

**CALHOUN COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING MINUTES
NOVEMBER 22, 2016**

PRESENT AND ACTING:

**DANNY RAY WISE, CHAIRMAN
GENE BAILEY, VICE-CHAIRMAN
DARREL MCDUGALD
DENNIS JONES
JERAL HALL**

**ANGIE SMITH, EMERGENCY MANAGEMENT DIRECTOR
JOE WOOD, DIRECTOR OF OPERATIONS
SARAH WILLIAMS, CLERK ADMINISTRATIVE ASSISTANT
TOMASI MATAUTIA, DEPUTY SHERIFF
GLEN KIMBREL, SHERIFF**

OATH OF OFFICE

Judge Kevin Grover administered the Oath of Office to the newly elected County Commissioners, Mr. Gene Bailey, Mr. Jeral Hall, and Mr. Danny Ray Wise.

REORGANIZATION OF THE BOARD

- ❖ Attorney Fuqua asked for nominations for Chairman. Commissioner Jones nominated Commissioner Wise for Chairman of the Board. Commissioner Hall nominated Commissioner McDougald. With a vote of 3-2, Commissioner Wise was nominated Chairman. Commissioner McDougald and Commissioner Hall opposed.
- ❖ Chairman Wise nominated Commissioner Bailey for Vice-Chairman of the Board. There were no other nominations. With a vote of 4-1 Commissioner Bailey was nominated Vice-Chairman. Commissioner McDougald opposed.

The meeting held in the Regular Meeting room was called to order by Chairman Wise at 6:05 P.M., CT. Commissioner McDougald led the Prayer and Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES AND VOUCHERS

- ❖ A motion to approve the minutes and vouchers as published on the agenda (October 25, 2016 Planning Commission Meeting Minutes, the October 25, 2016 Regular Meeting Minutes, the November 8, 2016 Special Meeting Minutes, the November 14 Supplemental Budget Hearing Minutes, and the November 14, 2016 Special Meeting Minutes; vouchers for warrants: accounts payable warrants – 1610-FPC, 1610-GCS, 1611-MED, 1611-1GP, 1611-1GC, 1611-GS, 1611-1RC, 1611-1LC, 1611-1EP, 1611-1EC, 1611-ECS, 1611-1SC, 1611-2GP, 1611-2GC, 1611-2RD, 1611-2L, 1611-2EP, 1611-2EC, 1611-2S and payroll warrants – PR16-21, PR16-B22, PR16-B23, PR102016, PR110316) was made by Commissioner Jones and seconded by Commissioner McDougald. The

motion passed unanimously 2-0. Commissioner Hall, Vice-Chairman Bailey, and Chairman Wise abstained from voting because they were not present on the previous Board.

SANDY KELLY – STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) BID OPENINGS

Ms. Kelly opened and read aloud the SHIP bids.

"S.H.I.P." JOBS				
Client Names	County Estimate	Gulf Coast Home Solutions, LLC	Chariot Construction, LLC	H&O Home Improvements, LLC
Gwen McKelvin	\$9,500.00 20% cap \$1,900.00 \$11,400.00	\$13,050.00	\$11,500.00	_____
Dallas Hendrix	\$13,500.00 20% cap \$2,700.00 \$16,200.00	\$13,450.00	\$11,200.00	_____
Betty Lovett	\$23,500.00 20% cap \$4,700.00 \$28,200.00	\$24,950.00	\$25,700.00	\$28,150.00
J.B. Musgrove	\$8,750.00 20% cap \$1,750.00 \$10,500.00	\$12,750.00	\$12,200.00	\$11,000.00
Lea-Ola Freeman	\$12,800.00 20% cap \$2,560.00 \$15,360.00	\$14,850.00	\$14,500.00	\$13,000.00
John Mallory	\$16,500.00 20% cap \$3,300.00 \$19,800.00	\$15,850.00	\$16,350.00	\$17,600.00
Client Names	County Estimate	Capps Well Drilling, Inc.		
J.B. Musgrove	\$3,200.00 20% cap \$640.00 \$3,840.00	\$3,680.00		

Commissioner Bailey asked if the County has been going with the 20% cap on the SHIP projects. Commissioner McDougald stated the Board can accept low bids up to the 20% cap. Commissioner McDougald asked if the bids which were above the cap could be taken back to the contractors to be negotiated to the cap amount. Ms. Kelly stated the bids which were over the cap can be negotiated or rebid.

- ❖ Commissioner Bailey made a motion to approve the low bids which were under the cap amounts, and for Ms. Kelly to work with the contractors with the lowest bid which were over the cap and bring them back before the Board. Commissioner McDougald seconded the motion. The motion passed unanimously 5-0.

KEITH MADDOX – CALHOUN COUNTY EMS DIRECTOR

Mr. Maddox introduced himself as the new EMS Director at Calhoun-Liberty Hospital and introduced Mr. Chuck Grant as the new CEO of Calhoun-Liberty Hospital. Mr. Maddox stated last night at the Calhoun County Volunteer Fire Fighter Association (VFD) meeting the Volunteer Fire Departments opted

to let the money from the County Awards Grant roll over to next year and allow the funds to build over the next year. The purpose of the grant is to promote and expand healthcare in the County for EMS, but is typically given to the Volunteer Fire Departments. The money in the grant fund is currently \$1, 130. Mr. Maddox stated EMS has spoken with the Volunteer Fire Department Association about moving their primary radio communications from UHF to VHF and signing a sharing agreement, which was approved last night at the VFD Association meeting. Mr. Maddox stated the intent of EMS is to move to VHF radio communications for their primary operations, and UHF for medical communications. The County is required to have a local medical control channel and another medical control channel. EMS is working with Baker Communications to get some issues worked out with the system. The Department of Transportation (DOT) is also involved in helping EMS get the radio communications in place. Chairman Wise asked if Emergency Management will have access to the VHF channels if there is an emergency situation. Mr. Maddox stated the first step was to meet with DOT to figure out the communications issue EMS has been having, and the next step is to meet with Emergency Management to let them know the intent of how the communications would work. Mr. Maddox stated the UHF communications will be open to everyone for emergency communications, and the intent of DOT is to move the UHF antenna to the forestry tower. The medical communications of the hospital will have a five (5) mile radius from the base station, and EMS will move over to the Fire VHF. Mr. Maddox stated the purpose of doing these changes is so everyone can have common communication in cases of emergencies.

