

## **MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD SEPTEMBER 20, 2004.**

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a regular meeting on Monday, September 20, 2004 at 5:00 p.m. in the Board of County Commissioners Meeting Room located at 210 South Main Street, Trenton, Florida, with the following members present to-wit:

**Commissioner Randy Durden, Chair**  
**Commissioner Wilbur Bush**  
**Commissioner Mitchell Gentry, Vice-Chair**  
**Commissioner Sue Suggs**  
**Commissioner Tommy Langford**

(Commissioner Bush arrived at 5:30 p.m.)

**Others in attendance were:** John McPherson, County Attorney, Joseph W. Gilliam, Clerk of Court, Karen Heaton, Deputy Clerk, Sam Ferguson, Director of Finance, Jacki Johnson, Deputy Clerk, Justin Watson, Ron Mills, Diane Rondolet, Linda Walker, David Brooks, Don Strickland, Delight Curtis, Lloyd Flores, Fay Baird, Gene Parrish, Richard Beesle, Jason Hillenbrand, Theron Hudson, Johnny Sanchez, Carole Abbiss, Pete Randolph, Casey Carlisle, Meveree Pope, Jeff Jordan, Fay Baird.

### **Call to Order:**

Chairman Durden called the meeting to order at 5:00 p.m. Ron McQueen delivered the Invocation and Commissioner Langford led the Pledge of Allegiance.

### **Agenda Changes:**

- Additions:
- (1) Lease Agreement; Florida Dept. of Agriculture
  - (2) Life Insurance Quotes
  - (3) Budget Recap for FY 03/04
  - (4) Byrne State and Local Law Enforcement Grant
  - (5) Sheriff's Amended Budget Request
  - (6) Approval of Budget Entry #BE4-137
  - (7) Purchase Orders for Storm Expenditures

**Motion** by Commissioner Suggs, seconded by Commissioner Langford, to accept the agenda with the changes mentioned. The motion carried unanimously.

### **Consent Agenda:**

- (1) Approval of Purchase Order to Voice Print International (\$4,470)
- (2) Approval of Budget Entries #BE4-143 and #BE4-144

**Motion** by Commissioner Suggs, seconded by Commissioner Gentry, to approve the Consent Agenda as submitted. The motion carried unanimously.

**Attorney's Report:**

Imposition of Clean-Up Costs on Private Landowners – Mr. McPherson advised the proposed ordinance for the imposition of clean-up costs on private landowners has been scheduled for the October 11<sup>th</sup> meeting.

Vacation of NE 44<sup>th</sup> Avenue Right-of-Way – Mr. McPherson advised the proposed resolution for the vacation of NE 44<sup>th</sup> Avenue right of way is scheduled for the October 11<sup>th</sup> meeting.

SE 70<sup>th</sup> Avenue (Martini Grade) – Mr. McPherson reported that the Langford's attorney is preparing the final settlement proposal.

Hart Springs Diving – Mr. McPherson stated that he has contacted Mr. Pete Butt with the Diving Committee concerning completion of the diving program. The final draft will be presented to the Board on October 11<sup>th</sup> for approval.

Bailey Code Enforcement – Mr. McPherson advised that Mr. Bailey's appeal of the Code Enforcement Officer's decision is pending.

Poitevint v. Gilchrist County – No activity in this case.

Brooks and Strickland v. Aderholts and Gilchrist County – Mr. McPherson stated that the case is pending the plaintiffs' second amended complaint.

Bailey v. Gilchrist County – Mr. McPherson advised he is responding to discovery requests and will possibly file a motion for summary judgement on the issue of whether Mr. Bailey attempted to withdraw the application prior to the final hearing.

Hart Springs Residence – Mr. McPherson recalled that at the last meeting, the Board approved the lease for the Hart Springs Residence. He has forwarded the lease to Ms. Julie Harrison for her review.

Chamber of Commerce Lease – Mr. McPherson referred to the current lease agreement with the Chamber of Commerce for office space. The lease agreement will expire on September 30, 2004. **Motion** by Commissioner Langford, seconded by Commissioner Suggs, to renew the lease agreement with the Chamber of Commerce for a term of two (2) years. The motion carried unanimously.

