

The Regularly Scheduled Meeting of the Board of Commissioners for Beach Mosquito Control District was called to order by Chairman Couch at 5:00 P.M., November 7<sup>th</sup>, 2011. Couch requested that the roll be recorded, and noted that all commissioners were present as well as Director Clauson and Attorney Myers.

Present:	Commissioner:	Larry Couch, Chairman
	Commissioner:	Tom Easter, Secretary
	Commissioner:	John Smith, Treasurer
	Director:	James Clauson
	Attorney:	Amy Myers
	Fiscal Assistant	Sherry Bennett

Guests: none

#### Approval of Minutes

Board Secretary Easter asked if everyone had received copies of the minutes from the October 3<sup>rd</sup>, 2011 Board Meeting and if they had a chance to review them. With everyone affirming that they had received the minutes; Secretary Easter asked if there were any corrections, changes or additions. There being none, he made a motion that the minutes be approved as submitted. Smith seconded, and the motion carried.

#### Financial Report

Board Treasurer Smith reported that the individual tax bills had been sent out by the Tax Collector and no new tax revenues had been received by BMCD at this time; however, he did report that we had received \$16,386.33 of prior year monies from the collection of County Certificates, Bankruptcy, Homestead Fraud and etc. Tom Easter asked if the financials could be cut off every Wednesday before the meeting to give plenty of time for preparation before each Board Meeting. Everyone was in agreement and Treasurer Smith then asked that the financials be filed for audit.

#### Old Business

Director Clauson said that there was nothing new to report regarding the PHEREC land lease. Smith asked if we had heard back from the letter that was sent to Avery McKnight, General Counsel of FAMU at which Clauson reaffirmed no response had been received.

Smith then added that Mr. Duncan from DEP stated that with no response, as of December 21, 2011, DEP will have to reoffer the land to another Lease Organization as the BMCD's six month time limit on signing the leases will have expired. He went on to say that whoever takes over the lease will have to have the ability to provide the service required by the deed pertaining to Mosquito Research. If they can't find anyone most likely the property will be reverted back to the Airport Authority, in which case we will want to contact them and try to acquire the rest of the equipment amounting to several thousands of dollars that FAMU was supposed to leave for the District. He also said we have not been able to inspect the property and that his best guess is that it will revert back to the Airport Authority.

Our move at that point would be to convince the Airport Authority to secure the property that we have interest in. A discussion ensued with Attorney Myers inquiring what that property was and if it was listed in the letter to Avery McKnight. Clauson and Smith answered no it was not listed in the letter and that there was an assortment of traps, a super freezer, a portable building, three ULV machines, the library holdings and other items. Couch questioned if the Airport Authority was governed by the county at which Attorney Myers responded by saying it was created by the City of Panama City and that they are now an Independent Special District with their own set of rules, having seats from Panama City Beach and Panama City maybe even Bay County and Walton County. Couch was concerned that if the county had the authority, we may be contending with Fred Wakefield of Bay County Mosquito Control for acquisition of the equipment.

Smith addressed Attorney Myers by saying that he knew her firm represented the Airport Authority in issues like this and asked if they had talked about it at all. Attorney Myers answered by saying not to her knowledge, and that she had mentioned it to the airport attorney just to keep them advised as to what was going on, but they had not expressed any interest; she also said that she would give them a heads up that we are interested in the property just to let them know. Clauson added that he had mentioned to Fred Wakefield about some of the material that we have already received from there and he had not expressed any interest. Smith then brought up another question would be if the land does revert back to the Airport Authority would they have any say as to what condition the property has to be in before they will properly receive it. He also said that he felt like the Airport Authority would want to look it over and have FAMU get some things in order because they have left things in shambles from what he saw a few months ago; and assumed that it was being neglected now. Smith added that over the course of the winter without anybody there to manage the property, there will be pipes that pop (freeze) and different things going on and nobody seeming to care. Smith said that DEP's lease agreement requires that these things are taken care of by the leasee, but there is nobody to enforce it. Smith went on to say that when DEP was asked if they were going to come down and take a look at the property; they responded by saying they didn't have the money and were not going to do anything.

Couch said that if December 21<sup>st</sup> is the dead line, would it benefit us to get up with FAMU, knowing that the land will probably revert back to the Airport Authority, to see if they would let us get the equipment that we are wanting. Smith responded by saying we have already tried, referring to the letter recently sent to FAMU, and that FAMU is non-responsive. Clauson added that he had expressed interest in going on the land to at least get some of the things that had been identified and agreed to with Wayne Walker, FAMU-CESTA property official, but we cannot and will not go on the property until FAMU says it's okay to do so. Smith said since the agreement with Wayne Walker was not in writing it would not have any meaning now. Easter interjected so we can forget about the building at this point in time and Smith reiterated that when December 21<sup>st</sup> comes up, if it goes back to the Airport Authority; we would probably want to ask the Airport Authority if we could get the things we could use to benefit the district, including the portable building.

Easter wanted to know if the Airport Director could give us that authority or would it have to come from the commission. Attorney Myers said the Airport Authority would probably be able to dispose of the property the way they see fit, whether it is by auction or donating it to someone that could use it. They are subject to the same rules we are, to dispose of it in any reasonable manner. She also added that Randy Curtis is over anything to do with the old airport.

Easter suggested that we write a letter to the Airport Authority to let them know that there are some things we could use and are interested in getting from there and if they permitted we would go in and get rid of some things for them. Upon which Attorney Myers cautioned that we need to be careful not to lead them to think that we are making an offer to clean up the property for them. Smith also added that when December 21<sup>st</sup> rolls around we will have to wait because according to DEP there is a certain course of action that they have to follow in terms of their laws and rules as far as offering the property up for lease again which could take several months. Further discussion was tabled for a future meeting.

