

MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD NOVEMBER 21, 2005.

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a regular meeting on Monday, November 21, 2005 at 2:30 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 Gentry, Chairperson
Commissioner Durden, Vice-Chairperson
Commissioner Kenrick Thomas
Commissioner Sharon Langford
Commissioner Tommy Langford

Others in attendance were: John McPherson, County Attorney, Joseph W. Gilliam, Clerk of Court, Janice Wasson, Deputy Clerk, Ron McQueen, EMA/County Administrator, Stacy Winfield, County Planner, Jacki Johnson, Finance Department, Lee Scheltenbrand, Brenda Scheltenbrand, Don Alexander, Bruce Thompson, Gene Parrish, Fred LaLaude, Beryl LaLaude, Randy Philman, Kristy Philman, Suzanne DeChamplain, Marc DeChamplain, Leon Wyszowski, Alex Wyszowski, Ryan Sigmon, Tina Sanchez, Johnny Sanchez, Jerry Kiernan, and Mike Wilkinson.

Call to Order:

Chairperson Gentry called the meeting to order at 2:35 p.m., with Commissioner Sharon Langford delivering the invocation and Commissioner Thomas leading the Pledge of Allegiance.

Agenda Changes: (1/33) Mr. Gilliam advised the Board of the following agenda changes:

Additions:

1. Invoice #6, Alexander Group, \$33,195.24
2. Request for testing, GEO-TECH, Inc., \$2,155.00
3. Subordination Agreement, Sallie K. Campbell

Mr. Watson advised the Board of the following agenda changes under the Road Department Report:

1. CR 319
2. Replacement of Motor in Mechanics Truck

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

Additions:

1. Invoice for Ground Monitoring, \$3,257

Chairperson Gentry advised the Board of the following agenda change:

Additions:

1. Review of letter from the City of Trenton for CRA.

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

Consent Agenda: (1/82)

1. Approval of Budget Entries:
#BE06-007, SHIP Fund, \$28,500.00
#BE06-008, Transportation Project Impact Fee Fund, \$3,109.00

#BE06-014, SHIP Fund, \$10,502.37

2. Approve Minutes:
November 7, 2005, Regular Meeting

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

Election of Chairperson and Vice Chairperson: (1/100) After the Clerk reviewed the policies and procedures of the Board, Chairperson Gentry turned the gavel over to the Clerk, and Mr. Gilliam called for nominations for the seat of Chairperson.

Motion by Commissioner Thomas, seconded by Commissioner Gentry, to nominate Commissioner Tommy Langford as Chairperson of the Board of County Commission. Motion carried unanimously with a 5-0 vote.

Chairperson Tommy Langford, called for nominations for the seat of Vice Chairperson.

Motion by Commissioner Sharon Langford, seconded by Commissioner Thomas, to nominate Commissioner Durden as Vice Chairperson of the Board of County Commission. Motion carried unanimously with a 5-0 vote.

Attorney Report:

Ordinances and Resolutions:

Impact Fees, Capital Facilities and Transportation: (1/224) Mr. McPherson advised the Board that separate Ordinances had been prepared and both are set for adoption hearing during the current meeting.

Subdivision Regulations: (1/235) Mr. McPherson advised the Board that a Workshop on these regulations are set for the current meeting. He stated that a draft is included within the agenda packet.

Noise Ordinance: (1/239) Mr. McPherson advised the Board that an Ordinance is scheduled for adoption at the current meeting.

New Mileage and Per Diem Rates: (1/241) Mr. McPherson advised the Board that he had prepared a draft Resolution for adoption at the current meeting.

Building Department Fee Schedule: (1/246) Mr. McPherson advised the Board that he had prepared a draft Resolution for adoption at the current meeting.

Status Reports:

Kinsey Property: (1/250) Mr. McPherson advised the Board that this transaction had closed.

McArthur Property: (1/253) Mr. McPherson advised the Board that a survey had been obtained and documents are being prepared.