Attorney Fuqua stated there is a new \$250,000 grant for volunteer fire departments which he has requested additional information on, and will provide the information once received.

Mr. Maddox stated the Computer Grant EMS received from the State is in the process of being closed out. EMS purchased four (4) new laptop computer systems to go in the ambulances for EMS documentation.

Commissioner Bailey asked Mr. Maddox if he knew the annual run rate for EMS. Mr. Maddox stated he did not know the exact number, but estimated 2,500 runs per year.

Chairman Wise asked about the possibility of a third ambulance. Mr. Maddox stated EMS is looking into running a third ambulance regularly. In the interim, they are looking at bringing on an extra EMT, and if need be another medic, to work on-call during peak hours. Mr. Maddox stated he is a medic and as the EMS director he is in the office during peak hours and could assist when necessary. With the extra on-call EMT and medic, if there is a need for a third truck it could be operational within 15 minutes and would then stay operational as long as necessary. Mr. Maddox stated recently, before this plan was developed, a third truck was put into operation and seemed to work well. Until the exact annual run numbers have been calculated and the budget is finalized, this plan will be the most cost effective way to run a third ambulance at this time. Mr. Maddox stated the future plan is bringing up a third truck, for which he is looking at writing a grant. There are more ambulances, but there is a need for a dependable third ambulance. Mr. Maddox stated he will speak to the Board more about the grant at the next meeting.

Mr. Maddox stated the ambulance contract with the County states the EMS Operations Medical Guidelines are to be sent to the County. Mr. Maddox stated he the EMS Guidelines document to the

Medical Director for approval and will be submitted to the Clerk's Office along with the Trauma Transport Protocols.

SELINA GILMORE – COUNTY PROPERTY ON MARTIN SEWELL ROAD

Ms. Gilmore presented to the Board a map and a signed petition. Ms. Gilmore stated at the last meeting the County's purchase of a 12.5-acre property to be used as a dirt pit on Martin Sewell Road was addressed. The property owners of the neighborhood were not aware of the purchase or the proposed use for the property until a few days before the Board meeting on October 25th. Ms. Gilmore stated the immediate home owners in the neighborhood of the property do not want a dirt pit or asphalt milling to be stored so close to their homes, and have signed a petition asking for the location of the dirt pit to be moved. Ms. Gilmore stated there are eleven (11) immediate families the pit would affect. The property is zoned for agricultural use and not industrial use, the noise levels of the dirt pit would affect everyone in the surrounding area, and a dirt pit would bring down property values. Ms. Gilmore stated the Land Development Code states the general public will be informed of all land use policies and land use change requests, but no one in the neighborhood was informed. Ms. Gilmore stated she and her husband attempted to purchase the property prior to the County, but could not get a clear title. Ms. Gilmore expressed her concern for drinking water contamination by the asphalt milling which was proposed to be placed on the property; there is an open well currently on the property and regulations state any milling would have to be placed 500 feet away from the well. Ms. Gilmore asked the Board to please move the pit to a more appropriate location. Commissioner Jones asked Mr. Wood if any more research has been done on the property. Mr. Wood responded he was asked at the last meeting to hold off on doing anything with the property. Mr. Wood stated there were claims from another party the property was being purchased from Kelly Shelton, and maybe Ralph Shelton before that, but there was no record of this when the County had a title search done. Commissioner McDougald asked Ms. Gilmore if she was aware if the legal issues of the other party had been resolved. Ms. Gilmore stated she had not spoken to them and did not know their status. Commissioner McDougald stated when the Board was looking into the property they knew there were other pits in the area, and did not realize the pit would be a disturbance to the neighbors. Ms. Gilmore stated she does realize that, and that point was brought up at the last meeting, but none of the neighbors of the property chose to move next to a dirt pit. The other pits are on the fringe of the neighborhood, but this pit would be in the middle of their neighborhood. Commissioner Hall stated he believes the County should sell the property and move the dirt pit to another location. Commissioner Wise asked Ms. Gilmore if she had the opportunity to purchase the property previously. Ms. Gilmore stated she had, but could not get a clear title on the property. Ms. Judy Downum did the title search for the Gilmores' and told them there were some discrepancies in the parcel number. Commissioner Wise asked if Ms. Gilmore had sought out any other title opinions on the property. Ms. Gilmore stated they had not, Ms. Downum is highly reputable. There was further discussion on the property being used as a dirt pit. Commissioner Bailey asked Mr. Frank Snowden if a dirt pit is a fair use of the property under the Comprehensive Plan or would it be a violation of the Comprehensive Plan. Mr. Snowden responded an individual would need a conditional use permit to use the land for a dirt pit. Attorney Fuqua stated he believes a land use change would be needed. There was further discussion about land use change requirements. Commissioner Bailey suggested closing off the well on the property as soon as possible. Mr. Wood stated a septic tank was discovered on the property when the County was clearing off an old mobile home from the property, but they never located the well. Commissioner Jones asked Ms. Gilmore if she is willing to purchase the property from the County.

Ms. Gilmore stated she would be willing to purchase the property for what the County paid for it. Commissioner Jones stated he would make a motion for Ms. Gilmore to purchase the property. Attorney Fuqua stated there are special provisions about a County selling land. Attorney Fuqua stated he believes the land can be sold to an adjoining land owner if it is only beneficial to one land owner, otherwise bids for the land must be placed. Attorney Fuqua asked if he could do more research and report back to the Board at the next meeting.

- ❖ Commissioner Jones made a motion for the property in question to be sold to Ms. Gilmore. Commissioner Hall seconded the motion.
- ❖ Commissioner Bailey made a motion to table Commissioner Jones' motion until Attorney Fuqua can provide the Board with more information on the Statute regarding the sale of County property. Commissioner McDougald seconded the motion. The motion passed unanimously 5-0.

