

MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD NOVEMBER 7, 2005.

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a regular meeting on Monday, November 7, 2005 at 1:15 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 Mitchell Gentry, Chair**  
**Commissioner Randy Durden, Vice-Chair**  
**Commissioner Sharon Langford**  
**Commissioner Tommy Langford**  
**Commissioner Kenrick Thomas**

**Others in attendance were:** John McPherson, County Attorney, Joseph W. Gilliam, Clerk of Court, Janice Wasson, Deputy Clerk, Ron McQueen, EMA/County Administrator, Jacki Johnson, Finance Department, Stacy Winfield, County Planner, Ron Mills, Jerry Kiernan, Sabel Boling, Brenda Brown, Wesley Asbell, John Ayers, Alan Mikell, Gene Parrish, Harvey Montgomery, Diane Rondolet, Joey Lander, Jr., Joe Lander, Sr., Lee Schaltenbrand, Brenda Schaltenbrand, Don Alexander, Ron Aderholt, Doris Aderholt, Edgar Poitevint, Marion Poitevint, Roy Smith, Ellie Wheeler, Mel Wheeler, Debbie Ross, Tony Cruse, Tommy Jones, Lois Fletcher, Edgar Langford, Michelle Crawford, and Don Bennink.

**Call to Order:**

Chairperson Gentry called the meeting to order at 1:15 p.m., with Commissioner Thomas delivering the invocation and Commissioner Durden leading the Pledge of Allegiance.

**Agenda Changes:** (1/23) Mr. Gilliam advised the Board of the following agenda changes:

Additions:

1. FEMA Reimbursement
2. Tax Collector Fund Request

Removals:

1. Stacey Brown, SHIP

Mr. McPherson advised the Board of the following agenda changes:

1. Continuation of Public Hearing for Impact Fees until November 21, 2005
2. Settlement Proposals for Langford Litigation

Mr. McQueen advised the Board of the following agenda changes:

Additions:

1. Planning Grant, \$15,000
2. Animal Control
3. Policy for Regular Use of Voting Precincts
4. Space Needs
5. Direction on Fire Truck Purchase for Spring Ridge VFD

***Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to approve agenda changes. Motion carried unanimously with a 5-0 vote.***

**Consent Agenda:** (1/126)

1. Approval of Budget Entries:

#BE05-097, General Fund, \$23,806.00  
#BE05-098, Fire District Trust Fund, \$6,495.43  
#BE05-099, Community Level Block Grant Fund, \$750,000.00

2. Approve Minutes:  
October 17, 2005, Regular Meeting

***Motion by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve Consent Agenda with changes. Motion carried unanimously with a 5-0 vote.***

**Agenda Changes (Continued):** (1/139) Chairperson Gentry advised the Board of another agenda change request. Mr. Lander was present with counsel.

***Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to add Joe Lander to the agenda changes submitted, and place at front of agenda. Motion carried unanimously with a 5-0 vote.***

**Joe Lander:** (1/182) Mr. Joseph Lander, Jr., counsel for Mr. Lander, Sr., addressed the Board regarding the issue of fees for filing subdivisions with the County. Counsel requested that the Board approved the old fee schedule due to the circumstances at hand.

Ms. Winfield advised the Board of the process, and the Board discussed the fee schedule and advertisement of the new fees.

Mr. Lander mentioned Resolution 93-18, and stated that, to his knowledge, the Resolution had not been changed. Mr. McPherson recommended that the new fees did take effect on October 1, 2005. Mr. Lander Esquire stated that he spoke to Florida Association of Counties stated that the fees should be changed by Ordinance.

***Motion by Commissioner Thomas, seconded by Commissioner Tommy Langford, to approve the application of the old fee schedule for the three (3) pre-application conferences identified by the County Planner (Joe Lander, Sr., Tom Griffin, and Gary Warren) due to the lack of advertisement by the County. Motion carried with a 4-1 vote, with Commissioner Thomas voting yes, Commissioner Tommy Langford voting yes, Commissioner Durden voting no, Commissioner Sharon Langford voting yes, and Chairperson Gentry voting yes.***

The Board discussed the adoption of a Resolution at the November 21, 2005 meeting.