Waters Lake – Commissioner Suggs mentioned that there is a problem at Waters Lake

with people taking boats into the flooded area. She asked Mr. McPherson if the County is liable for any damages if the boaters are accessing the area through the County park although the park is closed. Mr. McPherson advised that the County does not have the authority to prohibit boaters on the lake or to establish a 'no wake zone.' However, the County may adopt an ordinance with those provisions during emergency circumstances. He suggested that barriers be placed at the parks entrance. Commissioner Langford mentioned that another issue with the flooding of the lake is that there are fence lines underwater. These fence lines are a potential hazard to the boaters. He explained that when the lake is dry, property owners have put their fences at the edge of the lake. Discussion was held concerning the setback requirements for these properties. Chairman Durden asked Mr. McQueen to check into the County's LDRs for additional information. Mr. McQueen stated that he would also contact Water Management. Chairman Durden asked Mr. Watson to place barricades and signs at the park. Mr. Watson suggested that a load of dirt be used as a barricade at the boat ramp. The Board agreed.

***Commissioner Bush arrived at 5:30 p.m.***

**Public Hearing / Final Budget Hearing FY 04-05:**

Final Millage Rate, Resolution 04-51 – Mr. Gilliam presented Resolution 04-51 adopting a final millage rate for FY 04/05. The final ad valorem tax milage rate to be levied for the fiscal year beginning October 1, 2004 shall be ten (10) mills (\$10.00 per \$1,000). Said millage exceeds the rolled-back rate (\$9.4850 per \$1,000) computed pursuant to Section 200.065 Florida Statutes, which amount is characterized as the percentage increase in property taxes adopted by the governing body, said percentage increase being 5.42%

**RESOLUTION 04-51**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF  
GILCHRIST COUNTY, FLORIDA; ADOPTING A FINAL MILLAGE RATE  
FOR FISCAL YEAR 2004-2005.**

**Motion** by Commissioner Suggs, seconded by Commissioner Gentry, to approve Resolution 04-51. Chairman Durden called for public comments and received none. The motion carried unanimously.

Final Budget, Resolution 04-52 – Mr. Gilliam presented Resolution 04-52 adopting the final budget in the amount of \$18,571,349 for FY 04/05. The final budget commencing October 1, 2004 is necessary to fund Personal Services, Operating Expenses and Capital Outlay expenditures, for the General Revenue Fund, Law Enforcement Fund, Court Facilities Trust Fund, Law Library Fund, Transportation Trust Fund, Transportation Impact Fee Fund, Fine & Forfeiture Fund, State Attorney & Public Defender Trust Fund, SHIP Fund, Current Capital Obligations Fund, Capital Projects Fund, Capital Construction Fund, Emergency Medical Services Fund, Solid Waste Fund, Capital Impact Fees Fund and the Law Enforcement Education Fund.

**RESOLUTION 04-52**  
**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF**  
**GILCHRIST COUNTY, FLORIDA; ADOPTING THE FINAL BUDGET FOR**  
**FISCAL YEAR 2004-2005.**

**Motion** by Commissioner Gentry, seconded by Commissioner Langford, to approve Resolution 04-52. Chairman Durden called for public comment and received none. The motion carried unanimously.

Final Millage Rate for M.S.T.U., Resolution 04-53 – Mr. Gilliam presented Resolution 04-53 adopting a final millage rate for M.S.T.U. for fire protection services for FY 04/05. The final millage rate for the Municipal Services Taxing Unit (M.S.T.U.) for Fire Protection Services beginning October 1, 2004, shall be one (1) mill (\$1.00 per \$1,000). Said millage rate exceeds the current year rolled-back rate (\$.9501 per \$1,000) computed pursuant to Section 200.065, Florida Statutes, which amount is characterized as a percentage increase adopted by the governing body, said percentage increase being 5.25%.

**RESOLUTION 04-53**  
**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF**  
**GILCHRIST COUNTY, FLORIDA; ADOPTING THE FINAL MILLAGE RATE**  
**FOR MUNICIPAL SERVICE TAXING UNIT (M.S.T.U.) FOR FIRE PROTECTION**  
**SERVICES FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2004.**

**Motion** by Commissioner Suggs, seconded by Commissioner Bush, to approve Resolution 04-53. Chairman Durden called for public comment and received none. The motion carried unanimously.

Final Budget for M.S.T.U., Resolution 04-54 – Mr. Gilliam presented Resolution 04-54 adopting the final budget for the Municipal Service Taxing Unit (M.S.T.U.) for Fire Protection Services for FY 04/05.

