



BOARD OF COUNTY COMMISSIONERS  
GULF COUNTY, FLORIDA  
OFFICE OF THE COUNTY ATTORNEY

*Timothy J. McFarland, General Counsel*

326 REID AVENUE, PORT ST. JOE, FLORIDA 32456 • PHONE (850) 227-3113 • FAX (850) 227-2113

February 10, 2010

Fred M. Johnson, Esq.  
Johnson & Oole, LLC  
115 North Calhoun Street  
Tallahassee, FL 32301

RE: Johnson v Rish, et al

Dear Mr. Johnson:

In response to your February 10, 2010 correspondence, please be advised that the Board of County Commissioners is presently considering its options with regard to this matter. We obviously have differing views as to the Appellate Court's directives pursuant to its opinion. I will advise you when the County has had the opportunity to review this matter and determine its course of action.

Sincerely,



Timothy J. McFarland

TJM/sjl

cc: Clifford W. Sanborn  
Don Butler

*✓ INFORMATION*

**GULF COUNTY EXTENSION SERVICE**  
**ROY LEE CARTER**  
**COUNTY EXTENSION DIRECTOR**

2010 FEB 10 11:24

DATE	LOCATION	EXTENSION WORK PERFORMED	FIELD VISITS	MEETING		MILES
				NO.	ATT.	
1-2-10	WEWA	COGGINS CLINIC AT T.L. JAMES PARK			16	
	STONEMILL CREEK	JOE PAUL EQUINE COGGINS			3	8
	WEWA	ANITA OUTLAW EQUINE COGGINS				
	OVERSTREET	GREG PLOTKE EQUINE COGGINS				
1-4-10	WEWA	CHECKED LIGHTS AT ARENA				
	PORT ST. JOE	INSULATED IRRIGATION PUMP AT ELEMENTARY SCHOOL GARDEN			3	52
1-5-10	PORT ST. JOE	VISITED GLENN DAVIS AT ST. JOE SPRAY FIELD PROJECT			2	26
	PORT ST. JOE	CHECKED GARDEN AT ST. JOE ELEMENTARY SCHOOL			1	
	PORT ST. JOE	CHECKED GARDEN AT FAITH CHRISTIAN SCHOOL			1	26
1-6-10	WEWA	CHECKED FRUIT TREES FOR CLAYTON WOOTEN			2	
	WEWA	VISITED LEAH HALL ON HORSE MAINTENANCE			2	
1-7-10	PORT ST. JOE	WORKED IN GARDEN AT FAITH CHRISTIAN SCHOOL			12	26

1-7-10	PORT ST. JOE	WORKED IN GARDEN AT ST. JOE ELEMENTARY SCHOOL			22	
	WEWA	WORKED ON GARDEN PROJECTS			2	26
1-8	WEWA	POLYCOM BEEF CATTLE MEETING			1	
	HONEYVILLE	CHECKED CATTLE FOR IKE MINCY			1	14
1-9	GREENWOOD	ATTENDED NORTH FLORIDA BULL SALE			2	128
1-11	WEWA	VISITED JAN BUSH ON CATTLE PRODUCTION			2	
	PORT ST. JOE	CHECKED WATER PUMP AT GARDEN			2	52
	WEWA	STAFF MEETING			5	
	WEWA	4-H HORSE CLUB MEETING			22	
1-12	PORT ST. JOE	CDC MEETING			1	52
1-13	PORT ST. JOE	FAITH CHRISTIAN VEGETABLE GARDEN PROJECT			8	26
	PORT ST. JOE	ST. JOE ELEMENTARY SCHOOL VEGETABLE GARDEN PROJECT			22	
	PORT ST. JOE	CHECKED GARDEN IN NORTH PORT ST. JOE			2	
	WEWA	DARREL LISTER ON PLANTING PINE TREES			4	26
1-14	MARIANNA	PIT TEAM MEETING			1	54
	QUINCY	AREA A MEETING			3	109
1-15	PORT ST. JOE	ST. JOE ELEMENTARY VEGETABLE GARDEN PROJECT			22	26
	PORT ST. JOE	VISITED HORACE BARR ON VEGETABLE GARDEN PROJECT			2	