**Clerk Report:**

**Court and County 2006 Holidays:** (1/785) Mr. Gilliam advised the Board of the proposed Master Calendar from Court Administration with the Florida Supreme Court's State Courts System, and the dates chosen by the Chief Judge of the Eighth Judicial Circuit. Mr. Gilliam recommended to the Board to accept the list provided excluding October 2, 2006 due to current year issues.

New Year's Day (observed)	Monday, January 2, 2006
Martin Luther King, Jr.'s Birthday	Monday, January 16, 2006
* Good Friday	Friday, April 14, 2006
Memorial Day (observed)	Monday, May 29, 2006
Independence Day (observed)	Tuesday, July 4, 2006
Labor Day	Monday, September 4, 2006
* Yom Kippur	Monday, October 2, 2006
Veteran's Day (observed)	Friday, November 10, 2006
Thanksgiving Day	Thursday, November 23, 2006
Friday after Thanksgiving Day	Friday, November 24, 2006
Christmas Day	Monday, December 25, 2006
* Day after Christmas	Tuesday, December 26, 2006

***Motion by Commissioner Tommy Langford, seconded by Commissioner Thomas, to approve 2006 Court and County Holidays as presented, excluding October 2, 2006. Motion carried unanimously with a 5-0 vote.***

Community Budget Issue Request, Judicial Addition: (1/869) Mr. Gilliam advised the Board of the grant for Small County Courthouses, and requested authorization to submit.

***Motion by Commissioner Sharon Langford, seconded by Commissioner Durden, to approve the Clerk to submit grant for \$400,000, Small County Courthouses. Motion carried unanimously with a 5-0 vote.***

Letter, Chiefland Aluminum: (1/985) Mr. Gilliam advised the Board of the letter received from Osbourn G. Barker, Owner, Chiefland Aluminum, requesting payment of \$1,300 for Stacey Brown. Mr. Gilliam discussed the circumstances of the invoice, and requested approval.

***Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to approve payment of \$1,300 to Chiefland Aluminum for work completed on Stacey Brown's SHIP home. Motion carried unanimously with a 5-0 vote.***

Community Sharps Disposal Program: (1/1065) Mr. Gilliam advised the Board of Resolution 05-54, and requested delay of the Resolution until the Health Department representatives arrive.

Update on Sam Ferguson: (1/1105) Mr. Gilliam advised the Board of the status of Mr. Ferguson.

Mileage/Meal Allowance: (1/1085) Mr. Gilliam advised the Board of the current policy, and requested approval of the following rates:

.36/mile	\$6.00 Breakfast
	\$10.00 Lunch
	<u>\$20.00</u> Dinner
	\$36.00 <b>TOTAL</b>

***Motion by Commissioner Durden, seconded by Commissioner Thomas, to approve mileage and meal rates as presented, effective November 8, 2005.***

***Motion amended by Commissioner Durden, seconded by Commissioner Thomas, to allow the County Attorney to place rates in Resolution form. Commissioner Tommy Langford stated that he feels that the current rates are adequate. Motion carried with a 3-2 vote, with Commissioner Sharon Langford voting no, Commissioner Durden voting yes, Commissioner Tommy Langford voting no, Commissioner Thomas voting yes, and Chairperson Gentry voting yes.***

Excess Funds Return: (1/1287) Mr. Gilliam advised the Board of the following refund checks:

Clerk of Court	\$114,913.39
Tax Collector	\$7,004.84
Sheriff Office	\$604.35

Mr. Gilliam advised the Board of the written request by Tax Collector Marilyn Bruce for the return of \$5,661.71 for Deferred Comp deductions for Marilyn Bruce and June Jones.