**RESOLUTION 04-54**  
**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF**  
**GILCHRIST COUNTY, FLORIDA, ADOPTING THE FINAL BUDGET FOR**  
**THE MUNICIPAL SERVICE TAXING UNIT (M.S.T.U.) FOR FIRE**  
**PROTECTION SERVICES FOR THE FISCAL YEAR COMMENCING**  
**OCTOBER 1, 2004.**

**Motion** by Commissioner Bush, seconded by Commissioner Suggs, to approve Resolution 04-54. Chairman Durden called for public comment and received none. The motion carried unanimously. (1/530)

**Santa Fe Springs Working Group:**

Fay Baird, Coordinator for the Santa Fe Springs Working Group, presented information concerning the organization and its accomplishments over the past two (2) years. Ms

Baird also provided a map which depicted the three springs; Poe Springs, Ginnie Springs and Blue Springs, and a circle which represented the contributing area to those springs.

Ms. Baird advised that DEP has requested her to coordinate workshops with the local officials at which time she will provide educational materials. She will also attempt to schedule workshops for the local planning and zoning officials.

Commissioner Langford commended Ms. Baird for the work she has carried out with the Working Group since 2002. (1/800)

### **Gilchrist County Licensing Board:**

Mr. Scott Akins, Licensing Board, and Mr. Randy Wiggins, County Building Official, addressed the Board concerning the proposed increase of the licensing fee from \$10 to \$100. Mr. Akins explained that the Licensing Board has recommended the increase due to the costs involved in researching the applicants background. Mr. Wiggins stated another concern is that since Alachua County no longer has a licensing board many contractors come to Gilchrist County in order to obtain a competency card. Alachua County requires contractors to be state certified but with a competency card from Gilchrist County the contractor may work in other counties. This additional activity is increasing the cost to Gilchrist County and the proposed increase will help recover some those costs. **Motion** by Commissioner Gentry, seconded by Commissioner Suggs, to direct Mr. McPherson to prepare an ordinance increasing the application fee for the Contractors License to \$100 and to schedule the ordinance to be heard at the October 11<sup>th</sup> meeting at 1:30 p.m.. The motion carried unanimously. (1/1045)

### **Clerk's Report:**

Lease Agreement with the Department of Agriculture – Mr. Gilliam presented a lease agreement with the Department of Agriculture for the property in Fanning Springs (for the inspection station). The term is from October 1, 2004 thru September 30, 2009. **Motion** by Commissioner Suggs, seconded by Commissioner Langford, to approve the lease agreement. (1/1396)

Florida League of Cities, Renewal – Mr. Gilliam referred to a renewal of a participation agreement with the Florida League of Cities. He advised he will review the agreement and bring it back to the next meeting for approval. (1/1431)

Trenton Community Redevelopment – Mr. Gilliam presented a purchase order in the amount of \$42,648.62 from the City of Trenton for the Community Redevelopment Program. This amount represents an approximate increase of \$28,000 over last year. He recalled that the County is to retain 5% of the collected amount with the remaining \$40,516.19 due to the City of Trenton. **Motion** by Commissioner Gentry, seconded by

Commissioner Suggs, to approve payment in the amount of \$40,516.19 to the City of Trenton for the Community Redevelopment Program. The motion carried unanimously.  
(1/1439)

### **Public Hearing / Budget Amendment, Transportation Fund:**

Mr. Gilliam presented Resolution 04-55 for budget entry #BE4-145 for approval. This resolution amends the Transportation Fund budget by an increased amount of \$32,665 from General Fund reserves for the purchase of a skid steer loader. **Motion** by Commissioner Langford, seconded by Commissioner Bush, to approve Resolution 04-55. The motion carried unanimously. (1/1503)

### **Clerk's Report (Continued):**

Finalized Salaries – Mr. Gilliam provided a copy of the finalized salaries, received from the Department of Revenue, for the Constitutional Officers and County Commissioners.  
(1/1552)

FDLE Byrne Grant – Mr. Gilliam presented an acceptance letter for the FDLE Byrne Grant (#05-CJ-K3-01-31-01-251 / Child Abuse/Neglect, Sexual Abuse Prevention and Enforcement 1). **Motion** by Commissioner Langford, seconded by Commissioner Bush, to accept the grant in the amount of \$35,690. The motion carried unanimously.

Budget Recap – Mr. Gilliam presented a budget recap for the period ending September 20, 2004. The recap indicated the expenditures for FY 03/04 are at 96%. (1/1623)

Storm Expenditures – Mr. Gilliam provided a revised budget request from Sheriff Turner in the amount of \$51,588.32. This amount reflects overtime pay and corresponding benefits for the Sheriff's Office during the state of emergency (for the pay period Sept. 2 - 15). **Motion** by Commissioner Gentry, seconded Suggs, to approve the request for reimbursement in the amount of \$51,588.32. These expenditures are reimbursable by FEMA. The motion carried unanimously.

