

BOARD OF COUNTY COMMISSIONERS

GULF COUNTY, FLORIDA

AGENDA	JULY 26, 2011	TIME / PAGE NO.
1. Meeting Called to Order		6:00 p.m.
2. Consent Agenda		1-69
3. Supplemental Consent Agenda		70-71
4. 2 nd Public Hearing – 2011 Small Cities C.D.B.G. (\$700,000.00)		72-73
5. Public Hearing – P.D.R.B. Recommendations (July 18, 2011)		74
6. County Staff Business		
7. Board Business		
8. Tommy Pitts / Johanna White – The Port Authority		
9. David McClain – A.C.F.S. Update		
10. Public Discussion		

F.S. 286.0105:

If a person decides to appeal any decision made by the board, agency or commission, with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

CONSENT AGENDA

July 26, 2011

1. Minutes – June 28, 2011 – Regular Meeting 1-13
- July 12, 2011 – Regular Meeting 14-25
2. Bid Award #1011-23 (Solar Lights & Installation * Current Solutions of the
Gulf Coast, LLC (lowest bidder) * \$210,000.00) 26-27
3. Budget Amendment #1 (Public Works Consolidated Services Fund *
Decrease Stormwater Mgmt – Physical Environment
\$1,390.00 * Increase Mosquito Control \$1,390.00) 28

Budget Amendment #2 (Tourist Development Fund * Increase Tourist
Development \$35,000.00 * Decrease Reserves
\$35,000.00) 29

Budget Amendment #3 (General Fund * Supervisor of Elections * Increase
\$1,200.00 * Decrease Reserves \$1,200.00) 30
4. Grant Acceptance – Emergency Food & Shelter Phase 29 (\$6,594.00) 31
5. Invoices – County Attorney Jeremy Novak (July 1, 2011-July 16, 2011 *
\$4,627.50 * to be paid from Account #21314-31100) 32-34

- C.W. Roberts Contracting, Inc. L.A.P. Bike Path 3 (Application
No. 1 * \$50,546.52 * to be paid from Account
#40341-53000) 35-38

- Florida Department of Revenue Reimbursement Invoice
Unemployment Benefits (Board * \$5,639.75 * to be paid
from Account #347511-25000) 39-40

- GAC Contractors – Iola Road Paving Project C.I.G.P. (Invoice
#26190 * \$106,260.63 * to be paid from Account
#40741-63000) 41-44

- GAC Contractors – Old Bay City Road Paving Project C.I.G.P.
(Invoice #26191 * \$61,718.60 * to be paid from Account
#40741-63000) 45-48

- IC Contractors, Inc. – Stumphole Revetment Project Phase III
(D.R.I.) (Application No. 4 * \$289,800.00 * to be paid from
Account #113538-34000) 49-50

- Legal Services of North Florida (April 1, 2011 – June 30, 2011 * to
be paid from Account #71015-82000) 51
6. Resolution #2011-14 (F.D.O.T. S.C.R.A.P. Agreement for resurfacing
Columbus Street from U.S. Highway 98 to Georgia
Avenue) 52-67

Resolution #2011-15 (Budget Resolution for unanticipated revenue in the
General Fund and the Tupelo Fire Control District for
FY 2010-2011)

SUPPLEMENTAL CONSENT AGENDA

July 26, 2011

1. Professional Services Proposal (CR 30-A * \$693,550.00 * S.C.O.P. funds to widen and resurface CR 30-A from Gulf Pines Drive to east of Money Bayou Bridge)

PORT ST. JOE, FLORIDA

JUNE 28, 2011

REGULAR MEETING

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Warren J. Yeager, Jr., Vice Chairman Bill Williams, and Commissioners Carmen L. McLemore, Ward McDaniel, and Tan Smiley.

Others present were: County Attorney Jeremy Novak, Clerk Rebecca L. Norris, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Assistant Administrator Michael Hammond, Deputy Administrator Lynn Lanier, Building Official Lee Collinsworth, Gulf County E.M.S. Director Houston Whitfield, G.I.S. Coordinator Scott Warner, Planner David Richardson, Public Works Director Joe Danford, Sheriff Joe Nugent, Sheriff's Office Major Bobby Plair, County Engineer/Preble-Rish, Inc. Clay Smallwood, III, and Tax Collector Shirley Jenkins.

Sheriff Nugent called the meeting to order at 6:00 p.m., E.T.

Assistant Administrator Hammond opened the meeting with prayer, and Chairman Yeager led the Pledge of Allegiance to the Flag.

CONSENT AGENDA

Upon motion by Commissioner Williams, second by Commissioner Smiley, and unanimous vote, the Board approved the Consent Agenda as follows:

1. Minutes – June 14, 2011 – Regular Meeting
2. Agreement – Mortgage Modification (Port St. Joe Port Authority/Capital City Bank)
3. Grant – Small County Solid Waste
4. Invoices – County Attorney Jeremy Novak (Invoice June, 2011 * \$7,502.50 * to be paid from Account #21314-31100)
 - GAC Contractors – Old Bay City Road Paving Project (Invoice #26127 * \$363,931.55 * to be paid from Account #40741-63000)
 - I-C Contractors, Inc. – Stumphole Revetment Project (Invoice #3A * \$78,014.73 * to be paid from Account #223525-34000)

- Sniffen & Spellman, P.A. – Professional Litigation Services (Invoice #7208 * \$5,344.24 * to be paid from Account #21111-31200)

(End)

PUBLIC HEARING –RECREATIONAL VEHICLE (R.V.) MORATORIUM – PROPOSED ORDINANCE

Chairman Yeager reported that this is the First Public Hearing on the Recreational Vehicle (R.V.) Moratorium Ordinance. County Attorney Novak reported that the P.D.R.B. made recommendations to this Board, stating that the County scheduled a Workshop after the recommendations from The P.D.R.B., and we are here tonight for the First Public Hearing for the Proposed R.V. Moratorium Ordinance. Chairman Yeager requested for the coastal corridor to be change to extend to the County line on C.R. 30-A. County Attorney Novak stated that as long as there are no fundamental changes to the proposed ordinance impact or scope, the ordinance can move forward to the 2nd Public Hearing without re-advertisement. Chairman Yeager called for public comment.

Cheryl Vacco requested copies of the proposed ordinance for the public to read. Copies were produced by County Staff.

Rich Brenner appeared before the Board and presented suggestions for the Board to consider to better define, or clear up possible ambiguities in the proposed R.V. Moratorium Ordinance, as follows: (1) Definitions – Non dwelling unit structure; suggests deleting the word “etc.” at the end. (2) Section 6 R.V. Regulations – R.V.’s within unincorporated areas; define restrictive zone and where those are located. (3) Parcel and Lot – suggests using Lot (defined in ordinance) and omitting parcel (not defined). (4) One R.V. per Parcel – (a) suggests separate reference for storage and residential use, with broader storage allowance in the North end of the County since lots are much larger there, and (b) suggests two sections with regulations for stored and occupied R.V.’s. (5) Lot Coverage – (a) inquired as to how the 30% impervious area comes in when there is a dwelling, an R.V., and an accessory structure on the lot, (b) suggests “accessories” be replaced with “Accessory Structures” if that is what it really means, <Commissioner Williams moved to allow an additional three minutes and with Commissioner McDaniel’s second, the motion passed unanimously >. (c) suggests clarifying the assumed requirement to have two R.V. parking spaces in addition to the dwelling parking spaces, and (d) suggests clarifying the assumption that the stored R.V. must meet the building setbacks, and the L.D.R. and Comprehensive Plan guidelines. (6) R.V.’s within the Coastal Corridor – (a) suggests clarity on number of R.V.’s one could have per lot and how long each could be occupied, and whether they must meet the L.D.R.’s and Comprehensive Plan, (b) under exceptional circumstances, language

implies that multiple R.V.'s may be stored on one lot next to a dwelling and suggests language be changed to limit storage to only one R.V. per lot as in the unincorporated area, (c) inquired as to how a residential area applies to the Ordinance, (d) suggests there be specific language added that refers to a lot without a dwelling, and (e) evacuations; suggests language in the Ordinance be removed if it is not enforceable, and asked that any evacuation apply to the entire coast, not just the corridor. <Commissioner Williams motioned to allow an additional three minutes, and with Commissioner McDaniel's second, the motion passed unanimously. > (7) Miscellaneous Provisions – (a) recommended that each camper be required to purchase an annual permit, and (b) suggests that camping only be allowed on improved lots that have sewer/septic service, water, and electricity; stating that he is opposed to camping on the Beach.

Natalie Shoaf appeared before the Board and suggested that the Board follow the Housing and Urban Development (HUD) guidelines, stating that you have to be a minimum of 1500 feet from the water; stating that this coastline is a Zone 3D area. She stated that there needs to be a sewer, survey and water for each lot, and that a moratorium be put in place and stop lots from being sold for this purpose. Ms. Shoaf stated that there are several lots that the current owner is renting the lot for others to put their R.V. on, or they are renting the lot out by the day, week or longer, and these people need to be paying bed tax. She stated that a determination needs to be made on whether existing ones will be grandfathered in. <Commissioner Williams motioned to allow an additional three minutes to speak. Commissioner McDaniel seconded the motion, and it passed unanimously.> Ms. Shoaf suggested that the County needs to establish regulations on what an R.V. park is. Ms. Shoaf stated that a minimum of eight acres are required in Mexico Beach, and suggested that the County use this acreage and put some guidelines as to where an R.V. park can be placed.

Upon inquiry by Chairman Yeager concerning acreage of R.V. lots, County Attorney Novak recommended to consider this ordinance and if the County wants to change density requirements, then amend the language in the Land and Development Regulations (L.D.R.) for R.V. parks.

Joyce Holland appeared before the Board and inquired about R.V.'s in the Highland View area. Commissioner Williams stated that Highland View will be exempt from this ordinance and it will not be affected.

Daniel Griffin appeared before the Board and inquired about the zoning of mobile homes in Gulf County. Chairman Yeager reported that it must be a Zone 3 mobile home. Mr. Griffin discussed the cost of a Zone 3 mobile home. Chief Administrator

Butler reported that the County has no control over the mobile home zoning, stating that this is set by the Federal Government.

Sheila Stone appeared before the Board and stated that if the safety of R.V.'s are an issue during severe weather, then the County needs look at all the boats, motorcycles and non-working vehicles that are in peoples yards during severe weather, stating that everything needs to be considered that could be a hazzard.

Julian Rabon appeared before the Board and inquired as to the number of R.V.'s allowed per lot and the length of time allowed. Chairman Yeager stated that the intent of the ordinance is 45 days. Mr. Rabon inquired whether a home owner may have friends and family park an R.V. on their lot. Commissioner Williams stated that the 45 days and the one lot per parcel was intended both in the tourist corridor or coastal corridor, and in general, but if you owned the dwelling with an R.V. there was an exemption; stating that it was his intent to allow only on vacant lots. County Attorney Novak reported that the way it is written is all R.V.'s located within the corridor, which are being stored and not occupied, located on the same lot with the principal dwelling are permitted. County Attorney Novak stated that it does not define if it is family or visitor, but if you are within the coastal corridor and you have an R.V. on your property, and it is not for your primary dwelling, you can have it year round. County Attorney Novak stated that if you are within the corridor and you have an R.V. on your property and you are living in it or someone else is, that triggers the 45 day window. <Commissioner Williams motioned to allow an additional three minutes to speak. Commissioner Smiley seconded the motion, and it passed unanimously.> County Attorney Novak reported that it goes back to the intent and use of the R.V. Mr. Rabon inquired about the permitting and registration of R.V.'s, stating that they are already registered with the state, but inquired as to the intent of the County to enforce the permitting and registration. Chairman Yeager reported that County Staff will handle this issue, stating that the ordinance will go into effect October 1st, so they will have something in place before this time. County Attorney Novak discussed the purpose of permitting or registration. Mr. Rabon suggested that the County grandfather in existing facilities with more than one R.V. per lot.

Clay Lewis appeared before the Board and presented suggestions to the Board concerning the R.V. ordinance by discussing (1) the definition of the tourist corridor/coastal corridor, which excludes everything from Cape San Blas Road to the Franklin County line. Chairman Yeager stated that this has been changed and the new language incorporates and extends all the way to the Franklin County line, with the exception of C30-B. <Commissioner Williams motioned to allow an additional three minutes to speak. Commissioner Smiley seconded the motion, and it passed unanimously.> Mr. Lewis discussed (2) commercial use of R.V.'s, stating that he can

find no mention in the proposed ordinance of commercial use, (3) grandfathering in existing R.V.'s, <Commissioner Williams motioned to allow an additional three minutes to speak. Commissioner Smiley seconded the motion, and it passed unanimously.> Chairman Yeager stated that he is not opposed to grandfathering on this issue.

Cheryl Vacco appeared before the Board and discussed that she has been coming to Gulf County for approximately six years and staying in an R.V. on a lot at Cape San Blas; eventually relocating here, making this her home. Ms. Vacco agrees some R.V. regulation needs to be in place, but has mixed emotions, and discussed different ways it could be controlled or regulated. <Commissioner Williams motioned to allow an additional three minutes to speak. Commissioner Smiley seconded the motion, and it passed unanimously.> Ms. Vacco stated that everyone should be treated fairly, and that she is very concerned about individuals who live in R.V.'s, stating that is probably the best they can do. Discussion followed. <Commissioner Williams motioned to allow an additional three minutes to speak. Commissioner Smiley seconded the motion, and it passed unanimously.> Ms. Vacco requested for the Board to review the hardship issue and requested the definition of an R.V. Park. Ms. Vacco stated that if the County is truly worried about the beauty of our beaches and tourism, they need to look at it as a whole, not just R.V.'s. Chairman Yeager stated that the State probably defines the R.V. Park. County Attorney Novak read the proposed ordinance definition of a R.V. Park. Ms. Vacco also suggested consideration of some grandfathering in. She encouraged the Board to look at the entire County and those who put them in office.

Ron Rakestraw appeared before the Board and inquired about the 45 days per year on the R.V.'s. to park on a lot. County Attorney Novak reported that Mr. Rakestraw's lot is on Alabama Avenue and this is not a contiguous lot to Highway 98. Mr. Rakestraw stated he understands it doesn't affect him, but asked the Board to consider others.

County Attorney Novak reported on the comments from the Public Hearing tonight, stating that all the meetings and public hearings for the past three months have been properly noticed. County Attorney Novak reported that he does meet with each Commissioner and they are strictly one-on-one between the Commissioner and himself.

Chairman Yeager reported that the Final Public Hearing will be held in two weeks, and the County will adopt an ordinance regulating R.V.'s in this County. He reported that an updated draft will be placed on the County's website.

Jeremy Potter of Jacksonville, Florida appeared before the Board and inquired to the Board if they have thought about where this lost revenue is going to come from.

Chairman Yeager discussed that the existing R.V.'s on lots are not paying taxes. Mr. Potter discussed potential lost revenues for businesses and how it will impact them.

Patricia Hardman appeared before the Board and thanked them for their efforts that have been put into this proposed R.V. Ordinance for this County, stating that they need to go ahead and adopt this ordinance, and amend as needed.

PUBLIC HEARING – P.D.R.B. RECOMMENDATIONS (JUNE 20, 2011)

Planner Richardson reported that the P.D.R.B. recommendations from the June 20, 2011 P.D.R.B. meeting have been postponed.

The meeting did then recess at 7:10 p.m., E.T.

The meeting did then reconvene at 7:16 p.m., E.T.

TAX COLLECTOR – DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES (D.H.S.M.V.)

Tax Collector Shirley Jenkins appeared before the Board and discussed a letter she submitted to the Board concerning Drivers Licenses, stating that the Drivers License office in Port St. Joe will be closing on Thursday, June 30, 2011, and that is going to be a great loss to this County. Chairman Yeager stated that according to the fee base it will be close to breaking even. Ms. Jenkins reported that these figures are from the State (\$29,056.00), stating that she can operate the office for approximately \$32,565.00. Tax Collector Jenkins reported that it will be mandated in 2015 for the Tax Collector Offices to handle drivers' license. Commissioner McLemore stated that he supports the Tax Collector taking over the drivers' license, but does not like the State passing the mandates down to the local governments. Ms. Jenkins stated that if we wait until the year 2015 to take over the D.H.S.M.V. it will cost approximately \$40,000.00 to \$50,000.00 for the equipment, and if we take over now D.H.S.M.V. will give us the equipment. Upon inquiry by Chairman Yeager concerning testing, Tax Collector Jenkins stated that they will not be doing any of the testing. Commissioner McDaniel requested clarification of the testing; Ms. Jenkins stated that they will not be able to do any of the driving tests, and that they will be able to enter into an interlocal agreement with Bay County for the driving test. Upon inquiry by Commissioner Smiley concerning the written testing, Ms. Jenkins reported that they will be giving the written test. Commissioner McLemore motioned to allow the Tax Collector's Office to take over the D.H.S.M.V. effective September 1, 2011. Commissioner Smiley seconded the motion, and it passed unanimously.

