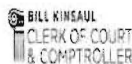


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Bay FL



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☐ Resolution
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Date	Description
July 20, 2010	Ordinance 10-13 Small Scale Amendment PZ 10-055 by Sandy Creek Airpark Holdings, LLC (Race Foster)
July 20, 2010	Ordinance 10-14 Zoning Change PZ 10-082 by Sandy Creek Airpark Holdings, LLC (Race Foster)
June 15, 2010	Ordinance 10-10 Small Scale Amendment PZ 10-071 by William Shaw and Lisa Shaw Atkinson
June 15, 2010	Ordinance 10-11 Zoning Change PZ 10-072 by William Shaw and Lisa Shaw Atkinson
June 15, 2010	Ordinance 10-12 Zoning Change PZ 10-046 by Charles Fuller and Eric Baker
June 1, 2010	Ordinance 10-09 Grant Trane, U.S., Inc. Ad Valorem Tax Exemption
April 20, 2010	Ordinance 10-06 Ordinance Number Not Assigned
April 20, 2010	Ordinance 10-07 Small Scale Amendment PZ 10-018 by James Spikes
April 20, 2010	Ordinance 10-08 Zoning Change PZ 10-019 by James Spikes
March 2, 2010	Ordinance 10-04 Small Scale Amendment PZ 10-011 by Donald and Helen Taylor
March 2, 2010	Ordinance 10-05 Zoning Change PZ 10-012 by Donald and Helen Taylor
January 19, 2010	Ordinance 10-01 Small Scale Amendment PZ 09-144 by Michael Stevens
January 19, 2010	Ordinance 10-02 Zoning Change PZ 09-145 by Michael Stevens
January 19, 2010	Ordinance 10-03 Zoning Change PZ 09-146 by Rugby, LLC
December 15, 2009	Ordinance 09-44 Amend Bay County Code Chapter 25, to Adopt Section 25-31, Due date, delinquencies, and late payments
December 15, 2009	Ordinance 09-45 Amend Comprehensive Plan Chapter 11, Capital Improvements Element (LPA 09-02CIE)
December 15, 2009	Ordinance 09-46 Repeal Ordinance 08-46, Amending Bay County Comprehensive Plan Chapter 3 (LPA 08-01B, PZ 07-178)
November 17, 2009	Ordinance 09-37 Amend Bay County Code Section 6-113, Construction Industry Advisory Committee Membership and Terms
November 17, 2009	Ordinance 09-38 Small Scale Amendment PZ 09-131 by Gulf Timber and Land Company, Inc
November 17, 2009	Ordinance 09-39 Zoning Change PZ 09-132 by Gulf Timber and Land Company, Inc
November 17, 2009	Ordinance 09-40 Small Scale Amendment PZ 09-133 by Gulf Timber and Land Company, Inc
November 17, 2009	Ordinance 09-41 Zoning Change PZ 09-134 by Gulf Timber and Land Company, Inc
November 17, 2009	Ordinance 09-42 Small Scale Amendment PZ 09-135 by Gulf Timber and Land Company, Inc
November 17, 2009	Ordinance 09-43 Zoning Change PZ 09-136, by Gulf Timber and Land Company, Inc
October 20, 2009	Ordinance 09-33 Small Scale Amendment PZ 09-107 by Harris Marine, Inc
October 20, 2009	Ordinance 09-34 Zoning Change PZ 09-108 by Harris Marine, Inc
October 20, 2009	Ordinance 09-35 Large Scale Amendment PZ 09-035 by Laird Land Company (LPA 09-01E)
October 20, 2009	Ordinance 09-36 Exhibit A - Chapters 1-5
October 20, 2009	Ordinance 09-36 Exhibit A - Chapters 6-14
October 20, 2009	Ordinance 09-36 Large Scale Amendment LPA 09-01D Evaluation and Appraisal Report Comprehensive Plan Amendments
October 6, 2009	Ordinance 09-30 Declaration of Emergency and Required Use of MethCheck Electronic Record Keeping System
October 6, 2009	Ordinance 09-31 Amend Ordinances to Extend the Temporary Elimination and Reduction of Certain Impact Fees
October 6, 2009	Ordinance 09-32 Amend Ordinance 04-18 to Increase Mandatory Surcharge on Civil and Criminal Infractions to Fund Court Facilities