Mr. Gilliam provided documentation for the overtime paid to County employees during the state of emergency. The total amount paid in overtime and related expenses (retirement, Medicare and FICA) is \$42,714.13. **Motion** by Commissioner Suggs, seconded by Commissioner Bush, to approve the expenditure of \$42,714.13 from the Storm Budget. The motion carried unanimously.

Mr. Gilliam recalled the Board had recently approved a budget of \$100,000 for the Storm Fund. Considering the costs incurred from the hurricanes, Mr. Gilliam recommended the Board either establish a line of credit, pay the vendors through existing loans, or borrow the funds from the Solid Waste landfill closure account. These funds are expected to be reimbursed by FEMA. **Motion** by Commissioner Langford, seconded by Commissioner Suggs, to approve the expenditures for the storm expenses

up to \$200,000 to be paid from the Solid Waste landfill closure account. The motion carried unanimously.

Storm, Purchase Orders – For the Board's approval, Mr. Gilliam submitted the following purchase orders for storm related expenses.

**Akins Heating and Air** – \$145 for replacement of the ducts in the Building Department. **Motion** by Commissioner Langford, seconded by Commissioner Suggs, to approve the purchase order in the amount of \$145. The motion carried unanimously.

**Action Chem-Dry** – \$647 for the extraction of water from the BOCC Meeting Room basement. **Motion** by Commissioner Gentry, seconded by Commissioner Suggs, to approve the expenditure in the amount of \$647 to Action Chem-Dry. The motion carried unanimously.

**Akins Heating and Air** – \$225 for repairs due to a power surge at the Extension Office during Hurricane Frances. **Motion** by Commissioner Langford, seconded by Commissioner Bush, to approve the expenditure in the amount of \$225. The motion carried unanimously.

**Municipal Equipment Company** – \$1,895.80 for flashlights for use during the state of emergency. Mr. McQueen explained these flashlights were purchased when 90% of the County was without power and Wal-Mart was closed. **Motion** by Commissioner Suggs, seconded by Commissioner Gentry, to approve the expenditure in the amount of \$1,895.80. The motion carried unanimously.

**Municipal Equipment Company** – \$3,619.80 for 12 sets of rain gear. Mr. McQueen told the Board that the rain gear that Emergency Management had in storage was found to be ruined. He explained that these rain coats were used by the Road Department. **Motion** by Commissioner Suggs, seconded by Commissioner Gentry, to approve the expenditure of \$3,619.80. The motion carried unanimously.

**Municipal Equipment Company** – \$2,771.50 for two (2) generators. **Motion** by Commissioner Gentry, seconded by Commissioner Suggs, to approve the expenditure of \$2,771.50. The motion carried unanimously.

**Municipal Equipment Company** – Change order in the amount of \$377.50 for Shipping. **Motion** by Commissioner Langford, seconded by Commissioner Bush, to approve the expenditure in the amount of \$377.50. The motion carried unanimously.

Chairman Durden referred to the remaining invoices for storm related items and suggested that they be reviewed by Mr. McQueen, Mr. Gilliam and Mr. Ferguson. Mr. Gilliam replied that he and Mr. Ferguson have reviewed the invoices and they have been signed by Mr. McQueen. The total amount of the remaining invoices is

\$70,731.48. **Motion** by Commissioner Gentry, seconded by Commissioner Bush, to approve payment of the invoices for the storm expenses up to \$70,731.48. The motion carried unanimously. (1/1663)

**Public Hearing / Special Permit Application (SP 04-02) by Nextel Communications:**

This application was submitted by Jason Hilendbrand, on behalf of Nextel Communications, for a special permit to locate a 250-foot tall telecommunication tower at 7299 NE 33 Way which is zoned A-5. The applicant is leasing a portion of the .12 acre property for the development of the tower.

Mr. Jason Hilendbrand, representing Nextel Communications, addressed the Board concerning the proposed tower. He explained that the request meets all of the requirements of the County's ordinances with the exception that the site is within ½ mile of a platted residential district.

Commissioner Suggs questioned Mr. Hilendbrand concerning the proximity of residences to the tower site and the possibility of the tower falling onto a home. Mr. Hilendbrand discussed the fact that the tower will be constructed to collapse within a certain area. He mentioned that the company had towers located in the North East portion of the state which withstood a hurricane while the homes around them were destroyed.

Commissioner Suggs asked Mr. Hilendbrand why Nextel is making application for three (3) towers. Mr. Hilendbrand explained that these towers would be necessary to fill the coverage area. He stated that there is an existing tower at Waters Lake but the owner has denied Nextel's request to co-locate on it. Mr. McQueen explained that the owner of the tower at Waters Lake had constructed the tower before the ordinance was established which requires co-location. Mr. Hilendbrand stated that the towers Nextel wishes to place in the County will be constructed to accommodate three (3) other providers.

