

MAY 14, 2013

PORT ST. JOE, FLORIDA

REGULAR MEETING

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

Others present were: County Attorney Jeremy Novak, Clerk Finance Officer Sherry Herring, Deputy Clerk Kari Summers, Assistant Administrator Michael L. Hammond, Deputy Administrator Lynn Lanier, Deputy Administrator Brett Lowry, Building Official Lee Collinsworth, Central Services Director Denise Manuel, G.I.S. Coordinator Scott Warner, E.D.C. Director Barry Sellers, Gulf County E.M.S. Director Houston Whitfield, Gulf County Extension Agent Roy Lee Carter, Maintenance Supervisor Steve Mork, Preble-Rish/County Engineer Clay Smallwood, III, Public Works Director Joe Danford, Tax Collector Shirley Jenkins, and T.D.C. Executive Director Jennifer Jenkins.

Chairman Smiley called the meeting to order at 9:00 a.m., E.T.

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

CONSENT AGENDA

Chairman Smiley called for public comment regarding the Consent Agenda. There being no public comment, Commissioner McDaniel motioned to approve the Consent Agenda, as follows. Commissioner Yeager seconded the motion for discussion. After discussion, the motion then passed unanimously.

1. Minutes - April 9, 2013 – Regular Meeting
 - April 16, 2013 – Emergency Meeting
 - April 23, 2013 – Regular Meeting
 - April 23, 2013 – Supplemental Budget Hearing
2. Approval of Checks and Warrants for April, 2013 which are incorporated herein by reference, pursuant to Chapter 136.06 F.S.
3. Grant Application – FL Department of Agriculture and Consumer Services (Volunteer Fire Assistance Grant)
4. Insurance Committee Recommendations

5. Invoices – MRD Associates, Inc. – St. Joseph Peninsula Sea Turtle and Escarpment Monitoring Services (Invoice #1614 * \$56,285.00 * to be paid from Account #28039-31000)
 - UniFirst Corporation – Old Courthouse (Invoice #2710044448 * \$19.35 * Invoice #2710043939 * \$19.06 * Invoice #2710043436 * \$19.06 * Public Works * Invoice #2710043940 * \$10.00 * Invoice #2710043437 * \$10.00 * Invoice #2710043441 * \$68.50 * Invoice #2710043944 * \$68.50 * Invoice #271004-3438 * \$53.96 * Invoice #2710043941 * \$53.96 * Invoice #2710043942 * \$56.88 * Invoice #2710043943 * \$56.88 * Invoice #2710043943 * \$43.38 * Invoice #2710043440 * \$61.38)
6. Proclamation – Mental Health Awareness Month (May, 2013)
7. Resolution – Technical Assistance, as follows:

RESOLUTION NO. 2013-06

WHEREAS, the Gulf County Board of County Commissioners (hereinafter called public body) desires to obtain financial assistance from the Rural Development, United States Department of Agriculture, pursuant to Section 310B of the Consolidated Farm and Rural Development Act, for the purpose of providing technical assistance to small businesses (herein referred to as the facility) and as a condition to and in consideration of receiving financial assistance from the Rural Development this resolution is being adopted.

THEREFORE, in consideration of the premises the public body agrees as follows:

1. No private business enterprises shall be allowed to use or occupy the facility if such use or occupancy would be calculated to, or is likely to, result in the transfer from one area to another of any employment or business activity provided by operations of the private business enterprises. This limitation shall not be construed to prohibit use and enjoyment of the facility by such private business entity through the establishment of a new branch, affiliate, or subsidiary if the establishment of such branch, affiliate, or subsidiary will not result in the increase in unemployment in the area of original location (or in any other area where such entity conducts business operations), unless there is reason to believe that such branch, affiliate, or subsidiary is being established with the intention of closing down the operations of the existing business entity in the area of its original location (or in any other area where it conducts such operation).

2. No private business enterprises shall be allowed to use or occupy the facilities if such use or occupancy would be calculated to, or is likely to, result in an increase in the production of goods, materials, or commodities, or the availability of services or facilities in the area, where there is not sufficient demand for such goods, materials, commodities, services or facilities to employ the sufficient capacity of existing competitive commercial or industrial enterprises, unless such financial or other assistance will not have an adverse effect upon existing competitive enterprises in the area.
3. Prior to allowing the use or occupancy of the facilities by any private business enterprise, the public body shall clear such use or occupancy with the Manpower Administration, Department of Labor, Washington, DC, by submitting information required by the Department of Labor for certification under the Act. This information shall be submitted to Rural Development for transmittal to the Department of Labor. The public body agrees to make no final commitment with any private business enterprise regarding such use or occupancy if the Department of Labor issues a negative certification under the Act. The public body shall obtain prior clearance in this matter for a period of three years after the date of an affirmative certification by the Department of Labor on the application for financial assistance now pending before the Rural Development.