Floyd Property: (1/276) Mr. McPherson advised the Board that this closing is complete.

Philpot Park: (1/279) Mr. McPherson advised the Board that he will continue to attempt to contact the Philpot family regarding the possible disposition of this property.

Land Development Code Update: (1/282) Mr. McPherson advised the Board of the Land Development Code updates, and stated that he had prepared an Article IV, but did not include in the packet. Mr. McPherson stated that his goal is to update one (1) code per month.

Pending Litigation:

Brooks and Strickland v. Aderholts and Gilchrist County: (1/322) Mr. McPherson advised the Board that arrangements are proceeding.

Gilchrist County v. Langfords: (1/348) Mr. McPherson advised the Board that a stipulation of the parties based on the settlement agreement had been filed with the Court which would result in the entry of a Final Judgment by the Court.

Gilchrist County v. James Lee: (1/367) Mr. McPherson advised the Board he had not received notification that Mr. Lee had been served in Lake County.

Miscellaneous:

Three Rivers Legal Services Funding: (1/371) Mr. McPherson advised the Board that he had not been able to speak with Three Rivers about the funding.

Clerk Report:

TRIM Compliance Violation: (1/406) Mr. Gilliam advised the Board of the TRIM compliance violation, and advised that a letter from DOR is included within the agenda packet. He stated that the advertisement had been printed and Resolutions are set for adoption later in the current meeting.

Tax Certificates: (1/493) Mr. Gilliam advised the Board of the request by Tax Collector, Marilyn Bruce to process 14 tax certificates held by the Board of County Commission.

Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve Tax Collector, Marilyn Bruce, to begin processing 14 Tax Certificates held by the Board of County Commission. Motion carried unanimously with a 5-0 vote.

Special Assessments: (1/532) Mr. Gilliam advised the Board of incorrect assessments and requested guidance in corrective action. The Board agreed that a review be made by the Clerk and Tax Collector Office when cases arise, and at this time not to rebill any property owners.

Land Closing Updates: (1/696) Mr. Gilliam advised the Board of the following land closings completed:

Wilbur (PeeWee) Thomas	Bell EMS/Fire Station
Tim Kinsey	Library
Jim Floyd	Road Department

SHIP and CDBG: (1/710) Mr. Gilliam advised the Board of the SHIP and CDBG housing plans, reviewing the qualification amount in the different categories. He also discussed the Citizen's Advisory Board, and a possible meeting with Jordan and Associates.

Jail Inspection: (1/913) Mr. Gilliam advised the Board of the letter received from Sheriff Turner on the jail inspection conducted on September 29, 2005. He advised that the entire report is on file for inspection.

Mills Engineering Invoices: (1/942) Mr. Gilliam advised the Board of Invoice #2005037, \$16,089.00, and recommended approval.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve Invoice #2005037 to Mills Engineering Company for CR 337 Project in the amount of \$16,089. Motion carried unanimously with a 5-0 vote.

Mr. Gilliam advised the Board of Invoice #2004166, \$4,679.50, and recommended approval.

Motion by Commissioner Gentry, seconded by Commissioner Thomas, to approve Invoice #2004116 to Mills Engineering Company for CR 340 Project in the amount of \$4,679.50. Motion carried unanimously with a 5-0 vote.

Invoice #6, Alexander Group: (1/997) Mr. Gilliam advised the Board of Invoice #6 from the Alexander Group for \$33,195.24, and recommended approval.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve Invoice #6 to the Alexander Group for \$33,195.24. Motion carried unanimously with a 5-0 vote.

Soil Testing: (1/1026) Mr. Gilliam advised the Board of the request by the Alexander Group to begin borings and testing to confirm the soil bearing pressure. He stated the recommendation is for GEO-TECH, Inc to perform the tests at a cost of \$2,155.