#### Attorney Report

Attorney Myers stated that she had nothing to report. Easter questioned where our BP Money is and Myers again stated that she has no report and that we are still out there with all of the Property Tax Claims that is still ongoing.

#### Director Report

Clauson recapped the upcoming FMCA meeting for next week, everyone is registered and the district's car will be available for Larry to pick up on Friday or Saturday. With no other questions regarding FMCA Clauson, reviewed the Events Calendar by mentioning the birthdays for November; Phillip Harvey, Sherry Bennett and Larry Couch have birthdays this month. He then reported that Cindy did a presentation for a home school group at St Andrews State Park which was very well received and we hope to make it an ongoing event. Clauson went on to say that we are having a Staff Meeting on Wednesday and Lee Duke is heading up a Fire Safety Training session for the same day. We plan on doing other types of annual training as well. Friday is Veteran's Day, Clauson will be off the 21<sup>st</sup> and 22<sup>nd</sup> of Thanksgiving week. Dale Martin has signed up for an AMCA Webinar scheduled for the 22<sup>nd</sup> entitled 'How Do I Deal With Someone who Says Their Body is Being Attacked By Invisible Bugs?' headed by Professor Hinkle, a PhD from the University of Georgia in Athens. We are participating in the Christmas Parade which starts at 5:00 p.m. on the 10<sup>th</sup> of December.

Clauson brought up that Brad had been approached by an officer of the Panama City Beach Police Department wanting to know if Brad could use the Helicopter to bring one of their officers dressed as Santa Claus, to Pier Park the weekend after the Christmas Parade. A discussion ensued regarding the details; Clauson said that we are waiting to hear back from our Aviation Insurance Carrier as to what our liability exposure would be. Commissioner Smith commended Clauson for being concerned with the Helicopter Liability and stated that there is always a liability concern anytime the helicopter is used for anything. Commissioner Easter asked the other commissioners if they agreed that it would be okay as long as it was not in conflict with our insurance company. He also suggested that we do the same thing

for the Christmas Tree Lighting ceremony and asked Clauson to work out all the details and let them know at the December meeting.

Clauson touched on the upcoming two week shut down for the Christmas Holidays and Smith wanted clarification as to the holidays, the two Administrative Days given to the employees by the commissioners and the remaining time that the employees would have to use their accrued Annual or Comp Time hours. Clauson reported that the shut down would begin on December 19<sup>th</sup> and we would be back to work on Tuesday January 3<sup>rd</sup>. Smith wanted to know who would take care of the chickens and Clauson said one of the guys that live close by would come by to care for them.

Couch requested an Operations Update and Clauson brought up the request log and the mosquito counts and reported that it has been dry. He then mentioned that he had received an Arbovirus Report today which includes the virus activity throughout the State. He said it reflects some West Nile activity in other parts of the state, two sentinel chickens with EEE in Citrus and Walton County, no new cases of West Nile but there are some cases in Duval County.

Clauson reported on the Blue Cross and Blue Shield Wellness Program offered to all employees. Those who choose to participate will receive monetary incentives up to \$200.00.

Before moving on Commissioner Smith wanted to ask Clauson about the Mosquito Count Data and wanted to know if the total for all traps for the day was broken down by trap location and if it is posted on our website. Clauson answered by saying that the data is broken down but it is not on our website; it is accessible by logging onto the MapVision program and clicking on the various traps locations. John requested a report that would list the trap numbers by location and what activities the district has done in terms of spraying by location. Clauson said he could provide that information for the future board meetings. Couch brought up that most of the phone calls we received were centralized at the west end of the beach and right along the Beach School area. Clauson said that we predominantly sprayed those areas and we also sprayed down in Bay Side and along the North Lagoon area.

Clauson informed the board that the Department of Revenue has a new requirement for us to put the budget on our website. It's a new law that went into effect beginning October 1 and requires that the budget be posted on our website within a certain time frame; so we now have our 2011/2012 budget posted on the website.

Clauson reported that we got an email from Mary Smith with DEP stating that they had received our application and \$500.00 for the NOI (Notice of Intent) for NPDES (National Pollution Discharge Elimination System) under the broad permit that Florida has. He added that he now has ninety days to complete the Pesticide Use Management Plan a lengthy document that outlines what we do, where we do it and how we do it. It lists all of the details that goes into the NOI; which is one of the things that the State Inspector, Steve Harrison, will look for.

Commissioner Easter brought up that the State of Florida has been sued over the 3% employee portion for Florida Retirement. Easter questioned what we would do if the law gets thrown out. Smith said that nothing has come of it. It was concluded that we would continue on the way we have been doing, i.e. employees paying the mandated 3% FRS payments.

New Business

Clauson informed the board that we received our TRIM Compliance Letter from DOR (Dept. of Revenue) showing that we fulfilled the requirements of the Truth in Millage certification process and we should get our money this year.

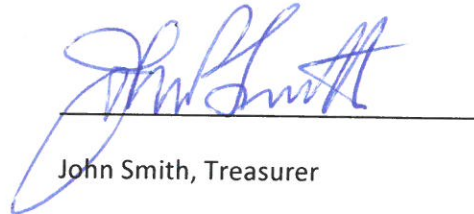
Announcements

There were no announcements.

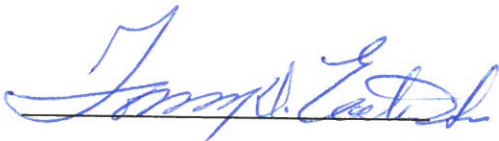
There being no further discussion or announcements Chairman Couch adjourned the meeting at 5:43 P.M.



Larry Couch, Chairman



John Smith, Treasurer



Tom Easter, Secretary