Commissioner McDougald addressed Ms. Gilmore and stated she made some valid points, and the Board does not want to be bad neighbors. Commissioner McDougald stated there has been some misunderstanding and Mr. Wood took the brunt of the misunderstanding at the last meeting. Commissioner McDougald stated Mr. Wood was acting on behalf of the Board, and if things were done wrong the Board is accountable.

LINDA WILLIAMS – FRACKING

Ms. Williams expressed her concern about fracking in our area and the possible threat it poses to our aquifer. Ms. Williams asked the Board to protect the citizens of Calhoun County and pass the ordinance drafted by Attorney Fuqua. Ms. Williams stated if the Board does not wish to decide to ban fracking in Calhoun County, the issue could be placed on a ballot to let the voters decide. Commissioner McDougald stated for clarification, the Board did vote on the Resolution Attorney Fuqua drafted and it did not pass.

WILLIAM WALLACE – FRACKING

Mr. Wallace presented a slide show by Professor Ingraffea to the Commissioners on fracking and the effects of fracking on the environment. Mr. Wallace attended a conference at Florida Gulf Coast University held by Professor Ingraffea, who is an expert on fracking. Mr. Wallace went through the slides and explained the damaging impact the chemicals from fracking can have on our environment. Mr. Wallace stated Professor Ingraffea's opinion is acid stimulation on a conventional well is as bad for the environment as fracking. Commissioner McDougald asked if the slides presented were specific to fracking wells? Mr. Wallace stated yes, the slides were specific to the effect fracking could have on Florida. Commissioner McDougald stated it has been established Florida has porous limestone and there is no need for hydraulic fracturing. Mr. Wallace stated the oil industry may not list acid stimulation as fracking, but according to Professor Ingraffea the amount of chemicals used in acid stimulation is just as bad as fracking. There was further discussion on acid stimulation. Commissioner Wise stated he has been involved through every step of the production of an oil well. Commissioner Wise stated fracking may last 8 days and then no one would ever know when they clean up the well and leave. Commissioner Wise stated acid stimulation is used to remove paraffin from an existing well, which comes up and clogs the pipe. Commissioner Wise stated the process is handled carefully and professionally, and there is always an environmental person onsite to supervise the use of the acid. Commissioner Wise stated there has to be shale in order for fracking to take place, and there is no oil in limestone to be fractured.

Mr. Wallace disagreed and stated acid stimulation in Florida is not looking at dissolving paraffin, but expanding and dissolving the layers of the limestone to pull in gas. Commissioner Wise stated there is no oil in limestone, and the acid stimulation is for existing wells to get the oil flowing again. Commissioner Wise stated the acid comes back up after being put into the well, and contained and disposed of properly. Mr. Wallace stated there will be many people upset if their wells are contaminated because of fracking. There was further discussion on fracking wells in the country and contamination.

Chairman Wise opened up the floor to public comment from individuals who filled out “public participation forms” prior to the meeting.

Ms. Peg Frith stated she was in a meeting a year ago when the discussion on fracking started. Ms. Frith expressed her concerns about oil companies coming into our County and what they may do once they are here. Ms. Frith stated she would rather not have a problem at all and not allow oil companies in this community. Ms. Frith stated it only takes one well leaking to cause an environmental problem, and expressed concerns for the impact it could cause on our area.

Mr. Dan Tonsmeire from the Apalachicola River Keeper Organization stated the County has the right to limit what oil companies are allowed to do here. The nature of the oil business is high risk, and there have been many documented spills on a weekly basis. Mr. Tonsmeire expressed concerns about property values and environmental impacts from fracking. Mr. Tonsmeire asked the Board to restrict what oil companies are allowed to do in Calhoun County.

Mr. Phillip McMillan stated the first slides which were shown were from British Columbia where the sediment ponds are open, which is not allowed in Florida. Mr. McMillan stated there is a lot of misinformation about fracking in Florida. The resolution which was submitted previously was against any oil extraction, not just against fracking. Mr. McMillan stated he submitted a resolution against fracking and told the citizens against fracking he would meet with them to come up with a resolution which everyone could agree on. Mr. McMillan stated there are mineral right owners in Calhoun County who have rights too, and there have been wells drilled in this area previously before the DEP came into existence which never reported any problems. Mr. McMillan stated not everyone in the County has mineral interests, and if put to a vote would affect them more than the non-mineral interest property owners. Mr. McMillan presented to the Commissioners a sheet showing revenues given to counties through oil activities.

CALHOUN COUNTY CITIZENS AGAINST FRACKING (CCCAF)

Ms. Beverly Veress stated that property values will decrease once there is fracking. Ms. Veress stated she has a friend in Pennsylvania who refused to allow his land to be fracked. His water was contaminated and he moved out West, but he cannot sell the land.

BOB FLECK – IDA BOARD CHAIRMAN

Mr. Fleck stated the IDA Board received the report on the seventh year monitoring of the wetlands at Sam Atkins Park. There were two (2) criteria which were used. The Florida Department of Environmental Protection stated they require less than 5% nuisance plant species and less than 5% exotic plant species. The results of the monitoring report stated the wetlands achieved 4.65% for nuisance and exotic plant

species. The U.S. Army Corp of Engineers stated they require less than 5% invasive plant species and less than 1% exotic plant species. The results of the report stated the wetlands achieved 4.17%. Mr. Fleck stated the wetlands are meeting the 5% nuisance and invasive plant species criteria, but not the exotic plant species criteria for the U.S. Army Corp of Engineers. Mr. Fleck stated the major plant problems are brattle box and torpedo grass, which are difficult to eradicate. Mr. Fleck stated the IDA Board approved the report and recommended Dewberry/Preble Rish enter into negotiations with the U.S. Army Corp of Engineers and see if the Department of Environmental Protection criteria rather than the U.S. Army Corp of Engineers could be used so the wetlands will no longer need to be monitored.

Mr. Fleck presented to the Board change order five (5) for the taxiway development which is now complete. The change order is for a time extension is for 150 days, which will bring the contract end date to November 30th.

- ❖ Commissioner McDougald made a motion to approve the change order. Commissioner Hall seconded the motion. The motion passed 4-0. Commissioner Bailey abstained as he voted on this action as a member of the IDA Board. Commissioner Bailey resigned from the IDA Board at the conclusion of their meeting.