The Board reviewed the site information and Mr. Hilendbrand answered additional questions directed by the Board. **Motion** by Commissioner Gentry, seconded by Commissioner Bush, to approve the Special Permit application by Nextel Communications to allow construction of a 250-foot telecommunication tower on property located at 7299 NE 33 Way. The motion carried with Commissioner Suggs voting "no." (1/2525)

**Public Hearing / Special Permit Application (SP 04-03) by Nextel Communications:**

This application was submitted by Jason Hilenbrand, on behalf of Nextel Communications, for a special permit to locate a 250-foot tall telecommunication tower at SE 17<sup>th</sup> Trail which is zoned A-2. The applicant is leasing a portion of the 67.55 acre property for the development of the tower.

Mr. Hilenbrand discussed the proposed site plan and explained that the proposed tower is designed to support three additional co-locators. Commissioner Suggs questioned Mr. Hilenbrand about the proximity of the tower to residences in the area. Mr. Hilenbrand referred to the site plan and pointed out that the tower will be several hundred feet from the nearest residence.

Chairman Durden called for public comment. Mr. Casey Carlisle told the Board that the proposed site is next to his property and he did not want the tower approved. He contended that his property has been in his family since the 1800's and that in the future he may divide it between his heirs.

Discussion was held concerning the process for the site selection. Mr. Richard Beasley, Wireless Capital Partners, explained that his company does the site acquisition and has worked for Nextel in this area. He stated that as a matter of course, he will first look for an existing structure for co-location. This is faster and more cost effective. Mr. Beasley stated that he had contacted the owner of the tower beside the Center Hill Church and the company had refused to allow Nextel to co-locate on the tower. He stated that the company had verbally denied the request and had refused to provide a written denial.

Commissioner Langford asked Mr. Hilenbrand if Nextel had considered any other properties in the area and why had they determined to use this site. Mr. Hilenbrand stated the factors in choosing the site were to find a willing landowner in the area and to meet the requirements of the County's telecommunications ordinance.

Commissioner Langford asked if there were other sites available with the radius they needed. Mr. Hilenbrand replied that they had already put a great deal of money into this particular site and that the selection area was limited due to the zoning requirements and the proximity of platted and unplatted subdivisions.

Mr. Theron Hudson commented that the site is currently underwater and asked Mr. Hilenbrand if Nextel had considered this may be in a flood plain. Mr. Hilenbrand replied that the property seemed to be one of the higher properties in the area and if it were prone to flood Nextel would elevate the platform.

Mr. Carlisle asked the Board why he did not receive notification by mail. He stated that his property is adjacent to the proposed site and that he did not know about the special permit application until two (2) days before it went before the Planning and Zoning Board. He said that a notice had been posted on his property instead of the proposed property. Mr. McQueen explained that the notice requirements were met by noticing the hearing in the Gilchrist County Journal and that his office had posted a notice in an area

which would be readily visible to residents in the area.

Mr. Carlisle expressed concern about the safety to his family with the microwaves that would be emitted from the tower onto his property.

Mrs. Meveree Pope commented that if the tower is required to be 1750 feet from a subdivision, it should be a required to be the same distance from her residence.

Commissioner Suggs asked Mr. McPherson if the Board could deny this particular site and require Nextel to find another suitable location. Mr. McPherson advised that the ordinance is not specific but it does give the Board discretion for denial. He explained that if the Board determined that there would be harm to the public interest at this location, it could ask Nextel to look for a more suitable location. However, Federal law prohibits the Board from denying an application if it will leave a gap in coverage.

Mr. Hilenbrand asked the Board to consider granting him 30 days to work with the public in and attempt to reach a compromise. **Motion** by Commissioner Suggs, seconded by Commissioner Gentry, to continue the public hearing for SP 04-03 by Nextel to the October 18 meeting at 6:00 p.m. Commissioner Gentry told Mr. Hilenbrand that he would rather have Nextel co-locate with the existing tower instead of adding another tower in the area. He asked Mr. McQueen to contact the company for more information and to request the denial be in writing. The motion on the floor carried unanimously.  
(1/3485)

### **Public Hearing / Special Permit Application (SP 04-04) by Nextel Communications:**

This application was submitted by Jason Hilenbrand, on behalf of Nextel Communications, for a special permit to locate a 250-foot tall telecommunication tower South of Bell US HWY 129 which is zoned A-1. The applicant is leasing a portion of the 163.33 acre property for the development of the tower.