***Motion by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve the return of \$5,661.71 to the Tax Collector after the audit by Davis, Monk & Company. Motion carried unanimously with a 5-0 vote.***

North Central Florida Regional Planning Council, Hazardous Waste Agreement: (1/1504) Mr. Gilliam advised the Board of the 2005 County Hazardous Waste Verification and Compliance Assistance Summary and Agreement, and requested approval.

***Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve Hazardous Waste Agreement between Gilchrist County and North Central Florida Planning Council for \$2,697, and allow Chairperson to sign. Motion carried unanimously with a 5-0 vote.***

Resolution 05-53 and Budget Entry #BE06-006: (1/1542) Mr. Gilliam advised the Board of Resolution

05-53, and requested approval of the Resolution and Budget Entry.

**RESOLUTION 05-53**

**A RESOLUTION OF THE GILCHRIST COUNTY BOARD OF  
COUNTY COMMISSIONERS AMENDING THE CURRENT  
CAPITAL OBLIGATIONS BUDGET.**

*Motion by Commissioner Sharon Langford, seconded by Commissioner Tommy Langford, to approve Resolution 05-53 with accompanying Budget Entry #BE06-006 in the amount of \$294,411 for 911 Phase Two Compliance. Motion carried unanimously with a 5-0 vote.*

Alexander Group, Invoice #5: (1/1651) Mr. Gilliam advised the Board of Invoice #5 in the amount of \$30,802, from The Alexander Group, and requested approval.

*Motion by Commissioner Tommy Langford, seconded by Commissioner Durden, to approve Invoice #5 for \$30,802 to the Alexander Group LLC for the Judicial Complex. Motion carried unanimously with a 5-0 vote.*

The Original Florida Task Force: (1/1708) Mr. Gilliam advised the Board of the request for designation of County Representatives, and requested approval. The Board requested correction to the names.

*Motion by Commissioner Tommy Langford, seconded by Commissioner Durden, to approve keeping the representatives (Julie Harrison and Mitchell Gentry) with the names being corrected. Motion carried unanimously with a 5-0 vote.*

Request for Reimbursement: (1/1759) Mr. Gilliam advised the Board of the request by the Tax Collector, Marilyn Bruce, for reimbursement of postage expense for the Tax Statement mailing for 2005, and requested approval.

*Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to approve reimbursement of \$3,166.94, Invoice #4322, to the Tax Collector for the mailing of 2005 Tax statements. Motion carried unanimously with a 5-0 vote.*

FEMA Reimbursement to School Board: (1/1808) Mr. Gilliam advised the Board of the reimbursement required to be sent to the School Board for the services provided.

*Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to approve reimbursement of \$28,104.50 to the Gilchrist County School Board. Motion carried unanimously with a 5-0 vote.*

**County Administrator Report:**

Purchase of Fire Truck, Spring Ridge: (1/1881-2/931) Mr. McQueen requested direction from the Board on the purchase of the Fire Truck for Spring Ridge VFD. Mr. McQueen advised that he is support of the Fire Chief. He recommended that bids be accepted, and the Fire Coordinator approves the final selection. Mr. McQueen gave a brief update of the circumstances. Mr. McQueen recommended that the Board standardize the guidelines and go out to bid, with Mr. McPherson agreeing.

Lee Schaltenbrand addressed the Board and gave an overview, and requested the Board give Spring Ridge the opportunity to have a say in the purchase. He stated the he would like to see the County and Spring Ridge get the most for their money.

Mr. McPherson recommended creating a set of specs and go out to bid. He reminded the Board that they do not have to accept the lowest bid, if that is within the specs.

Don Alexander, Spring Ridge, requested the Board to withdraw the original motion and allow for bids to be accepted. Mr. Schaltenbrand disagreed that the Fire Coordinator should have the final say. Commissioner Durden stated that he felt the Board hired Mr. Careccia for this exact reason, and is in support of the Fire Coordinator.