Mr. Fleck presented to the Board the final payment application for the taxiway development. Mr. Fleck stated the IDA Board is asking for approval for the final payment (total contract amount is \$1,765,841.46). The pay application is now being reviewed by the Clerk of Court's Office.

- ❖ Commissioner McDougald made a motion to approve the final payment application. Commissioner Hall seconded the motion. The motion passed 4-0. Commissioner Bailey abstained as he voted on this action as a member of the IDA Board.

Mr. Fleck stated the issue with trees in the approach at the North end of the runway has been resolved. The land owner has signed the agreement and the trees will be removed before the end of the year.

Commissioner McDougald asked if the new Commissioners should appoint new member for the IDA Board. Mr. Fleck stated the resolution states new Commissioners will have the privilege of appointing a member to the IDA Board. Chairman Wise recommended Lee Lee Brown to represent his district on the IDA Board. Commissioner Hall recommended Paul Laramore. Mr. Fleck stated Paul Laramore is an employee of the County and is not permitted to serve on the IDA Board. Commissioner Hall stated he would appoint a member at a later date.

CHELSEA SNOWDEN – CONTRACTS AND GRANTS COORDINATOR

Ms. Snowden stated this evening the proposals for the Construction Engineering and Inspection (CEI) services were scheduled to be opened for the Small County Road Assistance Project (SCRAP) Carlos Peavy Road project and the SCRAP McDaniel Sheard Road Loop project. Due to a lack of response, an addendum has been issued on these projects to extend the proposal deadline to December 13. Commissioner Bailey asked if anyone responded to today's deadline. Ms. Snowden replied there was one response, but the Department of Transportation likes to see at least three (3) responses so the Board can rank and score the proposals. Commissioner Bailey asked the name of the company which responded. Ms. Snowden stated Southeastern Consulting in Wewahitchka.

Ms. Snowden presented to the Board for approval and execution Resolution 2016-32. This is to enter into agreement with FDOT for the County Incentive Grant Program (CIGP) for a total of \$920,735.00 for the paving of Willard Smith and John F. Bailey Roads. This resolution is a replacement for Resolution 2016-18 where an agreement was issued by FDOT for Lime Rock Road, which was mislabeled and should have read Willard Smith and John F. Bailey Road. A new resolution and agreement will need to be executed with FDOT for this project.

- ❖ Commissioner Hall made a motion to approve Resolution 2016-32. Commissioner Bailey seconded the motion. The motion passed unanimously 5-0.

Ms. Snowden presented the Board with a handout to update them on the progress of current Florida Department of Transportation projects. Ms. Snowden stated if any of the Commissioners have any questions on any of the projects to please contact her. Ms. Snowden stated all projects with a completion date of November 30, 2016 are 100% complete. Ms. Snowden stated all projects listed are grant funded projects.

DONALD STANLEY, DEWBERRY ENGINEERS INC./PREBLE-RISH – COUNTY ENGINEER

Mr. Stanley presented the Board with a handout of all ongoing FEMA DR 4177 projects. Mr. Stanley stated there are less than half a dozen projects which have been awarded, but have not been started.

FEMA BID OPENINGS

Mr. Stanley opened and read aloud the FEMA bids.

DR 4177 PW #183 Musgrove, Johnny Boy Landing, Oscar Hall, Barton Cemetery, New Landing & George O'Bryan Roads	
Contractor	Total Base Bid
BKW, Inc.	\$222,732.15
North Florida Construction, Inc.	\$191,376.08
Graham County Land Company, LLC	\$296,183.00
C.W. Roberts Contracting, Inc.	\$216,339.70
GAC Contractors, Inc.	*\$52,722.88
Roberts & Roberts, Inc.	\$207,870.75

*There was an error on the total base bid by GAC Contractors, Inc. which will need to be recalculated and brought back before the Board at the next meeting. Commissioner Bailey asked if Mr. Stanley knew what the base bid would be at this time. Mr. Stanley responded he would have to bring the amount back to the Board at the next meeting. Commissioner McDougald asked how the base bid was incorrect. Mr. Stanley stated the company skipped the total for one road and placed the amount in the cumulative total amount column. Mr. Stanley stated he will have to go back and add each individual road to determine the total base bid. Commissioner McDougald asked if adding the amount up would be legal. Attorney Fuqua stated it would be legal for Mr. Stanley to add up the amounts and present a total base bid, or the Board could reject the bid.

DR 4177 PW #179 Bears Head Road	
Contractor	Total Base Bid
BKW, Inc.	\$68,671.85
North Florida Construction, Inc.	\$57,989.94
Graham County Land Company, LLC	\$90,693.73
C.W. Roberts Contracting, Inc.	\$63,726.09
GAC Contractors, Inc.	\$92,347.31
Roberts & Roberts, Inc.	\$61,179.60

DR 4177 PW #180 Mazerac, Suggs Attaway, Duck Pond, Hamilton Springs & Wendall Register Roads	
Contractor	Total Base Bid
BKW, Inc.	\$133,020.56
North Florida Construction, Inc.	\$116,000.30
Graham County Land Company, LLC	\$208,340.96
C.W. Roberts Contracting, Inc.	\$134,580.17
GAC Contractors, Inc.	*\$18,181.37
Roberts & Roberts, Inc.	\$120,858.43

*There was an error on the total base bid by GAC Contractors, Inc. which will need to be recalculated and brought back before the Board at the next meeting.

DR 4177 PW #285 Cooper Road, Purdee Road, Petunia Road, & Pine Lane	
Contractor	Total Base Bid
BKW, Inc.	\$57,326.68
North Florida Construction, Inc.	\$53,061.22
Graham County Land Company, LLC	\$134,606.87
C.W. Roberts Contracting, Inc.	\$72,428.17
Southern Rock and Lime, Inc.	\$62,616.05
GAC Contractors, Inc.	*\$27,367.88
Roberts & Roberts, Inc.	\$53,605.22

*There was an error on the total base bid by GAC Contractors, Inc. which will need to be recalculated and brought back before the Board at the next meeting.