	PORT ST. JOE	VISITED CHARLES GIVENS ON VEGETABLE GARDEN PROJECT			2	
	PORT ST. JOE	VISITED BEULAH LANDERS ON PAMPAS GRASS			2	
	WEWA	CHECKED PAINTING PROJECT AT MICHAEL TAYLOR ARENA			1	26
1-19-09	WEWA	CHECKED PROGRESS OF PAINTING OF ARENA				
	PORT ST. JOE	CHECKED GARDEN AT PORT ST. JOE ELEMENTARY			2	26
	PORT ST. JOE	VISITED CHARLES GIVENS ON 4-H PROGRAM			2	
	PORT ST. JOE	CHECKED OAK TREE FOR QUEN LAMB			2	
1-20	PORT ST. JOE	FAITH CHRISTIAN VEGETABLE GARDEN PROGRAM			10	26
	PORT ST. JOE	VISITED CHARLES GIVENS AND AMY ROGERS ON 4-H CLUB			2	
	PORT ST. JOE	ST. JOE ELEMENTARY SCHOOL GARDENING PROGRAM			15	
	CAPE SAN BLAS	VISITED MIKE PAULSON ON LANDSCAPE PROBLEMS			2	
	CAPE SAN BLAS	INVESTIGATED THE POSSIBILITY OF USING RISH PARK ON RETREAT			2	36
	WEWA	HORSE JUDGING CLINIC				

1-21	WEWA	CHECKED HORSES FOR LEAH HALL			2	
	WEWA	EQUINE JUDGING CLINIC			4	
1-22	PORT ST. JOE	VISITED CHARLES GIVENS ON GARDENING PROGRAM			2	26
	PORT ST. JOE	CHECKED GARDEN AT ELEMENTARY SCHOOL			2	
	PORT ST. JOE	VISITED HORACE BARR ON YOUTH GARDENING PROGRAM			2	
	WEWA	MAINTENANCE PROGRESS AT EQUINE ARENA				
1-23	MARIANNA	EQUINE JUDGING CLINIC FOR 4-H AND FFA MEMBERS			68	112
1-25	WEWA	BETTY GAINOUS ON FLEA CONTROL			2	
	DALKEITH	ROBERT GAUTIER ON POULTRY MEETING			2	14
1-25-09	DALKEITH	CARMEN MCLEMORE ON TRI COUNTY AG COMPLEX			2	
	WEWA	JERRY GRAY ON POULTRY MEETING			2	
	WEWA	LEONARD FREEMAN ON POULTRY MEETING			2	
	WEWA	POULTRY POLYCOM SEMINAR				
1-26	DALKEITH	CHECKED CATTLE FOR HARRY HERRINGTON			2	32
	DALKEITH	VISITED CARMEN MCLEMORE ON CITRUS			2	
1-27	PORT ST. JOE	FAITH CHRISTIAN GARDENING PROGRAM			12	26

	PORT ST. JOE	ST. JOE ELEMENTARY GARDENING PROGRAM			12	
	PORT ST. JOE	NORTH PORT ST. JOE FAMU GARDENING PROGRAM			8	
	WEWA	CHECKED LAWN FOR DENISE KEITH				26
1-28	HONEYVILLE	PURCHASED MATERIALS FOR FAIR EXHIBITS			1	
	WHITE CITY	CARRIED MATERIALS TO FORESTER DEPARTMENT FOR SIGNS			2	20
	OVERSTREET	CHECKED FISH POND FOR BRIAN CHATHEY			2	20
1-28	WEWA	VISITED LONNIE WYMES ON VEGETABLE MEETING			2	20
	CHIPLEY	ATTEND CUCURBITS MEETING			2	138
1-29	PORT ST. JOE	ST. JOE ELEMENTARY SCHOOL GARDENING PROJECT			22	26
	WEWA	MATERIALS FOR STATE FAIR			2	26



STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

"Dedicated to making Florida a better place to call home"