*Motion by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to reconsider the original motion to piggy back on the Lake County to purchase of a Fire Truck for Spring Ridge VFD approved by the Board on June 20, 2005. Motion to reconsider carried unanimously with a 5-0 vote.*

*Motion by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to piggy back the purchase of a fire truck on the Lake County purchase for Spring Ridge VFD. Motion denied with a 5-0 vote.*

*Motion by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to establish a committee of John McPherson, Billy Careccia, Lee Schaltenbrand, Ron Mills and Don Alexander (with John McPherson having the deciding vote) to approve specifications to send out for bids for the purchase of the Fire Truck for Spring Ridge VFD within 60 days or less. Motion carried unanimously with a 5-0 vote.*

**Citizen's Request, Bobby Schultz, State Attorney's Office Cookout:** (2/932) Mr. Schultz addressed the Board and requested permission for the State Attorney's Office to hold a cookout on the Courthouse lawn on Friday, January 20, 2006 from 11:30 a.m. to 1:00 p.m., and requested approval.

*Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to approve the Eighth Judicial Circuit State Attorney's Office to hold a cookout on the Courthouse lawn, Friday, January 20, 2006 from 11:30 a.m. until 1:00 p.m. Motion carried unanimously with a 5-0 vote.*

**Citizen's Request, D. Ray Harrison, No Wake Zones:** (2/1039) Mr. Harrison addressed the Board, and advised the Board of the recent meeting held at the Trenton Community Center, and requested the Board take the lead in establishing no wake zones.

Mr. Poitevint addressed the Board, and requested the Board cooperate. He also expressed his disappointment that no Commissioners attended either meeting held.

**Public Hearing, Hagen Major Subdivision, Approval of Construction Plan:** (2/2385-3/447) Ms. Winfield reviewed the Construction Plan, and requested approval.

Mr. Gene Parrish addressed the Board raising the issue of the existing culvert at the entrance of the subdivision. He stated that the culverts need to be upgraded, and that lots #2 and #3 have built their homes using the subdivision land as a driveway entrance. The Board discussed the requirement of a driveway from either the front or the side. Mr. Parrish requested the Board to disregard Note #7, and not hold the developer responsible.

*Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to approve Construction Plan for Hagen Major Subdivision, excluding Note #7 and readdressing the culvert issue on CR 319 at a later time. Motion carried unanimously with a 5-0 vote.*

**County Planner Report:**

**Rezoning of Commercial Lots:** (3/448) Ms. Winfield advised the Board of the letter sent to all property owners, and advised of the December 31, 2005 deadline established in the mailing. She also updated the Board on the Todd property.

**Road Department Report:**

**Joe Calton, Service Truck Usage:** (3/529) Mr. Watson requested the Board's approval of Mr. Calton using a service truck.

*Motion by Commissioner Tommy Langford, seconded by Commissioner Thomas, to approve Joe Calton driving the service truck home due to security reasons of the personal tools on the truck. Motion carried unanimously with a 5-0 vote.*

**Right-of-Way Parking:** (3/609) Mr. Watson readdressed the issue of parking on the County right-of-way, and provided information to the Board supporting this. Mr. McPherson recommended if a dangerous situation is determined by the Sheriff Office, the Sheriff will be contacted and if the individual refuses to eliminate the danger, a citation can be issued.

Rock Report: (3/800) Mr. Watson advised the Board of the monthly Rock Report for the month of October.

Fuel Depot: (3/834) Mr. Watson advised the Board of the preliminary site plan for the proposed Fuel Depot.

*Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve proceeding with permitting process of the proposed Fuel Depot. Motion carried unanimously with a 5-0 vote.*

CR 340: (3/896) Mr. Watson advised the Board of the status of the widening of CR 340.

**Public Hearing, Gilchrist County Health Department, Fee Schedule Resolution:** (3/905) Ms. Boling addressed the Board and requested approval of Resolution 05-54. She advised of the following costs:

Very Small, \$2.00, Disposal Fee, \$1.00; Small (quart), \$6.00, Disposal Fee, \$2.00; Large (2 gallon), \$4.00, Disposal Fee, \$3.00; with language to allow for adjustment.

