver and get contact information. Commissioner Comander asked if the public would be educated on the new rules and regulations. Mr. Baltzley stated that he would work with Mr. Chris Mitchell, Public Information Officer, to get the information to the public.

Commissioner Comander asked how the degrees were determined in Section 5.30(b). Mr. Baltzley stated that it was determined by the issuance of cages which is not permitted past a certain temperature. Commissioner Meadows felt that it is necessary to protect the animals and that laws should be passed.

Mr. Emmet Hildreth spoke against certain areas of the language of the ordinance and suggested removing the language of Section 5.28 (p)2. He feels that it infringes on the private property rights of residents. Chairman Jones stated that the language only applies to areas deemed as customary use and does not apply to all the beaches in the county. Attorney Mike Burke, County Attorney, reaffirmed the Chairman's statement and clarified the definition of customary use. Discussion continued on the subject of customary use.

Ms. Mary Neilson spoke against the language of Section 5.28 (p)2 and Section 5.39 (c)2. Ms. Marlow stated that the \$115 adoption fee includes sterilization and immunization. Ms. Neilson spoke against the language of Section 5.28 (k)7. Mr. Baltzley stated that the language was addressing unprovoked barking.

Dr. Rodney Dorand spoke against the language of Section 5.28 (p)2 and Section 5.34 (a)2. He suggested changing the beach access time to 4:00 p.m.

Mr. Bill Bard spoke against the language in Sections 5.28, 5.30, 5.32, 5.39, 5.40, and 5.43 and suggested changes to be made.

Ms. Laurie Hood, Alaqua Animal Refuge, has received many phone calls regarding this issue. She proposed that the Board create a committee of citizens to review and make changes to the ordinance and present those changes to the Board. She also proposed that she work with the county to establish a spay/neuter program. She stated that there are funds available to fund the program. She said that a standard of care should be included in the ordinance. She would like to see the animal control officers given more power to prosecute certain cases.

Ms. Ann McQueen suggested changes to the ordinance language and stated that she is against a spay/neuter program. She recommended that allowances be made for breeders and responsible owners.

Commissioner Comander asked who would be held responsible for vaccinating feral cats against rabies. Ms. McQueen stated that she had paid for the cats that showed up at her house. The veterinarian clipped the cats' ears as markings for being vaccinated.

Ms. Melissa Forberg, C.A.R.E. President, spoke in favor of a responsibly managed spay/neuter program. She stated that the direction of the ordinance is acceptable, but some changes to the language need to be made.

Ms. Ella Caro asked that a committee be appointed to review the ordinance and make changes.

Commissioner Meadows recommended that the following changes be made to the ordinance: change Section 5.28(j) to "Dog" shall mean the domestic dog, *Canis Lupus Familiaris*; to Section 5.30 add (d) it shall be unlawful and a violation of this ordinance for any person(s) to leave an unattended dog or cat in an enclosed vehicle without climate control and/or proper ventilation; and change the time of the Daylight Savings Time in Section 5.34 (a)2 to between 4:00 p.m. and 8:00 a.m. and leave the non-Daylight Savings Time as is. She also suggested that the length of time as stated in Section 5.39 be looked into as it relates to the agreement with the veterinarian.

Commissioner Comander recommended that Section 5.40(a) state that "A property owner or tenant who seizes an animal at large on his property shall notify an Animal Control officer as soon as practicable."

Motion by Commissioner Meadows, second by Commissioner Pridgen, to make the changes as presented to the Animal Control Ordinance. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Motion by Commissioner Meadows that a committee, made up of the individuals who spoke during this issues and anyone else who would be interested, be appointed to work with Animal Control to study the following issues: feral cat programs, spay/neuter programs, sheltering animals, care issues and any issues deemed necessary by the committee, and present the information to the Board.

Mr. Bell stated that in past issues, problems arose with the committees that were compiled in a similar fashion. He recommended that the Board return with a list of appointed individuals and give a timeline when information should be brought back. Commissioner Brannon suggested that anyone interested in serving on this committee should contact Mr. Ken Little, Citizens Services Director. The motion was not seconded.