CHARLIE CRIST  
Governor

THOMAS G. PELHAM  
Secretary

February 3, 2010

The Honorable Carmen L. McLemore  
Chairman, Gulf County Commission  
Board of County Commissioners  
1000 Cecil G. Costin Sr., Boulevard  
Port St. Joe, Florida 32456

FILED FOR RECORD  
REBECCA L. NORRIS  
CLERK OF CIRCUIT COURT  
GULF COUNTY, FLORIDA  
2010 FEB 17 PM 12:02

Dear Chairman McLemore:

The Department of Community Affairs has completed its review of the Gulf County Comprehensive Plan Amendment (DCA Number 09-1ER) adopted by County Ordinance Number 2009-14 on December 8, 2009, and determined that it meets the requirements of Chapter 163, Part II, Florida Statutes, for compliance, as defined in Subsection 163.3184(1)(b), Florida Statutes. The Department is issuing a Notice of Intent to find the plan amendment In Compliance. The Notice of Intent has been sent to *The Panama City News Herald* for publication on February 4, 2010.

The Department's Notice of Intent to find a plan amendment in compliance shall be deemed to be a final order if no timely petition challenging the amendment is filed. Any affected person may file a petition with the agency within 21 days after the publication of the Notice of Intent pursuant to Section 163.3184(9), Florida Statutes. No development orders, or permits for a development, dependent on the amendment may be issued or commence before the plan amendment takes effect. Please be advised that Section 163.3184(8)(c)2, Florida Statutes, requires a local government that has an Internet site to post a copy of the Department's Notice of Intent on the site within 5 days after receipt of the mailed copy of the agency's Notice of Intent.

Please note that a copy of the adopted Gulf County Comprehensive Plan Amendment and the Notice of Intent must be available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Gulf County Board of County Commissioners Administration Building, 1000 Cecil G. Costin Sr., Boulevard, Port St. Joe, Florida 32456.

2555 SHUMARD OAK BOULEVARD ♦ TALLAHASSEE, FL 32399-2100  
850-488-8466 (p) ♦ 850-921-0781 (f) ♦ Website: [www.dca.state.fl.us](http://www.dca.state.fl.us)

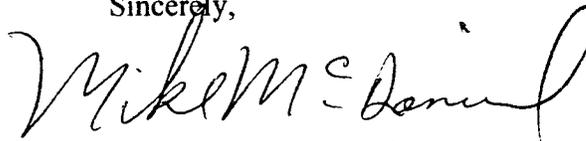
♦ COMMUNITY PLANNING 850-488-2356 (p) 850-488-3309 (f) ♦ FLORIDA COMMUNITIES TRUST 850-922-2207 (p) 850-921-1747 (f) ♦  
♦ HOUSING AND COMMUNITY DEVELOPMENT 850-488-7956 (p) 850-922-5623 (f) ♦

The Honorable Carmen L. McLemore  
February 3, 2010  
Page 2 of 2

If this in compliance determination is challenged by an affected person, you will have the option of mediation pursuant to Subsection 163.3189(3)(a), Florida Statutes. If you choose to attempt to resolve this matter through mediation, you must file the request for mediation with the administrative law judge assigned by the Division of Administrative Hearings. The choice of mediation will not affect the right of any party to an administrative hearing.

If you have any questions, please contact Mark Yelland, AICP, Principal Planner, at (850) 922-1790.

Sincerely,

A handwritten signature in black ink that reads "Mike McDaniel". The signature is written in a cursive, flowing style.

Mike McDaniel, Chief  
Office of Comprehensive Planning

MM/myb

Enclosure: Notice of Intent

cc: David Richardson, Gulf County Planner  
Charles Blume, Executive Director, Apalachee Regional Planning Council

STATE OF FLORIDA  
DEPARTMENT OF COMMUNITY AFFAIRS  
NOTICE OF INTENT TO FIND  
GULF COUNTY  
COMPREHENSIVE PLAN AMENDMENT  
IN COMPLIANCE  
DOCKET NO. 09-1ER-NOI-2301-(A)-(I)

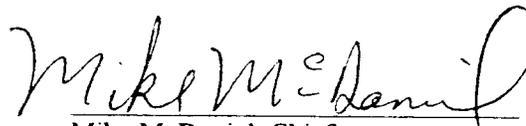
The Department gives notice of its intent to find the Amendment to the Comprehensive Plan for Gulf County, adopted by Ordinance No. 2009-14 on December 8, 2009, IN COMPLIANCE, pursuant to Sections 163.3184, 163.3187 and 163.3189, F.S.