#### **RESOLUTION 05-54**

**A RESOLUTION OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS SUPPORTING THE GILCHRIST COUNTY HEALTH DEPARTMENT ESTABLISHING A COMMUNITY SHARPS DISPOSAL PROGRAM FOR PRIVATE RESIDENTS (NOT FOR BUSINESSES), ESTABLISHING A FEE AND SETTING AN EFFECTIVE DATE.**

*Motion by Commissioner Tommy Langford, seconded by Commissioner Thomas, to approve Resolution 05-54, Community Sharps Disposal Program. Motion carried unanimously with a 5-0 vote.*

Air Quality Assessments: (3/1165) Ms. Boling advised the Board of the Air Quality Assessments, and requested a Resolution by the Board for \$16.00 per hour or the actual costs.

*Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to direct the County Attorney's preparation of a Resolution for Board review and approval. Motion carried unanimously with a 5-0 vote.*

Proposed Fee Schedule: (3/1304) Mr. Asbell reviewed the programs offered by the Health Department, and reviewed the proposed increase to the fees.

Roy Smith addressed the Board and commented on the Fee Resolution. He stated that of the other counties he contacted, none were as high as the proposed rates by Gilchrist County.

The Board agreed with the fees established in Resolution 03-83, approved by the County Commissioner in October 7, 2003, but declined to take action to increase the fees, and readdress during the next year's budget.

#### **RESOLUTION 03-83**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, APPROVING THE REVISED FEE SCHEDULE SUBMITTED BY THE GILCHRIST COUNTY HEALTH DEPARTMENT.**

**WHEREAS**, pursuant to Section 154.06, Florida Statutes, the Gilchrist County Commission may by resolution set fees to be charged by the County Health Department; and

**WHEREAS**, the Gilchrist County Health Department has requested an amended fee schedule as set forth in Exhibit A to this Resolution; and

**WHEREAS**, the Gilchrist County Commission finds the requested fees to be reasonable and necessary to fund the essential responsibilities of the Health Department.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Gilchrist County, Florida, that the amended fee schedule for the Gilchrist County Health Department attached hereto as Exhibit A is hereby approved.

**DULY ADOPTED** in regular session, this 7<sup>th</sup> day of October, 2003.

GILCHRIST COUNTY, FLORIDA

By: /s./Randy Durden, Chairman  
Board of County Commissioners

ATTEST:

/s./ Joseph Gilliam, Clerk

**EXHIBIT A**

REVISED FEES FOR GILCHRIST COUNTY HEALTH DEPARTMENT

	<u>New Charge</u>	<u>Old Charge</u>
College Attendance MR/MMR	\$41	Cost of Medicine + \$5.00
Flu Shot	\$15	Cost of Medicine + \$5.00
Hep B	\$40	Cost of Medicine + \$5.00
Pneumo Adult	\$20	Cost of Medicine + \$5.00
Tetanus	\$15	Cost of Medicine + \$5.00
Immune Globulin	Cost of Medicine + 20%	Cost of Medicine + \$5.00
Rabies Vaccine & HRIG	Cost of Medicine + 20%	Cost of Medicine + \$5.00
Rabies Consultant Fee	\$45	Offer on Sliding Fee
Immunizations – Adult	Cost of Medicine + 20%	Cost of Medicine + \$5.00
Nix	Cost of Medicine + \$3.00	No Charge

COUNTY ENVIRONMENTAL HEALTH FEES IN ADDITION TO STATE FEES

	<u>New County Fee</u>	<u>Old County Fee</u>
New Septic	\$150	No County Fee
Modification to System	\$150	No County Fee
Existing System Inspection	\$150	No County Fee
Non-Compliance Reinspection	\$75	No County Fee
Sewage Disposal Annual Svc Permit	\$150	No County Fee
Shipping/Handling Fees	\$20	No County Fee
Annual Fees for:		
Child Care Center	\$100 plus \$3.00 per child	Same (No Charge)
Foster Care	\$100	No County Fee
Adult Family Care Homes	\$100	No County Fee
Residential Group Care Family	\$225	No County Fee

**Noise & Subdivision Workshop:**

**Draft Subdivision Ordinance:** (3/2518-4/75) Mr. McPherson provided the Board with the draft Subdivision Ordinance, and discussed the changes.