September 15, 2009	Ordinance 09-29 Repeal Ordinance 01-19 Establishing Term Limits for Appointed Boards and Committees
August 18, 2009	Ordinance 09-28 Zoning Change PZ 09-062 by William Shaw and Lisa Atkinson
July 21, 2009	Ordinance 09-23 Small Scale Amendment PZ 09-081 by Gary Seymour
July 21, 2009	Ordinance 09-24 Zoning Change PZ 09-082 by Gary Seymour
July 21, 2009	Ordinance 09-25 Zoning Change PZ 09-075 by Samuel Phillips
July 21, 2009	Ordinance 09-26 Zoning Change PZ 09-012 by Willow Wood LLC and Cynthia Heatherington
July 21, 2009	Ordinance 09-27 Amend Comprehensive Plan Chapter 5 and Adopt Water Supply Facilities Work Plan
July 7, 2009	Ordinance 09-21 Amend Ordinance 07-11 and Bay County Code Chapter 7, Code Enforcement
July 7, 2009	Ordinance 09-22 Amend Bay County Code Chapter 19, Peddlers, Solicitors, Etc.
June 16, 2009	Ordinance 09-19 Amend Ordinance 04-27 to Amend Bay County Code Chapter 9, Drainage, Article II, Floodplains
June 16, 2009	Ordinance 09-20 Zoning Change PZ 09-042 by North Bay Development Company, LLC
June 2, 2009	Ordinance 09-18 Amend Land Development Regulations to Adopt Chapter 35 Supplemental Standards
May 5, 2009	Ordinance 09-16 Amend Land Development Regulations Chapter 19 to Repeal and Replace Section 1917, Turtle Lighting
May 5, 2009	Ordinance 09-17 Amend Ordinances 09-01 and 07-28, to Delineate Exclusive Utility Service Areas
April 21, 2009	Ordinance 09-14 Small Scale Amendment PZ 09-013 by Kenneth Everett
April 21, 2009	Ordinance 09-15 Zoning Change PZ 09-014 by Kenneth Everett
April 7, 2009	Ordinance 09-13 Amend Ordinance 06-10, to Reduce Certain Road Impact Fees
March 3, 2009	Ordinance 09-10 Amend Comprehensive Plan Future Land Use Map to Include Cedar Grove
March 3, 2009	Ordinance 09-11 Amend Land Development Regulations Zoning Map to Include Cedar Grove
March 3, 2009	Ordinance 09-12 Amend Bay County Code Chapter 14 to Adopt Article VI. Tattooing
February 17, 2009	Ordinance 09-07 Small Scale Amendment PZ 08-224 by James Maulden
February 17, 2009	Ordinance 09-08 Zoning Change PZ 08-227 by James Maulden
February 17, 2009	Ordinance 09-09 Levy and Impose an Additional One Percent (5th Cent) Tourist Development Tax for Five (5) Years
January 20, 2009	Ordinance 09-01 Amend Ordinance 07-28 to Include Cedar Grove Community into Bay County's Exclusive Water and Sewer Service /
January 20, 2009	Ordinance 09-02 Amend Ordinance 08-06 to Extend the Construction and Demolition Debris Disposal Site Moratorium
January 20, 2009	Ordinance 09-03 Small Scale Amendment PZ 08-189 by James and Juanita Buchanan
January 20, 2009	Ordinance 09-04 Zoning Change PZ 08-190 by James and Juanita Buchanan
January 20, 2009	Ordinance 09-05 Zoning Change PZ 08-212 by Larry Thacker and Others
January 20, 2009	Ordinance 09-06 Amend Ordinances 86-01 and 97-01 to Levy and Impose an Additional One Percent (4th Cent) Tourist Development 1
December 16, 2008	Ordinance 08-60 Small Scale Amendment PZ 08-182 by Pine Ridge Lake Properties, Inc
December 16, 2008	Ordinance 08-61 Zoning Change PZ 08-183 by Pine Ridge Lake Properties, Inc
December 16, 2008	Ordinance 08-62 Small Scale Amendment PZ 08-184 by Rex and Maryann Adams Joint Living Trust
December 16, 2008	Ordinance 08-63 Zoning Change PZ 08-185 by Rex and Maryann Adams Joint Living Trust



