

AUGUST 14, 2018 – REGULAR MEETING

The Board of County Commissioners, Walton County, Florida held a Regular Meeting on August 14, 2018 at 4:00 p.m. at the Walton County Courthouse Annex in Santa Rosa Beach, Florida.

The following board members were present: Commissioner W. N. (Bill) Chapman, Chairman; Commissioner Tony Anderson, Vice-Chairman; Commissioner Sara Comander; and Commissioner Cecilia Jones. Mr. Larry Jones, County Administrator; and Attorney Sidney Noyes, County Attorney; were also present. Commissioner Melanie Nipper was not present.

Chairman Chapman recognized and welcomed Ms. Rhonda Skipper, Tax Collector.

Chairman Chapman called the meeting to order.

Motion by Commissioner Jones, second by Commissioner Anderson, to approve the agenda with the revisions as follows. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

1. Deletion: TDC (18-1257)-Request approval to make the following improvements to Grayton Beach State Park: 1. Install a crosswalk at the main park entrance off C.R. 30A; 2. Pave and maintain the trailhead parking lot north of C.R. 30A; and 3. Install and maintain a bathroom with a two-person capacity at the trailhead in exchange for access to easement of state park property for the construction of a multi-use path.
2. Addition: Commissioner Chapman (18-1266)-Request to approve and authorize the Chairman to sign a letter authorizing the County Administrator to sign all documents associated with TRIUMPH funding on behalf of the BCC
3. Addition: Administration-Request to approve the date and time of the groundbreaking of the Freeport Business Park and a ribbon cutting at Helen McCall Park expansion
4. Presentation Change: County Attorney (18-1244) to be presented after the Waste Management Expenditures

There were no public comments on items on the agenda.

Motion by Commissioner Comander, second by Commissioner Anderson, to approve the Consent Agenda as follows. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

1. Approve Expenditure Approval List (EAL) excluding the Waste Management expenditures

	Total	WM
General Fund	\$ 2,019,739.13	
County Transportation	\$ 790,529.15	
Fine & Forfeiture	\$ 22,436.79	
Section 8 Housing	\$ 152,278.69	
Tourist Dev. Council	\$ 870,074.17	\$ 2,863.84
N.W. Mosquito Control	\$ 2,608.37	
Recreation Plat Fee	\$ 9,375.42	
Solid Waste Enterprise Bldg Dept/Enterp. Fund	\$ 1,074,615.52	\$ 400,582.31
Daughette Subdivision	\$ 1,682.84	
Capital Projects Fund	\$ 2,625.00	
Mossy Head Ind. Park Infrastructure Improvements	\$ 1,700.00	
Increment Tax Funding	\$ 721.50	
Totals	\$ 4,989,793.08	\$ 403,446.15
Grand Total (less WM)	\$ 4,586,346.93	

2. Approve Minutes of the July 24, 2018 Regular Meeting and the July 26, 2018 Land Use Hearing
3. Approve the Investment Report for Quarter ended June 30, 2018 as requested by the Clerk's Office
4. Request to approve the Walton County Public Library Annual Plan for Fiscal Year 2018-2019 and the Long Range Plan for Fiscal Years 2019-2025 as a requirement of the FY 2018-2019 State Aide to Libraries Grant Application
5. Request to approve and authorize the Chairman to sign a **resolution (2018-62)** encouraging Congress to create a reliable, predictable stream of resources to address deferred maintenance needs in America's National Park System
6. Request to approve and authorize the Chairman to sign a letter of commitment that North Walton County, as the newest member of the Northwest Florida Rural Area of Opportunity, plans to be an active part of Opportunity Florida and appoint Bill Imfeld, Economic Development Alliance-Executive Director, as Walton County's Representative on the Opportunity Florida Board of Directors. Request to approve payment of the 2018-2019 annual investment dues in the amount of \$2,879.80
7. Request to clarify authorization to utilize remaining TDC BP funds in the amount of \$1,902,660.00 for the purchase and/or design and engineering of the new TDC Visitors' Center (Parcel No.: 29-2S-19-24000-008-0070 and 29-2S-19-24000-0080-0040)

