

JUNE 4, 1991

BOARD OF COUNTY COMMISSIONERS  
REGULAR MEETING  
JUNE 4, 1991

COMMISSIONERS PRESENT:

S. DONNELL WHITFIELD  
PACK BOWDEN  
ELLIS MELVIN  
TRUMAN GRANT  
JOHN LINDSEY

PRESENT AND ACTING:

GAIL O'BRYAN, ADMINISTRATIVE ASSISTANT  
BILL A. CORBIN, COUNTY ATTORNEY

THE MEETING WAS CALLED TO ORDER BY COMMISSIONER WHITFIELD, FOLLOWED WITH PRAYER BY COMMISSIONER MELVIN AND PLEDGE OF ALLEGIANCE TO THE FLAG.

EDWARD HOLLEY, SCHOOL BOARD MEMBER WAS PRESENT AT THE MEETING TO PRESENT NECESSARY PAPER WORK FOR THE SWAP OF PROPERTY BETWEEN THE SCHOOL BOARD AND THE COUNTY. THE SWAP CONSISTED OF THE SCHOOL BOARD SWAPING THE KINARD COMMUNITY CENTER AND CLAY MARY PROPERTY FOR THE COUNTY OWNED BALL FIELDS (UNDER FENCE) AT SAM B. ATKINS PARK. THE REASON THE COUNTY AND SCHOOL BOARD HAD PREVIOUSLY AGREED TO THE EXCHANGE WAS BECAUSE THE COUNTY IS SPENDING MONEY ON PROPERTY THAT SCHOOL BOARD OWNS AND THE SCHOOL BOARD IS SPENDING MONEY ON PROPERTY THAT THE COUNTY OWNS. THE SCHOOL BOARD DID ALL LEG WORK AND PAID ALL COST FOR THE NECESSARY PAPER WORK.

DURING DISCUSSION, THE COUNTY ATTORNEY QUESTIONED WHY THE COUNTY WAS GIVING A WARRANTY DEED TO THE SCHOOL BOARD AND THE SCHOOL BOARD WAS GIVING A QUIT CLAIM DEED TO THE COUNTY? AFTER FURTHER DISCUSSION, THE BOARD TABLED THE ISSUE UNTIL THE SCHOOL BOARD ATTORNEY COULD BE REACHED REGARDING THE DEED QUESTION.

COMMISSIONER WHITFIELD PRESENTED A LETTER OF RESIGNATION FROM JAMES M. WHITE, CIVIL DEFENSE DIRECTOR AND RECYCLING COORDINATOR, EFFECTIVE JULY 5, 1991.

THE BOARD ACCEPTED THE LETTER OF RESIGNATION WITH REGRET AND EXPRESSED THEIR APPRECIATION TO MR. WHITE FOR A JOB WELL DONE.

THE BOARD AGREED TO ADVERTISE IN NEXT WEEK'S COUNTY RECORD FOR POSITION OF CIVIL DEFENSE/RECYCLING COORDINATOR. APPLICATIONS WILL BE ACCEPTED THROUGH 12:00 P.M. ON JUNE 24, 1991 AND FOR AWARD OF POSITION TO BE AT SPECIAL BOARD MEETING ON JUNE 25, 1991 SCHEDULED FOR 2:00 P.M.

THE BOARD DISCUSSED FINANCIAL ASSURANCE ACT REQUIRED BY DER FOR LANDFILL CLOSURE.

THE BOARD INSTRUCTED ATTORNEY CORBIN TO WRITE DEPARTMENT OF

ENVIRONMENTAL REGULATIONS AND ADVISE THAT THE BOARD WILL BUDGET \$25,000.00 PER YEAR FOR 20 YEARS FOR LANDFILL CLOSURE.

JAMES WHITE REPORTED ON HRS INSPECTION RE: NON-COMPLIANCE ON FUEL STORAGE TANKS. HE REPORTED A LETTER HAD BEEN MAILED TO DAY CAMPBELL, HRS, STATING CALHOUN COUNTY WOULD TAKE WHATEVER STEPS NECESSARY TO COME INTO COMPLIANCE ON FUEL STORAGE TANKS. MR. WHITE ALSO REPORTED THAT A MEETING WAS SCHEDULED FOR JUNE 10TH, 1:00 TO 4:00 P.M. AT THE CIVIC CENTER. HE SAID THE MEETING WOULD BE VERY HELPFUL AND HAD ADVISED MRS. CAMPBELL THAT A REPRESENTATIVE FROM THE COUNTY WOULD ATTEND.

