

CALHOUN COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

MAY 2, 2000

PRESENT & ACTING:

DONNELL WHITFIELD, CHAIRMAN
WILLIE T. GRANT, VICE-CHAIRMAN (ABSENT)
DUANE CAPPS
FRED ATTAWAY
EARL HUNT

MATTHEW FUQUA, COUNTY ATTORNEY
WILLIE D. WISE, CLERK
BRENDA TODD, DEPUTY CLERK
BROWARD VICKERY, DEPUTY SHERIFF

Deputy Broward Vickery called the meeting to order. Commissioner Attaway led in prayer and pledge of allegiance.

Chairman Whitfield asked if any additions needed to be made to the agenda. Sheriff William G. "Buddy" Smith asked to be added at this time. Chairman Whitfield stated that Bud Terry had asked to be added also. The open agenda was closed at this time.

Sheriff Smith presented each Board member a copy of the "911" map of their District. The map shows the roads in each District.

April 18, 2000 Regular Board Meeting Minutes were approved as presented.

Chairman Whitfield asked Road Superintendent Robert Cooner to come up before the Board. The Board of Commissioners presented Mr. Cooner a plaque in honor of his upcoming retirement. Commissioner Whitfield

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thanked Mr. Cooner for his dedication and service to the County Road Department over the years.

Mr. Cooner reported on the Broad Branch Road DSR. He also gave the Board an update on the materials that have been placed on the DSR projects along with a report of how much materials is yet to be placed. Mr. Cooner also stated that these amounts did not include the projects that had the lump sum materials included on the DSR.

Mr. Don A. O'Bryan reported that approximately \$15,000 remains on the John Redd Road DSR and the Parrish Lake Road DSR is still open.

Chairman Whitfield instructed Mr. O'Bryan to get with Mr. Cooner and Shannon Segers on the DSR's.

Mr. Shannon Segers, Board Accountant, reported to the BCC on the Fiscal Year 1998/99 Audit. Mr., Segers also updated the Board of the Accounting Department computer conversion.

Mr. Segers brought to the Board's attention that the County is spending in excess of \$100 per week on bagged ice for the County Jail. He has researched the State Contract price on an ice machine that produces 414 pounds per day and it can be obtained for approximately \$1700.

Motion made by Commissioner Attaway, seconded by Commissioner Hunt to obtain 3 quotes and purchase an ice machine for the County Jail. Motion carried 4-0.

Mr. Segers informed the Board that he plans to perform Property Inventory for Fiscal Year 1999/00 during the month of June.

Mr. Don A. O'Bryan presented the Board a Resolution adopting the Florida Department of Community Affairs policy document for Hazard Mitigation activities involving residential elevation and acquisition, specifying applicability and providing for an effective date. This Resolution is for use by the County in the implementation of the County's El Nino Grande CDBG grant.

Commissioner Hunt made the motion to adopt Resolution 2000-12 as presented, seconded by Commissioner Capps. Motion carried 4-0.

Debbie Roumelis-Belcher of Roumelis Planning and Development Services, Inc. presented to the Board for their review the Residential Elevation Policy for Homeowners Assisted through Hazard Mitigation Activities.

Following discussion, Chairman Whitfield polled the Board as to who would be responsible for payment of flood insurance as required for the project. It was the consensus of the Board to require the applicant to pay for the flood insurance. Commissioner Capps was not in favor of the applicant being responsible for the payment of the flood insurance.

Chairman Whitfield polled the Board regarding the limiting of funds to be used to bring mobile homes up to code. It was the consensus of the Board to place a limit of \$5,000 to be used for the purpose of bringing a mobile home up to code.

Following discussion, the Board instructed Ms. Roumelis-Belcher to incorporate the amendments to the policy and present it back before the Board for approval.

Mr. O'Bryan reported to the BCC that Tiger Steel has requested that their check be released due to their being ready to pour the concrete. Mr. Alvin Roberts stated that he did not believe that the forms were ready to be poured at this time.

The Board instructed Mr. Dowling Parrish, Building Inspector, to be present and assure that the forms are complete and ready for concrete and to sign off stating such prior to the check being released.

Mr. O'Bryan gave the Board a report on Waste Tire Amnesty Day. He stated that 71 residents participated. Due to the number of tires received from residents, there would not be money to handle commercial tires this year.

Mr. O'Bryan presented a permit renewal application on the landfill closure for the Board's approval.

Commissioner Capps made the motion, seconded by Commissioner Hunt to approve the permit for the landfill closure. Motion carried 4-0.

Mr. Alvin Roberts, Maintenance Supervisor, reported to the Board that the septic tank at Shelton's Park is complete.

Ms. Phyllis came before the Board regarding the naming of Baggett Road.

Chairman Whitfield called for a motion regarding the naming of Baggett Road. No motion was made.

Mr. Bud Terry came before the Board to request approval to lease 24.72 acres and 3.36 acres at the Agriculture Park. The property would be used as a golf driving course. Mr. Terry stated that the school was planning to offer a golf course and this would give the students a place to practice. Mr. Terry also stated that he would get the property in condition to be used as such and would mow and maintain it as necessary.

Mr. Terry noted that he would agree to a month to month lease and that if the occasion should arise where some industry should become interested in this property, he could be off the property immediately

Commissioner Attaway questioned whether or not this should go before the IDA Board for their recommendation.

Mr. Terry stated to the Board that he had contacted the IDA Board Chairman Maxie Waldorff regarding his request to lease this property and further stated that the IDA Board had taken no action.