Bay County Online

the official Bay County, Florida, website

Upcoming Agenda

[Download/open the agenda](#) for the meeting on 07/29/2010 (PDF format)



The agenda for the upcoming Board meeting is in pdf format and requires Adobe Acrobat Reader to view. If you do not have the reader, you can [download it for free](#) from the Adobe website. For ADA compliance for the visually impaired, we recommend [online conversion tools](#) for Adobe PDF documents.

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Bay County Board of County Commissioners Agenda Item Summary

1. DEPARTMENT MAKING REQUEST/NAME:

Budget Office
Johnathan A. Stukey, Budget Officer

2. MEETING DATE:

July 29, 2010

3. REQUESTED MOTION/ACTION:

Board 1) authorize the certification of the tentative millage rates to the Property Appraiser and 2) schedule a special meeting/workshop on August 12, 2010, at 9:00 a.m. in the Bay County Commission Chambers.

4. AGENDA

PRESENTATION ☐
PUBLIC HEARING ☐
CONSENT ☐
REGULAR ☒

5. IS THIS ITEM BUDGETED (IF APPLICABLE)?: YES ☐ NO ☐ IF NO, STATE ACTION REQUIRED ☒ N/A

BUDGET ACTION:
FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: YES ☐ NO ☐

6. BACKGROUND: (WHY IS THE ACTION NECESSARY, WHAT ACTION WILL BE ACCOMPLISHED, (WHO, WHERE, WHEN & HOW)

Pursuant to Florida Statutes 200.065 (2) (b), the Board shall, within 35 days of certification of value, notify the Property Appraiser of its proposed millage rate (maximum), rolled-back rate, and the date, time and place of the public hearing to be held to consider the proposed millage rate and the tentative budget.

The following proposed millages (maximum) are recommended for approval:

General Fund: 3.6500
Mosquito Control: 0.1525
MSTU-Fire Services: 0.7815

Within the General Fund millage is an allocation to the Public Health Unit of 0.1155 mills which effectively reduces the General Fund Operating millage to 3.5345. Staff requests the Board schedule a special meeting/workshop on August 12, 2010, at 9:00 a.m. in the Bay County Commission Chambers, located at 840 W. 11th Street.

Agenda - Example -



COUNTY COMMISSIONERS

District 1 - Mike Nelson
District 2 - George B. Gainer, Vice Chairman
District 3 - William T. Dozier, Chairman
District 4 - Jerry L. Girvin, Chairman
District 5 - Mike Thomas

JULY 29, 2010

SPECIAL MEETING/WORKSHOP

9:00 A.M. – BAY COUNTY GOVERNMENT CENTER

840 WEST 11TH STREET

PANAMA CITY, FLORIDA

A. CALL TO ORDER

B. ROLL CALL

C. INVOCATION

D. PLEDGE OF ALLEGIANCE

E. ADDITION OF EMERGENCY ITEMS/DELETIONS

F. GENERAL FUND DISCUSSION (Document Attached)

G. ADJOURN

BAY COUNTY BOARD OF COUNTY COMMISSIONERS

840 West 11th Street
Panama City, Florida 32401
Telephone: (850) 248-8140 Fax: (850) 248-8153
E-Mail Address: bocc@baycountyfl.gov

Commission Meeting Schedules and Agenda Items
Available on our Home Page: www.baycountyfl.gov

Contact County Commissioners:

Commissioner Mike Nelson, District 1
E-Mail Address: mnelson@baycountyfl.gov

Commissioner George B. Gainer, District 2
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Commissioner William T. Dozier, District 3
E-Mail Address: wdozier@baycountyfl.gov

Commissioner Jerry L. Girvin, District 4
E-Mail Address: jgirvin@baycountyfl.gov

Commissioner Mike Thomas, District 5
E-Mail Address: mthomas@baycountyfl.gov

*email for
comments*

"Bay County adheres to the Americans with Disabilities Act and will make reasonable modifications for access to this meeting upon request. Please call the County Administration Office at (850) 248-8140 to make a request. For Hearing Impaired, Dial 1-800-955-8771 (TDD), and 1-800-955-8770 (Voice). Requests must be received at least 48 hours in advance of the meeting in order for Bay County to provide the requested service."

Minutes. Recorded



MINUTES
BAY COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING

JUNE 16, 2009
9:00 A.M. – COMMISSION MEETING ROOM, PANAMA CITY HALL

- I. Chairman Girvin called the meeting to order at 9:00 A.M.

The Deputy Clerk called the roll and all members of the Board were present as follows: Mike Nelson, District I; George B. Gainer, District II; William T. Dozier, District III; Jerry L. Girvin, District IV; and Mike Thomas, District V.

The Invocation was given by Chaplain Jeff Newell, Bay County Jail.

The Pledge of Allegiance was led by Senior Airman Kristen Campagna, United States Air Force, Tyndall Air Force Base.