8. Request to approve and authorize the Chairman to sign a **resolution (2018-63)** amending the FY 2018 Budget in the Fine and Forfeiture Fund for unanticipated revenue from Litigation Settlement, City of Freeport, Insurance Proceeds, and School Resource Deputy
9. Request to approve and authorize the Chairman to sign a **resolution (2018-64)** amending the FY 2018 Budget in the General Fund for unanticipated grant revenue in the amount of \$19,455.00 for the Supervisor of Elections Albert Network Monitoring Solution Grant from the Division of Elections
10. Request to approve and authorize the Chairman to sign a **resolution (2018-65)** and the Florida Department of Transportation (FDEP) State-Funded Grant supplemental Agreement No. 001 (FPN: 44198-2-54-01) to Contract No. GOT42 (FPN 441498-2-54-01) for the C.R. 280A Connector Project
11. Request to approve and authorize the Chairman to sign a Grant Agreement (CM923) with the Florida Department of Environmental Protection for federal funding for exotic plants removal and habitat improvement in Walton County's rare Coastal Dune Lakes
12. Request to approve and authorize the Chairman to sign an Interlocal Agreement between Walton County and The Choctawhatchee Basin Alliance (CBA) to have CBA provide support to Walton County on the coastal Partnership Initiative Grant for the exotic plant removal project on the Coastal Dune Lakes
13. Request to approve and authorize the Chairman to sign Addendum 1 to Contract 017-033 with Lord & Son Construction Company, Inc. for Design/Build of the Interior and Exterior Buildout of Freeport Business Park and Renovation of the Planning Department at the South Walton Annex
14. Request to approve and authorize the Chairman to sign a Memorandum of Understanding between Walton County, Florida and the School Board of Walton County, Florida regarding utilization of school resources during emergencies and disasters to include providing for an adequate number of public host and risk shelters, cafeteria facilities, and school buses for emergency transportation by utilizing Walton County public school staff, facilities, and resources
15. Request to approve and authorize the Chairman to sign the Green Air Group, LLC amended lease agreement to include collection of sales tax
16. Request to approve and authorize the Chairman to sign the Speedee Printing, Inc. amended lease agreement to include collection of sales tax
17. Request to approve and authorize the Chairman to sign Modification 2 to the Hazard Mitigation Grant Program (HMGP) funding agreement 16HM-H4-01-76-01-450 (Big Redfish Bridge) which extends the grant contract expiration date until December 31, 2018 and increases the grant award by \$63,733.00 making the total grant amount \$668,183.00
18. Request to approve and authorize the Chairman to sign Contract No. 018-024 Engineering Services for C.R. 883 CIGP Project with GGI, LLC in the amount of \$281,527.76
19. Request to approve and authorize the Chairman to sign Contract No. 018-026 with New Line Skate Parks for the Design of the Skate Park at Helen McCall
20. Request to approve and authorize the Chairman to sign the first option to renew Contract No. 017-018 with Harper Landscaping, LLC for Highway 98 Median and Right of Way Landscaping
21. Request to approve and authorize the Chairman to sign Change Order No. 1 to Contract No. 015-027 with public relations firm Turner Public Relations, Inc. in order to use the

- \$15,200.00 in contingency funds set aside under the terms of the contract for utilization of funds for reimbursement of completed and upcoming guided media visits
22. Request to approve and authorize the Chairman to sign Change Order No. 2 to Task Order No. 016-05 Palmetto Road Drainage Improvements with Dewberry decreasing the contract price \$2,250.00
 23. Request to approve and authorize the Chairman to sign Change Order No. 4 to Contract No. 017-030 Helen McCall Park Improvements with CW Roberts, Inc., decreasing the contract price \$20,237.00
 24. Request to approve a Change Order to Purchase Order 23313 issued to Vanguard Modular for Bid No. 017-031 for a modular unit for the Walton County Department of Health Environmental Department; increasing the Purchase Order amount by \$20,429.00 as requested by the Walton County Health Department
 25. Request to approve the purchase of three laptops to replace BCC 8221, 8222 and 8336 in an amount not to exceed \$5,000.00 as requested by the TDC
 26. Request to approve the purchase of a security system and a PA sound system for Helen McCall Park Improvement Project in an amount not to exceed \$5,000.00 as requested by Public Works
 27. Request to approve the purchase of a replacement HVAC Unit for the District 5 Commissioner's Office in an amount not to exceed \$3,000.00
 28. Request to approve and authorize the Chairman to sign the 2019 Small County Consolidated Solid Waste Management Grant Application
 29. Request approval to apply for the Fiscal Year 2018-2019 Resilience Planning Grant from the Florida Department of Environmental Protection to provide coastal resilience planning around the Walton County's Rare Coastal Dune Lakes and authorize Melinda Gates, Coastal Resource Liaison, to act as the County's agent on the application

Chairman Chapman announced his voting conflict regarding the Waste Management Expenditures and submitted Form 8B: Memorandum of Voting Conflict to the clerk.

