

November 24, 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.

Pursuant to Public Notice, the Board held a meeting to discuss the reorganization of the Board. Commissioner King made a motion for Commissioner Merchant to continue as Chairman. Commissioner Williams seconded the motion. The motion passed unanimously. Commissioner King made a motion for Commissioner Music to continue as the Vice Chairman. Commissioner Williams seconded the motion. The motion passed unanimously.

The Board opened the Public Hearing to discuss the County maintained road map. Attorney Young asked that it be noted for the record that there was a road located in District One that was involved in a lawsuit, and that it had not been added to the map and would not be added to the map until after the lawsuit had ended as it would slow the process of the lawsuit if the County were to "claim" the road on the map. He advised that if the road is deemed to be a County Road, it will be added to the list at a later time. Chairman Merchant asked if the public had any comment. The Public Hearing was closed. No action was taken on this item.

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

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DSI Group, LLC Task Authorization

911 Network Contract

Family Refuse Franchise Agreement

Commissioner Monk seconded the motion. The motion passed unanimously.

The Board discussed the previously opened rock bids as submitted by Earthworks, Incorporated and Junction City Mining Company for spring rock, #57 rock and rip rap. Previously, the Board had voted for the Chairman and Attorney to review the bids. The Board discussed the size of the #57 rock and the samples that had been submitted by the contractors. Mr. Shawn Snyder, Vice President of

Junction City Mining Company, advised that the sample that had been submitted with his company's bid was not representative of the #57 rock his company produced, and that the rock delivered to the County would be true #57 rock. He also advised that there were both coarse and fine grades of # 57 rock and that his #57 rock would be a fine grade. Mr. Steve Miller, of Earthworks Incorporated advised that he had bid the size and type of stone that the County was currently using on the roads, which he believed to be #57 rock. He advised that he had submitted a course grade rock. Also speaking regarding this topic were the following:

Mrs. Sherry Fitzpatrick, Administrative Assistant

Mr. Brandon Young, Attorney

Mr. Cody Taylor, Clerk of Court

Commissioner Williams made a motion to approve the low bid on all three materials. Commissioner Williams withdrew his motion. Commissioner Williams made a motion to approve the low bid on the #57 rock. Chairman Merchant relinquished the Chair to Vice Chairman Music and seconded the motion. The motion failed with Commissioners Monk, King and Music voting no, and Chairman Merchant and Commissioner Williams voting yes. Commissioner Music relinquished the Chair back to Commissioner Merchant. Commissioner Williams asked that it be noted that should the County be in a position to forfeit Federal Emergency Management Agency (FEMA) reimbursement because of an incorrect material selection, he was against the Board action related to the selection. Commissioner Monk asked that it be noted for the record that should there be a difference between a coarse #57 and fine #57, it may be necessary to re-bid the material and perhaps it would be necessary for FEMA to inspect the rock that was currently on the roads. He also stated that he was in support of the County being reimbursed by FEMA. Commissioner King made a motion to disqualify both #57 rock bids and for each bidder to bring samples to the upcoming December 8<sup>th</sup> meeting for consideration. Commissioner Music seconded the motion. The motion passed; with Chairman Merchant and Commissioner Williams voting no, and Commissioners Monk, King and Music voting yes. Commissioner King made a motion to award the low bidder, Earthworks Incorporated, the 3"-6" spring rock bid. Commissioner Music seconded the motion. The motion passed unanimously. Commissioner King made a motion to award the low bidder, Earthworks Incorporated, the 12"-18" rip rap bid. Commissioner Music seconded the motion. The motion passed unanimously.

Chairman Merchant opened the sealed bids for the Courthouse parking lot sealing and striping project. The following bids were submitted:

<b>Vendor</b>	<b>Corner of Virginia &amp; Oklahoma</b>	<b>Front of Courthouse</b>	<b>Side &amp; Back of Courthouse</b>

<b>Tri State Parking Lot Maintenance</b>	\$7,092.00	\$243.00	\$370.00
<b>Dothan, AL</b>			
<b>Alternate bid- 2 coats</b>	3,546.00		
<b>Champion Contractors, Inc.</b>	5,589.86	886.72	942.06
<b>Crestview, FL</b>			

The Board discussed the bids. Also speaking regarding this topic was the following:

Mr. Whitney Nelson, of Melvin Engineering

Mr. Brandon Young, Attorney

Commissioner King made a motion to allow Melvin Engineering to review the bids and report back to the Board. Commissioner Music seconded the motion. The motion passed unanimously.