AGENDA & INFORMATION PACKETS

Clerk Norris reported that Deputy Clerk Summers will be out of town the next time the Agenda & Information packets are to be prepared, and requested for everyone to have their information for the packets turned in by Tuesday, July 5, 2011 by 12:00 p.m., E.T.

VALUE ADJUSTMENT BOARD – APPOINTMENT

Clerk Norris requested for Chairman Yeager to appoint two Commissioners to serve on the Value Adjustment Board and one citizen who owns homestead property. Chairman Yeager recommended for Commissioner Williams and Commissioner McDaniel to serve on the Value Adjustment Board. Commissioner McLemore motioned to approve this recommendation. Commissioner Smiley seconded the motion, and it passed 4 to 1, with Commissioner Williams voting no. Chairman Yeager reported that he will have the citizen appointee at the next Board meeting.

MUNIS

Deputy Administrator Lanier thanked Clerk Norris and her staff for the assistance in getting the Munis system functions going for payroll and the work orders. She stated that they are trying to incorporate time and attendance for all employees and there are two separate payroll dates (salary and hourly). Deputy Administrator Lanier recommended for the Board to consider one payroll schedule for all employees and put everyone on the same payroll dates, stating that the salary employees would actually get paid for one week for one payroll, and everyone would have the same payroll dates for the data entry into the Munis system. Commissioner Smiley motioned to approve this recommendation. Commissioner McDaniel seconded the motion, and it passed 4 to 1, with Commissioner McLemore voting no.

PUBLIC WORKS – BUDGET

Deputy Administrator Lanier discussed a packet from Public Works, stating that Public Works Director Danford has identified items in the budget that they can freeze, and recommended to freeze \$223,938.00 and place in Public Works infrastructure for savings for this fiscal year. Commissioner Williams motioned to approve this recommendation. Commissioner McDaniel seconded the motion, and it passed unanimously.

COUNTY-WIDE VOTING

County Attorney Novak updated the Board and public concerning the County-Wide voting, stating that Michael Spellman, P.A. was on the agenda and requested an additional week to review more documents before coming before the Board. County Attorney Novak requested for Mr. Spellman to be placed on the July 12, 2011 Agenda.

RESOLUTION – VETERANS’ PARKWAY

County Attorney Novak reported that the Board previously adopted a joint resolution with Bay County renaming Highway 22 from Panama City to Wewahitchka as Gulf to Bay Veterans’ Parkway, stating that Bay County requested to amend the resolution name to Veterans’ Parkway, with all other language the same. Commissioner McLemore motioned to amend the resolution by changing the name to Veterans’ Parkway. Commissioner Smiley seconded the motion, and it passed unanimously.

**GULF & BAY COUNTIES
JOINT RESOLUTION
GULF COUNTY RESOLUTION NO. 2011-08
BAY COUNTY RESOLUTION NO. _____**

“VETERANS’ PARKWAY”

WHEREAS, Gulf County and Bay County have historically been linked by Florida State Road 22 (“SR 22”), and

WHEREAS, SR 22 has been commonly referred to as East 3rd Street in Springfield and Wewa Highway from Callaway to Wewahitchka, and

WHEREAS, The County Commission for both Gulf and Bay Counties wish to recognize on behalf of their citizens the continuing contributions of our armed services in protecting our freedoms and American way of life, and

WHEREAS, Gulf and Bay County Commissions wish to permanently honor and memorialize all American Veterans’ and their many sacrifices for our country, and

WHEREAS, Gulf and Bay County Commissions wish to also acknowledge the families of the armed service men and women, who guarantee our freedoms and liberties, and

WHEREAS, Gulf County Commission has introduced this amending resolution as an affirmation and sole amendment to its originally adopted Gulf County Resolution 2011-08, whereby the declaration, request and naming of the State Road 22 which was originally named through resolution “THE GULF TO BAY VETERAN’S PARKWAY” to the newly jointly endorsed and requested enactment for the name of “VETERAN’S PARKWAY”.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Board of County Commissioners for Gulf and Bay Counties hereby declare and rename the corridor of Florida State Road 22 from its Bay County intersection of US Highway 98 in Springfield heading East to the Gulf County intersection of SR 22 with State Road 71 in Wewahitchka as Veterans' Parkway; and

2. Be it further resolved a copy of this fully adopted resolution from both Counties be furnished to the Florida State Legislature for introduction, review, approval and enactment; and thereafter

3. Be it further resolved, that each County's Public Works conduct their departments accordingly within DOT guidelines for the renaming and identifying the new specified corridor; and

4. Be it further resolved, that a uniform highway sign designation be adopted by Gulf and Bay Counties for the installation and prominent display along the new "Veterans' Parkway".

DULY adopted this 28th day of June, 2011.

(End)

S.H.I.P.

County Attorney Novak reported that he and Chief Administrator Butler having been working on S.H.I.P., stating that there is a site inspection and audit from the Florida Housing Coalition scheduled in the next few weeks, and they are working with the Technical Advisory that will be here to work with the County. County Attorney Novak reported that several letters have been received requesting forgiveness of the S.H.I.P. loans and they will know more and will respond to these request after the meeting with Florida Housing Coalition.

HEALTH INSURANCE – AGENT OF RECORD- TEMPORARY AUTHORIZATION

Chief Administrator Butler reported that he had a lot of conversations last week at the Florida Association of Counties Conference concerning Insurance, and requested the Boards consideration to allow other agents a temporary authorization to be able to quote and work up insurance prices for the County. Commissioner McLemore motioned to approve this request. Commissioner Williams seconded the motion for discussion. The motion then passed unanimously.

RE-DISTRICTING

Chief Administrator Butler reported that there was a very good workshop this week on re-districting, stating that G.I.S. Coordinator Warner has worked up a map showing the 2000 population lines and the new 2010 population lines. Commissioner McLemore stated that he agrees with the current lines. Commissioner Williams stated that most of the citizens do not understand all the moving parts in the Legislature in re-districting, and suggested to hold a workshop to educate the public on Gulf County and the State of Florida. Chairman Yeager stated that he does not oppose a workshop and will work on a schedule.

BUDGET

Chief Administrator Butler reported that County Staff has held some budget meetings, and the recommendation is to schedule a Budget Committee meeting with the Constitutional Officers. Chairman Yeager stated he will get with the Constitutional Officers and schedule a meeting.

CITY OF PORT ST. JOE – INTERLOCAL AGREEMENT

Chief Administrator Butler reported that he received a call from City of Port St. Joe Administrator Charlie Weston, stating that he (Weston) thinks that the City Commissioners have addressed the concerns that Commissioner Williams had concerning the Interlocal Agreement/Annexation Agreement. Chairman Yeager stated that the agreement needs to be reviewed and defined to get a good document. Commissioner Williams stated that he had discussions with the City Attorney and reported that you could not charge more in the unincorporated areas as what you could charge within the City; stating the rates have escalated with no ability for the people in the unincorporated areas to vote on City Commissioners, but they endure the increased rates. Commissioner Williams suggested for County Attorney Novak to meet with each Commissioner and give guidance.

DISTRICT GIRLS SOFTBALL TOURNAMENT – HONEYVILLE PARK

Commissioner McLemore reported that the District Girls Softball Tournament was held this past weekend at the Honeyville Park, stating that it was a big success. He thanked the staff members and coaches for their hard work during the tournament.

DITCH LANDING ROAD / ODENA BOAT LANDING

Commissioner McLemore discussed the ongoing issues with the gates on Ditch Landing Road, and stated he would like to move forward with legal action on this one road, without spending a lot of money. Commissioner McLemore requested permission for County Attorney Novak to proceed on this issue. Chairman Yeager requested for this issue to be tabled until the next meeting to have time to review. Commissioner

McLemore motioned for County Attorney Novak to explore legal action on the Ditch Landing Road. Commissioner Williams seconded the motion for discussion. Commissioner Williams stated that this is not just about one road, but that it is about a strategic designer outlay for the entire community. He stated that part of the problem is there is no communication with the St. Joe Company, and he thinks that we should explore litigation, but not leave it open ended. Commissioner McLemore stated that he is only asking for County Attorney Novak to move forward and explore, spend no money, and bring a recommendation back to the Board. Chairman Yeager commented on the issues he has had with the Odena Boat Landing. County Attorney Novak stated that the Odena issue had a development within the last 48 hours, stating that he thought he would present the lease to you, that you previously approved, with minor modifications. He reported that the St. Joe Company has new Senior Management that wants to review some of the land acquisitions and leases. Chairman Yeager stated that there is a motion and second on the floor for County Attorney Novak to explore and report back to the Board. The motion then passed unanimously.

HUMANE SOCIETY – INMATE WORK CREWS

Commissioner McDaniel presented a handout concerning the Humane Society, stating that he will address this issue with Chief Administrator Butler. Commissioner McLemore stated that he received this same letter and that he is a big supporter of the Humane Society. He reported that a letter was submitted back to the Humane Society and this issue has been resolved, stating that the work load has been cut in half because the inmate crews had work to do throughout the County, and requested for the crews to get in and out as soon as possible.

BUILDING PERMITS

Mitt Fulmer appeared before the Board and reported that he has building permits out on Cape San Blas, and requested to get his permits extended for six months due to a hardship caused by medical issues that have delayed his progress. Chief Administrator Butler discussed the process for extensions. Chairman Yeager requested for Mr. Fulmer to meet with Chief Administrator Butler concerning this issue.

HEALTH INSURANCE

County Attorney Novak discussed a motion that was made at a previous meeting concerning the Health Insurance and authorizing Administration to move forward. He requested clarification stating that procedurally it needs to be clear on the process, whether it is going to be through an RFQ process with competitive consultants negotiation act. Chairman Yeager reported that he had received calls from other governmental agencies, and that Chief Administrator Butler found out at the F.A.C. Conference that you could give a temporary Agent of Record authorization letter to

solicit bids on the County's behalf. County Attorney Novak reported that there are two key points to that, stating that (1) was the short calendar you were working against; stating that the bid policy from 2005 gives exemptions or the ability to not require an RFQ under time restraints, especially an emergency, so if the motion is (1) compensation, and if there is not any compensation, it's a consultant, there is no requirement to solicit RFQ's, and (2) under an emergency situation you are working under a short calendar. County Attorney Novak reported that the motion obviously and the discussion went around this, and requested for the motion to be amended to explain why these steps were taken with the short time. Discussion continued. Commissioner McLemore motion to amend the previous motion and suspend the normal procurement procedure in light of time is of the essence, is shorter than a 60 day window, in an emergency situation in which you are authorizing Administration to go out and solicit Agent of Record letters to various agents to come back with proposals for the County. Chief Administrator Butler stated that this is a temporary broker of record for a Letter of Authorization. Commissioner Williams seconded the motion, and it passed unanimously.

MUNIS

Clerk Norris reported on the Munis Program accomplishments, and commended her staff and especially Elaine Bland, stating that she has worked diligently to figure this out to accommodate this Board and the County staff in what you want to accomplish through capturing cost with the work orders. Commissioner Williams reported that he complimented the staff following the training meeting, stating that this has been a driving factor in getting the Munis system going.

INSURANCE

Rich Brenner appeared before the Board and stated that if the County is only asking for quotes, you do not have to name each agent as a Broker of Record; stating that the Broker of Agent only indicates the agent that is going to receive the commission. Commissioner Williams reported that this has been clarified; stating that the County had an Agent of Record that was out of Pensacola, which was affiliated with a group from Wewahitchka, and the County did change the Agent of Record so they could go out for proposals with no compensation. Commissioner Williams stated that the County has now given Letters of Authorization to allow others to go out and get bids, then they'll come back and look at it, reporting that Brown & Brown is still the Agent of Record for now.

BEACHES FIRE DEPARTMENT – PURCHASE REQUEST

Upon inquiry by Rich Brenner concerning the Beaches Fire Department purchasing a new water craft and assisting Mexico Beach, Chairman Yeager stated that we do not get enough compensation from Bay County for the services we provide to Mexico Beach.

There being no further business, and upon motion by Commissioner Williams, the meeting did then adjourn at 8:08 p.m., E.T.

**WARREN J. YEAGER, JR.
CHAIRMAN**

**ATTEST:
REBECCA L. NORRIS
CLERK**

PORT ST. JOE, FLORIDA

JULY 12, 2011

REGULAR MEETING

The Gulf County Board of County Commissioners met this date in regular session with the following members present: Chairman Warren J. Yeager, Jr., Vice Chairman Bill Williams, and Commissioners Carmen L. McLemore, Ward McDaniel, and Tan Smiley.

Others present were: County Attorney Jeremy Novak, Clerk Rebecca L. Norris, Deputy Clerk Kari Summers, Chief Administrator Don Butler, Assistant Administrator Michael Hammond, Deputy Administrator Lynn Lanier, Building Official Lee Collinsworth, Gulf County Emergency Management Director Marshall Nelson, Gulf County E.M.S. Director Houston Whitfield, Gulf County Extension Agent Roy Lee Carter, G.I.S. Coordinator Scott Warner, Planner David Richardson, Sheriff Joe Nugent, Sheriff's Office Major Bobby Plair, County Engineer/Preble-Rish, Inc. Willie Payne, T.D.C. Director Tim Kerigan, and Assistant T.D.C. Director Kellee Novak.

Sheriff Nugent called the meeting to order at 6:00 p.m., E.T.

Assistant Administrator Hammond opened the meeting with prayer, and Chairman Yeager led the Pledge of Allegiance to the Flag.

CONSENT AGENDA

Upon motion by Commissioner McLemore, second by Commissioner Williams, and unanimous vote, the Board approved the Consent Agenda as follows:

1. Approval of Checks and warrants for June, 2011 which are incorporated herein by reference, pursuant to Chapter 136.06 F.S.
2. Grant Match – 2011 Housing C.D.B.G. (\$125,000.00 S.H.I.P. Funds)
3. Invoices – County Attorney Jeremy Novak (June, 2011 * \$5,206.20 * to be paid from Account #21314-31100)
 - St. Joseph Bay Humane Society – Animal Control (June, 2011 * \$3,610.00 * to be paid from Account #43262-82000)
4. Resolution – St. Joseph Peninsula Beach Re-nourishment as follows:

RESOLUTION NO. 2011-13

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, GULF COUNTY, FLORIDA, AUTHORIZING THE COUNTY TO PROCEED WITH THIS SUBMITTAL OF AN APPLICATION FOR STATE FUNDS UNDER PROVISIONS OF CHAPTER 161.091, FLORIDA STATUTES, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, BEACH AND COASTAL ECOSYSTEM MANAGEMENT, FOR THE FLORIDA BEACH EROSION CONTROL PROGRAM BUDGET FOR FISCAL YEAR 2012-2013, FOR THE RESTORED AND SUBSEQUENT RE-NOURISHMENT OF THE ST. JOSEPH PENINSULA BEACHES.

WHEREAS, the St. Joseph Peninsula beaches experience one of the highest eroding shorelines in the State of Florida, provided diminished storm protection to upland property and structures, and reduced recreation area and critical sea turtle habitat, impacting the tourism based economy; and

WHEREAS, St. Joseph Peninsula is recognized by the Department of Environmental Protection as having a critical eroding shoreline(s); and

WHEREAS, the 7.5 mile St. Joseph Peninsula Beach Restoration Project was completed in January 2009 at a construction cost of approximately \$21.8 million; and

WHEREAS, the Gulf County Board of County Commissioners has identified beach preservation and beach re-nourishment as a priority to the County to maintain the St. Joseph Peninsula beaches which is critical to the economic and environmental health of the area; and

WHEREAS, the Gulf County Board of County Commissioners has developed a Long Range Beach Management and Erosion Control Plan for the St. Joseph Peninsula beaches to address the issues of beach preservation and beach re-nourishment, and will serve as the Local Sponsor; and

WHEREAS, the Gulf County Board of County Commissioners is aware that there is a local funding share to implement a shore protection project for projects authorized by Section 161.101, Florida Statutes; and

WHEREAS, the Gulf County Board of County Commissioners supports the Department's beach and coastal management program.

NOW, THEREFORE, BE IT RESOLVED by Gulf County Board of County Commissioners that the Board hereby supports the restored and subsequent re-nourishment of the St. Joseph Peninsula beaches. Where these funds will be used for

the implementation of the Beach Management Program including: Physical and Environmental Post-Construction Monitoring; the feasibility to reduce the erosion rate along the southern portion of the St. Joseph Peninsula beaches; and, the design of the FEMA Recovery Project. The Board is willing to serve as Local Sponsor and has the ability to provide the necessary local funding to implement the shore protection project.

This resolution adopted by the Gulf County Board of County Commissioners this 12th day of July, 2011.