Motion by Commissioner Anderson, second by Commissioner Jones, to approve the Waste Management Expenditures in the amount of \$403,446.15. Ayes 3, Nays 0. Chapman Abstain, Anderson Aye, Comander Aye, Jones Aye. **(Form 8B: Chapman)**

Motion by Commissioner Anderson, second by Commissioner Comander, to approve the Settlement and Release in Vecchio v. Walton County (Case No.: #:17-cv-127-RV-CJK) as presented during the Executive Session by Attorney Sidney Noyes, County Attorney. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Mr. Jones discussed the work which has begun on the Freeport Business Park and reported a groundbreaking ceremony had not been scheduled. He also requested to schedule a ribbon cutting for the Helen McCall Park expansion. The board concurred to hold the Helen McCall Park ribbon cutting at 9:00 a.m. on August 15, 2018 and the groundbreaking ceremony for the Freeport Business Park at 10:00 a.m. on August 15, 2018.

Mr. Jones discussed a request from Yelco Logistics, Inc. to purchase a 4.5 acre parcel in the Mossy Head Industrial Park. The proposed project would include a truck rental/truck wash operation, office space, and coffee restaurant. A deposit check has been submitted in the amount of \$5,000.00 along with a proposed contract. The venture would provide 10-20 jobs. He requested, if the board wished to pursue the offer, to advertise for the highest and best use for the property and to grant authorization to staff to negotiate and bring back a purchase agreement.

Motion by Commissioner Anderson, second by Commissioner Jones, to move forward with the advertising for the highest and best use for 4.5 acres (Lot No.: 8) in the Mossy Head Industrial Park and authorize staff to bring back a negotiated purchase agreement with Yelco Logistics, Inc. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Anderson, to approve the scoreboard sponsorship agreement for the new sports park in south Walton County (Peach Creek) as requested by Mr Jones. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye. This is approving a document to be utilized for those wishing to apply for sign sponsorship.

Motion by Commissioner Comander, second by Commissioner Jones, to award ITB 018-032 Pilcher Park Security System to Information Transport Solutions as requested by Mr. Jones. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Anderson, second by Commissioner Jones, to advertise an Invitation to Bid (ITB) for Security Monitoring Services as requested by Mr. Jones. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye. The current contract with Siemens Industry, Inc. will be expiring.

Motion by Commissioner Anderson, second by Commissioner Jones, to approve to utilize one of the county's continuing engineering service engineers for the design of stormwater and erosion control improvements to be constructed in conjunction with TDC's beach access improvements; using a portion of excess South Walton TIF Funds remaining from the C.R. 30A resurfacing Phase IV project as requested by Mr. Jones. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Anderson, second by Commissioner Jones, to advertise for Request for Qualifications (RFQ) for Construction Engineering and Inspection Services (CEI) for C.R. 280A Connector Road as requested by Mr. Jones. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Anderson, to amend the Recreation Fee Calculation Policy adopted by the BCC on June 25, 2018 as requested by Mr. Jones. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Anderson, to advertise a Request for Proposal (RFP) for Lifeguard Services as requested by Mr. Brian Kellenberger, TDC Director of Beach Operations. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye. The scope of services includes five additional lifeguards for the shoulder season (October 30 through March 1) and a one month extension to the summer tourist season (March 1 through October 30).

Motion by Commissioner Jones, second by Commissioner Anderson, to advertise a Request for Qualifications (RFQ) for design and engineering services for the new TDC facility on U. S. Highway 331 South as requested by Mr. Kellenberger. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Anderson, to approve the following events for the North Walton Events Grant Support Program as presented by Mr. Mike Kerrigan, TDC Marketing Director. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye. These events have been approved by the North Walton Events Committee and the Tourist Development Council Advisory Board.