Mr. Andrew McAlexander requested approval to hold the 2nd Annual Grayton Beach Kids Fishing Tournament. Commissioner Meadows requested that the organization sponsoring the tournament be responsible for parking and cleanup. Mr. McAlexander stated that the area will be policed by the Game and Fish Commission and the Sheriff's Deputies.

Motion by Commissioner Meadows, second by Commissioner Brannon, to approve the 2nd Annual Grayton Beach Kids Fishing Tournament. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Thomas Knighten, President of SolorQuest Consulting, LLC, requested permission to work with Ms. Angie Biddle, Grants Coordinator, to seek available State

funds to proceed with the proposed Walton Solar Initiative (WSI), and, in the capacity of county representative, approach local private sector firms for funding as sponsors of the initiative.

Commissioner Comander asked what the response was from the Walton County Chamber of Commerce and the South Walton Community Council. Ms. Anita Page, South Walton Community Council, stated that attracting these types of industries would be beneficial to the county and is supported by the SWCC.

Commissioner Comander asked if the Economic Development Council would also be involved. Mr. Knighten stated that it would.

Commissioner Meadows stated that Mr. Knighten should submit a proposal from his consulting firm to perform a limited scope of services.

Chairman Jones stated a request for proposal would need to be issued.

Mr. Bell stated that there is confusion in the request to approach the private sector for funding. He said that Mr. Knighten did not need the permission of the Board to seek those types of funding. He asked for clarification on the Walton Solar Initiative and whether it was an extension of the Board. Mr. Knighten stated he had made an unsolicited proposal to represent the county in a public/private partnership. He said that he proposes to selectively identify the scope of services, costs, and duration to attract specific companies to this area.

Commissioner Meadows stated that an option to move toward economic development would be to consult people who are experienced in these certain areas for information on new industries such as solar firms.

Chairman Jones stated that research to determine what grants are available would have to be done before permission can be given. Mr. Bell stated that criteria defining the initiative must also be determined.

Discussion ensued on grant funding research.

Mr. Allen Osborne stated that the EDC is the County's representative for initiatives such as this. He stated that a bidding process should be followed.

Commissioner Meadows stated that the EDC is no longer funded by the Board and that if someone approaches the Board wanting to bring in new businesses, then help should be given. She stated that the Board would follow protocol and advertise for bids.

Motion by Commissioner Meadows, second by Commissioner Brannon, to allow Mr. Knighten to work with Ms. Angie Biddle, Grants Coordinator, to research available grants. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented for adoption a resolution (**2008-48**) recognizing Coach Aubrey Rentz. Coach Rentz was recently inducted into the Florida High School Athletic Hall of Fame and has served Freeport High School athletics for 41 years.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to adopt a resolution (**2008-48**) recognizing Coach Aubrey Rentz. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Chairman Jones exited the meeting at 5:39 p.m. and Commissioner Comander assumed the Chair position.

Ms. Melissa Hinson and Mr. John Hinson, Hinson's Wrecker Service, requested the Board adopt policies for the regulation of towing and wrecker services. Ms. Hinson

suggested that tow rates for involuntary tows be similar to those of the Florida Highway Patrol. Florida Statute 125.0103 (1(c)) stated that counties must establish maximum rates for involuntary towing. She stated that Hinson's Wrecker Service is the only company in Walton County that abides by the Florida Statute. She remarked that 26 counties in Florida have adopted towing regulations. She requested fair and equitable rates be established.

Chairman Jones returned to the meeting at 5:42 p.m. and Commissioner Comander continued as Chair during the remainder of the present issue.

Commissioner Comander asked if a public hearing should be set to discuss this issue. Mr. Bell stated a draft ordinance must first be drawn. He stated that he had received objections to any county ordinance regulating towing. Attorney W. C. Henry, County Attorney, stated that a meeting of wrecker companies, law enforcement and county officials is needed to discuss regulations. Attorney Henry briefly discussed the Florida Statute regulating towing rates. He said that he would draft an ordinance upon the direction of the Board.

Commissioner Brannon asked if the municipalities within the county had adopted ordinances regulating wrecker services. Attorney Henry stated there were none.

Commissioner Meadows stated that since it is unregulated, companies are able to charge exorbitant fees when answering a call.