(End)

5. Tax Roll Recapitulation for 2010

(End)

SUPPLEMENTAL CONSENT AGENDA

Upon motion by Commissioner McLemore, second by Commissioner Williams, and unanimous vote, the Board approved the Supplemental Consent Agenda as follows:

1. Change Order – Avenue “A” Sewer Project (GAC Contractors * 45 days)

(End)

PUBLIC HEARING – ORDINANCE – RECREATIONAL VEHICLE (R.V.) MORATORIUM

Chairman Yeager reported that this is the Second Public Hearing on the Recreational Vehicle (R.V.) Moratorium Ordinance. Chairman Yeager called for public comment.

Clay Lewis appeared before the Board and stated that he disagrees with the premise that one size fits all. He stated that if the Boards concern is for the welfare of this County they should not exempt so many areas of the coastal corridor. Mr. Lewis stated that storms do not discriminate, they do not distinguish, and the same thing applies with land values. <Commissioner Williams motioned to allow an additional three minutes to speak. Commissioner Smiley seconded the motion, and it passed unanimously.> Mr. Lewis stated that it appears that the Boards intention is to push this through and amend as they go. Mr. Lewis stated that the ordinance doesn't give standards for what qualifies as hardship, or registration and fees, and storage issues.

Joyce Holland appeared before the Board with concerns that the exemption for Highland View is not being stated in the Ordinance, and requested for it to be amended to state that Highland View is exempt. Commissioner Williams stated that the map

which is affiliated with this ordinance shows that Highland View is exempt, but there is still only one unit per parcel still in effect. Upon inquiry by Ms. Holland concerning two campers in her yard, County Attorney Novak reported that everything needs to be road worthy (towed, hauled, put back on wheels to be moved) so that would be an interpretation of Code Enforcement. Commissioner McLemore motioned to throw this R.V. ordinance out the door. Commissioner McDaniel seconded the motion for discussion, stating that this has been an ongoing process for the past three to four months, and commended County Attorney Novak for his time on this issue. Commissioner McDaniel stated he hasn't heard any comment for the old pioneer families and stated that this County is in a depression and where we should be growing in population along certain districts, we are losing. Commissioner Williams stated that we need to have a vision of where our County is going, but cannot forget about the culture that's there. Chairman Yeager thanked the many people who participated in the process and commented on the need to figure out where we go from here. Chairman Yeager stated that one thing that was taken off the table that could have fixed this was grandfathering in those who followed the rules that were in place at the time, but felt the Board still needs some regulation. Commissioner Williams discussed the impact of significant deviations from the proposed ordinance and his desire to move forward. Chairman Yeager suggested amending the motion to table and not deny the ordinance. Commissioner McLemore stated that his motion stands. Commissioner McDaniel stated that his second stands. The motion then passed 3 to 2, with Commissioner Williams and Chairman Yeager voting no. County Attorney Novak requested direction from the Board concerning the current R.V. Moratorium in place. Chairman Yeager recommended for Planner Richardson, Building Official Collinsworth, Chief Administrator Butler, Assistant Administrator Hammond, and County Attorney Novak to work on the standing Moratorium and bring a recommendation back to the Board.

VALUE ADJUSTMENT BOARD

Clerk Norris reminded Chairman Yeager that there needs to be a citizen appointee for the Value Adjustment Board. Chairman Yeager recommended Eugene Raffield to serve as the citizen appointee on the Value Adjustment Board. Commissioner McDaniel motioned to approve this recommendation and it passed unanimously.

BUDGET

Clerk Norris reported that the balanced tentative budgets will be ready by Friday, July 15, 2011 by close of business day.

CONTRACT – STATE HIGHWAYS – FLORIDA DEPARTMENT OF TRANSPORTATION (F.D.O.T.)

Deputy Administrator Lanier requested approval of the contract with the F.D.O.T. for the State highway lighting, maintenance, and compensation to the County. Commissioner Smiley motioned to approve this request. Commissioner McLemore seconded the motion, and it passed unanimously.

BEACHES FIRE DEPARTMENT – PURCHASE REQUEST - BRUSH TRUCK

On behalf of Beaches Fire Department, Planner Richardson requested permission, through State Contract, for the Beaches Fire Department to purchase a chassis for the development of a brush truck, stating that they have the funds available in their budget. Commissioner Williams motioned to approve this request. Commissioner Smiley seconded the motion, and it passed unanimously.

COUNTY-WIDE VOTING

County Attorney Novak reported that Michael Spellman, P.A. is here tonight to give the Board an update on the County-Wide voting. Michael Spellman, P.A. of Sniffen & Spellman appeared before the Board and gave an update on the County-Wide voting, stating that all data compilation was collected by the Supervisor of Elections and submitted to a specialist for review. Mr. Spellman gave an overview of the findings. Commissioner Williams stated that Gulf County is a very conservative voting County. Commissioner Smiley stated that the job Shirley Jenkins has is different from the job of this Board, and that this is an expensive process and Gulf County needs jobs rather than spending money on County-Wide voting. Commissioner Williams stated that this has nothing to do with the job they do, it is strictly the votes that put them in office, and the issue is the statistical data. Chairman Yeager requested a summary of the data from Mr. Spellman. Commissioner Smiley stated that he wants to take this off of black and white and put it on cash, asking do we have the money. County Attorney Novak requested for Mr. Spellman to submit a summary report to each Commissioner for review on this issue.

The meeting did then recess at 7:04 p.m., E.T.

The meeting did then reconvene at 7:11 p.m., E.T.

S.H.I.P.

County Attorney Novak gave an update on the S.H.I.P. Program, stating that there is going to be a Technical Consult next week with himself, Chief Administrator Butler, and the Florida Housing Coalition concerning the current S.H.I.P. program as well as the past three years cycle funding. He reported that the County has received some request

(short sales and forgiveness) and Chief Administrator Butler has been reviewing these on a case by case basis in terms of these loan programs. Chairman Yeager stated that he is not for keeping the current process for the S.H.I.P. program and discussed granting it out.

RIFLE CLUB PROPERTY / LOAN / FORMER CONSOLIDATION SITE

County Attorney Novak reported that the contract with the Rifle Club is under review by them, stating that the documents and loan instruments have been prepared and they anticipate closing this week, conveying title on that property to the Rifle Club.

ODENA BOAT RAMP

County Attorney Novak reported that the County has received a response to the written request submitted, stating that the Board approved a lease, subject to Attorney review in April and it was submitted to The St. Joe Company, and since that time have requested final version so the document can be executed. He reported that The St. Joe Company is reviewing all their documents and the County has requested permission to move forward, as not owning the ramp, but requesting authorization to make some improvements for grant writing purposes. County Attorney Novak requested permission for the Chairman to execute a License Agreement (not a lease agreement) with the St. Joe Company for improvements to the Odena Boat ramp for grant writing purposes on a short term basis. Commissioner Smiley motioned to approve this request. Commissioner McDaniel seconded the motion, and it passed unanimously.

LOW INCOME POOL (L.I.P.)

County Attorney Novak discussed the L.I.P. and the County commitment to Agency for Healthcare Administration (A.H.C.A.) for 2011-2012, stating that he, Commissioner Williams and Clerk Finance Officer Carla Hand met with Roger Hall of Sacred Heart and Marsha Player of the Gulf County Health Department to discuss the Interlocal Agreement with Sacred Heart, and our annual pledge as it increases over the years, but also our commitment to the L.I.P. and A.H.C.A. contributions. He reported that the County has met the A.H.C.A. contribution for 2011, stating that we have received the correspondence on what the expectations are for 2012, and it exceeds the current amount generated. Commissioner Williams thanked County Attorney Novak for working with Sacred Heart on this issue, stating that this is a critical issue for this county, reporting that we paid approximately 12% of our commitment to Sacred Heart ahead of time. Commissioner Williams discussed three items the Board needs to consider, (1) Interlocal Agreement with Sacred Heart Health Systems and Agency for Health Care Administration, (2) match funds, still getting 11% return, and (3) giving the Health Trust Board tighter control on where the money is going. Commissioner Williams suggested for the Chairman to schedule a workshop concerning this issue.

RFQ #1011-22 – LANDFILL

Chief Administrator Butler reported that RFQ #1011-22 has been ranked according to their qualifications and requested permission to start negotiations on landfill management with the number one firm (Waste Management). Mr. Butler stated the five firms in the order of ranking as follows (1) Waste Management Inc. of Florida, (2) Veolia ES Solid Waste Southeast, Inc. (3) Waste Services of Florida, (4) WastePro USA, and (5) Advanced Disposal Services North Florida, LLC. Commissioner McDaniel motioned to approve this request. Commissioner Williams seconded the motion, and it passed unanimously.

STUMPHOLE REVETMENT PROJECT – CHANGE ORDER – ADVERTISE FOR RFP

Chief Administrator Butler discussed the work on the Stumphole revetment project and requested approval of a change order to extend approximately 160 lineal feet and advertise for request for proposals because the extended work cannot be performed at the original contract price. Commissioner McLemore motioned to approve this request. Commissioner Smiley seconded the motion, and it passed unanimously. Chief Administrator Butler reported that this will be approximately another \$1.5 million in grant funds.

CHAMBER OF COMMERCE/ECONOMIC DEVELOPMENT

Chief Administrator Butler reported that he met with Bobby Pickels and Tom Graney last week, and he had a conversation with Tom Graney today, stating that there are a lot of bills to be paid under the old E.D.C., and Mr. Graney requested for the Board to consider paying the utility bill and computer lease agreement, in the amount of a little over \$6,000.00. Chief Administrator Butler stated for the Boards consideration, what to do because the new E.D.C. needs the money to proceed. Chairman Yeager reported that he has been in contact with Bobby Pickels and other members of the Board, stating that the Board needs to go ahead and give the funds from the Chamber and E.D.C. budgets to the Chamber/E.D.C. to help proceed with the prospect Director, stating that it is approximately \$22,000.00. Commissioner McLemore inquired about a proposed future funding request from the Chamber/E.D.C. for approximately \$180,000.00. Chairman Yeager stated they are not asking for any further funds other than that in the budget. Commissioner Williams reported that this Board directed the Chamber/E.D.C. to proceed. Commissioner Williams motioned to give the budgeted remaining funds from the E.D.C. and Chamber budgets to the Chamber. Commissioner McDaniel seconded the motion for discussion. Commissioner Smiley reported, for the record, that no one from Gulf County applied for the job. Chairman Yeager commended the Workforce Board in this process. The motion then passed unanimously. Upon inquiry by Commissioner Williams concerning paying the previous E.D.C. bills, Chairman Yeager stated that the Board is taking no action on that at this time.

INTERLOCAL AGREEMENT – WINDMARK D.R.I.

Chief Administrator Butler discussed the Board previously directed him to work with the City of Port St. Joe on the Interlocal Agreement concerning Windmark, stating that he met with City Manager Charlie Weston and they are proposing an Amended Interlocal Agreement. Chairman Yeager reported that he has several more things to go through in the Agreement. Commissioner Williams agreed that this needs to be tabled for further review and discussed commitments that the City needs to follow through with, such as matching County funds to the Chamber/E.D.C.

BYRD PARKER DRIVE

Chief Administrator Butler reported that he met with Garlick Environmental concerning Byrd Parker Drive, stating that Dan Garlick met with U.S. Fish & Wildlife and they have recommended placing green timbers and other materials in this area. He reported that County labor will be used to perform the work. He stated that this will require permits and requested approval to pay Garlick Environmental for permitting. Chairman Yeager stated that something has to be done to try and save the road. Commissioner McLemore stated that he does not believe that this will work, but they are willing to issue the permits so we have no choice but to proceed. Upon inquiry by Chairman Yeager, Chief Administrator Butler reported that he did not think that the amount of materials would be that much. Commissioner McLemore talked about the process U.S. Fish & Wildlife wants the County to follow. Upon inquiry by Commissioner Williams, Chief Administrator Butler reported that the Board voted not to exceed \$7,000.00 for the Sauls Creek Road, and this would be less than that. Commissioner McLemore motioned to proceed with the permitting process. Commissioner Smiley seconded the motion, and it passed unanimously.

INFORMATION TECHNOLOGY (I.T.) PERSONNEL

Chief Administrator Butler reported for the Boards consideration, the budget committee has been meeting and looking for ways to save money, and recommended hiring an I.T. person for the County. Chairman Yeager stated that the current contract is not working, there is \$70,000.00 budgeted, and the current contract will be expiring the end of September. Commissioner Williams discussed the possibility of advertising for RFP's. Chairman Yeager recommended do away with the existing contract, advertise for RFP's for employee and consultant. Commissioner Williams motioned to do away with the existing contract, and advertise for both an employee and a consultant. Commissioner McDaniel seconded the motion, and it passed unanimously.

HEALTH INSURANCE

Chief Administrator Butler requested direction from the Board concerning health insurance. Commissioner Williams reported that he had a follow up meeting with J.

Frank Graddy concerning the insurance and he feels very positive about that meeting. He stated that the Agent of Record (Brown & Brown) has agreed to do this at no cost, which will be a savings of an additional \$20,000.00, a total savings of \$70,000.00. He stated that there are several options (1) continue the current course and deny the 5% increase from BCBS, allowing the Agent of Record to negotiate, and (2) advertise for a RFQ for a new Agent of Record. Following discussion, Commissioner McLemore motioned to go back to the previous Agent of Record (Todd Torgenson/Gaskin-Graddy). Commissioner McDaniel seconded the motion for discussion, stating that he thought Brown & Brown would have a representative at the meeting tonight and no one is present, and this should have never gotten to this point. Sheriff Nugent appeared before the Board and stated that there was only one Insurance Committee meeting at 10:30 a.m. the morning of the Board meeting and suggested going out for bids because over the last several years the employees have less insurance but pay more money for the insurance. Commissioner Williams stated that this Board needs to look and get the right figures and help these employees. Upon inquiry by Commissioner McDaniel, Chief Administrator Butler stated that he was not here during the last week that the committee met, but the week before he attended the Insurance Committee meeting (with Todd Torgenson present), but he would have to go back to see how many meetings were held. Chairman Yeager stated that the process of paying the Agent of Record does not make sense. Chairman Yeager suggested the County do two things, (1) change the fact that our provider pays the Agent of Record, and (2) obtain RFP's from these Insurance Companies with the Committee thoroughly reviewing and making a recommendation back to this Board. Clerk Norris called for clarification on the motion. Following further discussion, Commissioner McLemore stated that his motion was to go back to the previous Agent of Record and allow them to bring back proposals. County Attorney Novak stated that the motion is to go back with Todd Torgenson and have them explore cost savings on the insurance. He discussed the previous meetings and recommended to properly notice an RFQ, find a recommendation from a committee, hire the most qualified Agent of Record, and go back into the RFQ and make a compensation schedule and this Board dictate as a Commission what you want to do and pay, and the check flows from the County to the Agent. He reported that you can do this on an abbreviated schedule, select the Agent whom you trust and feel comfortable with, and following that recommendation at our next meeting on a short and abbreviated 10 day notice window for RFQ, take the recommendation of the committee, or leave it, take that Agent of Record in which you select and pay, and charge them with the task over the next month of going out for an RFP. Chairman Yeager stated here is your recommendation from the Attorney. Upon inquiry by Commissioner McLemore, County Attorney Novak stated that this would give this Board the opportunity to get this right, and recommended for this Board to notice it and give every Agent an opportunity to submit their qualifications, take the recommendations from the committee, and then go

for RFP for the savings for the County. Discussion. Commissioner McDaniel withdrew his second. Commissioner McLemore's motion died due to lack of second. Commissioner Williams motioned to allow County Attorney Novak and Chief Administrator Butler to draw up an RFQ to include compensation. Commissioner McDaniel seconded the motion for discussion. Todd Torgenson appeared before the Board and stated that they have a lot of information to share with this Board, stating that tonight may not be the night. He stated that there are a lot of things that need to be clarified from the last meeting and he is willing to work with the Board anyway they want. County Attorney Novak requested for Mr. Torgenson not to discuss numbers and figures because there is a motion on the floor at this time. J. Frank Graddy appeared before the Board and read some of the statements from the previous meeting, stating that this was not adhered to here tonight and there was not a right to waiver the RFP or RFQ as outlined in the County's Board Policy at the last meeting. Mr. Graddy discussed the process of how his agency and Todd Torgenson became the Agent of Record nine years ago. The motion then failed 4 to 1, with Commissioner McLemore, Commissioner Smiley, Commissioner McDaniel and Chairman Yeager voting no. Chairman Yeager called for the reading of the motion. Clerk Norris stated the motion was to allow the County Attorney and Chief Administrator to draft an RFQ, addressing compensation for the Agent of Record. Discussion followed. Chairman Yeager asked the County Attorney for clarification of where we go from here due to the motion failing. County Attorney Novak stated that the original motion that just failed 4 to 1 was actually two pronged as follows, first, go out for in a ten day window, with Chief Administrator Butler and himself forming an RFQ, coming up with the qualification, noticing it, advertising it, with the Committee making a recommendation for our Agent of Record going forward with the compensation, and the second aspect was then following that the Agent of Record coming back with a notice for an RFP for this Commission indicating they want to find a savings on any Insurance within BCBS or with outside of it; 10 days for an RFQ and 30 days for an RFP. Commissioner McLemore motioned to go back to the previous Agent of Record Todd Torgenson. Commissioner Smiley seconded the motion for discussion, stating that we need to do what we previously agreed to. Discussion. The motion then passed 3 to 2, with Commissioner Williams and Chairman Yeager voting no. Chairman Yeager stated that the Insurance Committee needs to review what the Agent of Record puts together and bring a recommendation back to this Board, stating that the committee will consist of the same group that previously served on this committee. Commissioner Smiley requested Ritchie Burkett be placed on the committee. Chairman Yeager had no objection to this appointment. Sheriff Nugent appeared before the Board and stated that he is not sure what this Board just agreed upon, but they did not follow the recommendation of the County Attorney.