- II. Addition of Emergency Items/Deletions

There were no additions or deletions to the agenda.

- III. Approval of Minutes – May 26, 2009 Special Meeting/Workshop and June 2, 2009 Regular Meeting

Commissioner Nelson made a motion to approve the minutes of May 26, 2009. Commissioner Dozier seconded the motion, which carried by a vote of 5-0.

Commissioner Nelson made a motion to approve the minutes of June 2, 2009. Commissioner Dozier seconded the motion, which carried by a vote of 5-0.

- IV. Presentations

There were no presentations before the Board.

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

- V. Public Participation (Limited to items on BCC agenda, remarks limited to three (3) minutes)

There were no comments from the public.

VI. Consent Agenda

County Manager Edwin Smith presented the Consent Agenda.

A. County Attorney's Office

1. Schedule Appeal Hearing for Development Order 09-011, Daniels Sand Mine

Recommendation: Board schedule an appeal hearing for July 21, 2009, 1:30 P.M., to hear the appeal of Sean Daniels and Thomas Mathey, et al., regarding a development order for sand mine, Development Order No. 09-011.

2. Approve Contract for Purchase of Parcel from State

Recommendation: Board consider and approve a contract for the purchase of one small triangular shaped parcel from the State of Florida (FDEP), which will benefit Emergency Services and authorizing the Chairman to execute the Contract for Sale and Purchase.

B. County Manager's Office

1. Confirm Gulf Coast Workforce Board Appointment

Recommendation: Board accept and confirm the recommendation to appoint Alisa Kinsaul to the Gulf Coast Workforce Board for three years.

C. Development Services Department

1. Authorize Pinnacle Housing Group Affordable Housing Project

Recommendation: Board authorize \$37,500 in SHIP funds to support an affordable housing project in Lynn Haven, contingent upon Lynn Haven providing matching funds.

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

D. Emergency Services Department

1. Rescind Lynn Haven Interlocal Fire Protection Service Contract

Recommendation: Board rescind the interlocal Fire Protection Service Contract with the City of Lynn Haven dated October 1, 2005.

E. Purchasing Division

1. Amend Bay County Purchase Policies and Procedures, Section 301 and 601, for Local Preference Allowance

Recommendation: Board consider increasing the local preference allowance from 3% to 5% for Bay County businesses competing in the County's bidding process.

F. Public Works Department

1. Authorize FY 09 Open Grade Hot Mix Stabilization Task Order

Recommendation: Board: 1) Authorize staff to issue a task order for resurfacing 1.5 miles of local roads under the County's existing Open Graded Hot-Mix Road Stabilization contract with Triangle Construction Road Building, Inc. for \$138,500; 2) Authorize contingency funds in the amount of \$7,000 (5%); and, 3) Authorize a task order for permanent road striping in the amount of \$4,000.

2. Approve Run for the Redfish Half Marathon

Recommendation: Board approve the "Run for The Redfish Half Marathon" to be held on December 5, 2009.

3. Accept South Deer Haven Road Drainage Easement

Recommendation: Board: 1) Accept the South Deer Haven Road Drainage Easement; and, 2) Authorize the Chairman to execute the legal instrument.

4. Approve Blue Springs Road Change Order

Recommendation: Board: 1) Approve a change order to C.W. Roberts Contracting, Inc. in the amount of \$361,480 for the

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

resurfacing of Blue Springs Road from County Road 388 to State Road 20; and, 2) Authorize contingency and testing funds for \$25,000.

5. Authorize Intelligent Transportation System Staffing

Recommendation: Board authorize staff to obtain two personnel and equipment resources for operation of the Traffic Management Center (TMC) and the Intelligent Transportation System (ITS).

G. Utility Services Department

1. Award HDR Engineering, Inc. Alternative Well System Engineering Design and Development Contract

Recommendation: Board: 1) Award and authorize the Chairman to sign the HDR Engineering, Inc. contract in the amount of \$1,804,500; and, 2) Authorize contingency funds of \$180,450 (10%) for engineering services related to the Alternate Water Supply Project.

H. Clerk of Circuit Court - Finance

1. Revenue and Expenditures Report.

Recommend: Board acknowledge receipt of the Revenue and Expenditures Report.

Commissioner Dozer made a motion to approve the Consent Agenda. Commissioner Thomas seconded the motion.

In response to inquiry by Commissioner Gainer, County Manager Smith advised that the approved road paving task order (item VI.F.1.) was for roadway resurfacing and not new roadway construction.

The roll was called and the motion carried 5-0.