DR 4177 PW #346 Porter Grade Road	
Contractor	Total Base Bid
BKW, Inc.	\$349,607.16
North Florida Construction, Inc.	\$327,113.48
Graham County Land Company, LLC	\$438,892.73
C.W. Roberts Contracting, Inc.	\$352,702.76
GAC Contractors, Inc.	\$510,683.59
Roberts & Roberts, Inc.	\$321,445.68

DR 4177 PW #399 Annie Grantham Road, Annie Grantham Park Road, Lee Lane, Boss Nearly Road, Slim Tucker Road & Lewis Bailey Road	
Contractor	Total Base Bid
BKW, Inc.	\$44,058.30
North Florida Construction, Inc.	\$45,512.17
Graham County Land Company, LLC	\$112,260.79
C.W. Roberts Contracting, Inc.	\$58,269.58
Southern Rock and Lime, Inc.	\$37,919.41
GAC Contractors, Inc.	*\$21,496.40
Roberts & Roberts, Inc.	\$42,071.30

*There was an error on the total base bid by GAC Contractors, Inc. which will need to be recalculated and brought back before the Board at the next meeting.

DR 4177 PW #420 Turkey Pen Pond Road & NW Gray Road	
Contractor	Total Base Bid
BKW, Inc.	\$34,196.95
North Florida Construction, Inc.	\$32,816.87
Graham County Land Company, LLC	*\$51,111.77
C.W. Roberts Contracting, Inc.	\$48,072.91
GAC Contractors, Inc.	\$38,792.05
Roberts & Roberts, Inc.	\$34,781.56

*There was an error on the total base bid by Graham County Land Company LLC. They marked through what was originally wrote, wrote a new total amount, and initialed the new amount. Mr. Stanley stated he would recalculate the amounts and make sure the total was correct.

Mr. Stanley asked if the Board would allow him to review the bids and bring them back at the next meeting to award the projects.

- ❖ Commissioner Bailey made a motion to table the bids until the next meeting. Commissioner Hall seconded the motion. The motion passed unanimously 5-0.

Commissioner Bailey asked Attorney Fuqua if North Florida Construction could contest the award of the projects where GAC was the low bidder but filled out the bid sheet wrong. Attorney Fuqua stated the total base bid amount by GAC could be recalculated because it was a math error, a math error is allowed

to be corrected. Mr. Stanley stated for clarification, for each road there are line items and a sub-total for each road. The company skipped the last sub-total and wrote the amount in the cumulative total. Attorney Fuqua stated the simplest way to correct the situation would be to disallow the bid since the company did not fill out the form correctly. Commissioner Bailey stated that may be something to consider when the bids are brought back before the Board. Commissioner Bailey stated he has a son who works for Roberts and Roberts, Inc. Commissioner Bailey stated he is not sure if he is a shareholder in the company or not, and asked Attorney Fuqua if Roberts and Roberts, Inc. would be allowed to be awarded any of the projects. Attorney Fuqua responded if his son only works for the company, Commissioner Bailey would have to abstain from voting for the award of a project to the company. Conflicts of interest are specified in Florida Statute 112.313 (3).

ANGIE SMITH, EMERGENCY MANAGEMENT DIRECTOR

Ms. Smith presented to the Board for their information a letter from the Department of Economic Opportunity (DEO) approving Calhoun County's CDBG grant application for funding of \$750,000.

Ms. Smith informed the Board her administrative assistant, Ms. Sharon Guilford, will be attending Incident Command System (ICS) 300 training next Tuesday, Wednesday, and Thursday in Tallahassee, and Ms. Smith stated she would be attending the Current Issues in Emergency Management (CIEM) Conference on those days as well in Tallahassee.

Ms. Smith informed the Board the County received 19 pallets of bottled water from the Florida Division of Emergency Management after Hurricane Matthew. The Division had an overstock of water and they wanted to keep it in the State, so they sent some to the Emergency Management Division of the counties. Ms. Smith stated after the Thanksgiving Holidays she would like to reach out to all the Fire Departments in the County and coordinate with them for each of them to receive a pallet of water to keep at their separate locations.

Ms. Smith informed the Board of her annual vacation scheduled from December 19th through January 3rd.

Ms. Smith stated Emergency Management has been requesting funding from FEMA, closing out projects, and requesting reimbursements on projects. Commissioner Bailey asked if there would be any deadlines for any projects while Ms. Smith would be on vacation. Ms. Smith stated she would not leave anything which would fall on a deadline. Chairman Wise asked who takes Ms. Smith's place as Director when she is on vacation. Ms. Smith stated she will always be available, but Ms. Sharon Guilford would be next in line to take care of her duties while she is out. Commissioner Jones asked about an update on the FRDAP grant application. Ms. Smith stated she has attempted to contact the woman handling the grant, but she is on vacation this week. Ms. Smith stated as soon as she finds out any information she will let the Board know.

JOE WOOD, DIRECTOR OF OPERATIONS

Mr. Wood stated a couple meetings ago sealed quotes for a new chain link fence around the basketball and tennis courts at Sam Atkins Park were opened. The low quote was \$17,985, which is more than the purchasing policy allows the County to receive on sealed quotes. The maximum amount for sealed

quotes is \$10,000. Mr. Wood stated the Board asked him to confer with Attorney Fuqua to see if it would be legal to set the policy aside and accept the low quote. Mr. Wood stated Attorney Fuqua said it would be permissible to set aside the policy and accept the low quote if the Board desired. The alternative would be to advertise in the newspaper for two (2) weeks and receive bids on the project. Mr. Wood asked the Board if they would like to hire the company with the low quote or advertise for bids.

- ❖ Commissioner Bailey made a motion for the Board to advertise for bids in the newspaper. Chairman Wise seconded the motion. Commissioner McDougald stated there would be some cost associated with advertising. Commissioner McDougald stated normally he prefers to receive bids on projects, but when the sealed quotes were sought out the Board had no way of knowing the price would be over the purchasing policy. Mr. Wood stated it did not cost the Board anything to receive the quotes, and had there been a quote under \$10,000 the Board could have accepted it. Mr. Wood stated the low quote was the only local bidder. The motion passed unanimously 5-0.