FOURTH OF JULY HOLIDAY

Sheriff Nugent reported that the Fourth of July holiday was probably the best ever in this County, stating that there were more people in this County than he has ever seen before, with little to no problems.

SHARK BITE

Sheriff Nugent reported that the reason he had to keep leaving out of the meeting was because there was a report of a shark bite on the Cape, stating that there was no shark bite it, was only a sting ray sting.

EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

Sheriff Nugent requested for Chairman Yeager to sign the Edward Byrne Memorial Justice Assistance Grant paperwork for submittal that was previously approved.

4-H CLUB

Sheriff Nugent reported that the 4-H Club sent 15 children to Marianna for competition, stating that 6 of them qualified to go to State, and 3 of them have qualified to go to the Southeast Regional competition in Mississippi.

COURTHOUSE SECURITY

Upon inquiry by Commissioner Smiley concerning the Courthouse security, Chairman Yeager stated that he met with the Judges and they are proceeding with this issue; reporting that there will be one deputy at the front doors, with a slide card entrance at the back door, and the Courts have agreed to purchase the equipment.

HOMELESS MISSION

Commissioner Williams reported that this Board is aware of the issues concerning moving the Bay County Rescue Mission to Gulf County, stating that he spoke with Rev. Fox of the Rescue Mission and he indicated that there had been some conversation with the Methodist Church in Highland View. He reported that his job is to protect the citizens of his district and this County. Commissioner Williams reported that Amber Davis has been working on this issue and requested for Kenny Peak to Co-Chair this work with the Ministerial Association and Rev. Fox. Amber Davis appeared before the Board and discussed that Gulf County does not have a problem with homeless people in this County, stating that the goal is for no office or shelter be located in Gulf County.

Chairman Yeager called Dr. Ron Saff, which was on the Agenda and no one was present.

Chairman called Dr. William Sammons, which was on the Agenda and no one was present.

WORKSHOPS

Chairman Yeager reported that he will be working on a budget workshop within the next few weeks, and also other workshops that he will be scheduling.

INSURANCE COMMITTEE

Rich Brenner appeared before the Board and discussed some suggestions concerning the Insurance Committee, stating that they need to be properly noticed and open to the public, with minutes taken. He reported that if you form a committee that brings recommendations back to this Board, the public has the right to know. Assistant Administrator Hammond stated that the Clerk's Office is recording and taking minutes for the Insurance Committee meetings.

There being no further business, and upon motion by Commissioner Williams, the meeting did then adjourn at 8:40 p.m., E.T.

**WARREN J. YEAGER, JR.
CHAIRMAN**

**ATTEST:
REBECCA L. NORRIS
CLERK**

BOARD OF COUNTY COMMISSIONERS
GULF COUNTY, FLORIDA
CHIEF ADMINISTRATOR'S OFFICE

Donald Butler, Chief Administrator

1000 CECIL G. COSTIN, SR. BLVD., ROOM 302, PORT ST. JOE, FLORIDA 32456
PHONE (850)229-6111/639-6700 • FAX (850) 229-9252 • EMAIL: dbutler@gulfcounty-fl.gov
DATE AND TIME OF MEETINGS • SECOND TUESDAY AT 9:00 A.M., E.T. AND FOURTH TUESDAY AT 6:00 P.M., E.T.

MEMORANDUM

TO: GULF COUNTY BOARD OF COUNTY COMMISSIONERS
FROM: DON BUTLER, CHIEF ADMINISTRATOR *DB*
SUBJECT: BID AWARD #1011-23 SOLAR LIGHTS & INSTALLATION
DATE: JULY 20, 2011

By this memo, I am recommending that the Board award Bid #101123 (for solar panel security lights and installation) to Current Solutions of the Gulf Coast, LLC, in the total amount of \$210,000.00. They have the lowest and best bid to purchase and install 80 solar panel security lights (the bid tabulation sheet is attached).

2011 JUL 20 PM 1:00

BCC APPROVED
DATE _____ D.C. _____

CONSENT
DATE: 7-20-11 *DB*

BID TABULATION SHEET

BID #1011-23

PROJECT: Installation of Solar Panel

Security Lights

	⁴⁰ Labor Base Bid	⁶⁰ Labor Alternate #1	⁸⁰ Labor Alternate #2
--	------------------------------------	--	--

COMPANY NAME	⁴⁰ Labor Base Bid	⁶⁰ Labor Alternate #1	⁸⁰ Labor Alternate #2
Scott's Quality Electric, Inc.	\$ 142,320.00	\$ 209,880.00	\$ 275,040.00
Current Solutions of the Gulf Coast LLC	\$ 107,000.00	\$ 160,000.00	\$ 210,000.00
Jerry Pybus Electric, Inc.	\$ 170,900.00	\$ 253,600.00	\$ 335,800.00
Champion Contractors, Inc.	\$ 173,737.00	\$ 275,500.00	\$ 322,220.00
Kenny Strange Electric, Inc.	\$ 109,300.00	\$ 163,800.00	\$ 214,300.00
G.C.C.R.E.	Not a bid		
Mardant Electrical Construction Co., Inc.	\$ 167,000.00	\$ 250,500.00	\$ 334,000.00
Alternative Energy Services, Inc.	\$ 152,933.00	\$ 222,676.00	\$ 291,580.00

Kim Summers 7/11/11
Deputy Clerk Date

Dylan Periel 7/11/11
BCC Representative Date

Amend the FY2010-2011 Budget for Stormwater Mgmt Department and Mosquito Control line item changes.

**Budget Amendment
#1**

**Public Works Consolidated Services Fund
(Part of General Fund)**

	Original Budget	Increase	Decrease	Amended Budget
<i>Stormwater Mgmt - Physical Environment:</i>				
281538-12000 Salaries & Wages	\$ 14,575.00	\$ 0.00	\$ 508.00	\$ 14,067.00
281538-21000 FICA	\$ 904.00	\$ 0.00	\$ 39.00	\$ 865.00
281538-21500 Medicare	\$ 211.00	\$ 0.00	\$ 8.00	\$ 203.00
281538-22000 Retirement	\$ 1,653.00	\$ 0.00	\$ 138.00	\$ 1,515.00
281538-23000 Life, Health, Dental	\$ 4,250.00	\$ 0.00	\$ 697.00	\$ 3,553.00
<i>Mosquito Control:</i>				
281562-24000 Workers Comp	\$ 3,096.00	\$ 1,390.00	\$ 0.00	\$ 4,486.00

BCC APPROVED
DATE _____ D.C. _____

Amend the FY2010-2011 Tourist Development Fund Budget for the Honeyville Ball Field project as approved by the BOCC 04/12/2011.

Budget Amendment

#2

Tourist Development Fund

	Original Budget	Increase	Decrease	Amended Budget
<i>Tourist Development:</i>				
27452-46110 R&M Bldg/Grnds	\$ 7,500.00	\$ 35,000.00	\$ 0.00	\$ 42,500.00
<i>Reserves:</i>				
69984-95000 Reserve for Conting	\$ 367,036.00	\$ 0.00	\$ 35,000.00	\$ 332,036.00

BCC APPROVED

DATE _____ D.C. _____

Amend the FY2010-2011 Supervisor of Elections Budget for insurance stipend changes.

**Budget Amendment
#3
General Fund**

	Original Budget	Increase	Decrease	Amended Budget
<i>Supervisor of Elections:</i>				
24019-91000 Budget Trans S of E	\$ 217,668.00	\$ 1,200.00	\$ 0.00	\$ 218,868.00
<i>Reserves:</i>				
24019-23000 Life, Health & Dental	\$ 21,900.00	\$ 0.00	\$ 1,200.00	\$ 20,700.00

BCC APPROVED

DATE _____ D.C. _____



Gulf County Emergency Management
1000 Cecil G. Costin, Sr. Blvd. Bldg 500
Port St. Joe, Florida 32456

MEMO

TO: Gulf County Board of County Commissioners
FROM: Stephanie M Richardson *SMR*
DATE: July 19, 2011
SUBJECT: Emergency Food & Shelter Funding

2011 JUL 19 AM 9:18
COUNTY COMMISSIONERS

Our county has been awarded \$6,594.00 for Phase 29 of the Emergency Food & Shelter Program. This memo is to request acceptance of these funds. There are very strict guidelines on how these monies are spent. In the past the Gulf County Senior Citizens have been a recipient of these funds and they meet all the criteria for receiving these funds. We still are required to advertise for applicants for these funds after the Board accepts the funds.

2011 JUL 20 AM 11:38
COUNTY COMMISSIONERS

BCC APPROVED.
DATE _____ D.C. _____

BOARD OF COUNTY COMMISSIONERS
GULF COUNTY, FLORIDA
COUNTY ATTORNEY'S OFFICE

Jeremy T.M. Novak, Esq.
1000 CECIL G. COSTIN SR. BLVD., ROOM 302, PORT ST. JOE, FLORIDA 32456
PHONE (850)229-4700 • FAX (850) 229-1148 • EMAIL: JTNovak@novaklaw.us
DATE AND TIME OF MEETINGS • SECOND AND FOURTH TUESDAY AT 6:00 P.M., E.T.

July 18, 2011

Gulf County Board of County Commissioners
Chief Administrator's Office
Donald Butler, Chief Administrator
1000 Cecil G. Costin, Sr. Blvd.
Port St. Joe, Florida 32456

Re: Professional Services Rendered
NLG File No.: 2200-001 & 2200-005

Dear Mr. Butler:

Enclosed for your review and file, please find our firm's invoices for professional services rendered.

Additionally, please note an invoice summary statement of both the general legal files and litigation matters for this period have been included for your reference, review and approval.

Should you have any questions, please contact our office immediately.

Very truly yours,

Novak Law Group, PLLC

Encl.

cc: Kari Summers, Gulf County Clerk's Office

2011 JUL 20 PM 10:15

BOARD OF COUNTY COMMISSIONERS
GULF COUNTY, FLORIDA
COUNTY ATTORNEY'S OFFICE

Jeremy T.M. Novak, Esq.
1000 CECIL G. COSTIN SR. BLVD., ROOM 302, PORT ST. JOE, FLORIDA 32456
PHONE (850)229-4700 • FAX (850) 229-1148 • EMAIL: JTNovak@novaklaw.us
DATE AND TIME OF MEETINGS • SECOND AND FOURTH TUESDAY AT 6:00 P.M., E.T.

July 18, 2011

Gulf County Board of County Commissioners
Chief Administrator's Office
Attn: Donald Butler
1000 Cecil G. Costin, Sr. Blvd.
Port St. Joe, Florida 32456

**Re: Summary of July Professional Services Rendered and Enclosed Invoice
NLG File No.: 2200-001 General Legal Services (7/1/11 -7/16/11)**

Summary of Invoices for Professional Services

-	Gulf County General Legal Representation (37.15 hrs. x \$100)	= \$3,715.00
	Total Professional services and costs	<u>\$3,715.00</u>

BCC APPROVED

DATE _____ D.C. _____

ACCT. # 21314-31100

CARMEN L. McLEMORE
District 1

WARD McDANIEL
District 2

BILL WILLIAMS
District 3

TAN SMILEY
District 4

WARREN YEAGER
District 5

BOARD OF COUNTY COMMISSIONERS
GULF COUNTY, FLORIDA
COUNTY ATTORNEY'S OFFICE

Jeremy T.M. Novak, Esq.
1000 CECIL G. COSTIN SR. BLVD., ROOM 302, PORT ST. JOE, FLORIDA 32456
PHONE (850)229-4700 • FAX (850) 229-1148 • EMAIL: JTNovak@novaklaw.us
DATE AND TIME OF MEETINGS • SECOND AND FOURTH TUESDAY AT 6:00 P.M., E.T.

July 18, 2011

Gulf County Board of County Commissioners
Chief Administrator's Office
Attn: Donald Butler
1000 Cecil G. Costin, Sr. Blvd.
Port St. Joe, Florida 32456

**Re: Summary of June Professional Services Rendered and Enclosed Invoices
Litigation – Professional Legal Services NLG File No.: 2200-005 (7/1/11-7/16/11)**

Summary of Invoices for Professional Services

2200-005

- Gulf County Litigation / Pending Litigation Matters (7.3 hrs. x \$125) = \$912.50

professional services total (litigation) \$912.50

2200-004

- Gulf County Deepwater Horizon Matters (hrs. x \$125) = \$

professional services total \$

Total Professional services and costs \$912.50

BCC APPROVED

DATE _____ D.C. _____

ACCT. # 21314-31100

CARMEN L. McEMORE
District 1

WARD McDANIEL
District 2

BILL WILLIAMS
District 3

TAN SMILEY
District 4

WARREN YEAGER
District 5

APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

PAGE 1 OF 2 PAGES

1510894

TO OWNER:
Gulf County Board of Commissioners
1000 Cecil Costin Sr. Boulevard
Port St. Joe, Florida 32456

PROJECT: Cape San Blas Shared Use Path
APPLICATION NO: 1
PERIOD TO: 7/12/2011

DISTRIBUTION:
 OWNER
 ARCHITECT
 CONTRACTOR
 ENGINEER

FROM CONTRACTOR:
C. W. Roberts Contracting, Inc.
P.O. Box 16279
Tallahassee, Florida 32317

VIA ENGINEER:
PROJECT NOS:
CONTRACT DATE:

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

- 1. ORIGINAL CONTRACT SUM \$ 1,297,659.59
- 2. Net change by Change Orders \$ 1,297,659.59
- 3. CONTRACT SUM TO DATE (Line 1 ± 2) \$ 56,162.80
- 4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)
- 5. RETAINAGE:

a. 10 % of Completed Work \$ 5,616.28
(Column D + E on G703)

b. 0 % of Stored Material \$ -
(Column F on G703)

Total Retainage (Lines 5a + 5b or Total in Column I of G703)

- 6. TOTAL EARNED LESS RETAINAGE \$ 5,616.28
(Line 4 Less Line 5 Total)
- 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)
- 8. CURRENT PAYMENT DUE \$ 50,546.52
- 9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6) \$ 1,247,113.07

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total approved this Month	\$0.00	\$0.00
TOTALS	\$0.00	\$0.00
NET CHANGES by Change Order	\$0.00	\$0.00

AIA DOCUMENT G702 - APPLICATION AND CERTIFICATION FOR PAYMENT, 1992 EDITION, AIA - 01992

Users may obtain validation of this document by requesting a completed AIA Document D401 - Certification of Document's Authenticity from the Licensee.

BCC APPROVED

Date 7/20/11 D.F. JK
Acct. # 40341-53000

DATE D.C.
ACCT. # 40341-53000

LAP - Bike Path 3

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: C. W. Roberts Contracting, Inc.

By: Christina M. Pierce Date: July 12, 2011

State of: Florida County of: Bay
Subscribed and sworn to before me this 12th Day of July, 2011
Notary Public: Christina M. Pierce
My Commission expires: June 5, 2015

ENGINEER'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the COMMISSION # EE 88358 comprising the application, the ENGINEER certifies to the Owner that to the best of the Engineer's knowledge, information and belief the Work has been completed in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 50,546.52

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)
ENGINEER:

By: J. Mc Lane Date: 7-19-11

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are subject to the terms and conditions of the Contract Documents and under this Contract.