ATTORNEY CORBIN REPORTED ON RESEARCH HE HAD DONE REGARDING HOSPITAL EMPLOYEE'S ANNUAL LEAVE. HE SAID THERE ARE GOOD POINTS ON BOTH SIDES (COUNTY AND HOSPITAL) AS FAR AS LIABILITY. HE REPORTED HE HAD RESEARCHED F.S. CHAPTER 155. HE REPORTED, WITH A GOVERNOR APPOINTED BOARD OF TRUSTEES, THE ONLY PERSONS AUTHORIZED TO MAKE EXPENDITURES IS THAT BOARD. HE STATED THERE IS NO COURT DECISIONS IN FLORIDA THAT HAS INTERPRETED THIS LAW. HE ALSO SAID, THERE IS NO ATTORNEY GENERAL'S OPINION THAT INDICATES THIS COMMISSION IS RESPONSIBLE FOR THE EXPENDITURE. ATTORNEY CORBIN REPORTED HE HAD CONTACTED THE GENERAL COUNSEL'S OFFICE AND TALKED WITH BOB NABORS PERSONALLY AND MR. NABORS OPINION WAS THAT THE COUNTY COMMISSION IS NOT LIABLE FOR THE EXPENDITURE. HE STATED HE FEELS IF THE BOARD PAYS THIS EXPENDITURE AND DOES NOT HAVE UNALLOCATED FUNDS TO PAY IT, HE FEELS THAT IT WOULD NOT ONLY BE AN AUDIT PROBLEM, BUT COULD POSSIBLY BE A PERSONAL AND LEGAL PROBLEM. HE EXPLAINED THAT THE BOARD COULD OBTAIN A DECLARATORY JUDGMENT FROM THE COURTS REGARDING LIABILITY FOR HOSPITAL EMPLOYEE'S ANNUAL LEAVE. ATTORNEY CORBIN SAID HIS OPINION IS, UNLESS THE BOARD HAS A DECLARATORY JUDGMENT IN HAND SAYING PAY IT, DO NOT PAY IT.

MOTION BY COMMISSIONER BOWDEN TO AUTHORIZE COUNTY ATTORNEY BILL CORBIN TO TAKE NECESSARY STEPS TO FILE A PROCEDURE FOR DECLARATORY JUDGEMENT IN ORDER TO ASCERTAIN LIABILITY OF BOARD FOR HOSPITAL EXPENDITURES.  
2ND COMMISSIONER LINDSEY  
MOTION CARRIED 5-0

DOWLING PARRISH, COUNTY BUILDING INSPECTOR, PRESENTED HIS RECOMMENDATIONS FOR BUILDING PERMIT FEE INCREASES.

THE BOARD STATED THEY WOULD REVIEW MR. PARRISH'S RECOMMENDATION.

THE BOARD AND JOE TAYLOR DISCUSSED BUDGET TRANSFERS MADE AT A SPECIAL BOARD MEETING FROM COUNTY TRANS I TO COUNTY TRANS II. CLERK WISE STATED IN ORDER TO KEEP COUNTY TRANS I IN GOOD CONDITION AND KEEP ROAD EMPLOYEES WORKING, EXPENDITURES HAD TO BE TRANSFERRED TO COUNTY TRANS II. HE SAID THE COUNTY TRANS I BUDGET COULD BE RE-ADVERTISED.

THE BOARD AND CLERK DISCUSSED PAVING OF MAGNOLIA CHURCH ROAD. CLERK WISE STATED BEFORE ANY WORK COULD BE DONE ON MAGNOLIA CHURCH ROAD, THE BOARD WOULD HAVE TO HAVE AN ENGINEER BECAUSE OF THE DRAINAGE PROBLEM. THE BOARD ALSO DISCUSSED COUNTY ROADS THAT THEY HAD CLOSED DUE TO RAIN DAMAGE.

COMMISSIONER WHITFIELD RECOMMENDED PUTTING A 1/2" LEVELING COURSE ON RIVER STREET AND J. P. PEACOCK ROAD IN ORDER TO SAVE ON PATCHING.

AFTER DISCUSSION, MOTION BY COMMISSIONER GRANT TO PUT 1/2" LEVELING COURSE ON BALANCE OF RIVER STREET.  
2ND LINDSEY

10-11-00  
COURT  
COUNTY  
ALSO  
P.M.  
AND  
COUNTY

LEGAL  
COUNTY  
COURT



THE PRESID

BOARD  
OF COUNTY  
COMMISSIONERS  
CALHOUN COUNTY

MARKET BROWN,  
COMMISSIONER  
SEPTEMBER 3

BY WENL RE,  
COMMISSIONER  
RE: LOCAL  
DATE: 1991

MOTION CARRIED 3-2  
COMMISSIONERS BOWDEN AND MELVIN VOTING NO.