***Motion by Commissioner Durden, seconded by Commissioner Tommy Langford, to approve minimum lot area being reduced by 10% so long as the gross density of the parcel does not exceed the allowance under the comprehensive plan. Motion carried unanimously with a 5-0 vote.***

The Board scheduled another Subdivision Workshop on November 21, 2005 at 4:45 p.m.

**Draft Noise Ordinance:** (4/76) Mr. McPherson advised the Board of the latest draft Ordinance, and the Board asked Mr. Wheeler to address the Board.

**Mr. Wheeler** requested the latest draft copy of the Noise Ordinance, and a copy was provided. He stated that he felt that the County should develop the strongest Ordinance possible, and if the Ordinance is too strong, the County could back the Ordinance down.

Chairperson Gentry asked Mr. McPherson to review the enforcement of the County Ordinance for the public. **Sheriff Turner** reviewed the criminal procedure to a violation of a County Ordinance.

The Board agreed that the Animal Control Officer have the authority to issue a Notice to Appear for violations for Noise, and that the Animal Control Officer shall send the investigation information to the State Attorney's Office for possible prosecution.

**Execution of Deeds with School Board:** (4/1026-5/206) Commissioner Tommy Langford presented the

Board with a report from the Firing Range Committee. He stated that the Sheriff had agreed to give up the control of the Firing Range if the Board would commit to build a Firing Range for the Sheriff within three (3) years. Commissioner Tommy Langford stated that there are several other options for the location of a firing range for the Sheriff Office, property may be donated by Waccasassa Plantation and Gilchrist Club.

Chairperson Gentry called for public comments for or against the land swap and placement of Lake City Community College at Walker Curve. Michelle Walker read aloud a letter from Herbie Brown. Tommy Jones spoke on the land donated to the Bell and Trenton FFA Chapter for purposes other than the use of the property now.

Commissioner Durden clarified that he did not and would not make a promise to build a firing range for the Sheriff Office that he does not know that he could keep.

Johnny Jones addressed the Board, and advised the Board of several of the issues at the Walker Curve during a rodeo. He stated that he is in favor of the college, but in an alternate location than at Walker Curve.

Doctor Hall addressed the Board and urged the Board not to allow the firing range to deter the Board to complete the land swap with the School Board.

***Motion by Commissioner Thomas, seconded by Commissioner Tommy Langford, to postpone the land swap of the Walker Curve property with the School Board at this time. Commissioner Thomas wanted it understood that if the Board has no other alternate location for the college, he would agree to place the college at Walker Curve, but if there are alternate locations available, he feels that the Board is obligated to examine those locations. Commissioner Tommy Langford also agreed that he would like to delay the land swap. Commissioner Durden reminded that an alternate location of the college is not the decision of the Board, but of the School Board. Motion carried unanimously with a 5-0 vote.***

*Chairperson Gentry left the meeting, with Vice Chairperson Durden conducting the remainder of the meeting.*

**County Administrator Report (Continued):**

Purchase Order Request, Spring Ridge VFD: (5/214) Mr. McQueen advised the Board of a request for rollup doors, and advised the Board of the three quotes received.

***Motion by Commissioner Sharon Langford, seconded by Commissioner Thomas, to approve purchase order for replacement of rollup doors by Alachua Door Company for \$3,155. Motion carried unanimously with a 4-0 vote.***

DCA Grant: (5/276) Mr. McQueen advised the Board of the application for a DCA grant, and requested approval.

***Motion by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve accepting DCA Planning Grant, option 1. Motion carried unanimously with a 4-0 vote.***

Policy for Precinct Buildings: (5/361) Mr. McQueen requested direction by the Board for the usage of voting precincts, with the Board agreeing on a month by month policy. Mr. McPherson advised that he is working on a policy to be presented to the Board.