1. Freeport BayFest: \$3,000.00
2. Chautauqua Spring Wine Festival: \$3,000.00
3. Freeport Highway School Basketball Tournament: \$6,000.00
4. Historic Preservation Seminar & Tour of Homes: \$3,000.00
5. LakeFest: \$6,000.00
6. Marvel of Flight: \$6,000.00

Motion by Commissioner Jones, second by Commissioner Anderson, to approve to allow Mike O'Conner to place a memorial bench at the Inlet Beach Regional Beach Access as requested by Mr. Kellenberger. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye. The bench and plaque will be uniform to existing memorial benches, supplied by the applicant, and installed by TDC staff.

Motion by Commissioner Anderson, second by Commissioner Jones, to advertise an Invitation to Bid (ITB) for the replacement of the Winston Lane Neighborhood Beach Access (NBA) dune walkover as presented by Mr. Kellenberger. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Anderson, to approve the conceptual design for the new Seagrove Regional Beach Access and move forward with formal

design and planning/permitting applications as presented by Mr. Kellenberger. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Anderson, to move forward with construction and authorize Public Works staff to install a storm water collection system for the Wall Street Neighborhood Beach Access (NBA) as designed by TetraTech under Task Order 16-005 as requested by Mr. Kellenberger. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Anderson, to open the Public Hearing. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Chairman Chapman announced the Public Hearing is to consider the request to approve and authorize the Chairman to sign a resolution to bring forward \$580,000.00 in the General Fund Reserves for the renovations at the South Walton Courthouse Annex and the Freeport Business Complex.

Commissioner Jones asked what the timeframe would be to renovate the courthouse annex in south Walton County. Mr. Jones replied four months per project; the Freeport Business Complex has been under construction approximately three weeks.

Ms. Coy Bowman asked what amounts would be spent on each project. Mr. Jones stated both sites were bid as one project. Ms. Bowman asked if the plans were available for public viewing. Attorney Noyes stated she would provide a copy for review.

Ms. Rhonda Skipper, Tax Collector thanked the board for the additional space.

Motion by Commissioner Anderson, second by Commissioner Jones, to approve and authorize the Chairman to sign a **resolution (2018-66)** to bring forward \$580,000.00 in the General

Fund Reserves for the renovation at the South Walton Courthouse Annex and the Freeport Business Complex. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Anderson, to close the Public Hearing. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Anderson, second by Commissioner Jones, to approve and authorize the Chairman to sign the Winston Lane Public Beach Access Walkover License Agreement as presented by Attorney Noyes. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Attorney Noyes presented an update on the TDC Garbage Collection issue. As of today garbage collection services have ceased. Some of the property owners have revoked their cease and desist letters which will allow staff to collect the trash from the beaches. She briefly discussed which areas garbage will be collected and referenced a map indicating the service areas.

Motion by Commissioner Anderson, second by Commissioner Jones, to resume garbage collection services only in the areas in which staff can legally traverse.

Commissioner Anderson clarified that the board wants to insure the beaches are clean and free of trash; however, they also want to protect their employees.

Chairman Chapman questioned how the garbage will be removed from the beach in the areas staff is not allowed. Mr. Kellenberger replied that it would be responsibility of the property owner to provide the material, labor, and resources to collect the trash. Chairman Chapman asked if it would be a code violation if the property owners fail to adequately collect the garbage and it becomes a health issue. Attorney Noyes stated that litter on the beach is a code violation as stated in the Beach Activities Ordinance. Chairman Chapman asked if monitoring would be done without trespassing. Mr. Kellenberger stated it would be monitored from the Mean High Water Line.

Ms. Nora Murphy, Manager for four individual gulf front complexes, requested a copy of the map presented showing the areas in which garbage can be collected. Attorney Noyes stated the map would be available on the county's website. Ms. Murphy stated the property she manages is private property and have had no issues with the TDC. She encouraged staff to continue working with the private owners which are still not allowing access.

Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Attorney Noyes presented an update on the Customary Use Hearing. She requested approval to run an advertisement in the DeFuniak Herald/Breeze and Northwest Florida Daily News publicizing the September 8, 2018 Customary Use Public Hearing and requesting members of the public to submit evidence of customary use. An affidavit for the public to submit documenting which beaches have been used has been drafted. The affidavit can be taken to the County Attorney's office to be notarized at no cost.

Motion by Commissioner Anderson, second by Commissioner Jones, to approve advertising the September 8, 2018 Customary Use Public Hearing and request members of the public to submit evidence of customary use.