Attorney Henry stated that the only control is the Highway Patrol rotation list which includes costs. He said that problems arise when the vehicle is on private property. He also said that implementation of a permit system would be required. There are a lot of criteria to consider, but an ordinance can be drafted.

Commissioner Comander felt that regulations should be put in place.

Commissioner Pridgen asked if DeFuniak Springs, Freeport and Paxton would be included in the ordinance. Attorney Henry stated that the ordinance would apply to the entire county unless ordinances were adopted in the municipalities.

Commissioner Brannon asked Attorney Henry to clarify the prices on the Highway Patrol rotation lists. Attorney Henry stated that the price list has not been updated in a while. He stated that the problem is with the “gypsy” wreckers who get to the scene before the scheduled wrecker arrives.

Chairman Jones recommended that Attorney Henry compile information to be brought back to the Board.

Chairman Jones resumed the position of Chair.

Ms. Valencia Williamson, Walton Area Chamber of Commerce, presented for adoption a resolution proclaiming May 19 – 26, 2008 as National Beach Safety Week (2008-52). National Beach Safety Week is to educate local residents and visitors of the need to be safe when in or near the water. The Coastal Area Council would like to also take the opportunity during this week to recognize the men and women who risk their lives for the safety of others.

Motion by Commissioner Pridgen, second by Commissioner Meadows, to adopt the National Beach Safety Week Resolution (2008-52). Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Chairman Jones stated that he had met with Mr. Allen Osborne and discussed the issues and concerns of Driftwood Drainage. He asked that Mr. Osborne be permitted to present his suggestions.

Mr. Osborne recommended that he meet with Chairman Jones and lay out the four years of progress. He asked that Attorney Burke be present when the issue of the road is discussed. Attorney Burke stated a meeting would be admissible.

Chairman Jones stated that a meeting would be beneficial to identify each issue and separate into areas which can and cannot be addressed by the Board. Mr. Osborne also requested that a Special Meeting be scheduled to discuss the issues. Chairman Jones recommended that all the information gleaned during the private meeting be brought back to the Board to determine if a Special Meeting is necessary.

The Board concurred to move forward with the recommended actions.

Mr. Bell presented for first reading the revisions of the BCC personnel Policies and Procedures for Policy 10 Employment Procedures. He stated that the revisions are to bring the Policies and Procedures into compliance with current policies, laws and regulations.

Mr. Bell presented for first reading the revisions of the BCC Personnel Policies and Procedures for Policy 26, 26.2, Local Emergency Management Structure. Chairman Jones asked if there was a tracking system to determine if all equipment and property is returned to the county after an employee's termination. Mr. Bell stated that there was.

Mr. Bell requested approval to surplus Fire Vehicle Old Red Bay 881 to Liberty Volunteer Fire Department, an independent fire department located within Walton County.

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

Mr. Bell requested approval to purchase an Animal Control truck and topper in the amount of \$25,000. The vehicle (5082) needing to be replaced is irreparable.

Motion by Commissioner Pridgen, second by Commissioner Meadows, to approve the purchase of an Animal Control Truck and topper in the amount of \$25,000. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell requested approval to surplus a Fire Vehicle (6X6 Brush 36) and transfer to Argyle Volunteer Fire Department.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to approve surplus and transfer as requested. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell requested RFP 008-017 Airless Truck Mounted Striping Machine be awarded to EZ-Liner Industries as lowest bidder in the amount of \$179,410.

Motion by Commissioner Comander, second by Commissioner Pridgen, to award RFP 008-017 to EZ-Liner Industries in the amount of \$179,410. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Aaron Warren, Assistant County Engineer, gave an update on the Landfill Transfer and Recycling Station. Mr. Matthew Liner, PBS&J Architect, gave a brief presentation of the design of the new solid waste transfer station. The new station would have the capabilities to process up to 500 tons per day with proper equipment. He stated that the permit process has begun.

Commissioner Meadows asked if the recycling items would be sorted by the inmates. Mr. Liner stated that it would.