APPROVED FOR PAYMENT

Date 7/20/11 D.F. JK
Acct. # 40341-53000

35

35

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE 2 OF 2 PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing Contractor's signed certification is attached.
 in tabulations below amounts are stated to the nearest dollar.
 Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 1
 APPLICATION DATE: 7/12/2011
 PERIOD TO: 7/12/2011
 ENGINEER'S PROJECT NO:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE		D WORK COMPLETED FROM PREVIOUS APPLICATION (D + E)	E WORK COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C - G)	I RETAINAGE
		ORIGINAL SCHEDULED VALUE	CURRENT SCHEDULED VALUE						
	SEE ATTACHED SCHEDULE								
		\$ 1,297,659.59	\$ 1,297,659.59	\$ -	\$ 56,162.80		\$ 56,162.80	\$ 1,241,496.79	\$ 5,616.28
								4.33%	

AIA DOCUMENT G702, APPLICATION AND CERTIFICATION FOR PAYMENT - 1992 EDITION - AIA ©1992
 THE AMERICAN INSTITUTE OF ENGINEERS, 1735 NEW YORK AVE., N.W., WASHINGTON, DC 20006-5292

ESTIMATE OF CONSTRUCTION FOR

Contractor: C W Roberts Contracting, Inc.
 Address: 3372 Capital Circle NE Tallahassee, FL 32308
 Telephone: 850.385.5060
 Contact: hnc@cwcontracting.com
 Telephone: 850.769.6640

Project Name : Cape San Blas Shared Use Path
 Owner Project # : 412681-2-59-01
 Fin Proj No.: 8887-833-A
 F. A. P. No.: Gulf County Florida
 Owner :

Cape San Blas Shared Use Path
 412681-2-59-01
 8887-833-A
 Gulf County Florida

CWR Project Number : 1510894
 Period Ending: 07/12/11
 Pay Request Number : 1

Line Item No.	Item No.	Work Item Description	Est Qty	Unit Meas	Unit Price	Scheduled Value	Quantity of Work Completed		Value of Work Completed		To Date	% Comp
							In Prev	This Per	In Prev	This Per		
1		Mobilization (5% of Bid Max)	1.00	LS	\$40,000.00	\$40,000.00	0.10	0.10	\$0.00	\$4,000.00	\$4,000.00	10.00%
2		Bonds and Insurance (2% of Bid Max)	1.00	LS	\$24,000.00	\$24,000.00	1.00	1.00	\$0.00	\$24,000.00	\$24,000.00	100.00%
3		Maintenance of Traffic	1.00	LS	\$30,000.00	\$30,000.00	0.05	0.05	\$0.00	\$1,500.00	\$1,500.00	5.00%
4		Construction Layout	1.00	LS	\$12,000.00	\$12,000.00	0.10	0.10	\$0.00	\$1,200.00	\$1,200.00	10.00%
5		Drawings of Record (in AutoCAD) (Min 1.5% of Bid Max)	1.00	LS	\$6,000.00	\$6,000.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
5		NPDES Permit	1.00	LS	\$2,000.00	\$2,000.00	0.30	0.30	\$0.00	\$600.00	\$600.00	30.00%
7		Clear and Grub	1.00	LS	\$45,000.00	\$45,000.00	0.25	0.25	\$0.00	\$11,250.00	\$11,250.00	25.00%
8		Type SP 9.5 Asphalt	2,142.00	TN	\$93.00	\$199,206.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
9		Optional Base Group 5 + 7 LHR	26,251.00	SY	\$10.25	\$269,072.75	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
10		12" FDOT Type B Stabilization	28,229.00	SY	\$3.00	\$84,687.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
11		4" 3-0 Gkip White Thermoplastic Center Stripe	20,233.00	LF	\$0.60	\$17,033.44	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
12		Thermoplastic Crosswalk	2.00	EA	\$1,080.00	\$2,160.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
13		Detectable Warning	4.00	EA	\$500.00	\$2,000.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
14		Construction Fence	1,691.00	LF	\$5.00	\$8,455.00	17.00	17.00	\$0.00	\$8,500.00	\$8,500.00	100.53%
15		Excavation Regular	1,000.00	CY	\$3.00	\$3,000.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
16		Excavation Borrow	15,389.00	CY	\$8.50	\$130,636.50	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
17		Stop Sign	2.00	EA	\$250.00	\$500.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
18		Relocate Mailbox	21.00	EA	\$150.00	\$3,150.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
19		Relocate Sign	15.00	EA	\$250.00	\$3,750.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
20		Relocate Fire Hydrant	3.00	EA	\$1,500.00	\$4,500.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
21		Gravity Wall Construction	750.00	LF	\$160.00	\$120,000.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
22		6" Concrete Driveway	10.00	CY	\$125.00	\$1,250.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
23		Silt Fence	8,566.00	LF	\$1.10	\$9,422.60	46.48	46.48	\$0.00	\$5,112.80	\$5,112.80	54.26%
24		Sec (Seashore Paspalum)	42,391.00	SY	\$4.30	\$182,281.30	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
25		Sand Dune Stabilization	1.00	LS	\$10,000.00	\$10,000.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
26		24" Pipe Extension	112.00	LF	\$55.00	\$6,160.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
27		Concrete Headwall Construction	20.00	CY	\$1,300.00	\$26,000.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
28		18" RCP	602.00	LF	\$45.00	\$27,090.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
29		18" MES	30.00	EA	\$900.00	\$27,000.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
30		Relocate Power Pole Guy Anchors and Telephone Box	1.00	LS	\$500.00	\$500.00	0.00	0.00	\$0.00	\$0.00	\$0.00	0.00%
TOTALS							\$1,297,659.59		\$0.00	\$56,162.80	\$56,162.80	

Original Contract Amount \$1,297,659.59
 Change Orders, (), ()
 Present Contract Amount \$1,297,659.59

Earnings To Date \$56,162.80
 Less Retainage -\$5,616.28
 Less Previous Paid \$0.00
 Net Due This Request \$50,546.52

Atkins North America, Inc.
2639 North Monroe Street, Building C
Tallahassee, Florida 32303-4027

Telephone: +1.850.575.1800
Fax: +1.850.575-0105

www.atkinsglobal.com/northamerica

July 19, 2011

Towan Kopinsky
Gulf County
1000 Cecil G. Costin Sr. Blvd., # 309
Port St. Joe, FL 32456

2011 JUL 20 AM 11:39

Subject: Payment Application No. 1

Job Description: Cape San Blas Shared Use Path

Project No. 003.196

County: Gulf

Prime Contractor: C.W. Roberts Contracting, Inc.

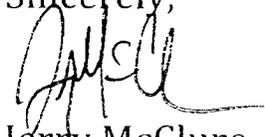
Towan,

We are in receipt of and have reviewed payment application No. 1 in the amount of \$50,546.52 for the subject project as submitted by C.W. Roberts Contracting, Inc.

The payment application accurately reflects the work completed to date and we are recommending that payment be made to the contractor in the amount for which they have applied.

If you should have any questions, please contact me at (850) 519-5808 or jerry.mcclure@atkinsglobal.com.

Sincerely,



Jerry McClure
Project Administrator

Attachment: Payment Application 1

APPROVED FOR PAYMENT
Date 7/20/11 By JK
Acct. # 40341-53000
LAP- Bike Path 3

**Reimbursement Invoice
Charge Statement
(Please keep for your records.)**

40
UCT-29
R. 09/09
Page 2 of 2
07/05/2011

UT Account # : 9975527
Business Partner # : 749884

•	Claimant's Name	Social Security Number	Expiration Date of Claim	# Weeks of Benefits Paid in Quarter	Charges to Your Account
	HARRY LEWIS		10/10/2011	4	847.71
	JAMES M SMITH		01/01/2012	12	3,099.60
	WILLIE HENRY		05/15/2011		CR -1.97
	WILLIE HENRY		05/15/2011	1	1.97
	DAVID LEWIS		02/27/2012	12	1,533.00
	SARAH WHITE		09/18/2011	1	275.00
	SYLVESTER DIRK		05/22/2011		CR -121.69
	BRYAN A THOMAS		11/06/2011	1	6.13
Total this page					\$5,639.75
TOTAL THIS INVOICE					\$5,639.75

• Location Code listed on Determination of Unemployment Compensation Claim Filed (Form UCB-412) Do not remit less than \$1.00

Charges to your account:

- A = Correction to charges in prior quarters.
- CR = Credit reducing or removing benefit charges in prior quarters.
- EB = Extended Benefits

Journal Transfer #: 75-50-2-767002-75200200-00-000300-00
Object Code #: 003000

Payment Options (U.S. Funds Only)

Check or Money Order:

- Make check or money order payable to Florida U.C. Fund.
- Write your reporting period and UT Account # (see front of coupon) on your check or money order.
 - Mail check or money order with your bill payment coupon in the enclosed return envelope.

Online e-Check or Credit Card:

- Initiate payment online at www.myflorida.com/dor
- Print and retain the confirmation page for your records.
- Do NOT send bill payment coupon to the Department.

Cash:

- Do NOT send cash by mail.
- Hand-deliver cash payments and your bill payment coupon to your local service center. Obtain and keep dated receipt for your records.

Instructions for Completing a Machine-Readable Form

Use black ink. Do not make any stray marks in boxed field areas.

Hand-Printed: If hand printing this document, print your numbers as shown and write one number per box. Write within the boxes.

□ □ □ □ 2 5 . 0 0

Machine reads a \$25.00 payment.

Machine-Typed: If typing this document, type through the boxes and type all of your numbers together. Do not use a comma, period, or dash (. or -). Indicate cents with two numbers.

□ □ □ □ 2 5 0 0 □ . □ □

Machine reads a \$25.00 payment.

OFFICE: (850) 769-3477
FAX: (850) 769-3456



POST OFFICE BOX 59462
PANAMA CITY, FL 32412-0462

July 8, 2011
Vendor # 115
Job # 115
Invoice # 26190

Gulf County Board of County Commissioners
c/o Preble-Rish, Inc.
Attn: Mr. Clay Smallwood, E.I.
324 Marina Drive
Port St. Joe, FL 32456

Re: Gulf County
Iola Road Paving Project (CIGP)

Contract Amount \$743,881.00

Total Amount Completed	\$161,822.44
Less Retainage (10%)	-\$16,182.24
Less Prior Invoices	<u>-\$39,379.57</u>

Total Amount Due & Requested \$106,260.63

2011 JUL 20 11:11:38

DUE DATE 07/23/11

WE GREATLY APPRECIATE YOUR BUSINESS!!!

BCC APPROVED

DATE _____ D.C. _____

ACCT. # 40741-63000

APPROVED FOR PAYMENT

Date 7/18/11 BY JK

Acct # 40741-63000

7/26/11 LL

CIGP - Iola

APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

TO OWNER:
 GULF COUNTY
 BOARD OF COUNTY COMMISSIONERS
 1000 CECIL G. COSTIN SR. BLVD.
 PORT ST. JOE, FL 32456

APPLICATION NO 2

Distribution to:

OWNER

x

PERIOD TO: 06/30/2011

ARCHITECT

x

CONTRACTOR

x

FROM CONTRACTOR:
 GAC CONTRACTORS, INC.
 4116 N HIGHWAY 231
 PANAMA CITY, FL 32404

VIA ARCHITECT:
 PREBLE-RISH, INC.
 ATTN: CLAY SMALLWOOD, E.I.
 324 MARINA DRIVE
 PORT ST. JOE, FL 32456

PROJECT NOS: 3.231

CONTRACT FOR: 2010 CIGP PAVING PROJECT

CONTRACT DATE: 03/24/2011

CONTRACTOR'S APPLICATION FOR PAYMENT

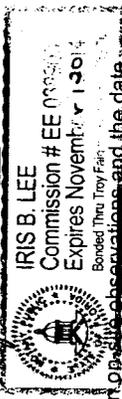
Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

1. ORIGINAL CONTRACT SUM	743,881.00
2. Net change by Change Orders	0.00
3. CONTRACT SUM TO DATE (Line 1 + 2)	743,881.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	161,822.44
5. RETAINAGE:	
a. 10 % of Completed Work (Column D + E on G703)	16,182.24
b. % of Stored Material (Column F on G703)	
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	16,182.24
6. TOTAL EARNED LESS RETAINA (Line 4 Less Line 5 Total)	145,640.20
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	39,379.57
8. CURRENT PAYMENT DUE	106,260.63
9. BALANCE TO FINISH, INCLUDING RETAINA (Line 3 less Line 6)	598,240.80

CONTRACTOR: GAC CONTRACTORS, INC

By: [Signature] Date: 7/2/11
 State of: FLORIDA County of: BAY
 Subscribed and sworn to before me this 2nd day of July
 Notary Public: [Signature]
 My Commission expires: 11-1-14



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 106,260.63

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	0.00	0.00
Total approved this Month	0.00	0.00
TOTALS	0.00	0.00
NET CHANGES by Change Order		0.00

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

By: [Signature] Date: 7/18/11

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing

Contractor's signed certification is attached.

**GULF COUNTY - IOLA RD
(2010 CIGP PAVING PROJECT)**

APPLICATION NO:

APPLICATION DATE: 8-Jul-11
PERIOD TO: 30-Jun-11
ARCHITECT'S PROJECT NO: 3.231

In tabulations below, amounts are stated to the nearest dollar.

#115

Use Column I on Contracts where variable retainage for line items may apply.

A ITEM NO	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED FROM PREVIOUS APPLICATION (D + E)	E WORK COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D O R E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE) (10%)
SCHEDULE OF VALUES								
GENERAL CONDITIONS								
1	MOBILIZATION			1.00		\$4,339.00		\$433.90
2	BONDS AND INSURANCE			1.00		\$8,184.00		\$818.40
3	MAINTENANCE OF TRAFFIC			0.25		\$3,104.00		\$310.40
4	CONSTRUCTION LAYOUT			0.50		\$5,577.00		\$557.70
5	NPDES PERMIT			0.25		\$840.00		\$84.00
	SUB TOTAL					\$27,847.00		
SITework								
6	CLEAR AND GRUB INCLUDING DEMOLITION			0.50		\$18,580.80		\$1,858.08
7	TYPE SP 12.5MM ASPHALT @ 1-1/2"			87.88		\$203,442.20		\$20,344.22
8	12" FOOT TYPE B STABILIZATION			2.17		\$72,642.92		\$7,264.29
9	OPTIONAL BASE GROUP 5			9.70		\$213,390.30		\$21,339.03
10	EXCAVATION REGULAR			43.00		\$240.80		\$24.08
11	EXCAVATION BORROW			5.80		\$123,052.80		\$12,305.28
12	SIGNS			218.39		\$2,183.90		\$218.39
13	6" SOLID WHITE PAINT EDGE STRIPE			17216 LF		\$12,912.00		\$1,291.20
14	6" SOLID YELLOW PAINT CENTER STRIP			17216 LF		\$12,912.00		\$1,291.20
15	REFLECTIVE PAVEMENT MARKERS (RPM)			430 EA		\$2,408.00		\$240.80
16	SOD (ARGENTINE BAHIA) - 30" STRIP @ 8'			4782 SY		\$16,497.90		\$1,649.79
17	SEED AND MULCH			12434 SY		\$21,759.50		\$2,175.95
18	SILT FENCE			17216 LF		\$16,010.88		\$1,601.09
	SUB TOTAL					\$716,034.00		
GRAND TOTALS								
						\$118,067.36		
						\$161,822.44		
								\$16,182.24
								21.75%

5FAIA DOCUMENT G703 CONTINUATION SHEET FOR G702 1992 EDITION AIA © 1992 THE AMERICAN INSTITUTE OF ARCHITECTS, 1735 NEW YORK AVE., N.W., WASHINGTON, DC 20006-5292

Users may obtain validation of this document by requesting of the licensee a completed AIA Document D401 - Certificate of Authenticity.

G703 - 1992

**WAIVER AND RELEASE OF LIEN
UPON PROGRESS PAYMENT**

The undersigned lienor, upon payment of **\$106,260.63** and said payment clearing GAC Contractors' bank account, hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished through **June 30, 2011**, to the **Gulf County Board of County Commissioners**, on the job of the **Gulf County – Iola Road Paving Project (CIGP)** to the following property:

Iola Road, Gulf County, Florida

This waiver and release does not cover any retention or labor, services, or material furnished after the date specified. This waiver does not include retainage withheld in the amount of **\$16,182.24**.

Contractor: **GAC Contractors, Inc.**

By: *Pam Costello*
Printed Name: **Pam Costello**
Title: **Assistant Controller**

County of **Bay**
State of **Florida**

Subscribed and sworn before me this **8th** day of **July, 2011**.



IRIS B. LEE

Notary Public State of Florida

My Commission Expires: November 1, 2014.

OFFICE: (850) 769-3477
FAX: (850) 769-3456



POST OFFICE BOX 59462
PANAMA CITY, FL 32412-0462

July 8, 2011
Vendor # 107
Job # 107
Invoice # 26191

Gulf County Board of County Commissioners
c/o Preble-Rish, Inc.
Attn: Mr. Clay Smallwood, E.I.
324 Marina Drive
Port St. Joe, FL 32456

Re: Gulf County
Old Bay City Road Paving Project (CIGP)

Contract Amount	\$550,732.63	
Total Amount Completed		\$472,944.61
Less Retainage (10%)		-\$47,294.46
Less Prior Invoices		-\$363,931.55
Total Amount Due & Requested		\$61,718.60

2011 JUL 20 11:11:38

DUE DATE 07/23/11

WE GREATLY APPRECIATE YOUR BUSINESS!!!