This resolution shall be in force and effect immediately.

(End)

8. RFP for Telecom – Troy & Banks (Audit for telecommunications budgets)
9. S.H.I.P. – Rehabilitation Assistance (Eva Mae Fennell * \$40,000.00)

(End)

TOURIST DEVELOPMENT COUNCIL – MONTHLY REPORT

T.D.C. Executive Director Jenkins appeared before the Board to present the April, 2013 Monthly Report, stating that the Bed Tax Revenues are up approximately 14.39%. She reported that within the first six months of the 2012-13 fiscal year there was an increase in five (5) of these months. T.D.C. Executive Director Jenkins also reported that the visitation to the website is up 60% from April, 2012. She discussed the Gulf County Welcome Center and the flow of visitors to the Welcome Center.

TOURIST DEVELOPMENT COUNCIL – SPONSORSHIP & SPECIAL FUNDING

Upon discussion and recommendation by T.D.C. Executive Director Jenkins, Commissioner Yeager motioned to approve the 2013 Sponsorship and Special Funding request, as follows: 2013 Scallop Festival (\$2,500.00), M.B.A.R.A. Kingfish Tournament (\$900.00), Friends of St. Joseph State Park Appreciation Day (\$1,700.00), Annual

Street Dance Celebration (\$1,500.00), and National Marina Day (\$1,200.00); a total of \$7,800.00, to be paid from the T.D.C. Budget. Commissioner McLemore seconded the motion, and it passed unanimously.

TOURIST DEVELOPMENT COUNCIL – MEDIA UPDATE/MEETING SCHEDULE

T.D.C. Executive Director Jenkins reported that the Navigate Media Program ended in April, 2013, stating that this program was a success. She discussed the revised schedule meetings for the T.D.C., stating that they will meet every other month instead of quarterly.

PROPOSED AMENDED BED TAX ORDINANCE

Upon inquiry by County Attorney Novak, T.D.C. Executive Director Jenkins discussed working with the council to draft a proposed amended ordinance that would identify the expenditures associated with the four cent (\$.04) Bed Tax that T.D.C. is funded by, stating that three cent (\$.03) of this tax would be spent on marketing and administration and that one cent (\$.01) would be for beach nourishment. County Attorney Novak discussed working on the proposed amended ordinance and advertisement of the public hearing for adoption. T.D.C. Director Jenkins discussed drafting a standard operating procedures for the T.D.C. for the Board to review. Commissioner Yeager discussed his concerns regarding the standard operating procedures and T.D.C. staff.

INTER-LOCAL AGREEMENT – CITY OF PORT ST. JOE

Commissioner Yeager discussed being approached by a City Commissioner and the City Attorney regarding the Interlocal Agreement with the City of Port St. Joe. He requested approval from the Board to work with the City of Port St. Joe regarding this matter and present a draft for the Board to review. Upon inquiry by Commissioner Bryan, Commissioner Yeager discussed the issues (services, T.D.C. building, fire tax, etc.) of concern by the City of Port St. Joe with the current Interlocal Agreement. After further discussion, Chairman Smiley had no objection to the request.

EMERGENCY MEDICAL SERVICES – NATIONAL APPRECIATION

Gulf County E.M.S. Director Whitfield appeared before the Board to report that E.M.S. Week is May 19-25, 2013 (National E.M.S. Week). He stated that an appreciation dinner will be held on May 20, 2013 at 6:00 p.m., C.T. at the Honeyville Community Center for Gulf County E.M.S. staff and invited the Board to attend. Gulf County E.M.S. Director Whitfield discussed the 3rd Grade Poster Contest, stating that the winners will be presented with a trophy during the appreciation dinner. He reported that an open house will be held at the Wewahitchka Ambulance Station on Sunday, May 19th from 12:00 p.m. to 4:00 p.m., C.T., and encouraged the public to attend.

AWARD BID #1213-10 – INMATE COMMISSARY SERVICES

Upon recommendation by Gulf County Jail Administrator Hammond, Commissioner McLemore motioned to award Bid #1213-10 for inmate commissary services to McDaniel Supply (only bidder), and allow County Attorney Novak to draft the contract. Commissioner Yeager seconded the motion, and it passed unanimously.

MEETING – BUDGET COMMITTEE

Assistant Administrator Hammond reported that the Budget Committee will meet on May 21, 2013 at 9:00 a.m., E.T. with the Constitutional Officers to discuss the upcoming budget session.

