

NOVEMBER 2, 2012
PORT ST. JOE, FLORIDA
EMERGENCY MEETING

The Gulf County Board of County Commissioners met this date in emergency session with the following members present: Vice Chairman Tynalin Smiley, and Commissioners Ward McDaniel and Warren J. Yeager, Jr. <Chairman William C. Williams, III and Commissioner Carmen L. McLemore were absent.>

Others present were: County Attorney Jeremy Novak, Deputy Clerk Kari Summers, and Sheriff's Office Major Bobby Plair.

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

CANVASSING BOARD APPOINTMENT

County Attorney Novak reported that the Board received correspondence from the Gulf County Supervisor of Elections, stating that Assistant General Counsel Gary Holland contacted Gulf County Supervisor of Elections Linda Griffin regarding concerns that had been received with regards to the Gulf County Canvassing Board. County Attorney Novak also reported that complaints were filed with the State Supervisor of Elections, which were communicated down to the local Supervisor of Elections Office, and requested that the Board examine these complaints. County Attorney Novak read Florida Statute 102 (141) for the Board review. Upon discussion by County Attorney Novak, Commissioner McDaniel motioned to remove Chairman Williams from the Canvassing Board. Commissioner Yeager seconded the motion, and it passed unanimously (3-0). Commissioner McDaniel then motioned to appoint Commissioner Smiley to serve on the Canvassing Board. Commissioner Yeager seconded the motion for discussion, after discussion, the motion then passed unanimously (3-0). Acting Chairman Smiley called for public comment. Joanna Bryan appeared before the Board to discuss her concerns regarding the topic of the County Commissioners' involvement in this year's campaign that was discussed during the last County Commission Meeting. She reported that she spoke with Florida Department of State's Attorney Gary Holland regarding this issue and that Attorney Holland agrees that all County Commissioners should be disqualified from serving on the Canvassing Board. Ms. Bryan requested that each County Commissioner disqualify themselves and allow the Chief Judge to appoint two members to serve on the Canvassing Board. Upon inquiry by Acting Chairman Smiley, Ms. Bryan stated that the entire Board allowed a person from the public to appear before the Board to state on record items that were not true. After discussion, Bill Koran appeared before the Board to discuss his concerns regarding the allowed extended time for public discussion for some, and not allowed for all who appear before the Board to discuss County business, stating that this issue needs to be addressed. After discussion by County Attorney Novak and Commissioner Yeager, Commissioner McDaniel motioned to rescind his previous motion to appoint Commissioner Smiley to

serve on the Canvassing Board. Commissioner Yeager then rescinded his second. Commissioner Yeager motioned to instruct County Attorney Novak to contact the Chief Judge regarding the need of an appointee to serve on the Canvassing Board. Commissioner McDaniel seconded the motion, and it passed unanimously (3-0).

There being no further business, and upon motion by Commissioner Yeager, the meeting did then adjourn at 9:32 a.m., E.T.

**TYNALIN SMILEY
ACTING CHAIRMAN**

ATTEST:

**REBECCA L. NORRIS
CLERK**