Mr. Wood stated Mr. Bill Atkins, the road department superintendent, turned in his resignation last week. Mr. Atkins has been with the County for 30 years or more, and is ready to retire. Mr. Wood stated the Personnel Policy states the position will be posted in the courthouse for five (5) days for anyone who is currently employed by the County to apply for the job, and if the Board desires to continue to search for applicants after the five (5) days the position can be advertised in the newspaper. Mr. Wood asked the Board how they would like to proceed. Chairman Wise asked if there would need to be a motion. Mr. Wood stated the Board has to post the position in the courthouse for five (5) days, and can either hire at that point or advertise in the paper for two (2) weeks. The Board could then take people who have applied internally and externally and grade them out on their experience and qualifications, and hire for the position. Commissioner Jones stated the Board should follow the policy of five (5) days, and once the five days are over to contact the Commissioners to let them know who has applied for the position. Commissioner Bailey stated the Board could decide to advertise once the applications received over the five (5) days were reviewed. Commissioner Bailey asked what would be Mr. Atkins resignation date. Mr. Wood stated his last official day is December 8th, however Mr. Atkins has agreed to stay until someone is hired to fill his position. Commissioner McDougald stated he would prefer to go ahead and run the ad in the paper to shorten the time frame. Commissioner McDougald stated he did not want to have to wait for the next meeting to decide to run the ad in the paper, there needs to be Board action which would shorten the time frame on a replacement. Mr. Wood stated he knows there is one individual internally interested in the position, and three (3) externally who have expressed interest.

- ❖ Commissioner McDougald made a motion to post the position in the courthouse for five (5) days and advertise the position in the newspaper for two (2) weeks. Commissioner Bailey seconded the motion. The motion passed unanimously 5-0.

Mr. Wood stated there has been a company interested in a cell tower site in Calhoun County. The County has a suitable site within the target area the company is interested in, and has done some work on getting easements to the property. Since this is County property it cannot be leased out without advertising for bids. Mr. Wood asked the Board for permission to advertise in the newspaper for anyone interested in placing a cell tower on the County property off Jim Durham Road.

- ❖ Commissioner McDougald made a motion to approve the advertisement in the newspaper. Commissioner Bailey seconded the motion. Commissioner Bailey asked what were the qualifications for the bid. Attorney Fuqua stated qualifications have been drafted. Commissioner Bailey stated he would like to see the qualifications before the advertisement runs. Mr. Wood stated he had the paper with him tonight. Commissioner Bailey stated he would like to have two (2) free antennas on the tower. Mr. Wood stated there are three (3) or four (4) antenna spaces built into the contract. They are not needed at this point, but if at some time technology progresses and the County could use them they would be available. Commissioner Bailey asked if there was a way to reach out to any other prospective bidders. Mr. Wood stated he was not sure who the other prospective bidders may be, these are not companies like Verizon or AT&T. They are private entities who build the towers and then lease space to the cell companies. Attorney Fuqua stated he has a contact in Grand Ridge who is in the cell tower business who he can get information on so there will at least be one other possible bidder. There was further discussion on advertisement. The motion passed unanimously 5-0.

Mr. Wood stated the previous Board budgeted in the current fiscal year to provide security for the courthouse. The Sheriff is statutorily in charge of security at the courthouse, and Judge Grover has also been involved in the process of improving security. Mr. Wood stated he has a contract with a company called Sonitrol to install an electronic key system on the South side of the courthouse to close that door to the public and only allow certain people access. Mr. Wood stated there has been an issue with who will be allowed to have keys and who should not have keys, and there has not been a solution. Mr. Wood asked the Board if they would like to have a workshop to decide how to proceed with courthouse security, with the Sheriff and Judge present. The Chairman asked if there was a time-frame this needs to be decided. Mr. Wood stated the Sheriff has added an additional bailiff to patrol the first floor for security daily, but the goal is for the public to only be able to enter and exit through the northwest door. Mr. Wood stated the Board needs to decide how they want to proceed. Chairman Wise stated he would like to have a workshop to discuss how to proceed. Commissioner Bailey stated he would also like to see the Board have a workshop, and would also like the public officials in the courthouse who have employees coming and going to be able to input their opinions as well. Commissioner Bailey expressed some concern with the key entry system. There was further discussion about the key entry system and the problems it could pose, and on a date to schedule the workshop. Sheriff Kimbrel asked if the Board was committed to securing the courthouse. Sheriff Kimbrel stated there are a lot of complex issues surrounding securing the courthouse, but they do not all have to be addressed in the workshop. Sheriff Kimbrel stated he has a plan for increased security, but needs to know if he has the majority of the Board's support. Commissioner McDougald stated he has been against courthouse security from the beginning, and believes there will be too much confusion and too many complaints. Commissioner McDougald stated the money budgeted for courthouse security could be better used in other areas of the County. Sheriff Kimbrel stated he is responsible statutorily for security at the courthouse, if something goes wrong he is liable. Sheriff Kimbrel stated he is concerned that more security measures have not been put in place since October when the new fiscal year started. Sheriff Kimbrel stated if he has the majority of the Board's support, he can implement increased security as soon as possible and any issues can be worked out from there. There was further discussion on when to schedule a workshop to discuss courthouse security. Chairman Wise suggested Monday at 4:00. Mr. Wood stated the Board could choose to have the workshop anytime during the day on Monday. Chairman Wise asked if Monday

at 2:00 would be suitable for everyone. There was Board consensus for the workshop to be held in the Emergency Operations Center (EOC) in the basement of the courthouse on Monday at 2:00 pm.