Mr. Bell requested that ITB 08-021 Evaluation of H-Pilings for Oak Grove/Limestone Creek Bridge be awarded to Skyline Steel as lowest bidder in the amount of \$78,000.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to award ITB 08-021 to Skyline Steel in the amount of \$78,000. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell requested approval to use inmate labor to maintain public/community cemeteries. He stated that Mr. Don Wilkerson, Gum Creek Cemetery Trustee, asked for assistance in maintaining the community owned cemetery.

Mr. Wilkerson stated that the graves date back to the mid 1800's and that some of those graves are of people who started this county. He stated that there is a limited amount of funds and asked for the county's help in maintaining the area.

Attorney Henry stated that county resources cannot be expended for private entities; however, there is allowance in the Florida Statutes for community owned cemeteries that have not been reasonably maintained for six or more months.

Commissioner Comander spoke of the importance of taking care of the cemeteries stating that there are veterans buried there who gave their lives for our country.

Discussion ensued regarding the historical preservation of the aging community cemeteries.

Motion by Commissioner Comander, second by Chairman Pridgen, to allow inmate labor to maintain Gum Creek Cemetery along with other cemeteries not owned by a municipality or church according to criteria set forth in Florida Statute and based upon requests as they are presented with proper documentation showing their non-profit status

or other necessary documentation, and allow for Mr. Bell to bring back names of other cemeteries that will be maintained also. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Ms. Ingle commended Mr. Wilkerson on the excellent job that he does in keeping the Gum Creek Cemetery.

Mr. Bell presented the Paxton CDBG Grant Project application to upgrade the waterlines extending outside the city limits of Paxton in the amount of \$750,000. He stated that 100 extra points would be applied if biddable plans and specifications were submitted with the application. The estimated cost of these plans is \$30,000. Mr. Bell stated that Mayor Smith requested the county fund the amount to cover the plans and specifications.

Motion by Commissioner Pridgen, second by Commissioner Comander, to approve application and to fund the cost of the plans and specifications in the amount of \$30,000. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented an update on the possible purchase of property located on North Holiday Road. He stated that staff found that the property would not be useful for stormwater, mitigation is too small and the property is a lot of record that could accommodate a residential unit.

The Board concurred to take no action.

Mr. Bell announced that he along with Commissioners Pridgen and Brannon would be in Washington D. C. on May 13, 2008.

Mr. Bell stated that the Florida Association of Counties (FAC) Trust sent a check in the amount \$8,621.60 to reimburse the county for utilization of outside counsel sources. Commissioner Pridgen serves as the Walton County representative on the FAC Board.

Mr. Bell presented the agreement with Mr. William Wilson for the sale and purchase of real property. Attorney Burke stated that \$152,000 would be earmarked as earnest money deposit funds and placed with the Clerk of Courts to show the Board's commitment to the purchase of the property. This amount is refundable to the County until 15 days after notification of grant funding. If the County or Mr. Wilson is unable to raise their portion of the funding, either party is given the option to back out of the agreement.

Commissioner Meadows asked for clarification of the change in density stipulation. Attorney Burke stated that the Planning Department would be required to submit a letter stating the maximum number of units allowable on the property if certain conditions are met. This letter is needed for the appraisal and to meet the tax incentive requirement.

Chairman Jones asked if the time frame that is applied to the county is applicable to Mr. Wilson. Attorney Burke stated that Mr. Wilson's timeframe is longer. Chairman Jones voiced concern regarding the uncertainty of Mr. Wilson's progress in obtaining private funding during that time. Attorney Burke stated that according to Mr. Wilson's tax advisor, once the Board is notified of grant receipt, Mr. Wilson would know within a short timeframe whether the needed investments are available.

Mr. Bill Imfeld, Finance Director, stated that General Fund Reserves would be earmarked for the earnest money deposit.

Commissioner Meadows asked whether Walton County will be the owners and will there be limitations placed on the property. Attorney Burke stated that Mr. Wilson will form an LLC with all the investors. It has not yet been decided whether Walton County will be consider as one of those investors. The \$4 million raised by the County will be used to obtain the conservation easement for public purposes. A draft form of the conservation easement is attached to the agreement for review.

Discussion continued regarding the earmarked funds and agreement details.