BID #1213-09 / WHITE CITY FIRE STATION

Commissioner McLemore discussed his concerns regarding the design/build bid (#1213-09) for the White City Fire Station. Assistant Administrator Hammond discussed the R.F.P. for the fire station and his concerns regarding the specifications and possible change orders without going through the design/build process. After further discussion, Commissioner Bryan stated that sealed bids for the design/build of the White City Fire Station (#1213-09) have already been advertised; sealed bids have been collected and opened. Upon inquiry by Commissioner Bryan, Assistant Administrator Hammond reported that the White City Fire Department will meet to review the submitted bids and a recommendation will be presented to Chief Administrator Butler. Upon inquiry by Commissioner McLemore, Assistant Administrator Hammond discussed the design/build bid specifications for the fire station. After discussion, Commissioner McLemore motioned to advertise to receive sealed bids to build the White City Fire Station (not to design/build). Chairman Smiley called for a second. The motion failed for a lack of a second.

BOARD MEETINGS – LIVE STREAMING/

Upon inquiry by Commissioner Bryan, Deputy Administrator Lanier reported that the live stream video feed was a pilot project and the County equipment was not adequate to continue the live feed of the Board meetings. She stated that the County has received several quotes for this service and it will be presented to the Board under a budget request. Deputy Administrator Lanier reported that the equipment needed for the live stream video will cost approximately \$18,000.00 to \$20,000.00. Commissioner Bryan discussed receiving calls from people who relied on the live streaming video because they are unable to attend the Board meetings. Commissioner Bryan then motioned to move the regular scheduled Board meetings back to 6:00 p.m., E.T. Chairman Smiley called for a second. The motion failed for a lack of a second.

HONEY BEES – DISTRICT I

Commissioner McLemore discussed his concerns regarding honey bees being hauled into District I from out of state beekeepers and presented pictures for the Board to review. After further discussion, he requested that Gulf County Extension Agent Carter assist him in forming a committee with beekeepers and the State Inspector to address this issue. Upon inquiry by Commissioner Yeager, Gulf County Extension Agent Carter appeared before the Board to report that this area is known for tupelo honey and there are a lot of beekeepers that come to this area during the tupelo bloom. After further discussion, the Board had no objection for Commissioner McLemore to form a committee with Gulf County Extension Agent Carter, the State Inspector, and beekeepers.

BEACH MOUSE – HABITAT CONSERVATION PLAN

Commissioner Yeager discussed working with Florida Fish & Wildlife Commission on a Habitat Conservation Plan in the Cape San Blas area regarding the beach mouse, stating that there is a matching grant portion which can be provided by staff with in-kind contributions. He reported that the Habitat Conservation Plan will cover the entire County.

C.O.B.R.A. HEARING

Commissioner Yeager reported that the County has received information from the Lobbyist that a hearing will be scheduled regarding C.O.B.R.A.; which is a huge impact for Cape San Blas and Indian Pass areas.

RECYCLE PROJECT

Commissioner Yeager discussed working to provide an opportunity for recycling; noting that Waste Management provided a proposal for a Recycle Pilot Program on Cape San Blas in the amount of \$6,000.00 for the remainder of the fiscal year. Upon inquiry by Commissioner McLemore, Commissioner Yeager reported that the cost will come from the County Taxpayers' dollar amount. He discussed his concerns regarding the need to address mandatory garbage pickup. Commissioner Yeager motioned to proceed with the Recycle Pilot Program, not to exceed the \$6,000.00, with Waste Management. Commissioner McDaniel seconded the motion for discussion. After discussion by members of the Board, Commissioner Yeager withdrew his motion and then Commissioner McDaniel withdrew his second.

LANDFILL – TIPPING FEES

Upon recommendation by Public Works Director Danford, Commissioner Yeager motioned to increase the Tipping Fees to \$40.00 per ton and increase Mexico Beach Tipping Fees to \$60.00 per ton, effective June 1, 2013. Commissioner Bryan seconded the motion, and it passed unanimously.

LEGISLATIVE ISSUES

Commissioner Yeager reported on some of the Legislative issues, stating that the issue regarding the workcrews has been settled and that the Medicaid issue is going to be an ongoing issue over the next two years. He stated that Medicaid is going to increase when it is changed from a user amount to an enrollee paid amount. Commissioner McDaniel commended Commissioner Yeager for his hard work with the Legislative issues in Tallahassee and Washington, DC.

C.O.B.R.A.

Commissioner McDaniel discussed the C.O.B.R.A. issue, stating U.S. Representative Trey Radel introduced legislation to help in Lee County with Gasparilla Island; noting he hoped this would be passed by the majority of the votes of Congress.