The adopted Gulf County Comprehensive Plan Amendment and the Department's Objections, Recommendations and Comments Report, (if any), are available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Gulf County BOCC Administration Building, 1000 Cecil G. Costin Sr., Boulevard, Room 3, Port St. Joe, Florida 32456.

Any affected person, as defined in Section 163.3184, F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Amendment to the Gulf County Comprehensive Plan is In Compliance, as defined in Subsection 163.3184(1), F.S. The petition must be filed within twenty-one (21) days after publication of this notice, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to the local government. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

After an administrative hearing petition is timely filed, mediation is available pursuant to Sub-section 163.3189(3)(a), F.S., to any affected person who is made a party to the proceeding by filing that request with the administrative law judge assigned by the Division of Administrative Hearings. The choice of mediation shall not affect a party's right to an administrative hearing.



Mike McDaniel, Chief  
Office of Comprehensive Planning  
Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100



**Refunds and Distribution**  
Revenue Accounting Sub-process  
P.O. Box 6609  
Tallahassee, FL 32314-6609

Executive Director  
*Lisa Echeverri*

January 26, 2010

Don Butler, County Administrator  
1000 Cecil G. Costin Sr. Blvd, Room 302  
Port St. Joe, FL 32456

FILED FOR RECORD  
REBECCA L. NORRIS  
CLERK OF CIRCUIT COURT  
GULF COUNTY, FLORIDA  
2010 FEB 17 PM 12:02

To Whom It May Concern:

In an effort to better serve you, we are sending this letter to all the counties in our great State. At this time, we are requesting that you notify our office of any upcoming Sales Tax and/or Sales Tax related ordinances or resolutions your county or school board is currently working on. Note that if you have already passed an ordinance or resolution and submitted it to the Department of Revenue, you should have received a confirmation letter back that acknowledges the change in the tax rate and the effective date.

Drafts can be faxed to (850) 921-1171, Attn: Bruce Williams or you can mail it to the following address:

Florida Department of Revenue  
Attn: Bruce Williams  
P.O. Box 6609  
Tallahassee, FL 32314-6609

Your cooperation in this matter is greatly appreciated. Should you have any questions or concerns, please feel free to contact John Crotty or myself at (850) 487-1150.

Sincerely,

Bruce Williams  
Finance & Accounting Director III  
Revenue Accounting Sub-process

BW/bks  
cc: Gulf

Child Support Enforcement – *Ann Coffin, Director* • General Tax Administration – *Jim Evers, Director*  
Property Tax Oversight – *James McAdams, Director* • Information Services – *Tony Powell, Director*

(850) 487-1150

[www.myflorida.com/dor](http://www.myflorida.com/dor)

FAX: (850) 921-1171

[revenueaccounting@dor.state.fl.us](mailto:revenueaccounting@dor.state.fl.us)

# JOHNSON & OOLE, LLC

115 NORTH CALHOUN STREET  
TALLAHASSEE, FLORIDA 32301  
PHONE (850) 224-4663  
FAX (850) 561-8839  
www.Johnson-Oole.com

FRED M. JOHNSON  
(850) 224-4663 ext. 201  
fjohnson@Johnson-Oole.com

February 10, 2010

Timothy J. McFarland, Esq.  
GULF COUNTY ATTORNEY  
P. O. Box 202  
Port St. Joe, FL 32456-1826

Dear Tim:

Yesterday, the Appellate Court issued its mandate. I now need a response to my January 10, 2010 letter. Is the County going to order Rish, Edwards, Panhandle and D&K to restore the wetlands? In my opinion, it is the only way for the County to comply with the law that has now been established to be applicable.