Commissioner Comander stated that more time is needed to review the agreement and asked if Mr. Wilson could begin seeking private investors. Attorney Burke stated that the conservation easement along with the tax incentive would be an enticement to outside investors. Attorney George Ralph Miller, representative for Mr. Wilson, stated that Mr. Wilson was asking only for funds to be earmarked as an earnest money deposit. The designated funds would be refunded through the grant. Attorney Miller stated that the contract is a required part of the grant application.

Commissioner Comander asked that the 15 day time period be changed to state until the next Board meeting.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve the agreement with changes as presented. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Mr. Bell presented for approval the following reappointments: Ms. Sharon Carver and Mr. J. D. Sweeney, Community Development Citizens Advisory Committee;

Mr. James Huffman, Recreation Board; and Mr. Victor Bowman, Code Enforcement Board.

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

Mr. Bell presented an outstanding maintenance agreement with the Florida Department of Transportation (FDOT) on the old Choctawhatchee Bay Bridge. The Tourist Development Council (TDC) recommended acquiring the old bridge to be used as a fishing pier. However, the bridge is falling into disrepair which leads to safety issues. Mr. Bell recommended termination of the agreement and a letter be sent to FDOT relinquishing maintenance responsibility.

Motion by Commissioner Pridgen, second by Commissioner Comander, to approve the termination of the FDOT Maintenance Agreement as presented. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Meadows requested that a Waste Management Recycling Options Workshop be scheduled for May 27, 2008 at 2:30 p.m. prior to the regularly held Board meeting.

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

Commissioner Comander presented for adoption a resolution **(2008-49)** designating May 19-23, 2008 as National Public Works Week. Mr. Starsky Harrell, Work

Program Manager, gave details pertaining to the Open House and demonstrations to be held at the Wee Care Park on May 22.

Motion by Commissioner Comander, second by Commissioner Meadows, to adopt a Public Works Week Resolution (**2008-49**). Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Chairman Jones presented a letter addressed to the Fish and Wildlife Commission and Department of Environmental Protection from the Juniper Lake Conservancy (JLC). The JLC is requesting assistance in securing access to specific areas for the abatement of aquatic weeds and for recreational purposes. He requested the Board entertain a motion to support by resolution (**2008-53**) the request of the JLC to the two State agencies.

Motion by Commissioner Pridgen, second by Commissioner Comander, to adopt a resolution (**2008-53**) supporting the request of the Juniper Lake Conservancy. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Brannon presented for adoption a resolution (**2008-50**) designating April 22, 2008 as Dr. Arthur Woodard Day. Dr. Woodard was recently inducted into the Florida High School Athletic Hall of Fame and served 11 years (1956-1967) at Tivoli High School in DeFuniak Springs.

Motion by Commissioner Brannon, second by Commissioner Comander, to adopt the Dr. Arthur Woodard Day Resolution (**2008-50**). Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Brannon presented for adoption a resolution (**2008-51**) supporting the creation and funding of a successor program to the Florida Forever Program and

requested the Legislative Delegation advocate the creation and funding of this successor program.

Motion by Commissioner Brannon, second by Commissioner Comander, to adopt the Florida Forever Program Funding Resolution (**2008-51**). Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Commissioner Pridgen had no items to present.

Attorney Mike Burke, County Attorney, presented for first review the Beach Activities Ordinance. He requested the Board review the changes and submit to his office any other suggested changes. This ordinance will implement the Leave No Trace Program which addresses public safety and environmental concerns. He stated that after the next review a public hearing will be scheduled to discuss the changes to the Beach Activities Ordinance.

Commissioner Pridgen exited the meeting at 6:54 p.m.

Attorney Henry requested approval of the settlement agreement in Healthmark Regional Medical Center v. Walton County. The settlement offer is in the amount of \$22,689.11. Attorney Henry stated that there is a need to have a continuing agreement with the Medical Center for future medical services. There is an existing agreement between the Department of Corrections and the Medical Center in which the DOC is responsible for 70% of the fees. He recommended approval of the settlement agreement, the authority for the Chairman to sign the agreement and direction to proceed with negotiating a permanent contract with established rates.

Commissioner Meadows asked if the contract would only be with Healthmark Medical Center. Attorney Henry stated that Healthmark is the closest medical provider to the jail and therefore the agreement would be with them.

