

November 3, 2009  
Regular Session  
Bonifay, Florida

The Holmes County Board of Commissioners met in a Regular Session on the above date with the following members present: Commissioner Kenneth Williams, Commissioner Ron Monk, Commissioner Jim King, Commissioner Phillip Music and Commissioner Monty Merchant, Chairman of the Board.

Mr. Brandon Young, County Attorney, was present.

Angie Jonas, Deputy Clerk, was present and kept the minutes.

Chairman Merchant opened the meeting with the prayer and pledge.

Commissioner Music made a motion to approve the following consent items:

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SHIP Satisfaction of Mortgage: Ms. Allene Hatcher

Stimulus Pavement Marking Resolution #09-21

Commissioner Williams seconded the motion. Chairman Merchant stated that a change should be made in the October 13, 2009 minutes. He advised that Mr. Gene Nobles was actually with Melvin Engineering, rather than Metric as had been written. Commissioner Music amended his motion to include the change. Commissioner Williams amended his second as well. The motion passed unanimously.

The Board discussed the Opportunity Florida Agenda item. Since Mr. Marcum was not able to attend, Chairman Merchant discussed this item which included an amended amount for yearly dues which was \$192.45. Commissioner Music made a motion to pay the dues. Commissioner Williams seconded the motion. The motion passed unanimously.

(Letter)

There was a slight change to the order of the agenda and Ms. Ann Payne, of the Recycling Department, discussed recycling related items. She stated that she had begun accepting televisions for a fee and also discussed a proposal from Double A World Recycling for electronic items. She updated the Board regarding the cardboard pickup program. She advised that there had been some confusion regarding whether the Department would be continuing to pay for and pick up cardboard at the IGA, Piggly Wiggly and Sav-a-lot stores for a six month trial period. Also speaking regarding this topic was the following:

Mr. Jay Felsburg, of the Holmes County Advertiser

Commissioner King made a motion to continue the six month trial pick up and pay for the cardboard from

IGA, Piggly Wiggly and Sav-a-lot and also pay them \$20.00 per ton. Commissioner Music seconded the motion. The motion passed unanimously.

The Board discussed the appointment as requested by Ms. Janice Richards, Liaison, for the Tri-County Community Council Board of Directors. Commissioner Williams made a motion for Chairman Merchant to continue to serve on the Board of Directors. Commissioner King seconded the motion. The motion passed unanimously.

(Letter of Request)

The Board discussed the rock bids for Federal Emergency Management Agency (FEMA) road repair projects. Chairman Merchant advised that there had been some confusion regarding the sizing of the stone required by Federal Emergency Management Agency (FEMA) standards, and that Mrs. Wanda Stafford had submitted an addendum to the original bid specifications. Attorney Young advised that since the specifications had changed, the rock should be rebid. Also speaking regarding this topic were the following:

Mr. Cody Taylor, Clerk of Court

Mr. Jay Felsburg, of the Holmes County Advertiser

Commissioner Williams made a motion to accept the amended specifications and to rebid the rock. Commissioner Music seconded the motion. The motion passed unanimously.

(Explanation, Original bid notice, Additional Specifications)

The Board discussed the Courthouse parking lot striping and sealing item which would include work for the large lot across from the Courthouse as well as the side and back lots. Previously, the Board had bid and discussed this item; however, the bids had been rejected. Mr. Cody Taylor, Clerk of Court, advised that he had not yet received an answer of whether Courthouse Facilities funds could be utilized for this expense. Commissioner Monk made a motion to go out for bids for this project with a deadline of 3:00 p.m. on November 23<sup>rd</sup> and to be opened at the November 24<sup>th</sup> meeting. Commissioner Music seconded the motion. The motion passed unanimously.

(Proposed Advertisement)

The Board discussed the Recycling agenda item. Attorney Young advised that a letter had been received from the Department of Environmental Protection (DEP) regarding site cleanup and testing. He also advised that DEP and the County's former consulting firm, Brown and Burdine, were not in agreement regarding the cleanup efforts and testing that had taken place. Also speaking regarding this topic was the following:

Ms. Ann Payne, of the Recycling Department

Attorney Young advised that the deadline for response to DEP was November 23<sup>rd</sup> and that he would be contacting the firm. The Board agreed by consensus.

(Memorandum)

The Board discussed the request for office space as submitted by Tri-County Community Council. Also speaking regarding this topic were the following:

Mr. Joel Paul, Jr., of Tri County Community Council

Mr. Jack Locke, Citizen

No action was taken on this item.

(Request)

The Board discussed the County maintained road map item. Chairman Merchant advised that an upcoming Public Hearing would be taking place. Also speaking regarding this topic were the following:

Mr. Brandon Young, Attorney

Mr. Jay Felsburg of the Holmes County Advertiser

No action was taken on this item.

Mr. Frank McWaters, citizen, spoke regarding area road sign thefts and vandalism near the Flowing Well Road area. Also speaking regarding this topic was the following:

Mr. John Braxton, Jr., of the Sheriff's Department

(Letter)

Chairman Merchant opened the sealed bid for petroleum and maintenance products as submitted by Curt Miller Oil Company. Previously the Board had advertised for bids for these products. He advised that no other company had submitted a bid. Also speaking regarding this topic were the following:

Mr. Cody Taylor, Clerk of Court

Mr. Brandon Young, Attorney

Mr. Frank McWaters, citizen

Commissioner King made a motion to award the bid to Curt Miller Oil Company. Commissioner Music

seconded the motion. The motion passed unanimously.