BCC APPROVED

DATE _____ D.C. _____

ACCT. #. 40741-63000

7/18/11 JK
40741-63000
CIGP - Old Bay City

APPLICATION AND CERTIFICATION FOR PAYMENT

AIA DOCUMENT G702

TO OWNER:
GULF COUNTY
BOARD OF COUNTY COMMISSIONERS
1000 CECIL G. COSTIN SR. BLVD.
PORT ST. JOE, FL 32456

PROJECT: GULF CO - OLD BAY CITY RD APPLICATION NO 2

Distribution to:
OWNER x
ARCHITECT x
CONTRACTOR x

PERIOD TO: 06/30/2011

FROM CONTRACTOR:
GAC CONTRACTORS, INC.
4116 N HIGHWAY 231
PANAMA CITY, FL 32404

VIA ARCHITECT:
PREBLE-RISH, INC.
ATTN: CLAY SMALLWOOD, E.I.
324 MARINA DRIVE
PORT ST. JOE, FL 32456

PROJECT NOS: 3.231

CONTRACT DATE: 03/14/2011

CONTRACT FOR: 2010 CIGP PAVING PROJECT

CONTRACTOR'S APPLICATION FOR PAYMENT

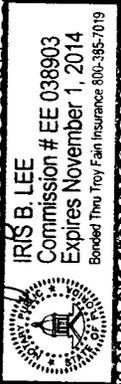
Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

1. ORIGINAL CONTRACT SUM	550,732.63
2. Net change by Change Orders	0.00
3. CONTRACT SUM TO DATE (Line 1 + 2)	550,732.63
4. TOTAL COMPLETED & STORED TO DATE	472,944.61
(Column G on G703)	
5. RETAINAGE:	
a. 10 % of Completed Work	47,294.46
(Column D + E on G703)	
b. % of Stored Material	
(Column F on G703)	
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	47,294.46
6. TOTAL EARNED LESS RETAINAGE	425,650.15
(Line 4 Less Line 5 Total)	
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	363,931.55
8. CURRENT PAYMENT DUE	61,718.60
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	125,082.48

CONTRACTOR: GAC CONTRACTORS, INC

By: *[Signature]* Date: 7/18/11
State of: FLORIDA County of: BAY
Subscribed and sworn to before me this 18th day of July, 2011
Notary Public: *[Signature]*
My Commission expires:



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 61,718.60

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	0.00	0.00
Total approved this Month	0.00	0.00
TOTALS	0.00	0.00
NET CHANGES by Change Order		0.00

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT: *[Signature]* Date: 7/18/11

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing

Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 2

APPLICATION DATE: 8-Jul-11

PERIOD TO: 30-Jun-11

ARCHITECT'S PROJECT NO: 3.231

A ITEM NO	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED FROM PREVIOUS APPLICATION (D + E)	E WORK COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D O R E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE) (10%)	
									G % (G + C)
SCHEDULE OF VALUES									
GENERAL CONDITIONS									
1	MOBILIZATION(2% OF BID MAX)	4339.00	1.00			\$4,339.00		\$433.90	
2	BONDS AND INSURANCE (2% OF BID MAX)	7059.00	1.00			\$7,059.00		\$705.90	
3	MAINTENANCE OF TRAFFIC	9938.00	0.50	0.50		\$9,938.00		\$993.80	
4	CONSTRUCTION LAYOUT	9296.00	0.75	0.25		\$9,296.00		\$929.60	
5	NPDES PERMIT	1680.00	0.50	0.50		\$1,680.00		\$168.00	
	SUB TOTAL	\$32,312.00							
SITework									
6	CLEAR & GRUB INCLUDING DEMOLITION	12342.00	1.00			\$12,342.00		\$1,234.20	
7	TYPE SP 12.5 ASPHALT @ 1-1/2"	88.91	1311.00			\$116,561.01		\$11,656.10	
8	OPTIONAL BASE GROUP 5	10.61	16773.00			\$177,961.53		\$17,796.15	
9	EXCAVATION REGULAR	5.60	76.00			\$425.60		\$42.56	
10	EXCAVATION BORROW	5.80	2555.10			\$14,819.58		\$1,481.96	
11	SIGNS	218.39		8.00		\$1,747.12		\$174.71	
12	RELOCATE SIGNS PER FDOT INDEX 11860	100.80		1.00		\$100.80		\$10.08	
13	RELOCATE MAILBOXES PER FDOT INDEX 5	61.97		2.00		\$123.94		\$12.39	
14	6" PAINT SOLID WHITE EDGE STRIPE	0.75		13700.00		\$10,275.00		\$1,027.50	
15	6" PAINT SOLID YELLOW CENTER STRIPE	0.75		13700.00		\$10,275.00		\$1,027.50	
16	REFLECTIVE PAVEMENT MARKERS (RPMS)	5.60		344.00		\$1,926.40		\$192.64	
17	CONCRETE ENDWALL CONSTRUCTION	661.20		38.00		\$25,125.60		\$2,512.56	
18	15" RCP PIPE	36.90		136.00		\$5,018.40		\$501.84	
19	24" RCP PIPE	44.23		147.00		\$6,501.81		\$650.18	
20	15" MES PER FDOT INDEX 272	730.99		8.00		\$5,847.92		\$584.79	
21	GUARDRAIL INC(Parellel End Anchorage Asses	51.52				\$0.00	\$15,456.00	\$0.00	
22	SOD (30' STRIP @ EOP) ARGENTINE BAHIA	3.45		4292.00		\$14,807.40		\$1,480.74	
23	SEED AND MULCH	1.75		12178.00		\$21,311.50		\$2,131.15	
24	TURBIDITY CURTAIN	9.07		300.00		\$0.00		\$272.10	
25	SILT FENCE	0.93		13700.00		\$12,741.00		\$1,274.10	
	SUB TOTAL					\$518,420.63			
GRAND TOTALS						\$68,576.22	\$472,944.61	85.88%	\$47,294.46

**WAIVER AND RELEASE OF LIEN
UPON PROGRESS PAYMENT**

The undersigned lienor, upon payment of **\$61,718.60** and said payment clearing GAC Contractors' bank account, hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished through **June 30, 2011**, to the **Gulf County Board of County Commissioners**, on the job of the **Gulf County – Old Bay City Road Paving Project (CIGP)** to the following property:

Old Bay City Road, Gulf County, Florida

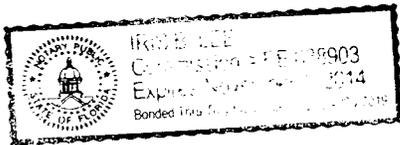
This waiver and release does not cover any retention or labor, services, or material furnished after the date specified. This waiver does not include retainage withheld in the amount of **\$47,294.46**.

Contractor: **GAC Contractors, Inc.**

By: *Pam Costello*
Printed Name: **Pam Costello**
Title: **Assistant Controller**

County of **Bay**
State of **Florida**

Subscribed and sworn before me this **8th** day of **July, 2011**.



Iris B. Lee

Notary Public State of Florida

My Commission Expires: November 1, 2014.

CONTINUATION SHEET

PROJECT: Gulf County Board of Commissioners
 Stumpole Revestment Project
 Phase III (DRD)

APPLICATION NO: 4
 APPLICATION DATE: 9-Jun-11
 PERIOD TO: 9-Jun-11

PROJECT N: 10DB-K4-02-33-01-K15

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	C (1) UNITS	C (2) COST PER UNIT	C (4) % QUANTITY COMPLETED THIS PERIOD	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D + E + F)	H BALANCE TO FINISH (C - G)	I RETAINAGE
						FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
1.00	Mobilization & Bonds	21,891.91		US			\$21,891.91	\$0.00		\$21,891.91	\$0.00	\$2,189.19
2.00	As Bids	\$3,600.00		US			\$0.00	\$0.00		\$0.00	\$3,600.00	\$0.00
3.00	Reck Revestment	\$1,031,410.69		US			\$709,410.69	\$322,000.00		\$1,031,410.69	\$10,281.01	\$103,141.07
PAGE TOTALS							\$731,302.60	\$322,000.00		\$1,053,302.60	\$13,881.01	\$105,330.26



www.lsnf.org

Legal Services

of NORTH FLORIDA

HOPE. JUSTICE. FOR ALL.

INVOICE

TO: Board of County Commissioners
Gulf County, Florida
ATTN.: Don Butler, Chief Administrator
1000 Cecil G. Costin, Sr., Blvd.-Room 302
Port St. Joe, Florida 32456

FROM: Legal Services of North Florida, Inc.
ATTN.: Laura Ballenger, Fiscal Officer
2119 Delta Boulevard
Tallahassee, Florida 32303-4220
Telephone: (850) 385-9007 Ext. 1012
Fax: (850) 205-6540

RE: Disbursement of 2010-2011 Legal Aid Services Funds
Reporting Period: April 1 through June 30, 2011

DATE: July 7, 2011

LSNF requests a one-fourth of the fund collected during April 1 and June 30, 2011.

1. Total hours of service provided to residents of Gulf County: 56.25
2. Total number of Gulf County residents served: 22

Prepared by:


Connie Davis, Grants Administrator

BCC APPROVED

DATE _____ D.C. _____

ACCT. # 71015 - 82000

2011 JUL 20 AM 11:38

CONSENT

DATE 7/26/11 LL

HOME OFFICE

2119 DELTA BOULEVARD
TALLAHASSEE, FL 32303-4220
850-385-9007 • FAX 850-385-7603
ADMINISTRATIVE FAX 850-205-6540
DEVELOPMENT FAX 850-385-5684

BRANCH OFFICES

121 NORTH JACKSON STREET
QUINCY, FL 32351-2316
850-875-9881 • FAX 850-875-2008

211 EAST 11TH STREET
PANAMA CITY, FL 32401-2938
850-769-3581 • FAX 850-785-2041

133 STAFF DRIVE, SUITE B
FT. WALTON BEACH, FL 32548-5050
850-862-3279 • FAX 850-862-6327

118 SOUTH BAYLEN STREET
PENSACOLA, FL 32502-2770
850-432-8222 • FAX 850-432-2329

RESOLUTION NO. 2011-14

A RESOLUTION OF THE GULF COUNTY BOARD OF COUNTY COMMISSIONERS AUTHORIZING THE CHAIRMAN OF THE BOARD TO ENTER INTO A S.C.R.A.P. JOINT PARTICIPATION AGREEMENT (J.P.A.) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION.

WHEREAS, the Small County Road Assistance Program has been created by Section 339.2816, Florida Statutes, to assist small county governments in resurfacing of county roads; and

WHEREAS, the Florida Department of Transportation (F.D.O.T.) has the authority, under Section 334.044, Florida Statutes, to enter into this Agreement; and

WHEREAS, Gulf County has certified to the F.D.O.T. that it has met the eligibility requirements of said Section 339.2816, Florida Statutes; and

WHEREAS, the Board has given signature authority for all documents related to this grant to the Chairman, Chief Administrator or Grant Coordinator; and

WHEREAS, F.D.O.T. shall reimburse Gulf County for direct costs under Financial Management Number 430933-1-58-01 for costs directly related to resurfacing of Columbus Street from U.S. Highway 98 (S.R. 30) to Georgia Avenue.

ADOPTED this 26th day of July, 2011.

**BOARD OF COUNTY COMMISSIONERS
GULF COUNTY, FLORIDA**

ATTEST:

**WARREN J. YEARGER, JR.
CHAIRMAN**

CLERK / DEPUTY CLERK

Catalog of State Financial Assistance No. 55.016
 Financial Project No.: 430933-1-58-01
 COUNTY: Gulf

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

SMALL COUNTY ROAD ASSISTANCE AGREEMENT

This Agreement is between the State of Florida Department of Transportation ("DEPARTMENT"), and Gulf County ("COUNTY").

WITNESSETH

WHEREAS, the DEPARTMENT has the authority, under Section 334.044, Florida Statutes, "F.S.," to enter into this Agreement; and

WHEREAS, the Small County Road Assistance Program has been created by Section 339.2816, F.S., to assist small county governments in resurfacing of county roads; and

WHEREAS, the COUNTY has certified to the DEPARTMENT that it has met the eligibility requirements of said Section 339.2816, F.S.; and

WHEREAS, the DEPARTMENT shall reimburse the COUNTY for direct costs under Financial Management Number **430933-1-58-01** for costs directly related to **resurfacing of Columbus Street from SR 30 (US 98) to Georgia Avenue** (the "PROJECT"); and

WHEREAS, the COUNTY by Resolution No. 2011-14 dated the 26th day of July, 2011, a copy of which is attached hereto and made a part hereof, has authorized the Chairman of its Board of Commissioners to enter into this Agreement.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and representations contained herein, the parties agree as follows:

1-SERVICES AND PERFORMANCE

A. The COUNTY shall furnish the services with which to construct the PROJECT. Said PROJECT consists of: **resurfacing of Columbus Street from SR 30 (US 98) to Georgia Avenue**. The scope of the work for the PROJECT is set forth in Exhibit A, which is attached hereto and made a part of this Agreement. The scope of work shall clearly establish the tasks to be performed pursuant to Section 215.971, F.S.

B. The COUNTY agrees to undertake the construction of the PROJECT in accordance with all applicable federal, state and local statutes, rules and regulations, and standards. The COUNTY shall be responsible for obtaining clearances/permits required for the construction of the PROJECT from the appropriate permitting authorities. Upon completion of the PROJECT, the COUNTY shall certify to the DEPARTMENT that the PROJECT has been completed in accordance with the applicable standards, statutes, rules and regulations in writing.

C. The DEPARTMENT will be entitled at all times to be advised, at its request, as to the status of work being done by the COUNTY and of the details thereof. Coordination shall be

maintained by the COUNTY with representatives of the DEPARTMENT. COUNTY shall provide the DEPARTMENT with quarterly progress reports.

D. i) For projects located on the State Highway System, the DEPARTMENT must approve any consultant and/or contractor scope of services including project budget. COUNTY shall obtain DEPARTMENT approval of plans and specifications prior to bidding the project. This provision applies only to projects located on the State Highway System.

ii) The COUNTY must certify that the consultant has been selected in accordance with the Consultants Competitive Negotiation Act (Section 287.055, F.S.). Contractor must be prequalified by the DEPARTMENT as required by Section 2 of the current Standard Specifications for Road and Bridge Construction.

E. The COUNTY shall not sublet, assign, or transfer any work under this Agreement without prior written consent of the DEPARTMENT.

F. All notices under this Agreement shall be directed to the following addresses:

TO DEPARTMENT:	TO COUNTY:
Attn: Myra Suggs Florida Department of Transportation	
P. O. Box 607	
Chipley, FL 32428	

2-TERM

A. The COUNTY shall perform the PROJECT activities in accordance with the following schedule:

- a) Design to be completed on or before – **January 31, 2012.**
- b) Construction contract to be let on or before – **March 31, 2012.**
- c) Construction to be completed on or before – **December 31, 2012.**

B. This Agreement shall not be renewed. Any extension shall be in writing and executed by both parties, and shall be subject to the same terms and conditions set forth in this Agreement.

3-COMPENSATION AND PAYMENT

A. The DEPARTMENT shall reimburse the COUNTY for direct costs of the PROJECT. The parties agree that the DEPARTMENT’s maximum participation is: **Ninety five thousand and 00/100 dollars (\$95,000.00) and all remaining costs of the project will be borne by the COUNTY.**

i) The COUNTY shall submit one invoice (4 copies) plus supporting documentation required by the DEPARTMENT to the Project Manager for approval and processing:
 - monthly, or
 - quarterly, or
 - once the PROJECT has been accepted by the COUNTY and

approved by the DEPARTMENT.

ii) The DEPARTMENT shall reimburse the COUNTY upon receipt of a properly submitted invoice and supporting documentation. Supporting documentation shall include a copy of the canceled check tendered by the COUNTY to the consultant/contractor who performed the work under the PROJECT. Supporting documentation shall also include dates of services and items of work performed on the PROJECT.

iii) In the event the COUNTY proceeds with the design, construction, and construction engineering inspection services (CEI) of the PROJECT with its own forces, the COUNTY will only be reimbursed for direct costs (this excludes general and administrative overhead).

iv) All costs charged to the PROJECT shall be supported by properly executed payrolls, time records, invoices, contracts, or vouchers evidencing in proper detail the nature and propriety of the charges.

B. Payment shall be made only after receipt and approval of goods and services. Deliverables must be received and accepted in writing by the Contract Manager prior to payments.

C. Invoices must be based on quantifiable units of deliverables as specified in Exhibit A. Supporting documentation must establish that the deliverables were received and accepted in writing by the COUNTY and that the required minimum level of service to be performed as based on the criteria for evaluating successful completion as specified in paragraph 1.B has been met.

D. The COUNTY may receive progress payments for deliverables based on the contractor's Schedule of Values and on a percentage of services that have been completed, approved and accepted to the satisfaction of the DEPARTMENT when properly supported by detailed invoices and acceptable evidence of payment. The final balance due under this AGREEMENT will be reimbursed upon the completion of all PROJECT services, receipt of final construction cost documentation and proper submission of a detailed invoice and when the PROJECT has been inspected, approved and accepted to the satisfaction of the DEPARTMENT in writing.