Chairman Whitfield polled the Board and it was the consensus of the Board to lease this property to Mr. Bud Terry for use as a temporary golf driving range. Chairman Whitfield instructed County Attorney to draw up an agreement stating that Mr. Terry agrees to mow and maintain the property in exchange for the lease.

Mr. Henry Abbott addressed the BCC in reference to the ballfields at Sam Atkins Park. Mr. Abbott stated that he had approximately 100 girls in the Girls' Fast Pitch Softball league ages 10 to 12 years. He is in need of another field for the girls to play on. The Board along, with Mr. Abbott, Ms. Faye Bailey and Mr. Dowling Parrish examined a layout of the park with measurements of the fields to try to come to a resolution to Mr. Abbott's need for another field.

Mr. Abbott will work with the other leagues on the ballfields to make it through this ball season and the Board will look into the possibility of another field for next year.

Mrs. Barbara Ellison came before the Board regarding White Water Grade Road. Mrs. Ellison wished to commend the Road Department for the grading and scraping of the road but would like to ask the Board's consideration for paving of this road. She suggested that the Board may consider placing a traffic counter on the road due to the fact that the road is used as a cut through for other citizens to other roads, it is not only residents of White Water Grade that travel it.

County Attorney Matt Fuqua gave the Board a report on the 5% preference bidding for county residents. Mr. Fuqua presented the Board copies of the information for their review and will address the issue at the next regular meeting.

Mr. Fuqua informed the BCC that a harassment complaint against Mr. Charles Boutwell, Road Superintendent, has been brought to his attention. Mr. Fuqua stated that he has spoken with the parties involved and has determined there is reasonable basis for the complaint. The complainant has told Mr. Fuqua that he temporary resolution to this problem is not satisfactory.

Mr. Fuqua stated he had talked to the labor attorney and there were several ways to handle the problem; One, go through an investigation and render a finding; Two, impose some other disciplinary action; or, Three since Boutwell is a probationary employee, he could be terminated with or without cause. Commissioner Whitfield asked if it was the attorney's recommendation that Mr. Boutwell be terminated. Mr. Fuqua replied that the simplest way to handle the matter was to terminate Boutwell. Mr. Fuqua said in any event the situation needed to be addressed and not left in its current state.

Commissioner Hunt made the motion to request that Mr. Boutwell resign. Motion died for lack of second.

Commissioner Hunt made the motion to fire probationary employee Charles Boutwell, seconded by Commissioner Attaway. Motion carried 3-1. Commissioner Capps voting against.

Commissioner Capps stated he voted against due to the charges not being disclosed at this time.

Meeting recessed at this time to allow County Attorney to meet with Commissioner Attaway and then Commissioner Capps to discuss the charges with them.

Mr. Gene Bailey along with his attorney, Jay Adams came before the Board to discuss Planning & Zoning and the permit issued to Mr. Bennett Eubanks for his business being developed on Highway 20 West. Mr. Adams presented the BCC a list of proposals to the Board that Mr. Bailey would like to have met according to the County's Comprehensive Plan.

A stop work order had been issued to Mr. Eubanks' contractor previously on this project.

County Attorney Mr. Fuqua asked Mr. Adams to write the BCC a letter stating the complaint and list the resolutions to the problems so he can present them to Mr. Eubanks' attorney for their review.

Commissioner Capps suggested the stop work order remain in effect for another two weeks to allow the attorneys ample time to negotiate on the solutions to this problem.

Mr. Hentz McClellan, attorney for Mr. Bennett Eubanks addressed the Board stating he did not approve of the way this is being handled due to the fact that Mr. Eubanks is not present to present his case.

Following discussion it was determined that the Attorneys for the parties involved would meet with County Attorney Fuqua to try to come to some sort of resolution to the items Mr. Bailey is concerned about.

Chairman Whitfield stated that all building permits issued would have the square footage listed on the permit.

Mr. Boutwell questioned the Board regarding the harassment charge and wanted to know if the attorney had spoken with Commissioner Attaway. He also requested a copy of the allegations.

The Board will hold a Planning Commission Meeting at 3:30 p.m., May 16, 2000 prior to the next regular Board meeting.

Commissioner Attaway recommended to the BCC that each Commissioner appoint someone to serve on the Planning Commission.

Chairman Whitfield polled the Board and all concur that they would appoint members to serve as the Planning Commission.

Clerk Willie D. Wise brought to the Board's attention the need to appoint someone to the ARPC Board. Commissioner Grant has served for the past couple of years.

Motion made by Commissioner Capps, seconded by Commissioner Hunt to appoint Clerk Wise to the ARPC Board of Directors. Motion carried 4-0.

Clerk Wise requested the Board enters into the minutes the letter from Judge Overstreet to the Chairman regarding Article V funds and the Clerk's response.

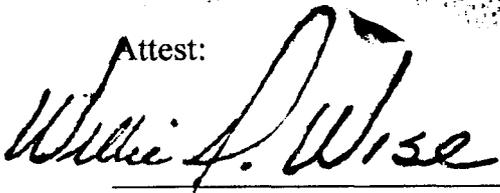
Commissioner Capps reported that Opportunity Florida has requested office space in the courthouse.

Commissioner Capps made the motion to allow Opportunity Florida to obtain office space in the courthouse. Commissioner Attaway seconded the motion. Motion carried 4-0.

Commissioner Whitfield reported on the meeting with the Department of Health regarding the Administrator for the Liberty and Calhoun County Health Departments. Mr. Whitfield stated that Dr. Carol Sutton will be interviewed and would serve as Administrator and Doctor at both facilities.

There being no further business, the Board did adjourn.

Attest:



Willie D. Wise, Clerk

Calhoun County Board of Commissioners:



S. Donnell Whitfield, Chairman