(Bid)

The Board discussed Resolution #09-22 which authorized the Chairman to sign the financing agreement with BankCorp South for the District Three road grader and roadside trimmers. Chairman Merchant asked if it would be allowable for him to sign the agreement. Commissioner Music made a motion to approve the Chairman's signature. Commissioner King seconded the motion. The motion passed unanimously.

(Resolution # 09-22)

The Board discussed a contract with HDJ Security, Incorporated for Jail fire alarm system inspections and repair. The amount of the proposed contract was \$1,630.00 or \$407.50 quarterly. Attorney Young advised that he had concerns regarding the indemnity clause portion of the contract. Also speaking regarding this topic were the following:

Mr. Tom Loucks, Lieutenant

Mr. Harvey Daniels, Jr., President of HDJ Security, Incorporated

Commissioner Williams made a motion to approve the contract. Commissioner Music seconded the motion. The motion failed; with Chairman Merchant, Commissioners Monk and King voting no and all others voting yes.

(Proposed Contract)

The Board discussed proposed budget amendment #6 for fiscal year 2008-2009. Commissioner Music made a motion to approve the budget amendment. Commissioner Williams seconded the motion. The motion passed unanimously.

(Budget Amendment #6)

The Board opened the bids for the lease of a dozer for FEMA work to be done at the Landfill. The following bids were submitted:

<u>Vendor</u>	<u>Make</u>	<u>Model</u>	<u>Engine</u>	<u>30 Day Rental</u>	<u>60 Day Rental</u>	<u>Delivery Fee</u>	<u>Pickup Fee</u>
<b>Beard Equipment Company</b>	John Deere	700JLGP	123 HP	\$4,999.00	\$9,900.00	\$250.00	\$250.00
<b>Thompson Tractor</b>	Caterpillar	D6KLG	C6.6 Acert	5,600.00	5,600.00	600.00	250.00

Mr. Steve Parish, of Thompson Tractor, clarified that the rental for his company's equipment is actually \$5,600.00 per month. Also speaking regarding this topic were the following:

Mr. David English, Road Foreman  
Mr. Brandon Young, Attorney

Commissioner King made a motion to award the bid to Thompson Tractor for the Caterpillar dozer because it met the specifications. Commissioner Music seconded the motion. The motion passed unanimously.

(Bids)

The Board discussed the engineering proposals as submitted by Melvin Engineering and Greenhorne and O'Mara for the Small County Assistance Program (SCOP) projects of Sandpath and CR 162. Commissioner King made a motion to rank Melvin Engineering #1 and Greenhorne and O'Mara #2 for the CR 162 project and to negotiate with Melvin Engineering for the project. Commissioner Williams seconded the motion. The motion passed unanimously. Commissioner King made a motion to rank Greenhorne and O'Mara #1 and Melvin Engineering #2 for the Sandpath Road project and to negotiate with Greenhorne and O'Mara for the project. Commissioner Music seconded the motion. The motion passed unanimously.

Mr. Shep Eubanks presented Mrs. Natalie Bomann as his recommended candidate for the 4-H Director position. He advised that he would like her to begin on Friday and that he would discuss this with the Bookkeeping Department. Commissioner King made a motion to approve the recommendation. Commissioner Music seconded the motion. The motion passed unanimously.

Mr. Steve Parish, of Thompson Tractor, approached the Chairman with an agreement regarding the aforementioned Landfill dozer rental.

(Agreement)

Commissioner Monk advised that he would like to advertise the Heavy Equipment Operator position in District Five that was previously occupied by Mr. Robert Warden. Attorney Young advised that this would be allowable. Commissioner Monk stated that he would post it for three days. Commissioner Monk made a motion to post the position. Commissioner King seconded the motion. The motion passed unanimously.

Commissioner Williams advised that he had a bridge in disrepair in District Four on Phillips Road and that the road was closed as a result. He explained that he had examined this issue and had consulted with the Department of Transportation (DOT) regarding the repair. He also explained that he had concluded that the best method of repair would be to install three, six foot long culverts with concrete headwalls and rip rap material. He stated that the approximate cost for the project would be \$10,000.00-\$12,000.00 and asked the Board if it would be allowable for him to proceed. Commissioner King made a motion to proceed with the repair. Commissioner Music seconded the motion. The motion passed unanimously.

Commissioner King discussed a culvert repair on CR179. He advised that the repair would include digging up the pipe in order to clean it out and that he estimated the cost to be about \$300.00. The Board agreed by consensus.

Commissioner Music advised that he had received a request from Ms. Bridgett Keegan for rock hauling and stated that she would pay for the rock and fuel. He asked if it would be allowable for the County to haul the rock. Commissioner Williams made a motion to approve the rock hauling request. Commissioner Music seconded the motion. The motion passed unanimously.

Chairman Merchant read an acknowledgement for the service of Mr. Cody Taylor from the West Florida Regional Planning Council.

(Acknowledgement Letter)

Chairman Merchant read a letter from Mrs. Sherry Fitzpatrick acknowledging the outstanding service of Ms. Ann Leavins as she had filled in for her the prior week.

(Letter)

Mr. Frank McWaters spoke regarding a visibility issue on J.A. Forehand Road.

Since there was no further business, the meeting was adjourned.

Clerk

Chairman