VII. Regular Agenda

A. Bay County Sheriff's Office

1. Authorize Justice Assistance Grant Direct Program Application Funds

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

Recommendation: Board authorize the use of the Justice Assistance Grant Direct Program Application funds for the Bay County Sheriffs Office for equipment acquisition.

Project Director Jay Leffert presented the item before the Board and stated that the Sheriff's Office had received notification of the availability of funds and the request was for the Board to approve the use of the grant for equipment (rifles) acquisition in the amount of \$42,465.

Commissioner Dozier made a motion to authorize the use of JAG funds. Commissioner Nelson seconded the motion. The roll was called and the motion carried 5-0.

B. County Attorney's Office

1. County Commission Board Appointments and Committees

Recommendation: Board provide direction as to the recommended changes to its boards and committees.

County Attorney Terrell Arline presented the item before the Board and stated that staff had been tasked to review the boards and committees and provide recommendations for an overall improvement to the process. The Board appoints members to 19 total committees and the review was conducted on the actual committees the Board had created and could effect some change. One item reviewed was staff time involved in the work associated with the committees, and staff recommended reducing the committees to five (5) members, creating four (4) year terms ending in December, dissolving the Corridor Community Involvement Committee, and considering eliminating term limits. He requested authorization to implement the changes with future resolutions and ordinances to be brought before the Board for approval.

Chairman Girvin summarized that the action was to approve a standardization of the make-up and terms of the various board and committees.

The Board members and staff discussed the make-up of the Deer Point Reservoir Advisory Committee, terms, term limits, extending terms, and assisting the committees in providing meeting space, guidance, and staff support.

Commissioner Nelson made a motion to approve the recommended changes to the Board Appointments and Committees. Commissioner Gainer seconded the motion. The roll was called and the motion carried 5-0.

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

C. Public Works Department

1. Approve Florida Department of Transportation Grand Lagoon Bridge Local Agency Program Agreement

Recommendation: Board: 1) Review and approve the Local Agency Program (LAP) Agreement with the Florida Department of Transportation (FDOT) for the Grand Lagoon Bridge Replacement and Roadway Widening Project; and, 2) Authorize the Chairman to sign the agreement and resolution.

Public Works Director Ken Schnell presented the item before the Board and stated that several Federal grants totaling \$6,478,121 had been received, with a portion of that utilized to fund a development and environmental study, and for design and permitting. The proposed agreement authorizes the expenditure of the total available grand funding for the project (\$19,462,409).

In response to Commissioner Thomas' request for a project update, Public Works Director Schnell advised on the March 2005 Project Development and Environmental (PD&E) Study, the February 2007 Design Contract Award, and the May 26, 2009 advertised Request for Qualifications for Construction Engineering and Inspection Services (due June 18, 2009). The construction documents had been finalized and were expected to be advertised by the end of the month, with award by the Board proposed for August 18, 2009. Construction was anticipated to begin September 2009, with an 18 month construction schedule.

Commissioner Dozier commended staff for their efforts.

Commissioner Thomas made a motion to adopt a resolution approving the agreement. Commissioner Gainer seconded the motion. The roll was called and the motion carried 5-0. (RESOLUTION NO. 2928)

D. Utility Services Department

1. Amend EnGen, LLC Interim Operations and Management Agreement

Recommendation: Board consider and authorize the Chairman to execute a two-year extension to the Interim Operation and Management Agreement for the Waste-To-Energy (WTE) Facility with EnGen, LLC.

Utility Services Director Jamie Jones presented the item before the Board and introduced Mr. Joe Tannehill, Jr. to provide an update on the Waste-to-Energy Facility.

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

Joe Tannehill, Jr., EnGen, LLC, 6510 Bayline Drive, provided an update on the Waste-to-Energy Facility operation and its continuing mission to maximize revenue and minimize cost while improving plant condition. He provided a progress report on the achievements accomplished, and the additional role in managing facility restoration, and code and system upgrades and replacements after a fire. The current plans were to complete and maintain plant restoration, implement a metals recovery/recycling system, and to re-rate the facility to its original steam flow design.

In response to Commissioner Gainer's inquiry regarding business interruption insurance, Mr. Tannehill advised that talks were ongoing, and he expected a resolution in the next two (2) months.

In response to Commissioner Thomas' inquiry regarding metals recovery and system upgrades, Mr. Tannehill stated that the efficiency of the system would result in the elimination of 90% of the incoming products to the facility, leaving 10% to be placed in Steelfield Landfill.