GAIL O'BRYAN PRESENTED THE FOLLOWING:

QUOTE FROM RON TERRY RE: HIGH PRESSURE CLEANING. THE BOARD  
INSTRUCTED THAT QUOTES BE GIVEN TO ALVIN ROBERTS, MAINT. SUPERVISOR.

LETTER FROM FLORIDA DEPARTMENT OF NATURAL RESOURCES  
RE: HIKING & CAMPING PROJECT  
(APPROVAL TO COMMENCE PROJECT CONSTRUCTION)

LETTER FROM DCA  
RE: RECEIPT OF CALHOUN COUNTY'S PROPOSED COMPREHENSIVE PLAN

COMMISSIONER WHITFIELD REPORTED ALVIN ROBERTS HAD OBTAINED QUOTES FOR  
24,000 BTU WINDOW UNIT FOR OLD CANNING CENTER. QUOTES ARE AS  
FOLLOWS:

BADCOCKS \$799.95  
WHITES AIR CONDITIONING \$829.00  
WALDROFF ACE HARDWARE \$688.00

AFTER REVIEW OF THE QUOTES, MOTION BY COMMISSIONER GRANT TO PURCHASE  
A 24,000 BTU AIR CONDITIONING UNIT FOR CANNING CENTER BEING RENTED BY  
DEPARTMENT OF AGRICULTURE FOR SOIL CONSERVATION UNIT.

MOTION DIED FOR LACK OF SECOND.

MOTION BY COMMISSIONER GRANT TO PURCHASE A 24,000 BTU WINDOW AIR  
CONDITIONING UNIT FOR OLD CANNING CENTER WHICH IS BEING RENTED BY  
DEPARTMENT OF AGRICULTURE FOR SOIL CONSERVATION UNIT.  
2ND COMMISSIONER BOWDEN  
MOTION CARRIED 5-0

COMMISSIONER WHITFIELD PRESENTED THE FOLLOWING CORRESPONDENCE:

LETTER FROM FLORIDA DEPARTMENT OF CORRECTIONS  
RE: INSPECTION REPORT 5/8/91

LETTER FROM DEPARTMENT OF HRS  
RE: CERTIFICATION OF COMPLIANCE WITH THE GOVERNOR'S EXECUTIVE ORDER  
NO. 90-3344 EFFECTIVE 12-10-90

LETTER FROM HRS  
RE: LOCAL INTERIM PLANNING GROUP

LETTER FROM CALHOUN COUNTY TRANSPORTATION DISADVANTAGED BOARD  
RE: SUPPORT AND PARTICIPATE IN THE PROVISION OF TRANSPORTATION  
SERVICES TO THE TRANSPORTATION DISADVANTAGED BY PROVIDING FINANCIAL  
SUPPORT TO THE CALHOUN COUNTY SENIOR CITIZENS ASSOCIATION, INC.

LETTER FROM MARGARET BROCK, CALHOUN LIBERTY HOSPITAL  
RE: AGREEMENT TO REMIT \$71,000 TO CALHOUN COUNTY WHEN PAYMENT IS  
RECEIVED ON THE SEPTEMBER 30, 1990 MEDICARE COST REPORT

THE FOLLOWING BIDS WERE RECEIVED FOR A TELEPHONE SYSTEM FOR THE  
FLORIDA AQUACULTURE PROCESSORS, INC., HOWEVER, THE BIDS WERE NOT OPENED  
IN THE MEETING DUE TO A MEMORANDUM ISSUED BY FLORIDA AQUACULTURE  
PROCESSORS, INC., DATED JUNE 6, 1991 REQUESTING THAT THE COUNTY

EXERCISE ITS OPTION TO REJECT ANY AND ALL BIDS ON THE ADVERTISED TELEPHONE SYSTEM BECAUSE FAPC WILL HANDLE THE PURCHASE OF SAID TELEPHONE SYSTEM FROM FAPC FUNDS. THE COUNTY GRANTED THE REQUEST AND ASKED CLERK TO RETURN ALL UNOPENED BIDS.

1. NO NAME OR ADDRESS ON BID
2. BTS OF TALLAHASSEE, INC.
3. C. V. BLUE COMMUNICATIONS
4. ST. JOE COMMUNICATIONS

THERE BEING NO FURTHER BUSINESS, THE BOARD DID ADJOURN.

*Willie F. Wise*

*Samuel W. Hayes*

RECEIVED  
MAY 11 1966