E. The DEPARTMENT's obligation to pay under this Agreement is contingent upon an annual appropriation by the Legislature.

F. Bills for fees or other compensation for services or expenses shall be submitted in detail sufficient for a proper preaudit and postaudit thereof.

G. Travel costs will not be reimbursed.

H. The COUNTY providing goods and services to the DEPARTMENT should be aware of the following time frames. Upon receipt, the DEPARTMENT has (5) five working days to inspect and approve the goods and services. The DEPARTMENT has twenty (20) days to deliver a request for payment (voucher) to the Department of Financial Services. The twenty (20) days are measured from the latter of the date the invoice is received or the goods or services are received, inspected and approved.

I. If a warrant in payment of an invoice is not issued within forty (40) days after the

invoice is received and the goods or services are received, inspected and approved a separate interest penalty at a rate as established pursuant to Section 55.03(1), F.S., will be due and payable, in addition to the invoice amount, to the COUNTY. Interest penalties of less than one (\$1.00) dollar will not be enforced unless the COUNTY requests payment. Invoices that have to be returned to a COUNTY because of COUNTY preparation errors will result in a delay in the payment. The invoice payment requirements do not start until a properly completed invoice is provided to the DEPARTMENT.

J. The COUNTY must submit the final invoice to the DEPARTMENT within 180 days after the final acceptance of the project.

K. A Vendor Ombudsman has been established within the Department of Financial Services. The duties of this individual include acting as an advocate for contractors/vendors who may be experiencing problems in obtaining timely payments(s) from a state agency. The Vendor Ombudsman may be contacted at (850) 413-5516.

L. Records of costs incurred under terms of this Agreement shall be maintained and made available upon request to the DEPARTMENT at all times during the period of this Agreement and for five years after final payment is made. Copies of these documents and records shall be furnished to the DEPARTMENT upon request. Records of costs incurred includes the COUNTY's general accounting records and the project records, together with supporting documents and records of the COUNTY and all subcontractors performing work on the project, and all other records of the COUNTY and subcontractors considered necessary by the DEPARTMENT for a proper audit of costs.

M. In the event this contract for services is in excess of \$25,000, and a term for a period of more than one (1) year, the provisions of Section 339.135(6)(a), F.S., are hereby incorporated:

“The DEPARTMENT during any fiscal year, shall not expend money, incur any liability, or enter into any contract which, by its terms, involves the expenditure of money in excess of the amounts budgeted as available for expenditure during such fiscal year. Any contract, verbal or written, made in violation of this subsection is null and void, and no money may be paid on such contract. The DEPARTMENT shall require a statement from the Comptroller of the DEPARTMENT that funds are available prior to entering into any such contract or other binding commitment of funds. Nothing herein contained shall prevent the making of contracts for periods exceeding one year, but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years; and this paragraph shall be incorporated verbatim in all contracts of the DEPARTMENT which are for an amount in excess of \$25,000.00 and which have a term for a period of more than 1 year.”

N. It is unlawful for the board of county commissioners to expend or contract for the expenditure in any fiscal year more than the amount budgeted in each fund's budget, except as provided herein, and in no case shall the total appropriations of any budget be exceeded, except as provided in Section 129.06, F.S., and any indebtedness contracted for any purpose against either of the funds enumerated in this chapter or for any purpose, the expenditure for which is chargeable to either of said funds, shall be null and void, and no suit or suits shall be prosecuted in any court in this state for the collection of same, and the members of the board of county commissioners voting for and contracting for such amounts and the bonds of such members of said boards also shall be liable

for the excess indebtedness so contracted for, pursuant to Section 129.07, F.S.

O. A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

4-INDEMNITY AND INSURANCE

A. i) When either party receives notice of claim for damages that may have been caused by the other party in the performance of services required under this Agreement, that party will immediately forward the claim to the other party. Each party will evaluate the claim, and report its findings to each other within fourteen (14) working days and jointly discuss options in defending the claim. A party's failure to promptly notify the other of a claim will not act as a waiver or any right herein.

ii) The COUNTY agrees to include the following indemnification in all contracts with contractors/subcontractors, consultants/subconsultants, who perform work in connection with this Agreement:

"The contractor/consultant shall indemnify, defend, save, and hold harmless the DEPARTMENT and all of its officers, agents or employees from all suits, actions, claims, demands, liability of any nature whatsoever arising out of, because of, or due to any negligent act or occurrence of omission or commission of the contractor, its officers, agents, or employees. Neither the contractor/consultant, nor any of its officers, agents, or employees will be liable under this section for damages arising out of injury or damage to persons or property directly caused or resulting from the sole negligence of the DEPARTMENT or any of its officers, agents, or employees."

B. LIABILITY INSURANCE. The COUNTY shall carry and keep in force during the period of this Agreement a general liability policy or policies with a company or companies authorized to do business in Florida, affording public liability insurance with combined bodily injury limits of at least \$100,000 per person and \$200,000 each occurrence, and property damage insurance of at least \$50,000 each occurrence, for the services to be rendered in accordance with this Agreement. However, in the event the COUNTY maintains a self-insurance fund to cover such liability, the COUNTY agrees to maintain sufficient reserves in the fund to pay the above-described liability limits. In addition to any other forms of insurance or bonds required under the terms of this Agreement, the COUNTY must comply or cause its contractor to comply with Section 7-13 of the current version of the DEPARTMENT's Standard Specifications for Road and Bridge Construction.

C. WORKERS' COMPENSATION. The COUNTY shall also carry and keep in force Workers' Compensation insurance as required for the State of Florida under the Workers' Compensation Law.

5-COMPLIANCE WITH LAWS

A. The COUNTY shall allow public access to all documents, papers, letters, or other material subject to the provisions of Chapter 119, F.S., and made or received by the COUNTY in conjunction with this Agreement. Failure by the COUNTY to grant such public access shall be grounds for immediate unilateral cancellation of this Agreement by the DEPARTMENT.

B. The COUNTY shall comply with all federal, state, and local laws and ordinances applicable to the work or payment for work thereof, and shall not discriminate on the grounds of race, color, religion, sex, or national origin in the performance of work under this Agreement.

C. No funds received pursuant to this Agreement may be expended for lobbying the Legislature, the judicial branch, or a state agency.

D. The COUNTY and the DEPARTMENT agree that the COUNTY, its employees, and subcontractors are not agents of the DEPARTMENT as a result of this Agreement for purposes other than those set out in Section 337.274, F.S.

6-TERMINATION AND DEFAULT

A. This Agreement may be canceled by either the COUNTY or the DEPARTMENT upon sixty (60) days written notice.

B. If the DEPARTMENT determines that the performance of the COUNTY is not satisfactory, the DEPARTMENT shall have the option of: (a) immediately terminating the Agreement, (b) notifying the COUNTY of the deficiency with a requirement that the deficiency be corrected within a specified time, otherwise the Agreement will be terminated at the end of such time, or (c) taking whatever action is deemed appropriate by the DEPARTMENT.

C. If the DEPARTMENT requires termination of the Agreement for reasons other than unsatisfactory performance of the COUNTY, the DEPARTMENT shall notify the COUNTY of such termination, with instructions to the effective date of termination or specify the stage of work at which the Agreement is to be terminated.

D. If the Agreement is terminated before performance is completed, the COUNTY shall be paid only for that work satisfactorily performed for which costs can be substantiated. Such payment, however, may not exceed an amount which is the same percentage of the contract price as the amount of work satisfactorily completed is a percentage of the total work called for by this Agreement. All work in progress will become the property of the DEPARTMENT and will be turned over promptly by the COUNTY.

7-MISCELLANEOUS

A. All words used herein in the singular form shall extend to and include the plural. All words used in the plural form shall extend to and include the singular. All words used in any gender shall extend to and include all genders.

B. The DEPARTMENT shall not be obligated or liable hereunder to any party other than the COUNTY.

C. In no event shall the making by the DEPARTMENT of any payment to the COUNTY

constitute or be construed as a waiver by the DEPARTMENT of any breach of covenant or any default which may then exist, on the part of the COUNTY, and the making of such payment by the DEPARTMENT while any such breach or default exists shall in no way impair or prejudice any right or remedy available to the DEPARTMENT with respect to such breach or default.

D. This document incorporates and includes all prior negotiations, correspondence, conversations, agreements, or understandings applicable to the matters contained herein, and the parties agree that there are no commitments, agreements, or understandings concerning the subject matter of this Agreement that are not contained in this document. Accordingly, it is agreed that no deviation from the terms hereof shall be predicated upon any prior representation or agreements whether oral or written. It is further agreed that no modification, amendment, or alteration in the terms or conditions contained herein shall be effective unless contained in a written document executed with the same formality and of equal dignity herewith.

E. If any part of this Agreement shall be determined to be invalid or unenforceable by a court of competent jurisdiction or by any other legally constituted body having the jurisdiction to make such determination, the remainder of this Agreement shall remain in full force and effect provided that the part of this Agreement thus invalidated or declared unenforceable is not material to the intended operation of this Agreement.

F. This Agreement shall be governed by and construed in accordance with the laws of the State of Florida. Venue of any judicial proceedings arising out of this Agreement shall be in Leon County, Florida.

G. The COUNTY:

i) Shall utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the COUNTY during the term of the contract; and

ii) Shall expressly require any subcontractors performing work or providing services pursuant to the state contract to likewise utilize the U.S. Department of Homeland Security's E-Verify system to verify the employment eligibility of all new employees hired by the subcontractor during the contract term.

H. This Agreement shall be effective upon execution by both parties and shall continue in effect and be binding on the parties until the PROJECT is completed and accepted and payment made by the DEPARTMENT or terminated in accordance with Section 6.

I. An entity or affiliate which has been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

J. The DEPARTMENT shall have the right to retain out of any payment due the COUNTY under this Agreement an amount sufficient to satisfy any amount due and owing to the DEPARTMENT by the COUNTY on any other Agreement between the COUNTY and the

DEPARTMENT.

The administration of resources awarded by the DEPARTMENT to the COUNTY may be subject to audits and/or monitoring by the DEPARTMENT, as described in this section.

MONITORING

In addition to reviews of audits conducted in accordance with OMB Circular A-133 and Section 215.97, F.S., as revised (see "AUDITS" below), monitoring procedures may include, but not be limited to, on-site visits by DEPARTMENT staff, limited scope audits as defined by OMB Circular A-133, as revised, and/or other procedures. By entering into this Agreement, the recipient agrees to comply and cooperate fully with any monitoring procedures/processes deemed appropriate by the DEPARTMENT. In the event the DEPARTMENT determines that a limited scope audit of the recipient is appropriate, the recipient agrees to comply with any additional instructions provided by the DEPARTMENT staff to the recipient regarding such audit. The recipient further agrees to comply and cooperate with any inspections, reviews, investigations, or audits deemed necessary by the FDOT's Office of Inspector General (OIG) and Florida's Chief Financial Officer (CFO) or Auditor General.

AUDITS

PART I: FEDERALLY FUNDED

Recipients of federal funds (i.e. state, local government, or non-profit organizations as defined in OMB Circular A-133, as revised) are to have audits done annually using the following criteria:

1. In the event that the recipient expends \$500,000 or more in Federal awards in its fiscal year, the recipient must have a single or program-specific audit conducted in accordance with the provisions of OMB Circular A-133, as revised. EXHIBIT 1 to this Agreement indicates Federal resources awarded through the DEPARTMENT by this Agreement. In determining the Federal awards expended in its fiscal year, the recipient shall consider all sources of Federal awards, including Federal resources received from the DEPARTMENT. The determination of amounts of Federal awards expended should be in accordance with the guidelines established by OMB Circular A-133, as revised. An audit of the recipient conducted by the Auditor General in accordance with the provisions OMB Circular A-133, as revised, will meet the requirements of this part.
2. In connection with the audit requirements addressed in Part I, paragraph 1, the recipient shall fulfill the requirements relative to auditee responsibilities as provided in Subpart C of OMB Circular A-133, as revised.
3. If the recipient expends less than \$500,000 in Federal awards in its fiscal year, an audit conducted in accordance with the provisions of OMB Circular A-133, as revised, is not required. However, if the recipient elects to have an audit conducted in accordance with the provisions of OMB Circular A-133, as revised, the cost of the audit must be paid from non-Federal resources (i.e., the cost of such an audit must be paid from recipient resources obtained from other than Federal entities).
4. Federal awards are to be identified using the Catalog of Federal Domestic Assistance (CFDA) title and number, award number and year, and name of the awarding federal agency.

PART II: STATE FUNDED

Recipients of state funds (i.e. a nonstate entity as defined by Section 215.97(2)(l), F.S.) are to have audits done annually using the following criteria:

1. In the event that the recipient expends a total amount of state financial assistance equal to or in excess of \$500,000 in any fiscal year, the recipient must have a State single or project-specific audit for such fiscal year in accordance with Section 215.97, F.S.; applicable rules of the Department of Financial Services and the CFO; and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General. EXHIBIT 1 to this Agreement indicates state financial assistance awarded through the DEPARTMENT by this Agreement. In determining the state financial assistance expended in its fiscal year, the recipient shall consider all sources of state financial assistance, including state financial assistance received from the DEPARTMENT, other state agencies, and other nonstate entities. State financial assistance does not include Federal direct or pass-through awards and resources received by a nonstate entity for Federal program matching requirements.
2. In connection with the audit requirements addressed in Part II, paragraph 1, the recipient shall ensure that the audit complies with the requirements of Section 215.97(7), F.S. This includes submission of a financial reporting package as defined by Section 215.97(2)(d), F.S., and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General.
3. If the recipient expends less than \$500,000 in state financial assistance in its fiscal year, an audit conducted in accordance with the provisions of Section 215.97, F.S., is not required. However, if the recipient elects to have an audit conducted in accordance with the provisions of Section 215.97, F.S., the cost of the audit must be paid from the nonstate entity's resources (i.e., the cost of such an audit must be paid from the recipient's resources obtained from other than State entities).
4. State awards are to be identified using the Catalog of State Financial Assistance (CSFA) title and number, award number and year, and name of the state agency awarding it.

PART III: OTHER AUDIT REQUIREMENTS

The recipient shall follow up and take corrective action on audit findings. Preparation of a summary schedule of prior year audit findings, including corrective action and current status of the audit findings is required. Current year audit findings require corrective action and status of findings.

Records related to unresolved audit findings, appeals, or litigation shall be retained until the action is completed or the dispute is resolved. Access to project records and audit work papers shall be given to the FDOT, the Department of Financial Services, and the Auditor General. This section does not limit the authority of the DEPARTMENT to conduct or arrange for the conduct of additional audits or evaluations of state financial assistance or limit the authority of any other state official.

PART IV: REPORT SUBMISSION

1. Copies of reporting packages for audits conducted in accordance with OMB Circular A-133, as revised, and required by PART I of this Agreement shall be submitted, when required by Section .320 (d), OMB Circular A-133, as revised, by or on behalf of the recipient directly to each of the following:

A. The DEPARTMENT at each of the following addresses:

Florida Department of Transportation
Attn: Myra Suggs
1074 Highway 90
Chipley, FL 32428

B. The Federal Audit Clearinghouse designated in OMB Circular A-133, as revised (the number of copies required by Sections .320 (d)(1) and (2), OMB Circular A-133, as revised, should be submitted to the Federal Audit Clearinghouse), at the following address:

Federal Audit Clearinghouse
Bureau of the Census
1201 East 10th Street
Jeffersonville, IN 47132

C. Other Federal agencies and pass-through entities in accordance with Sections .320 (e) and (f), OMB Circular A-133, as revised.

2. In the event that a copy of the reporting package for an audit required by PART I of this Agreement and conducted in accordance with OMB Circular A-133, as revised, is not required to be submitted to the DEPARTMENT for reasons pursuant to section .320 (e)(2), OMB Circular A-133, as revised, the recipient shall submit the required written notification pursuant to Section .320 (e)(2) and a copy of the recipient's audited schedule of expenditures of Federal awards directly to each of the following:

Florida Department of Transportation
Attn: Myra Suggs
1074 Highway 90
Chipley, FL 32428

In addition, pursuant to Section .320 (f), OMB Circular A-133, as revised, the recipient shall submit a copy of the reporting package described in Section .320 (c), OMB Circular A-133, as revised, and any management letters issued by the auditor, to the DEPARTMENT at each of the following addresses:

Florida Department of Transportation
Attn: Myra Suggs
1074 Highway 90
Chipley, FL 32428

3. Copies of financial reporting packages required by PART II of this Agreement shall be submitted by or on behalf of the recipient directly to each of the following:

A. The DEPARTMENT at each of the following addresses:

Florida Department of Transportation
 Attn: Myra Suggs
 1074 Highway 90
 Chipley, FL 32428

B. The Auditor General's Office at the following address:

Auditor General's Office
 Room 401, Pepper Building
 111 West Madison Street
 Tallahassee, Florida 32399-1450

4. Copies of reports or the management letter required by PART III of this Agreement shall be submitted by or on behalf of the recipient directly to:

A. The DEPARTMENT at each of the following addresses:

Florida Department of Transportation
 Attn: Myra Suggs
 1074 Highway 90
 Chipley, FL 32428

5. Any reports, management letter, or other information required to be submitted to the DEPARTMENT pursuant to this Agreement shall be submitted timely in accordance with OMB Circular A-133, Florida Statutes, and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General, as applicable.