G.P.S. SYSTEM

Commissioner McDaniel discussed his concerns regarding the County G.P.S. System, stating that individuals that are trying to go to Gulf Correctional Institute from the West

side of the State are being directed to through Kemp Cemetery Road and these individuals are getting lost in the woods. G.I.S. Coordinator Warner appeared before the Board to report that he has made several attempts to update the G.P.S.'s (Tom Tom & Garmin), stating it is up to the G.P.S. companies to update their maps.

MAINTENANCE – HONEYVILLE COMMUNITY CENTER

Commissioner McDaniel thanked the Maintenance Department for the repairs to the Honeyville Community Center.

PUBLIC WORKS

Commissioner McDaniel discussed that the Public Works Department is working very thin; stating that they are currently working on the Gulf County Extension Agent Office, Phase III.

MANDATORY GARBAGE

Commissioner McDaniel discussed riding through District II and reported the majority of the people in this district currently have garbage pickup.

PORT AUTHORITY – LETTER OF SUPPORT

Chairman Smiley discussed being contacted by constituents regarding the Port Authority, stating that some have requested the Board submit a Letter of Support for the Port to the Governor. Commissioner McLemore stated that he is not in favor of sending a Letter of Support to the Governor. After discussion by members for the Board, Chairman Smiley reported that he sent a letter to the Governor as Chairman, but wanted input from the Board as to sending a Letter of Support to the Governor from the Board. Chairman Smiley called for public comment. Christy McElroy, of Port St. Joe appeared before the Board to discuss her concerns regarding the Port.

RESOLUTION – TECHNICAL ASSISTANCE GRANT

County Attorney Novak discussed page 61 of the Consent Agenda, stating that the Board previously voted to advertise for RFQ's on a technical assistance grant for small businesses, and there is an additional resolution permitting the County in an effort to move forward to pursue the Rural Business Enterprise Grant. County Attorney Novak read the proposed resolution by title and recommended adoption. Upon motion by Commissioner Yeager, second by Commissioner McDaniel, and unanimous vote, the Board adopted the following resolution:

RESOLUTION NO. 2013-07

A RESOLUTION OF THE GULF COUNTY BOARD OF COUNTY COMMISSION OF GULF COUNTY, FLORIDA TO AUTHORIZE THE SUBMITTAL OF A RURAL BUSINESS ENTERPRISE GRANT (RBEG) APPLICATION IN AN AMOUNT NOT TO EXCEED \$60,000.00 TO THE UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) RURAL DEVELOPMENT, AND TO ACCEPT THE R.B.E.G. UPON SAID GRANT BEING AWARDED TO THE GULF COUNTY BOARD OF COUNTY

COMMISSIONERS FOR THE PURPOSE OF ASSISTING A SMALL AND EMERGING BUSINESS.

WEHREAS, the Gulf County Board of County Commissioners desires to continue to offer assistance in the creation of new business and growth of existing business opportunities for its citizens; and

WHEREAS, the Gulf County Board of County Commissioners recognizes the need to provide business and technical assistance for new and existing business owners; and

WHEREAS, the Gulf County Board of County Commissioners understands that providing business and technical support services will enhance economic growth in Gulf County; and

WHEREAS, the Gulf County Board of County Commissioners supports the information of the technical assistance project to offer support services to small and emerging businesses of the County;

NOW, THEREFORE, BE IT RESOLVED that Gulf County is desirous of submitting an application for the Rural Business Enterprise Grant and instructs the Gulf County Administrator's Office to work with appropriate local agencies and organizations to prepare and submit said application to the United States Department of Agriculture on its behalf.

INTRODUCED, SECONDED AND ADOPTED by Gulf County.

(End)

SCHOOL GARDEN

Gulf County Extension Agent Carter appeared before the Board to discuss the 5th Grade Garden Project. He invited the Board to come and eat at the Port St. Joe Elementary School today.

TUPELO FESTIVAL

Gulf County Extension Agent Carter reported that the Tupelo Festival will be held this weekend in Wewahitchka and invited the public to attend.

ST. ANDREWS MOUSE

Patricia Hardman of Cape San Blas appeared before the Board to report that the survey at Cape San Blas did not find any St. Andrew Mice, and a lot of money has been spent on this Habitat Conservation Plan. She discussed her concerns regarding the beach mice.

There being no further business, and upon motion by Commissioner McLemore, second by Commissioner Yeager, and unanimous vote, the meeting did then adjourn at 10:55 a.m., E.T.

**TYNALIN SMILEY
CHAIRMAN**

ATTEST:

**REBECCA L. NORRIS
CLERK**