Mr. Wood stated the Health Department turned over mosquito control to the Board a couple months ago. The Board had been supplying the Health Department with gas for the truck which does the spraying, and had thought they were furnishing gas to Michael DeVuyst and Joe Milligan in association with the mosquito program. Mr. Wood stated after the Board took over the mosquito control program he went to the Health Department to gather the fuel keys. Mr. DeVuyst then informed Mr. Wood they had a deal with the County where the Health Department does water samples for the County in exchange for gasoline. Mr. Wood stated Mr. DeVuyst stated the Health Department does three (3) samples as required per year on the County's permitted systems, of which there are six (6), and also samples on the registered systems once per year, of which there are six (6) or seven (7). There is also a permit fee of \$90 for the permitted County systems. When all these amounts are added up, the total is \$2,290 of services the Health Department was providing to the Board. Mr. Wood stated the amount of fuel the Health Department used in the past month was 40 gallons, which cost the Board around \$80. Mr. Wood asked the Board if they would like to continue to furnish the Health Department with gasoline in return for the water samples and permit fees, and if so there will have to be a budgetary item added to cover the cost. Commissioner Bailey asked if there was a way to go back for the past year and determine how much fuel the 2 keys for Mr. DeVuyst and Mr. Milligan have used. Mr. Wood stated that was possible. Commissioner Bailey stated he would like to have more information on how much fuel was used further back than a month. Commissioner Bailey suggested tabling the issue until more information is gathered.

Mr. Wood stated every year in the past the Board has furnished gift certificates to their employees for Christmas. The amount has ranged from \$50 to \$75 to be used at the Piggly Wiggly. Mr. Wood stated if it is the Board's wishes this could be done again this year. Commissioner Bailey asked how many employees the Board employs. Mr. Wood stated he was not sure of an exact amount, but there are around 40 employees. Commissioner Bailey asked how much the Clerk has in the budget for gift certificates. Mr. Wood stated he has spoken with Clerk Hand and she indicated she had enough money in the budget to give \$75 per employee. There was further discussion on gift certificates and the amount of employees.

- ❖ Commissioner McDougald made a motion to give gift certificates to employees in the same amount as was given last year. Commissioner Hall seconded the motion. The motion passed unanimously 5-0.

Mr. Wood stated the Board has started a project at Lamb Eddy Boat landing funded by the County's portion of boat registration sales. This project consists of building a bathroom on the FEMA acquisition property the Board has at the landing. There was a need for a well, septic tank, bathroom facility, and a light to be placed. The well has been drilled and finished a few days ago, but the well was not completed in time for the drilling company to be paid under this meeting cycle. Mr. Wood stated the company would like to be paid before the next meeting cycle, and asked the Board if they would allow the company to be paid before the next Board meeting.

- ❖ Commissioner McDougald made a motion to approve the payment contingent on the completion of the well drilling job. Commissioner Jones seconded the motion. The motion passed unanimously 5-0.

Mr. Jace Ford addressed the Board. Mr. Ford explained he was originally hired through Emergency Management and half his salary came from their budget. When the County took over mosquito control program on October 1st, Mr. Ford was moved from Emergency Management to Mosquito Control Director. The State requires a certified budget be submitted before the beginning of the fiscal year, which was approved and sent in by the previous Board. Since the County has taken over the mosquito control program, and budget and salary allocations have changed, a budget amendment needs to be submitted to the State. Mr. Ford stated his salary has not changed, just the budget his salary comes from has changed. Mr. Wood stated there are some line items which need to be moved, the total budget will not increase. Mr. Ford presented the Board with a handout showing the line item changes. There was further discussion on the budget. Mr. Ford stated he needs Board approval on the changes to the budget which will be submitted to the state.

- ❖ Commissioner Bailey made a motion to approve the budget amendment. The motion was seconded by Commissioner Hall seconded the motion. The motion passed unanimously 5-0.

ATTORNEY FUQUA

Attorney Fuqua stated he has done some research on the sale of County property, and Florida Statute 125.35 says if a County owned property is worth more than \$15,000, the property must be advertised for bids. Commissioner Bailey asked how much the County paid for the land. Attorney Fuqua responded the land was purchased for \$25,000. There was further discussion about the County property.

- ❖ Commissioner Jones made a motion to advertise the County property for sale for \$25,000 plus closing costs. Commissioner Hall seconded the motion. Attorney Fuqua stated he could bring back the advertisement for the Board to approve at the next meeting. Mr. Wood stated the County is not moving forward with any plans for the property. Commissioner Bailey stated the well on the property should be found and closed off. Mr. Wood stated nothing is being done on the property but he could find the well and close it. Commissioner McDougald stated he did not suggest closing the well and filling it with cement, as the person who buys the property may want to have the well in use. There was further discussion about the well. Commissioner McDougald asked if the septic tank was destroyed when the County cleared off the old mobile home. Mr. Wood stated he believed the septic tank was still intact. The motion passed 3-2. Commissioner Bailey and Chairman Wise opposed.

Attorney Fuqua asked the Board if they would like him to attend the workshop to discuss courthouse security. The Board came to a consensus they did not need for Attorney Fuqua to attend.

Attorney Fuqua informed the Board the Fair Labor Standard Act to raise the minimum wage for exempt employees was just issued a Federal court order to suspend the Act. Mr. Wood stated the Board would need to decide on the salary range for the Road Superintendent. Mr. Wood stated he thought the Board may would want the position to be an exempt employee position so overtime would not have to be paid if it was necessary for the Superintendent to work outside of normal operating hours. Commissioner Bailey asked what the current Road Superintendent is paid. Mr. Wood stated his salary is approximately

\$60,000. Mr. Wood asked the Board if they would like to have a range for the salary. Chairman Wise stated most of the salaries he has seen advertised have a range listed.

- ❖ Commissioner Bailey made a motion to set the salary from \$47,000 to \$55,000. Commissioner McDougald seconded the motion. The motion passed unanimously 5-0.

COMMISSIONER TIME

COMMISSIONER MCDOUGALD

Commissioner McDougald stated he has talked to Clerk Hand last week about his cell phone. Clerk Hand checked the accounts and Commissioner McDougald is eligible for an upgrade on his cell phone. Commissioner McDougald stated his monthly fee will not change, but the cell phone he would be upgrading to is in the \$100 price range. Commissioner McDougald asked for Board approval to upgrade his current cell phone. Commissioner Jones suggested updating the entire Boards' cell phones. Commissioner McDougald stated he agreed. There was a Board consensus to upgrade cell phones.

COMMISSIONER JONES

Nothing to report.

COMMISSIONER HALL

Nothing to report.