Mr. Hilenbrand stated that Nextel is requesting to locate the 250-foot telecommunications tower on property owned by North Florida Holsteins. The application meets all of the ordinance requirements.

Commissioner Suggs asked Mr. McQueen for the distance to the Sander's Subdivision from the proposed site. Mr. McQueen replied it is 2,613 feet. Commissioner Suggs stated that it might meet the requirements but the people may not want it there.

Commissioner Durden commented that the Commission had approved the current telecommunications ordinance and that if it is not satisfied with the original ordinance he recommends it be scheduled on the agenda to consider changes.

Mr. Theron Hundson pointed out that there is an existing tower in the same area off of CR 232. He asked Mr. Hildenbrand if he does not receive approval for all three (3) towers, will he proceed with one or two. Mr. Hildenbrand stated that Nextel would proceed with the first and continue to seek acceptable properties to fill the coverage area.

Mr. Gilliam asked Mr. Hildenbrand if he had contacted the owner of the existing tower on CR 232. Mr. Hildenbrand replied that it is too far. Discussion was held concerning the distance to the existing site and the fact that the proposed site is so close to Hwy 129.

**Motion** by Commissioner Gentry, seconded by Commissioner Bush, to continue the public hearing for Special Permit SP-04-04 to the October 18 meeting at 6:30 p.m. to allow Mr. Hildenbrand to bring back information concerning the distance to the existing tower and a letter from the owner of that tower stating whether or not they will accept co-location for Nextel. The motion carried unanimously. (2/837)

#### **Public Hearing /Minor Subdivision Log Landing Haven:**

Mr. Gene Parrish, representing Patrick and Peggy Sellers, presented the final plat for Log Landing Haven Subdivision. The subdivision is located on NE 7<sup>th</sup> Place and NW 72<sup>nd</sup> Court and contains five (5) lots which front the existing roads.

Mr. Parrish reviewed the plat with the Commission and pointed out that additional dedicated right of way is included due to the location of the existing lime rock road. Mr. McQueen stated that he recommends approval of the final plat. **Motion** by Commissioner Langford, seconded by Commissioner Gentry, to approve the final plat for Log Landing Haven, minor subdivision. The motion carried unanimously. (2/1200)

#### **Clerk's Report (Continued):**

Purchase Order, Voice Print International – Mr. Ferguson presented a purchase order in the amount of \$4,470 to be paid to Voice Print International for repairs. Mr. Ferguson advised these repairs were made on the equipment at the Dispatch Center. An insurance claim was submitted for the damages and the funds have been received. **Motion** by Commissioner Gentry, seconded by Commissioner Bush, to approve the expenditure in the amount of \$4,470. The motion carried unanimously. (2/1375)

Air Conditioning Units – Commissioner Gentry suggested that the Board approve the replacement of the air-conditioning units in the Board Room effective October 1. Mr. Gilliam stated the estimated cost is \$12,000. **Motion** by Commissioner Gentry, seconded by Commissioner Bush, to approve the replacement of the A/C units in the Meeting Facility after October 1 to be paid from the FY 04/05 budget from 'Other Buildings.' The motion carried unanimously.

Budget Entry #BE4-137, Transportation Impact – Mr. Gilliam presented budget entry #BE4-137 for the transfer of \$155,450 within the Transportation Impact budget from Contingency into Machinery and Equipment. This transfer is necessary to purchase a new bulldozer for the Road Department. **Motion** by Commissioner Suggs, seconded by Commissioner Gentry, to approve budget entry #BE4-137 in the amount of \$155,450 for the purchase of the bulldozer. The motion carried unanimously.

Employee Life Insurance – Mr. Gilliam recalled that the Board had authorized him to go out to bid for basic life insurance for employees. Quotes were received from MetLife, Hartford, BCBS, United health and Humana. Mr. Gilliam reviewed the quotes and recommended acceptance of the quote from United Health, \$3.10 for \$10,000 basic life if the company will provide list billing instead of a self administered billing. He is waiting for them to contact him concerning this issue. The company will also offer supplemental and dependent policies to the employees. **Motion** by Commissioner Suggs, seconded by Commissioner Gentry, to accept the life insurance with United Health if the billing requirements are met. The motion carried unanimously. (2/1473)

#### **EMA/County Administrator:**

Hurricane Charlie & Hurricane Frances – Mr. McQueen advised he has received documentation from FEMA for reimbursement requests. He asked the Board to authorize the Chairman to sign the documents for submission. **Motion** by Commissioner Langford, seconded by Commissioner Gentry, to authorize the Chairman to sign the paperwork from FEMA for reimbursements. The motion carried unanimously.