Motion by Commissioner Sharon Langford, seconded by Commissioner Gentry, to approve GEO-TECH, Inc to perform testing for the courthouse addition up to \$2,155. Motion carried unanimously with a 5-0 vote.

Subordination Agreement: (1/1062) Mr. Gilliam advised the Board of the subordination agreement for Sallie K. Campbell, and recommended the Board subordinate the agreement.

Motion by Commissioner Gentry, seconded by Commissioner Durden, to approve Subordination Agreement for Sallie K. Campbell, changing the variable rate to a fixed rate. Motion carried unanimously with a 5-0 vote.

Road Department Report:

John Deere 850C: (1/1113) Mr. Watson requested the Board's approval to turn pins and bushings on the John Deere 850C. He presented quotes from Highland Tractor Company (\$1,345), Ring Power (\$3,432), and Heavy Quip (\$6,236.94). The Board discussed the quotes received and the differences between each. Mr. Watson advised that all three companies were requested to visit the equipment prior to submitting a quote. The Board agreed to the repairs, however requested additional quotes from all companies that are similar in the work being completed.

CR 319: (1/1371) Mr. Watson advised the Board of the request from Commissioner Gentry in regards to the radius at the connection of CR 319 and SR 26. He stated that he feels the job will not cost more than \$1,000, and the Board agreed, and stated that Board approval is not required for a job less than \$2,000.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve widening of the radius of the connection of CR 319 and SR 26, with funding to come from General Fund Reserve fund. The Board discussed financing options, and agreed to funding the project from Transportation Impact Fees Fund. Motion amended by Commissioner Durden, amendment seconded by Commissioner Gentry, to fund the turnout widening from Transportation Impact Fees Fund. Motion carried unanimously with a 5-0 vote.

Motor Replacement: (1/1467) Mr. Watson advised the Board of the need to replace the motor in the mechanics truck at the Road Department, and requested approval. He stated that a motor had been located, and an estimate received of \$3,800, \$2,800 for parts and \$1,000 for labor. The Board requested that at least two (2) quotes, preferably three (3), be received.

Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve up to \$3,800 for replacement of motor for mechanics truck, with at least two (2) quotes, preferably three (3), being submitted. The Board discussed and requested some kind of warranty on the motor if a used motor is the replacement motor. Motion carried unanimously with a 5-0 vote.

County Administrator Report:

CDBG Schedule: (1/1578) Mr. McQueen advised the Board of the conclusion of the CDBG program, and discussed an extension of the 9-month time frame to complete construction.

SCTAS, Small County Technical Assistance Services: (1/1695) Mr. McQueen advised the Board of salary study to be performed.

Request from OGT: (1/1748) Mr. McQueen advised the Board of request for placement of signs at Wilcox Curve, and also discussed speed limit changes. The Board requested a recommendation from the Road Department at the December 5, 2005 meeting.

DOT Work Program: (1/1806) Mr. McQueen advised the Board of the letter received from the Department of Transportation, and discussed possible turn lane projects. The Board discussed turn lanes at CR 307 onto SR 26, turn lanes at the school, left turn lanes at the bus shop and future road department location, turn lanes and contouring the lay of the land at CR 340 and SR 129, turn lanes at the rodeo arena, and turn lanes at the new Fire/EMS Station North of Bell.

Fire Department Truck: (1/2104) McQueen advised the Board of the possible agreement for the purchase of a fire truck for Spring Ridge, and stated that a recommendation will be presented to the Board at a future meeting.

Solid Waste Vehicle Replacement: (1/2211) Mr. McQueen advised the Board of the request by Solid Waste, and discussed the quotes from Duval Ford for \$19,383, Florida Sheriff's Association for \$14,539, and Ring Power for \$9,959. He stated that the money is within the Solid Waste budget, and the Board requested a clarification be presented on the truck specs later in the meeting.

Mower and Tractor Request: (1/2415-2/44) Mr. McQueen advised the Board of the request from Solid Waste for the purchase of a mower and tractor. The Board requested that bids be received from the Financial Institutions for financing rates and recommended going out to bid for the mower and tractor.

Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve going out to bid for the purchase of a mower and a tractor for Solid Waste. Motion carried unanimously with a 5-0 vote.

Ground Water Inspection: (2/47) Mr. McQueen advised the Board of the Purchase Order for Ground Water Inspection for Solid Waste for \$3,257 from ELAB, Inc., and requested approval.

Motion by Commissioner Gentry, seconded by Commissioner Durden, to approve purchase order for \$3,257, ELAB, Inc. for Ground Water Inspection for Solid Waste. Motion carried unanimously with a 5-0.

Space Needs: (2/73) Mr. McQueen advised the Board of the need for space at the Building Department, and discussed the placement of a portable trailer on the vacant lot where the Dialysis Center was recently placed. The Board requested a recommendation at the December 5, 2005 meeting.

Public Safety Director: (2/133) Mr. McQueen advised the Board of the offer made to Rob Willis for the position of Public Safety Director, and advised stated that Mr. Willis would be an exceptional asset to the County. The Board discussed the placement of portables on the vacant lot South of the Courthouse for temporary housing until additional space can be obtained.

Jeffrey Strickland Update: (2/193) Mr. McQueen advised the Board of the latest update of Jeffrey, and stated that he and his mother visited the Building Department Office earlier today.

Space Needs (Continued): (2/210) Mr. McQueen stated that there is a extreme need for space and that if an individual is hired for the Public Safety Director and an additional inspector, they do not have any space for them.

Motion by Commissioner Gentry, seconded by Commissioner Durden, to allow the County Administrator and the Clerk to move forward with the temporary housing project and to present a recommendation to the Board at the December 5, 2005 meeting. Motion carried unanimously with a 5-0 vote.

911 Grant: (2/301) Mr. McQueen advised the Board of the receipt of the grant money, account set-up, and recommended suspending the public bid requirements, for public safety reasons, and move forward with the project. He stated that the State was in agreement, along with Mr. McPherson.

Motion by Commissioner Sharon Langford, seconded by Commissioner Durden, to suspend the public bid requirements for public safety reasons, and purchase the 911 equipment approved within the 911 Grant. Motion carried unanimously with a 5-0 vote.

Miscellaneous: (2/386) Mr. McQueen requested permission for Chairperson to sign resolution for submission of a grant for boating improvement for Hart Springs. He stated that the grant will be submitted to the Florida Boating Improvement Fund.

Motion by Commissioner Thomas, seconded by Commissioner Gentry, to authorization for the Chairperson to sign a Resolution for the submission of a grant to the Florida Boating Improvement Fund for Hart Springs. Motion carried unanimously with a 5-0 vote.

Animal Control: (2/432) Mr. McQueen advised the Board of the Animal Control Committee meeting, and requested the new Animal Control Officer, Lynn Watson, be permitted to drive the Animal Control vehicle to and from her residence.

Motion by Commissioner Durden, seconded by Commissioner Thomas, to approve the request by Animal Control Officer, Lynn Watson, to drive Animal Control vehicle to and from her residence. Motion carried with a 5-0 vote.

Commissioner Durden discussed portable pens at Hart Springs for the detention of large animals. The Board also discussed individuals who may offer to house large animals and a negotiated price for contract. The Board requested a recommendation by the Animal Control Committee.

Public Hearing, Ordinance 05-17, Noise: (2/625) Mr. McPherson advised the Board of Ordinance 05-17, and requested approval. Chairperson Tommy Langford read the short title out loud, and called for any public comments for or against the Ordinance.

ORDINANCE 05-17

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONER OF GILCHRIST COUNTY, FLORIDA, ADOPTING NOISE REGULATIONS; MAKING LEGISLATIVE FINDINGS; PROVIDING DEFINITIONS, EXEMPTIONS, AND PROHIBITED NOISE LEVELS; PROVIDING FOR ENFORCEMENT; PROVIDING INSTRUCTIONS TO THE COIDIFIER AND PROVIDING AN EFFECTIVE DATE.