(Bids)

Commissioner King asked for a status update regarding State surplus funds that had been discussed previously for road projects. Commissioner Williams advised that this would be discussed later.

Chairman Merchant advised that the Northwest Florida Water Management District had asked the Board to write a letter in support of a historic and archeological survey of the Choctawhatchee River Water Management Area. Commissioner Williams made a motion to approve the letter of support. Commissioner Music seconded the motion. The motion passed unanimously.

(Letter)

The Board took a two minute recess. The Board reconvened.

Mr. Clint Erickson discussed the boundary and annexation survey item, Florida Department of Revenue DR-700025 and DR-700027 item and Local Mitigation Strategy (LMS) item collectively. He asked the Board whether he should be handling these items, he had not been assigned these duties previously. Commissioner Williams asked him if he would handle these items. Mr. Erickson agreed.

Commissioner Williams asked whether Mr. Erickson was still considering the previously discussed printer purchase for his department. Mr. Erickson stated that he would use his current printer until it was inoperable and that he did not currently have office space available for an additional printer.

Commissioner Williams advised that he would like for the 911 Mapping and Addressing truck to

be decaled and lettered so that it was easily identifiable as a County vehicle. Mr. Erickson advised that he did not have enough funding to pay for the decal work and that he would speak to the Finance Department regarding this purchase. No action was taken on this item.

Mr. Erickson revisited the LMS item and advised that there was a plan that would be due in 2011. He asked the Board if office space would be available for a Florida State University intern to assist with this item. The Board agreed by consensus.

Chairman Merchant clarified with Mr. Erickson that he would be contacting each of the aforementioned entities to inform them that he was the contact person for the boundary and annexation survey, Florida Department of Revenue DR-700025 and DR-700027 item and LMS. Mr. Erickson agreed.

Mr. Erickson asked if he needed the permission of the Board to utilize General Fund money for the purchase of the aforementioned truck decals. No action was taken on this item.

The Board discussed the landfill turf reinforcement mat item. Commissioner King made a motion to go out for bids per specifications. Commissioner Music seconded the motion. The motion passed unanimously.

Mr. Clint Erickson discussed the employee policy manual section regarding secondary employment and asked the Board if it would be allowable for him to run for a position on the School Board. Attorney Young advised that the Board really could not tell him if he could run or not as long as he followed policy. No action was taken on this item.

Mr. Michael Simmons delivered his court ordered public apology for a drug related offense.

(Apology Certification)

Commissioner Monk advised that he had been trying to resolve some flooding issues on Fairway Drive. He asked if it would be allowable for Mr. David English to examine the issue. Commissioner Music agreed.

Commissioner Monk advised that he would like to hire Mr. Gary Everett full time as he had been a temporary worker. Commissioner Monk made a motion to move Mr. Gary Everett to full time with benefits. Commissioner King seconded the motion. The motion passed unanimously.

Commissioner Monk discussed several options regarding the driveway leading to the LKQ facility on Sandpath Road. He advised that he may bring more information to the Board at the December

8<sup>th</sup> meeting for discussion. No action was taken on this item.

Commissioner Williams updated the Board regarding the CR173 stimulus funded striping project. He advised that it had been completed satisfactorily.

Commissioner Williams discussed the additional State funding for road projects. No action was taken on this item.

Chairman Merchant advised that a representative of Plum Creek Timber Company had asked if the County was interested in the municipal park lease agreement for the Lake Cassidy landing. Previously the Board had discussed park hours and camping, but no further action had taken place. Chairman Merchant advised that the Company had agreed to do some improvement work around the landing area, as well as to the roadway, if the County would like to enter the agreement. Attorney Young advised that some language needed to be added in the indemnity clause section. By consensus, the Board agreed to move forward.

Chairman Merchant advised Mr. Carl Gillman had expressed an interest in filling the District Two Planning Commission vacancy that had previously been occupied by Mr. Henry Prescott. The Board discussed the nomination. Commissioner King made a motion to appoint Mr. Carl Gillman to the Commission. Commissioner Music seconded the motion. The motion passed unanimously.

Mr. Cody Taylor, Clerk of Court, asked whether he would be recording the County Maintained Road map. Attorney Young advised that the map would be brought back for a final approval soon. No action was taken on this item.

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Clerk

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Chairman