6. Recipients, when submitting financial reporting packages to the DEPARTMENT for audits done in accordance with OMB Circular A-133 or Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General, should indicate the date that the reporting package was delivered to the recipient in correspondence accompanying the reporting package.

PART V: RECORD RETENTION

1. The recipient shall retain sufficient records demonstrating its compliance with the terms of this Agreement for a period of at least five years from the date the audit report is issued, and shall allow the DEPARTMENT, or its designee, CFO, or Auditor General access to such records upon request. The recipient shall ensure that audit working papers are made available to the DEPARTMENT, or its designee, CFO, or Auditor General upon request for a period of at least five years from the date the audit report is issued, unless extended in writing by the DEPARTMENT.

IN WITNESS WHEREOF, the COUNTY has caused this Agreement to be executed in its behalf this 26th day of July, 2011, by the Chairman of the Board of Commissioners, authorized to enter into and execute same by Resolution Number 2011-14 of the Board on the 26th day of July, 2011, and the DEPARTMENT has executed this Agreement through its District Secretary for District Three, Florida Department of Transportation, on the date set forth below.

GULF COUNTY, FLORIDA

ATTEST: _____ (SEAL)
CLERK

BY: _____
CHAIRMAN, BOARD OF
COUNTY COMMISSIONERS

Legal Review:

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

ATTEST: _____ (SEAL)
EXECUTIVE SECRETARY

BY: _____
James T. Barfield
DISTRICT THREE SECRETARY

DATE: _____

Legal Review:

Office of the General Counsel

Availability of Funds Approval:

(Date)

EXHIBIT – 1

FEDERAL and/or **STATE** resources awarded to the recipient pursuant to this agreement should be listed below. If the resources awarded to the recipient represent more than one Federal or State program, provide the same information for each program and the total resources awarded. Compliance Requirements applicable to each Federal or State program should also be listed below. If the resources awarded to the recipient represent more than one program, list applicable compliance requirements for each program in the same manner as shown here:

- (e.g., What services or purposes the resources must be used for)
- (e.g., Eligibility requirements for recipients of the resources)
- (Etc...)

NOTE: Instead of listing the specific compliance requirements as shown above, the State awarding agency may elect to use language that requires the recipient to comply with the requirements of applicable provisions of specific laws, rules, regulations, etc. The State awarding agency, if practical, may want to attach a copy of the specific law, rule, or regulation referred to.

FEDERAL RESOURCES

<u>Federal Agency</u>	<u>Catalog of Federal Domestic Assistance (Number & Title)</u>	<u>Amount</u>
-----------------------	--	---------------

Compliance Requirements

- 1.
- 2.

STATE RESOURCES

<u>State Agency</u>	<u>Catalog of State Financial Assistance (Number & Title)</u>	<u>Amount</u>
FDOT	55.016 Small County Road Assistance Program	\$95,000.00

Compliance Requirements

1. See attachment for Compliance Supplement
- 2.

Matching Resources for Federal Programs

<u>Federal Agency</u>	<u>Catalog of Federal Domestic Assistance (Number & Title)</u>	<u>Amount</u>
-----------------------	--	---------------

Compliance Requirements

- 1.
- 2.

NOTE: Section .400(d) of OMB Circular A-133, as revised, and Section 215.97(5)(a), Florida Statutes, require that the information about Federal Programs and State Projects included in Exhibit 1 be provided to the recipient.

Catalog of State Financial Assistance No. 55.016
Financial Project No.: 430933-1-58-01
COUNTY: Gulf

EXHIBIT A
SCOPE OF SERVICES

COLUMBUS STREET - GULF COUNTY, FL
ENGINEER'S ESTIMATE OF PROBABLE CONSTRUCTION COSTS
PREBLE-RISH PROJECT NO. 003.000

Item	Description	Qty.	Unit	Unit Price	Total
GENERAL					
1	MOBILIZATION (2% OF BID MAX)	1	LS	\$1,458.01	\$1,458.01
2	BONDS AND INSURANCE (2% OF BID MAX)	1	LS	\$1,458.01	\$1,458.01
3	MAINTENANCE OF TRAFFIC	1	LS	\$1,250.00	\$1,250.00
4	CONSTRUCTION LAYOUT	1	LS	\$1,100.00	\$1,100.00
5	NPDES PERMIT	1	LS	\$1,000.00	\$1,000.00
				SUBTOTAL	\$6,266.03
ROAD CONSTRUCTION					
6	CLEAR AND GRUB INCLUDING DEMOLITION	1	LS	\$1,069.95	\$1,069.95
7	TYPE SP 9.5 ASPHALT	371	TON	\$100.00	\$37,100.00
8	RECLAIM EXISTING SURFACE (8" MIN. DEPTH)	4,157	SY	\$5.00	\$20,785.00
9	24" THERMOPLASTIC STOP BAR WITH MESSAGE	6	EA	\$250.00	\$1,500.00
10	TEMPORARY STRIPING (PAINT)	3,510	LF	\$0.70	\$2,457.00
11	6" THERMOPLASTIC SOLID YELLOW CENTER STRIPE	3,510	LF	\$1.50	\$5,265.00
12	REFLECTIVE PAVEMENT MARKERS (BI-DIRECTIONAL Y/Y)	88	EA	\$5.25	\$460.69
13	SOD (ARGENTINE BAHIA)	1,118	SY	\$3.50	\$3,913.00
14	SILT FENCE	140	LF	\$2.50	\$350.00
				SUBTOTAL	\$72,900.64
TOTAL ESTIMATED CONSTRUCTION COST					\$79,166.66
ENGINEERING AND CEI @ 10%					\$7,916.67
CONTINGENCIES @ 10%					\$7,916.67
COLUMBUS STREET TOTAL ESTIMATE					\$95,000.00

RESOLUTION 2011-15

WHEREAS, the Gulf County Board of County Commissioners of Gulf County, Florida, has unanticipated revenue in the General Fund and the Tupelo Fire Control District Fund for fiscal year 2010-2011 and

WHEREAS, said revenue is needed to help pay certain expenditures incurred in fiscal year 2010-2011,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The 2010-2011 fiscal year budget be amended as follows:

General Fund

	Original Budget	Increase	Decrease	Amended Budget
<i>Tax Collector:</i>				
22213-91000 Tax Collector	396,152.00	25,000.00	-	421,152.00
<i>Revenue:</i>				
00141-51000 Tax Collector Fees	120,000.00	25,000.00	-	145,000.00
<i>Wetappo VFD:</i>				
31822-52000 Operating Exp	400.00	857.00	-	1,257.00
<i>Revenue:</i>				
00166-92000 Contributions	0.00	857.00	-	857.00
<i>Emergency Mgmt Local Match:</i>				
39125-34000 BP CG Other Contract	0.00	68,240.00	-	68,240.00
<i>Revenue:</i>				
00169-90000 BP CG Coast Guard	0.00	68,240.00	-	68,240.00
<i>EMPA Grant:</i>				
39325-81000 Aid to OGU	0.00	14,933.00	-	14,933.00
<i>Revenue:</i>				
00131-51000 Fed Disaster Relief	0.00	14,933.00	-	14,933.00
<i>Park & Recreation Facilities:</i>				
57072-63000 Imprv Other Than	0.00	50,000.00	-	50,000.00
<i>Revenue:</i>				
00165-40000 Timber Sales	0.00	72,000.00	-	72,000.00
<i>Park & Recreation BOCC Special Project:</i>				
21072-83004 Other Grants – Dist 4	0.00	22,000.00	-	22,000.00

Tupelo Fire Control District Fund

	Original Budget	Increase	Decrease	Amended Budget
<i>Dalkeith FD Expenditures:</i>				
31922-52000 Operating Suppl	5,004.00	191.00	-	5,195.00
<i>Revenue:</i>				
10766-92000 Contributions	-	191.00	-	191.00

THIS RESOLUTION ADOPTED by the Gulf County Board of County Commissioners this the 26th day of July, 2011.

Warren Yeager, Chairman

ATTEST:

Rebecca L. Norris, Clerk

SUPPLEMENTAL CONSENT AGENDA

July 26, 2011

70

1. Professional Services Proposal (CR 30-A * \$693,550.00 * S.C.O.P. funds to widen and resurface CR 30-A from Gulf Pines Drive to east of Money Bayou Bridge)

71

70



PREBLE-RISH INC

CONSULTING ENGINEERS & SURVEYORS

Gulf County

324 Marina Drive
Port St. Joe, FL 32456

P 850.227.7200
F 850.227.7215

Bay County

203 Aberdeen Parkway
Panama City, FL 32405

P 850.522.0644
F 850.522.1011

Walton County

877 CR 393 North
Santa Rosa Beach, FL 32459

P 850.267.0759
F 866.557.0076

Gadsden County

20 East Washington Street
Quincy, FL 32351

P 850.875.4751

Calhoun County

20684 Central Avenue East
Blountstown, FL 32424

P 850.674.3300

Wakulla County

36 Jasper Thomas Road
Crawfordville, FL 32327

P 850.528.0300

Jefferson County

Garden Square
187 East Walnut Street
Monticello, FL 32344

P 850.997.2175

Dixie County

23414 SE 349 Hwy
P.O. Box 3
Suwannee, FL 32692

P 352.542.2414

Okaloosa County

2110 Lewis Turner Boulevard
Ft. Walton Beach, FL 32547

P 850.200.4783

July 18, 2011

Mr. Don Butler
Gulf County Administrator
1000 Cecil G. Costin Sr. Blvd.
Port St. Joe, FL 32456

RE: CR 30-A SCOP
Preble-Rish Project No. 3.239
FPID No. 429975-1-58-01

Dear Mr. Butler:

Preble-Rish, Inc. (PRI) is pleased to provide this Professional Services Proposal for your consideration. It is our understanding that Gulf County was awarded \$693,550.00 in SCOP Funds to widen and resurface CR 30A from Gulf Pines Drive to east of Money Bayou Bridge.

PRI proposes the following budget for this project:

CR 30A
Grant Amount: \$693,550.00
Engineering @ 7.7%: \$ 53,403.00
Inspection @ 4.4%: \$ 30,516.00
Construction Budget: \$609,631.00

We appreciate the opportunity to provide continuing engineering services for Gulf County. If this proposal is acceptable, please sign in the space provided below. Should you have any questions or need any additional information, please give me a call at 850.227.7200.

Sincerely,

Clay Smallwood
Project Engineer

ACCEPTED BY:

Don Butler
Gulf County Administrator

CS/sj

CC: Mrs. Towan Kopinsky, Gulf County Grant Writer (via email tkopinsky@gulfcounty-fl.gov)
Mr. Ralph Rish, President, Preble-Rish, Inc. (via email rishr@preble-rish.com)
Mrs. Missy Ramsey, Controller, Preble-Rish, Inc. (via email ramseym@preble-rish.com)

S:\003.239 CR 30A SCOP\Proposal\071811 GC.doc

BCC APPROVED

DATE _____ D.C. _____

CONSENT **71**
DATE: Supp. 7/26/11 LL

**GULF COUNTY
SECOND PUBLIC HEARING NOTICE**

Gulf County is applying to the Florida Department of Community Affairs (DCA) for a grant in the amount of \$700,000 under the FFY 2011 Small Cities Community Development Block Grant (CDBG) Program in the Housing Rehabilitation category. For each activity that is proposed, at least 51% of the funds must benefit low and moderate-income persons. The activities, dollar amounts and estimated percentages benefit to low and moderate-income persons for which the County is applying are:

Activity No.	Activity Name	CDBG Funds	Estimated LMI Benefit
21A	Administration	\$105,000.00	N/A
14A	Housing Rehabilitation/ Demolition/Replacement	\$580,000.00	100%
08	Temporary Relocation	\$15,000.00	100%

Exact budget figures will be available no later than five (5) days prior to the application due date; however, at no time will the CDBG budget exceed \$700,000.

This application is requesting funds to provide Housing Rehabilitation to Low-to-Moderate Income (LMI) residents. The activities include rehabilitation, demolition/replacement (where necessary) and temporary relocation for a minimum of 10 LMI housing units. All housing units will be addressed in accordance with the current Florida Residential Building Code, relevant local housing codes (whichever is more stringent for each code-related item) and the County's adopted Housing Assistance Plan (HAP).

Gulf County plans to minimize displacement of persons as a result of planned CDBG funded activities in the following manner:

No displacement is anticipated.

If any persons are displaced as a result of these planned activities, the County will assist such persons in the following manner:

In accordance with the County's Anti-Displacement and Relocation Policy.

A public hearing to provide citizens an opportunity to comment on the application will be held at the Gulf County BOCC Chambers, Robert M. Moore Administration Building, 1000 Cecil G. Costin, Sr. Blvd, Port St. Joe, FL, on Tuesday July 26, 2011, at 6:00 PM, ET. A draft copy of the application will be available for review at that time. A final copy of the application will be made available at the Robert M. Moore Administration Building, Monday through Thursday, between the hours of 7:00 AM, EST, - 4:30 PM, EST, no more than five days before the application due date. The application will be submitted to DCA by Monday, August 15, 2011. To obtain additional information concerning the application and the public hearing, contact Towan Kopinsky, Grant Coordinator, 1000 Cecil G. Costin, Sr. Blvd, Port St. Joe, FL 32456, (850) 229-6144.

The public hearing is being conducted in a handicapped accessible location. Any handicapped person requiring an interpreter for the hearing impaired or the visually impaired should contact Towan Kopinsky at least five calendar days prior to the meeting and an interpreter will be provided. Any non-English speaking person wishing to attend the public hearing should contact Towan Kopinsky at least five calendar days prior to the meeting and a language interpreter will be provided. To access a Telecommunication Device for Deaf Persons (TDD) please call (800) 955-8771. Any handicapped

person requiring special accommodation at this meeting should contact Towan Kopinsky at least five calendar days prior to the meeting.

Pursuant to Section 102 of the HUD Reform Act of 1989, the following disclosures will be submitted to DCA with the application. The disclosure will be made available by Gulf County and DCA for public inspection upon request. The disclosures will be available on and after the date of submission of the application and shall continue to be available for a minimum of six years.

1. Other Government (federal, state and local) assistance to the project in the form of a gift, grant, loan, guarantee, insurance payment, rebate, subsidy, credit, tax benefit, or any other form of direct or indirect benefit by source and amount;
2. The identities and pecuniary interests of all developers, contractors, or consultants involved in the application for assistance or in the planning or development of the project or activity;
3. The identities and pecuniary interests of any other persons with a pecuniary interest in the project that can reasonably be expected to exceed \$50,000 or 10% of the grant request (whichever is lower);
4. For those developers, contractors, consultants, property owners, or others listed in two (2) or three (3) above which are corporations, or other entities, the identification and pecuniary interests by corporation or entity of each officer, director, principal stockholder, or other official of the entity;
5. The expected sources of all funds to be provided to the project by each of the providers of those funds and the amount provided; and
6. The expected uses of all funds by activity and amount.

EQUAL OPPORTUNITY EMPLOYMENT/HANDICAPPED ACCESSIBLE/FAIR HOUSING JURISDICTION

**Advertise: July 14, 2011 – The Star
Legal Ad**

**Invoice: Gulf County Board of County Commissioners
Ad# 2011-37**

PUBLIC NOTICE

A Public Hearing will be held at the Planning and Development Review Board (PDRB) meeting on Monday, July 18, 2011 at 8:45 a.m. ET, and at the Board of County Commissioners (BOCC) meeting on Tuesday, July 26, 2011 at 6:00 p.m. ET. Both public hearings will be held in the BOCC Meeting Room at the Robert M. Moore Administration Building, 1000 Cecil G. Costin Sr. Blvd., Port St. Joe, Florida. The public hearings will be to discuss and act on the following:

1. Subdivision Application - Hibiscus Horizons - by Jay Rish for Parcel ID #'s 06268-503R, 06268-509R, 06268-513R, 06268-514R and 06268-516R - Located in Section 6, Township 9 South, Range 11 West, Gulf County, Florida - Continuance of the tabled June 20, 2011 meeting for determination of Development Order for platting a subdivision for said parcels.
2. Open Discussion
3. Staff

The public is encouraged to attend and be heard on these matters. Information prior to the meeting can be viewed at the Planning and Building Department at 1000 Cecil G. Costin Sr. Blvd., Room 312.

Ad #2011-35

Date: July 7, 2011 and July 14, 2011

Invoice: Gulf County Planning Department

Size: **Headline no smaller than 18 point**

Must be at least 2 columns wide by 10 inches long

Must not appear in the newspaper portions where legal notices and classified advertisements appear

Proof of Publication required