Mr. McPherson reviewed each section of the Ordinance for any interested individual in attendance and the Board, with Commissioner Sharon Langford voicing her concerns regarding enforcement of the Ordinance. The Board discussed enforcement, rural agricultural environments, and governmental regulation of land owner's freedom on their property. The Board also discussed other Counties' time limits for the enforcement of a Noise Ordinance, with Mr. McPherson stating that those provisions were included but removed at the Board's request.

Motion by Commissioner Gentry to approve Ordinance 05-17, Noise. Motion died for lack of second.

The Board further discussed the Ordinance, with Commissioner Thomas stating that he felt the issue of enforcement in regards to Sheriff Office budget.

Mike Wilkinson, (2/1308) NW 15th Street, addressed the Board and stated that he has been continually deliberately violated by a neighbor's behavior. He stated that Ms. Diane

Rondolet is the only person who had ever assisted him.

Public Hearing, Resolution 05-59, Building Department Fee Schedule: (2/1526) Mr. McPherson advised the Board of Resolution 05-59, and presented a copy requesting approval. He stated that Section 1 addressed the effective date.

Motion by Commissioner Durden, seconded by Commissioner Thomas, to approve Resolution 05-59, Building Department Fee Schedule. Motion carried with a 4-1 vote, with Commissioner Thomas voting yes, Commissioner Gentry voting yes, Commissioner Durden voting yes, Commissioner Sharon Langford voting yes, and Chairperson Langford voting no.

Public Hearing, Resolution 05-60, Mileage & Per Diem Rate Change: (2/1625) Mr. McPherson advised the Board of Resolution 05-60, and requested approval. Mr. Gilliam addressed the different classes of travel.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve Resolution 05-60, Mileage and Per Diem Rate Change with addition of #7 requiring all travel expenditures and reimbursement requests to be submitted within 30 days from the date of travel. Commissioner Sharon Langford and Chairperson Tommy Langford commented that they would prefer to keep the rates at the current State level. Motion carried with a 3-2 vote, with Commissioner Thomas voting yes, Commissioner Gentry voting yes, Commissioner Durden voting yes, Commissioner Sharon Langford voting no, and Chairperson Langford voting no.

Subdivision Workshop: (2/2133-3/417) Ms. Winfield discussed Major Subdivisions and paving requirements. The Board discussed the current requirements, and levels of service, the amount of major subdivisions allowed on properly graded roads, and also discussed the maximum lots within a major subdivision located on a properly graded road.

Mr. Gene Parrish stated that he is in agreement with placing a maximum to the number of lots allowed within a major subdivision adjacent to a properly graded road within the County as a matter of level of service.

The Board agreed to a 20 lot limit for major subdivisions, and scheduled a public hearing for adoption at the December 5, 2005 meeting at 5:15 p.m.

Public Hearing, Resolution 05-55, Ad Valorem Final Millage Rate: (3/429) Mr. Gilliam advised the Board of Resolution 05-55, and requested approval.

RESOLUTION 05-55

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; ADOPTING A FINAL MILLAGE RATE FOR FISCAL YEAR 2005/2006.

Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve Resolution 05-55. The tentative ad valorem tax millage rate to be levied for the fiscal year beginning October 1, 2005 shall be ten (10) mills (\$10.00 per \$1,000). Said millage exceeds the rolled-back rate (\$ 9.0294 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 12.17%. Chairperson Tommy Langford called for public comment, with no comments received. *Motion carried unanimously with a 5-0 vote.*

Resolution 05-56: Mr. Gilliam advised the Board of Resolution 05-56, Final Budget, and requested approval.

RESOLUTION 05-56

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA;

ADOPTING A FINAL BUDGET FOR FISCAL YEAR 2005-2006.