If I do not hear from you by March 1, 2010, I will assume the County intends to do nothing. If that is the case, I plan to file a motion with the Appellate Court to enforce the mandate.

Sincerely,



Fred M. Johnson

Cc: Clifford W. Sanborn

*INFORMATION*



R. A. Driesbach, Sr. Lodge #77  
Port St. Joe, Florida

P.O. Box 731 Port St. Joe, Florida 32457  
(850) 899-1479  
dreamon9@hotmail.com

February 13, 2010

Board of County Commissioners  
1000 Cecil G. Costin, Sr. Blvd  
Port St. Joe, Florida 32456

Dear Gulf County Commissioners:

Thank you and the for the support and encouragement that you gave toward the publishing of Historical African American Obituaries of North Port St. Joe and Surrounding Areas.

The unveiling of this four-volume set plus Index and over 1,600 references will be held Sunday, March 7, 2010, 4:00 p.m. New Bethel A.M.E. Church 146 Avenue C Port St. Joe, Florida. We are inviting you be present to take part in this historic occasion.

We abide in the hope that these historical African American obituaries will become the core of the preservation of our community's history and designated for promoting and satisfying the educational needs of all.

Please contact me by phone or email if you have questions or need additional information.

Sincerely,

Clarence Monette, Chancellor Commander

QUICK COPY  
COMMUNICATIONS  
SERVICES

2010 FEB 17 PM 12:02

FILED FOR RECORD  
REBECCA L. NORRIS  
CLERK OF CIRCUIT COURT  
GULF COUNTY, FLORIDA

**OBITUARIES**  
 For the Week  
 of  
**MRS. LUCY CROWELL**  
 Aged 82 Years  
 Died at her home in  
 Jacksonville, Fla., on  
 Monday, July 12, 1910.



**Obituary**  
 Mrs. Lucy Crowell, nee  
 [Name obscured], was born  
 in [Location obscured] on  
 [Date obscured]. She was  
 the wife of [Name obscured].

**A Requiem of Mrs. Alice Jewell, 86**  
 Mrs. Alice Jewell, 86, died  
 at her home in Jacksonville,  
 Fla., on Monday, July 12, 1910.  
 She was the wife of [Name obscured].



**Historical  
 African American  
 Obituaries  
 North Port St. Joe, Florida  
 & Surrounding Areas**

**CONDUCTOR**  
 The Editor  
 and the Editorial Board  
 North St. Joe, Fla.  
 1900 A.D.  
 2200 West Superior Street  
 Port St. Joe, Florida  
 Mrs. C. F. Wain, Editor



**R. A. Driesbach, Sr. Lodge #77**  
 Knights of Pythias  
 Port St. Joe, Florida



**R. A. Driesbach Taken by Death**  
 R. A. Driesbach, Sr., died at his home in Port St. Joe, Fla., on Monday, July 12, 1910. He was the husband of [Name obscured].

**1900 - 2010**

*Historical African American Obituaries* is a four volume set with Index. The purpose of this work is to preserve the history of North Port St. Joe and the lives of its residents and other family members.

We expect that through the use of this handy reference tool, citizens of the North Port St. Joe community and others will be able to trace their family history decade by decade. The set will also provide reliable documentation of occupations, dates and places of important events such as birth, marriage, death ancestral towns and much more.

Many fear that in the near future North Port St. Joe will not exist as a neighborhood. This is why we must preserve our history so that others may know about this community and those that worked so hard to pave the way for future generations.

Contact: Clarence Monette  
(850) 899-1479  
[dreamon92@hotmail.com](mailto:dreamon92@hotmail.com)



*P. H. Diebach, Dr. Lodge #77*

*Knights of Pythias*

*Request the honor of your presence at the unveiling of*

*Historical African American Obituaries*

*North Port St. Joe, Florida*

*Surrounding Streets*

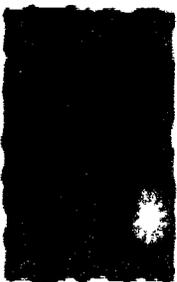
*Sunday, the seventh of March, Two Thousand and Ten*

*At Two o'clock in the evening*

*New Bethel A.M.E. Church*

*One forty six Avenue B Port St. Joe, Florida*

*Reception immediately following the Ceremony*





February 1, 2010

Dear Government Official:

Mediacom would like to share some valuable information to you regarding your channel line-up.