Motion by Commissioner Comander, second by Commissioner Brannon, to approve the settlement agreement in the amount of \$22,689.11 and authorize the Chairman's signature. Ayes 4, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye.

Motion by Commissioner Comander, second by Commissioner Brannon, to direct the County Attorney to begin negotiations with Healthmark Medical Center for a permanent medical services contract with established rates. Ayes 4, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye.

Commissioner Pridgen returned to the meeting at 7:00 p.m.

Chairman Jones opened the floor to public comment.

Ms. Kristie Scally presented the definition of a borrow pit as defined by the Water Management District. She asked whether this is the definition that would be followed by the County. Ms. Pat Blackshear, Growth Management Director, stated that this would be the definition followed.

Mr. Ed Goodwin, spoke against the Beach Activities Ordinance.

Mr. Emmett Hildreth spoke against the Beach Activities Ordinance. He suggested changes be made.

Commissioner Meadows stated that the ordinance was not intended to interfere with the rights of the property owner, but is required by the Florida Department of

Environmental Protection, and will allow Emergency Medical Services access when needed.

Mr. Bill Bard gave information regarding an Animal Care Expo to be held May 14-17 in Orlando. He stated, in reference to the Animal Control Ordinance, that the Customary Use Lines were included four years ago and is not new.

Chairman Jones stated that the Executive Session would be held after the land use portion of the meeting.

The meeting recessed at 7:22 p.m. and reconvened at 7:29 p.m.

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

Mr. Karl Hazen, representative of Jolly Bay Cell Tower, a major development order application requesting a 180 foot monopole tower and compound on 9.72 acres with a future land use or rural village. This site is located on the corner of Jolly Bay Road and Fluffy Landing Road. Staff found the project consistent with the Land Development Code and Comprehensive Plan contingent upon the conditions set forth in the staff report and by the Planning Commission and recommends approval.

There was no public comment.

Motion by Commissioner Pridgen, second by Commissioner Brannon, to approve Jolly Bay Cell Tower. Ayes 4, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Pridgen Aye.

Ms. Blackshear stated that the applicant had requested that Whispering Lake PUD be removed from the agenda until further notice.

Mr. Tim Spears, Seaside Engineering and Survey, presented the Bungalows Plat, formerly known as Inlet Beach Bungalows, a final plat application requesting approval for nine single family lots on approximately 1.14 acres with a future land use of village mixed use. The site is located on the north side of U.S. 98 between West Shore Drive and C. R. 30A east. Staff found the project consistent with F. S., Chapter 177 and the Land Development Code and recommended approval.

There was no public comment.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to approve Bungalows Plat for recording. Ayes 4, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Pridgen Aye.

Commissioner Meadows returned to the meeting at 7:34 p.m.

Attorney Gary Vorbeck presented the Alys Beach Urban Code Amendment #2 a major development order application submitted by Moore Bass Consulting, Inc. Alys Beach proposes to amend their planned unit development (PUD) conceptual plan and urban code to add the T4S-Urban General Special Gulf Front zone. The entire site consists of 158.49 acres with a future land use of NPA/TNDA, NPA/SN. The site is located on the eastern end of C. R. 30A, approximately 1 mile west of the junction of Highway 98 and C.R. 30A. Staff found the project meets minimum technical requirements of the Land Development Code and is in compliance with the Comprehensive Plan and recommends approval. Ms. Blackshear stated that all concerns have been resolved. **(Alys Beach Exhibit: Moore Bass Packet)**

There was no public comment.

Motion by Commissioner Brannon, second by Commissioner Pridgen, to approve Alys Beach Urban Code Amendment #2. Ayes 5, Nays 0. Jones Aye, Comander Aye, Brannon Aye, Meadows Aye, Pridgen Aye.

Chairman Jones recessed the meeting at 7:36 p.m. and called to order the Executive Session to discuss the settlement offers received in the Walton County versus Charles Hugh Edmonds, et al. Pursuant to Florida Statutes, the executive session was not open to the public.

Chairman Jones recessed the Executive Session at 8:28 p.m. and called the regular meeting to order.

There being no further business, the meeting was adjourned at 8:30 p.m.

APPROVED _____
Larry Jones, Chair

ATTEST _____
Martha Ingle, Clerk of Court