Firing Range Ammunition: (5/412) McQueen advised the Board that he would be presenting a report on ammunition being used at the Firing Range. He stated that the Sheriff will be gathering information for the Board.

Brick Work, South Entrance of Courthouse: (5/464) Mr. McQueen advised the Board of the letter received from Mills Engineering Company, and requested approval to contact one of the two structural engineers for estimates.

***Motion by Commissioner Thomas, seconded by Commissioner Tommy Langford, to approve Mr. McQueen to obtain estimates from structural engineers for courthouse repairs. Motion carried unanimously with a 4-0 vote.***

Rabies Control, Interlocal Agreement: (5/517) Mr. McQueen advised the Board of the interlocal agreement with the Gilchrist County Health Department, annual review, and requested approval. He stated that Mr. Lang had reviewed agreement.

***Motion by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve interlocal agreement with the Gilchrist County Health Department for Rabies Control. Motion carried unanimously with a 4-0 vote.***

Animal Control: (5/550) McQueen requested approval to increase the salary range for the Animal Control position by \$5,000, the increase would be divided by the City of Trenton increasing their contribution by \$2,212.86 and the County increasing their contribution by \$3,461.14.

***Motion by Commissioner Tommy Langford, seconded by Commissioner Thomas, to approve increasing the salary to \$29,500 for the Animal Control position and approve looking for a second certified individual. Motion carried unanimously with a 4-0 vote.***

Water Line Extension, Solid Waste: (5/680) Mr. McQueen advised the Board of the School Board meeting on November 1, 2005, and updated the Board of the status of the extension. Mr. McQueen will bring recommendation for a 2" line at the November 21, 2005 meeting.

CR 340, Turnout: (5/814) Mr. McQueen advised the Board of the quote received from John C HIPP Construction for additional work in the construction of 220 square yard turnout, and requested approval. Mr. Watson advised that the funds would come out of the Transportation Impact Fees, \$3,108.64.

***Motion by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve work order for \$3,108.64 from Transportation Impact. Motion carried unanimously with a 4-0 vote.***

EMS Uniforms: (5/951) Mr. McQueen advised the Board of the purchase order for uniforms for EMS, and requested approval.

***Motion by Commissioner Sharon Langford, seconded by Commissioner Thomas, to approve \$3,499.25 for the purchase of uniforms for EMS. Motion carried unanimously with a 4-0 vote.***

SE 70<sup>th</sup> Ave: (5/982) Mr. McQueen advised the Board of the quotes received from S & T Service (\$138,757.00) and Anderson Columbia (\$323,095.00) for the work on SE 70<sup>th</sup> Ave.

***Motion by Commissioner Sharon Langford, seconded by Commissioner Thomas, to approve S&T Service for \$138,757, 50% from General Reserve and 50% from Transportation Impact. Motion carried unanimously with a 4-0 vote.***

Shamrock Cleaning: (5/1046) McQueen advised the Board of an offer to clean a portion of the brick on the courthouse, no price provided. No action taken by the Board.

#### **Attorney Report:**

#### **Ordinances and Resolutions:**

Impact Fees, Capital Facilities and Transportation: (5/1107) Mr. McPherson advised the Board that the Ordinance to amend the existing impact fees was continued from the last meeting for adoption at the current meeting, however, requests that the public hearing be continued. The Board agreed to set a public hearing for November 21, 2005 at 7:00 and 7:15 p.m.

Subdivision Regulations: (5/1110) Mr. McPherson advised the Board that another Workshop on the regulations is scheduled November 21, 2005 at 4:45 p.m..

Noise Ordinance: (5/1123) Mr. McPherson advised the Board that another Workshop on this Ordinance is scheduled for the current meeting, and that a draft is included within this agenda packet with changes from the previous workshop shown in ~~strike-out~~ and underline. An adoption hearing is scheduled for November 21, 2005 at 3:45 p.m.