The following change has occurred on your channel line up.

WEWA (Ind) Channel 17 is added to the channel line-up

Inspiration Channel 65 is moved to the Digital Broadcast Basic Tier and in order to be viewed a converter will be needed.

Thank you for allowing us serve your community. If you have any questions, please feel free to call me at 850-934-2572.

Sincerely,

*Barbara S. Bonowicz*

Barbara S. Bonowicz  
Government Relations

2010 FEB 17 PM 12:02

FILED FOR RECORD  
REBECCA L. NORRIS  
CLERK OF CIRCUIT COURT  
GULF COUNTY, FLORIDA

INFORMATION  
DATE: 2-23-10

Apalachicola, Holmes County, Carrabelle, Gulf County, Mexico Beach, Walton County, Bay County, Franklin County, Vernon,  
Wewahitchka, Port St. Joe, Bonifay



In my continued efforts to keep you updated on all rate information, I am providing the following summary of the approved and anticipated rate changes for 2010:

FILED FOR RECORD  
REBECCA L. NORRIS  
CLERK OF CIRCUIT COURT  
GULF COUNTY, FLORIDA  
2010 FEB 17 PM 12:03

**Rate Change Update**

**January 2010: Decrease of 3 to 7 percent**

This January rate decrease was a combination of changes including a decrease in fuel costs and an increase in the energy clauses (Capacity Cost Recovery, Nuclear Cost Recovery, Energy Conservation Cost Recovery, and Environmental Cost Recovery). The average commercial customer impact was a 3 to 5 percent decrease to the total bill, and the average industrial customer impact was a 3 to 7 percent decrease to the total bill.

**February 2010: Decrease of 0.2 to 0.4 percent**

The Florida Public Service Commission (PSC) recently made a decision on the company's 2010 base rate request. The commission did not approve an additional increase in rates over the amount that was approved in July 2009 for the Bartow Repowering Project\*. This amount represents \$132 million in 2010. Based on the commission's decision, the average commercial customer impact will be a 0.2 to 0.4 percent decrease to the total bill, and the average industrial customer impact will be a 0.2 to 0.3 percent decrease to the total bill.

\*The majority of the July 2009 increase (equal to 9.12 percent of the base rate) covered the significant investment the company made to the Bartow plant to change the fuel source from oil to cleaner, more cost-efficient natural gas. As a result of this plant improvement, customers are benefitting through cleaner air, lower fuel costs and greater reliability.

**April 2010**

The PSC also recently approved a change that will shift the Energy Conservation Cost Recovery (ECCR) charges from the Energy portion of the bill to the Demand portion of the bill. The affect on electric bills will be dependent on the Load Factor of the account. High Load Factors could see a decrease in the bill, and Low Load Factors could experience an increase of up to around 3 percent. More information to follow on this change.

**New Progress Energy Florida rate Web site:** <http://www.progress-energy.com/floridarates>

Many factors, such as fuel prices, changing energy demands and environmental concerns, are affecting the cost electricity. To continue to educate our customers on Progress Energy Florida rates, we have launched a new rate section on the Progress Energy Web site. The new information is directly accessible at [www.progress-energy.com/floridarates](http://www.progress-energy.com/floridarates). This new section features information about rates; who sets them, what they are, where the money goes, the customer benefits of the investments we make and other helpful resources that are accessible 24/7.

If you have any questions about any of the above information, please let me know. Progress Energy Florida is committed to providing clean, reliable and affordable power to our more than 1.6 million customers who depend on us. Reliable power is important to all of us. Investing in the electrical system must be a continuous process if we expect the system to be reliable next year and into the decades to follow. We appreciate your business and will continue to keep you updated on important issues that affect our businesses.

Regards,

Gary Renfro Sr. Account Executive 352-563-4423 352-302-0367 (cell)

INFORMATION  
DATE: 2/23/10