Commissioner Suggs recognized Mr. Theron Hudson who wished to address the Board concerning Hurricane Frances. Mr. Hudson explained that the residents at Waters Lake are having problems with trespassing since the flooding. People are bringing boats onto his property. Commissioner Suggs told Mr. Hudson that the Board had authorized Mr. Watson to barricade the entrance to the County park. Mr. Hudson recommended that signs be posted on the roads into the Waters Lake area to prevent access by trespassers. Mr. Hudson thanked the Board for the assistance provided after the hurricane and he commended Mr. Mike Burnett who also provided assistance. (2/1760)

Florida Fish & Wildlife – Mr. McQueen referred to a letter from the Florida Fish and Wildlife Conservation Commission concerning a boat ramp maintenance program. The Commission requests a letter of response by October 29. Mr. McQueen recommended that the County participate in the maintenance program and in the next few months it may be necessary to reconsider the prioritization of the projects listed. **Motion** by Commissioner Suggs, seconded by Commissioner Langford, to authorize Mr. McQueen to draft a letter of response for the Chairman's signature. The motion carried unanimously.

Agricultural Education Facilities – Mr. McQueen advised he received information from Representative Dwight Stancil concerning the availability of small county funding for construction and renovation of agricultural education facilities. Mr. Weaver has completed the application and Mr. McQueen plans to review it along with the Finance Department. Mr. Weaver obtained a preliminary estimate from Gray Construction in the amount of \$687,500 for construction and architectural fees. Mr. McQueen stated that there is a match with the grant and he will find out if the property will qualify as the match. **Motion** by Commissioner Bush, seconded by Commissioner Langford, to proceed with the application for the small county grant for the construction of an agricultural education facility. The motion carried unanimously.

Small County Road Assistance Program (SCRAP) - Mr. McQueen presented the contract with the Department of Transportation for the Small County Road Assistance Program (Financial Project ID: 212136-1-58-01). The reimbursement agreement is for the resurfacing of CR 340 from Dixie County Line to US 129/SR 49. Mr. McQueen recommended approval of Resolution 04-56 authorizing the County to enter into the agreement.

#### **RESOLUTION 04-56**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, AUTHORIZING THE COUNTY TO ENTER INTO THE SMALL COUNTY ROAD ASSISTANCE PROGRAM OF THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION FOR FUNDS FOR THE RESURFACING OF COUNTY ROAD 340 FROM DIXIE COUNTY LINE TO US 129/SR 49; AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE SUCH AGREEMENT; PROVIDING AN IMMEDIATE EFFECTIVE DATE.**

Motion by Commissioner Bush, seconded by Commissioner Langford, to approve Resolution 04-56. The motion carried unanimously. (2/2238)

Small County Road Assistance Program (SCRAP) - Mr. McQueen presented the contract with the Department of Transportation for the Small County Road Assistance Program (Financial Project ID: 212146-2-58-01). The reimbursement agreement is for the resurfacing of CR 319 from Levy County Line to SR 26. Mr. McQueen recommended approval of Resolution 04-57 authorizing the County to enter into the agreement.

#### **RESOLUTION 04-57**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, AUTHORIZING THE COUNTY TO ENTER INTO THE SMALL COUNTY ROAD ASSISTANCE PROGRAM OF THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION FOR FUNDS FOR THE RESURFACING OF COUNTY ROAD 319 FROM LEVY COUNTY LINE TO STATE**

**ROAD 26; AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE SUCH AGREEMENT; PROVIDING AN IMMEDIATE EFFECTIVE DATE.**

**Motion** by Commissioner Langford, seconded by Commissioner Bush, to approve Resolution 04-57. The motion carried unanimously.