Ms. Murphy encouraged the board to accept input from both sides of the customary issue.

Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Motion by Commissioner Jones, second by Commissioner Comander, to advertise and hold a Public Hearing on September 8, 2018 at 9:00 a.m at South Walton High School to consider adoption of a Customary Use Ordinance. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye. This is a precautionary action to enable the board to adopt an ordinance which would become effective should the court rule in favor of the county.

Commissioner Comander discussed the closing of Bay Elementary in south Walton County. She recommended entering into an interlocal agreement with the Walton County School District to use the facility as a Senior Center and Emergency Shelter. She directed staff to research the issue.

Commissioner Comander discussed the positive outcome of the improvements at the intersection of C.R. 83 and C.R. 395. She requested staff look into making improvements at the intersection of C.R. 83 and C.R. 393. The board concurred to allow staff to research possible intersection improvements.

Commissioner Jones announced the submission of the final TRIUMPH project on September 12, 2018.

Commissioner Anderson had no items to present.

Chairman Chapman discussed the TRIUMPH application presented by Commissioner Jones.

Chairman Chapman stepped down as Chairman to make the following motion.

Motion by Commissioner Chapman, second by Commissioner Jones, to approve and authorize the Chairman to sign a letter authorizing the County Administrator to sign all documents associated with TRIUMPH funding on behalf of the BCC. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Chairman Chapman resumed the position as Chair.

Mr. Billy Buzzett, Grayton Beach Neighborhood Association, requested to repaint the "Grayton Beach" aerial sign on DeFuniak Street in Grayton Beach at the expense of the Grayton Beach Neighborhood Association. Chairman Chapman questioned how long the sign would be and if it would cause a problem with the FAA. Mr. Buzzett said he was not sure of the length and

the Association would work with Public Works-Road Department to insure the proper paint is used and with the Sheriff's office to make sure an obstacle is not created. He stated modifications could be made that would not interfere with the FAA.

Motion by Commissioner Jones, second by Commissioner Anderson, to approve the repainting of the "Grayton Beach" aerial sign on DeFuniak Street in Grayton Beach at the expense of the Grayton Beach Neighborhood Association. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

Mr. Fred Tricker, South Walton Community Council, announced that they received the final safety study report August 13, 2018 and requested to postpone his presentation to the September 11, 2018 meeting to allow the consultant to be available. He distributed copies of the final report to the board. He said he would gladly meet individually with any board member who had questions about the study. Chairman Chapman asked Mr. Tricker to have their consultant contact Mr. Chance Powell, Traffic Engineer.

Ms. Bowman addressed the board.

Motion by Commissioner Jones, second by Commissioner Anderson, to move the August 23, 2018 Land Use Hearing to August 30, 2018 at 9:00 a.m. at the South Walton Annex due to early voting taking place in the Board Room as requested by Mr. Mac Carpenter, Planning and Development Director. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye.

The Quasi-Judicial Hearing was called to order and Attorney Noyes administered the oath to those intending to speak. There were no objections to the advertisements. Attorney Noyes instructed the board to submit any Ex Parte communications to the clerk.

Mr. Carpenter presented Tudor Re-Plat, a request to approve by Final Plat a Minor Plat application submitted by Westerra Development, Inc., Randall T. Hilburn on behalf of Dirk and

Inge Tudor, requesting approval to re-plat Lot 1 in Mallet Bayou Reach Phase I on +/- 0.917 acres with a future land use of Rural Village. The project is located approximately ¾ of a mile on the right side of North Bay Grove Road from the intersection of U.S. Highway 331 (Parcel No.: 34-1S-19-23090-000-0010). Staff found the project to be consistent with the Walton County Comprehensive Plan and Land Development Code contingent upon conditions being met as stated in the Staff Report. **(Staff Report-1)**

Mr. Dirk Tudor, Applicant, thanked the board for considering the request.

There were no public comments.

Motion by Commissioner Anderson, second by Commissioner Jones, to approve the Tudor Re-Plat with conditions as stated in the staff report. Ayes 4, Nays 0. Chapman Aye, Anderson Aye, Comander Aye, Jones Aye. **(Exhibits: Staff Report) (Ex Parte: None)**

There being no further items to present, the meeting was adjourned 4:53 p.m.

Approved: 
W. N. (Bill) Chapman, Chairman

Attest: 
Alex Afford, Clerk of Courts and County Comptroller