### **Status Reports:**

Land Swap with School Board: (5/1125) Mr. McPherson advised the Board that he did not have anything to report, however, he stated that Commissioner Tommy Langford had continued in his effort to find a resolution that would be satisfactory to all.

Kinsey Property: (5/1128) Mr. Gilliam advised the Board that the closing is complete and deed had been recorded.

McArthur Property Lease: (5/1136) Mr. McPherson advised the Board that a survey had been ordered, and asked if a survey had been received. Mr. McQueen stated that the survey had been sent, and Mr. McPherson stated that he would look into the reverter clause and finalize as soon as possible.

Floyd Property: (5/1165) Mr. McPherson advised the Board that a survey had been obtained and the necessary information sent to the Gilchrist Title Services for preparation of documents and a closing to be scheduled. Mr. Gilliam advised that closing would be prior to Friday or on Monday.

Philpot Park: (5/1203) Mr. McPherson advised the Board that he would continue to contact the family regarding the possible disposition of this property.

Land Development Code Update: (5/1209) Mr. McPherson advised the Board that the outline of the revised code and a draft of Article I had been sent to the Planning and Zoning Board to review at their October 11, 2005 meeting, and that the documents were included within the agenda.

### **Pending Litigation:**

Brooks and Strickland v. Aderholts and Gilchrist County: (5/1329) Mr. McPherson advised the Board that arrangements for the removal of the tree(s) and the entry of a Final Court Order are proceeding.

Gilchrist County v. James Lee: (5/1355) Mr. McPherson advised the Board that the complaint against Mr. Lee had been filed, and that he is awaiting confirmation of service in Lake County.

### **Miscellaneous:**

Three Rivers Legal Services Funding: (5/1364) Mr. McPherson advised the Board that he hoped to have a report to present at the November 21, 2005 meeting.

### **Litigation Settlement:**

Gilchrist County v. Langfords: (5/1379) After Commissioner Sharon Langford stepped down, Mr. McPherson advised the Board of the Medication Settlement Agreement submitted for Board approval.

*Motion by Commissioner Tommy Langford, seconded by Commissioner Thomas, to approve Mediation Settlement Agreement payment for Ray Langford in the amount of \$14,340 to be paid from General Revenue Reserve. Motion carried with a 3-0 vote.*

*Motion by Commissioner Tommy Langford, seconded by Commissioner Thomas, to approve Mediation Settlement Agreement payment for Edgar Langford in the amount of \$43,175 to be paid from General Revenue Reserve. Motion carried unanimously with a 3-0 vote.*

### **Commissioner Reports:**

Commissioner Thomas: (5/1878) discussed sandspurs at precincts. The Board discussed treatment and payment from other buildings.

Drain field at Jail: (5/1954) Commissioner Thomas requested an update on the progress at the jail. Commissioner Durden advised that Mr. Mills will be presenting a report to the Board soon.

Dirt Road Driveways: (5/1999) Commissioner Thomas questioned whose responsibility it is to fix. The Board agreed to place item back on the agenda for discussion under the Road Department Report on November 21, 2005.

Pot Hole on CR 232: (5/2175) Commissioner Thomas requested the Road Department patch the hole on CR 232.

**Commissioner Tommy Langford:** (5/2208) discussed Loncala property, proposed site for Solid Waste location.

**Commissioner Sharon Langford:** (5/2384) discussed Christmas holidays, and questioned Solid Waste. McQueen advised that Solid Waste requested Friday and Saturday off, working Monday.

**Commissioner Durden:** (5/2508) None.

**Old Business:** (5/2509) None.

**New Business:** (5/2511) Mr. Gilliam reminded the Board that the November 21, 2005 meeting will be the meeting for the election of Chairperson and Vice Chairperson.

**Public Participation:** (5/2533) None.

**Adjournment:** (5/2537)

There being no further business, Commissioner Tommy Langford *moved* to adjourn at 7:06 p.m. Motion carried unanimously.

APPROVED:

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Tommy Langford, Chairperson

ATTEST:

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Joseph W. Gilliam, Clerk