COMMISSIONER BAILEY

Commissioner Bailey asked Attorney Fuqua about the Fire Department grant he had talked about earlier in the meeting. Attorney Fuqua stated the he had a chance to visit with the CFO of Fire Marshalls a few weeks ago and he told him about a new grant consisting of \$250,000 for the State of Florida for volunteer fire departments to buy equipment. Attorney Fuqua stated he has spoken with the CFO's assistant and she has indicated she would send information for a grant application. Attorney Fuqua stated he has not heard back from her and has sent another email requesting the information. Attorney Fuqua stated he would send information as soon as he receives it.

Commissioner Bailey stated most of the projects which were opened tonight had North Florida Construction with the low bid. Commissioner Bailey asked Mr. Donald Stanley what the time frame is on the completion of the FEMA projects which were opened tonight. Mr. Stanley stated there are 120 calendar days on all the projects. Commissioner Bailey asked if they would be completed timely, providing the companies could get lime rock. Mr. Stanley responded they have been issuing notice to proceeds in a staggered fashion to keep the companies and the rock mines from getting behind on the projects. Commissioner Bailey stated it could take three (3) or four (4) years to get roads completed if one road has to be completed before the company starts another. Ms. Smith stated all projects must be completed by November 2017. Mr. Stanley stated there has been a quick turn around, and there are only a handful of the awarded projects which have not been started due to rationing at the mines. Commissioner Bailey stated he would like a projection of when the roads would be started and completed. Mr. Stanley stated he could talk to North Florida Construction and bring a proposed schedule back to the Board at the next meeting.

Commissioner Bailey asked Mr. Stanley to define ditch cleaning for the FEMA projects. Mr. Stanley stated there are two (2) different categories FEMA uses, ditch cleaning and ditch pulling. With ditch cleaning the ditch is cleaned mechanically instead of being pulled up into the road. There are a few which have been done with an excavator when there is substantial sediment, and other times the cleaning is done by hand with shovels. They are also requiring any vegetation and kind of debris to be removed from the ditches. Commissioner Bailey asked if the ditches should be completely cleaned when finished. Mr. Stanley stated they would be clean for however many linear feet is in the contract. If there is no visible sediment to be removed, they go through and pick up any materials they see in the ditch. Commissioner Bailey asked if Dewberry goes behind the contractors and inspects the roads. Mr. Stanley stated they do. Commissioner Bailey asked how the amount of lime rock on the road is tested. Mr. Stanley stated they keep up with the load count and spread rates.

Commissioner Bailey asked Mr. Snowden if the proposed tower site meets the Comprehensive Plan. Attorney Fuqua stated the company who is the successful bidder has to make sure of that, which is part of the understanding and contract. Commissioner Bailey stated it bothers him that the Board is going to bid off a tower where the plans are unknown and there was a legitimate complaint about the dirt pit to County was going to place. Commissioner Bailey stated he would like to know if a tower is permitted in the area. Mr. Snowden stated if someone calls him and states they would like to build a tower he tells them they will need a conditional use permit. Mr. Snowden stated he has had questions whether the County has to follow its own procedures, and it has become clear that they do. Mr. Snowden stated he has been talking to Mr. Wood about that part of the deal, and has been in contact with the company interested in the cell tower site and has sent them the steps necessary for them to complete prior to the construction of the tower. Mr. Wood stated if the public stated they did not want the tower there; the tower would not be built, and the County would not have any investment other than the advertisement. Commissioner Bailey stated his integrity would be invested if the tower site is bid out and then the company finds out they are unable to put the tower at the site. Attorney Fuqua stated the companies who would bid on the tower site are bidding for an option to place a cell tower. They would know they have to get a land use change.

CHAIRMAN WISE

Chairman Wise asked if there are any structures in the area of the proposed tower site. Mr. Wood stated he does not believe there is any structures close by. There was further discussion about the tower and requirements.

Chairman Wise asked if the Board could have a workshop with the Volunteer Fire Department Chiefs about the grant Attorney Fuqua referenced to clarify what could be done with the grant at that time. Mr. Wood stated once a month there is a County wide fire fighter's association meeting which would be a good time to get together with all the volunteer fire departments. Chairman Wise asked if the Board would be able to attend those meetings. Attorney Fuqua stated if the meeting was advertised it would be allowed. Chairman Wise asked the Board to be thinking about when and where they could meet with the volunteer fire departments.

There being no further business, the meeting adjourned at 8:55 pm.

Danny Ray Wise
DANNY RAY WISE, CHAIRMAN

ATTEST:

Carla A. Hand
CARLA A. HAND, CLERK

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, _____, hereby disclose that on _____, 20 _____:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- ___ inured to the special gain or loss of my business associate, _____;
- ___ inured to the special gain or loss of my relative, _____;
- ___ inured to the special gain or loss of _____, by whom I am retained; or
- ___ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Not a part of meetings in question

Date Filed

Danny R. U...
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, _____, hereby disclose that on _____, 20 _____:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- ___ inured to the special gain or loss of my business associate, _____;
- ___ inured to the special gain or loss of my relative, _____;
- ___ inured to the special gain or loss of _____, by whom I am retained; or
- ___ inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Not a part of meeting to approve

11-22-16
Date Filed

Jeral R. Hall
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Bailey Gene	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE B.O.C.C. Calhoun County
MAILING ADDRESS 19906 S.W. South St	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY Blountstown Calhoun	NAME OF POLITICAL SUBDIVISION: Calhoun County
DATE ON WHICH VOTE OCCURRED 11-22-16	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Gene Bailey, hereby disclose that on November 22, 2016

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Abstained from voting a matter that came before the B.O.E.C. as I had previously voted on it as a member of the I.D.A. board, which I have now Resigned From.

11-22-16

Date Filed

Gene Bailey

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Bailey Gene</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>B.O.C.C. Calhoun County</i>
MAILING ADDRESS <i>19906 S.W. South St.</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY <i>Blountstown, Calhoun Fl.</i>	NAME OF POLITICAL SUBDIVISION: <i>Calhoun County</i>
DATE ON WHICH VOTE OCCURRED <i>11-22-16</i>	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Gene Bailey, hereby disclose that on 11-22, 2016.

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

The minute approval motion ~~for~~ the previous minutes. I could not vote on as I was not present at this meeting.

11-22-16
Date Filed

Gene Bailey
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.