In response to Commissioner Dozier's inquiry, Mr. Tannehill advised that maintenance outages were expected to occur in the spring and fall, with durations of two to three (2-3) weeks.

The Board members and Mr. Tannehill discussed the facility's repairs and system replacements, and the ability to determine actual revenue and expenditures.

Commissioner Nelson made a motion to authorize the amended agreement. Commissioner Dozier seconded the motion. The roll was called and the motion carried 5-0.

In response to Commissioner Thomas' comments regarding recycling, Mr. Tannehill advised that research was planned for other recycling opportunities.

 VIII. Public Hearings (Remarks limited to five (5) minutes)

A. Development Services Department

1. Amend Ordinance 04-27 to Amend Bay County Code Chapter 9, Drainage, Article II, Floodplains

Recommendation: Board conduct a public hearing and adopt revisions to the Bay County Code Chapter 9, Drainage, Article II, Floodplains, and flood damage prevention.

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

Planning and Zoning Manager Martin Jacobson presented the item before the Board and stated that the proposed amendment was a result of requirements by the Federal Emergency Management Agency (FEMA) in order to continue participation in the National Flood Insurance Program.

✓

Chairman Girvin opened the public hearing and there were no comments from the public.

Commissioner Thomas made a motion to adopt an ordinance amending Bay County Code Chapter 9. Commissioner Dozier seconded the motion. The roll was called and the motion carried 5-0. (ORDINANCE NO. 09-19)

2. Zoning Change PZ 09-042, East of State Road 77 on Grassy Point Road

Recommendation: Board conduct a quasi-judicial public hearing, pursuant to Section 307 of the Land Development Regulations, to consider an amendment to the Bay County Zoning Map, Application No. PZ 09-042, located in Southport, east of State Road 77 on Grassy Point Road.

PZ 09-042: Request by North Bay Development Company, LLC, to change the zoning of 21.68 acres from R-1 Single Family Residential and AG-1 Agricultural to R-5A Multi-Family Light and AG-1 Agricultural.

Planning and Zoning Manager Martin Jacobson presented the item before the Board and stated that the proposed R-5A zoning limited building height to 50 feet, and that development of the property was constrained by the Coastal High Hazard Area and wetlands.

County Attorney Terrell Arline administered the oath to those wishing to speak on the matter, and the Board members provided their ex-parte disclosures.

Commissioner Dozier confirmed that development would take place away from the Coastal High Hazard Area and would be clustered.

Chairman Girvin opened the public hearing.

Beau Rivard, was administered the oath by County Attorney Arline, 101 Harrison Avenue, stated that he represented the applicant and was available for any questions. He noted that the owners held a neighborhood meeting and that there was a positive reception for the most part.

There were no further comments or questions by the Board members or the public.

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

Commissioner Nelson made a motion to approve Zoning Change PZ 09-042. Commissioner Dozier seconded the motion. The roll was called and the motion carried 5-0. (ORDINANCE NO. 09-20)

B. Utility Services Department

1. Retail Wastewater Rate Increase First Public Hearing

Recommendation: Board conduct a public hearing to consider a proposed resolution providing for an increase in retail wastewater rates and base facility charges effective October 1, 2009, and approve to schedule the second hearing for July 7, 2009, at 9:00 A.M.

Utility Services Director Jamie Jones presented and stated that the item before the Board was an initial hearing to consider an increase to the retail wastewater rate related to the purchase of treatment through the Advanced Wastewater Treatment system.

Chairman Girvin opened the public hearing and there were no comments from the public.

Commissioner Thomas made a motion to schedule the second public hearing for July 7, 2009. Commissioner Nelson seconded the motion. The roll was called and the motion carried 5-0.

IX. Public Participation (Open to any issue, remarks limited to three (3) minutes)

Jim Wilson, 2117 Mound Avenue, spoke on abandoned gulf oil rigs and the process to explosively cap and drop the rigs resulting in the termination of significant amounts of marine life, and the continued increases in National Marine Fisheries regulations on commercial and recreational fishing.

X. Chairman's Report and Commissioners Comments

A. Commissioner Dozier

1. East Pass

Commissioner Dozier advised that he would be traveling to Tallahassee on June 26, 2009 to meet with the Florida Department of Environmental Protection regarding opening the old pass.

BAY COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
June 16, 2009 – Continued

Chairman Girvin commended Commission Dozier on his efforts.

XI. County Attorney's Report

None presented.

XII. Adjournment (9:55 A.M.)