DEP Permit, Landfill – Mr. McQueen presented a long term care escrow account agreement with the Department of Environmental Protection which is necessary for the permitting of the transfer station. He pointed out that the agreement includes a revision stating that the account is maintained for the sole purpose of closing the landfill and long term care of the Gilchrist Solid Waste Facilities. **Motion** by Commissioner Bush, seconded by Commissioner Gentry, to approve the escrow account agreement with the Department of Environmental Protection for the Solid Waste Facility. The motion carried unanimously. (2/2400)

EMS, Purchase of Ambulances – Mr. McQueen related that Ms. Linda Walker has requested the Board's direction in ordering the two (2) new ambulances that are included in the FY 04/05 budget. Mr. McQueen explained that the current backup units are out of service and he would recommend that she proceed with the order. **Motion** by Commissioner Suggs, seconded by Commissioner Bush, to instruct Ms. Walker to meet with Mr. Ferguson and Mr. Gilliam to order the two (2) new ambulances. The motion carried unanimously. (2/2514)

**Commissioners Reports:**

**Chairman Durden** recognized Mr. Pete Randolph, Mayor of the City of Trenton. Chairman Durden related that he had been contacted by Mr. Lamar, City Manager, about a temporary location for the Kidney Dialysis Center. He explained that the current building is considered unsafe due to sink holes caving in on the property after the hurricane. It will possibly be one year before the Center can occupy the building again.

**Motion** by Commissioner Bush, seconded by Commissioner Suggs, to allow the Kidney Dialysis Center to place mobile units on County property (the Roberts property) and finding that this action is for the health, safety and welfare of the citizens of Gilchrist County in that citizens will not have to travel outside of the County for these services. The motion carried unanimously.

**Chairman Durden** asked Mr. Randolph if the City Commission had discussed the interlocal agreement for code enforcement during it's last meeting. Mr. Randolph advised the City wishes to continue the agreement. Chairman Durden recommended that the Board approve the interlocal agreement with the City of Trenton and with the City of Fanning Springs for code enforcement. He recalled that the cost for the City of Fanning Springs will be amended to reflect an increase from \$1,600 to \$4,000. **Motion** by Commissioner Gentry, seconded by Commissioners Suggs, to approve the new interlocal agreement for code enforcement between Gilchrist County, the City of Fanning Springs and the City of Trenton. The motion carried unanimously.

**Chairman Durden** advised there are no revisions necessary for the Animal Control agreement.

**Chairman Durden** told the Board that during the hurricane and the days following, the City of Trenton had a representative at the EOC all of the time. He thanked Mr. Randolph for the City's assistance and cooperation during the event. The other Commission members thanked Mr. Randolph as well.

**Chairman Durden** recalled the Board had discussed taking action to declare some of the equipment to be surplus. Mr. McQueen stated that he would proceed with making a list of the larger equipment at the Road Department and bring back for the Board's review.

**Commissioner Suggs** mentioned that some of the residents from Waters Lake have been spending the night at the County park in order to prevent people from taking boats through there at night.

**Commissioner Gentry** asked Mr. Watson to remove the detour sign on CR 307 that directs traffic to CR 307A. Mr. Watson replied that DOT is responsible for the detour and that he would contact them about changing the route. Commissioner Gentry also asked Mr. Watson to place 45 mph signs on CR 307A due to the fact this is a residential area. Mr. Watson stated that the Sheriff's Office asked him to post it as 55mph last week. Mr. McPherson advised, that by state statute, if it is not a residential or a business area it is to be posted at 55 mph.

**Commissioner Gentry** asked Mr. Watson to check on a culvert at 15<sup>th</sup> Court that has collapsed. Mr. Watson stated that there are many in the County that have collapsed due to the flooding and it will be necessary to contract the work out. He recommended that each one be listed as a separate project in order to document them for reimbursement from FEMA. Mr. McQueen said that the State has recommended that the County complete as much work as possible within 30 days from the meeting with FEMA. He explained that FEMA will pay for the same size culvert but that if the County wanted to put in larger ones, it could pay the difference.

*Commissioner Suggs left the meeting at 8:28 p.m.*

**Motion** by Commissioner Langford, seconded by Commissioner Bush, to instruct Mr. Watson to obtain bids for the projects from at least three (3) contractors. The motion carried unanimously.

**Commissioner Langford** stated that he would like the Board to review the current ordinance for telecommunication towers considering points that were mentioned in the public hearing for Nextel. Chairman Durden suggested that it be placed on the agenda for a future meeting.

**Commission Langford** and **Commissioner Bush** commended the County Departments for the work they did during and after the past hurricane.

Mr. Gilliam suggested that a meeting be scheduled with those who worked at the EOC during the event in order to receive feedback for the future.

**New Business:**

(None)

**Old Business:**

Mr. Gilliam recalled the Board had scheduled an evaluation of the County Administrator position. He asked if the Board would need forms to carry out the evaluation. Mr. McQueen stated that he had forms and would provide them to the Board members.

There being no further business to discuss, Commissioner Bush moved to adjourn at 8:44 p.m. The motion was seconded by Commissioner Langford and carried.

APPROVED:

Randy Durden, Chairman

ATTEST:

Joseph W. Gilliam, Clerk