Motion by Commissioner Sharon Langford, seconded by Commissioner Durden, to approve Resolution 05-56. The proposed tentative budget commencing October 1, 2005 is necessary to fund Personal Services, Operating Expenses and Capital Outlay expenditures, for the General Revenue Fund, Law Enforcement Trust Fund, Fire District Trust Fund, Court Facilities Trust Fund, Law Library Fund, Transportation Trust Fund, Transportation Project Impact Fee Fund, Fine & Forfeiture Fund, State Attorney & Public Defender Trust Fund, Community Development Block Grant, SHIP Fund, Current Capital Obligations Fund, Capital Projects Fund, Capital Construction Fund, Capital Impact Fees Fund, Solid Waste Fund, and Law Enforcement Education Fund. Chairperson Tommy Langford called for public comment, with no comments received. ***Motion carried unanimously with a 5-0 vote.***

Resolution 05-57: Mr. Gilliam advised the Board of Resolution 05-57, MSTU/EMS Final Millage Rate, and requested approval.

RESOLUTION 05-57

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; ADOPTING A FINAL NEW MILLAGE RATE FOR MUNICIPAL SERVICE TAXING UNIT (M.S.T.U.) FOR EMERGENCY MEDICAL SERVICE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2005.

Motion by Commissioner Thomas, seconded by Commissioner Durden, to approve Resolution 05-57. The tentative millage rate for the New Municipal Services Taxing Unit (M.S.T.U.) for Emergency Medical Service beginning October 1, 2005, shall be one (1) mill (\$1.00 per \$1,000). Said millage rate is newly established and the rolled-back rate is (\$ 0.00 per \$1,000) computed pursuant to Section 200.065, Florida Statutes. Chairperson Tommy Langford called for public comments, with no comments received. ***Motion carried unanimously with a 5-0 vote.***

Resolution 05-58: Mr. Gilliam advised the Board of Resolution 05-58, MSTU/EMS Final Budget, and requested approval.

RESOLUTION 05-58

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, ADOPTING A FINAL BUDGET FOR THE NEW MUNICIPAL SERVICE TAXING UNIT (M.S.T.U.) FOR EMERGENCY MEDICAL SERVICE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2005.

Motion by Commissioner Durden, seconded by Commissioner Thomas, to approve Resolution 05-58. The proposed tentative budget is necessary to fund Personal Services, Operating Expenses and Capital Outlay expenditures for Emergency Medical Service throughout the County. Chairperson Tommy Langford called for public comment, with no comments received. ***Motion carried unanimously with a 5-0 vote.***

County Planner Report:

Rezoning Map Review: (3/681-4/257) Ms. Winfield addressed the Board and reviewed the rezoning maps for the County.

Mark DeChamplain addressed the Board and asked what, if any, benefit or harm the rezoning will have on the County in the future. He stated that he was not in opposition to growth, but suggested that the Board proceed slowly with rezoning.

Ms. Winfield stated that the rezoning would allow for more manageable growth within the County, with Mr. McQueen stating that services such as fire, EMS, and law enforcement are more easily provided where the population is more centralized. Ms. Winfield called for any suggestions of the Board and the public.

Lloyd Sanders addressed the Board, and asked about the impact on the ground water with the density changes presented.

Thomas Philman addressed the Board voicing his concern to the inclusion of a large portion of land within the presentation.

Alex Wiscowski addressed the Board in support of the rezoning, referring to a subdivision being developed currently by he and his father.

*Recessed for Board of Adjustment at 6:16 p.m.
Reconvened as Board of County Commission at 6:28 p.m.*

Public Hearing, Special Permit Request, Progress Energy for Substation: (4/259) Ms. Winfield advised the Board of the special request made, advised the Board of the staff recommendations, and requested approval.

Chairperson Langford called for public comment, with Mr. Thompson addressing the Board. Mr. Thompson advised the Board that Central Fla. Electric Coop will place a small distribution substation on the location. He stated that the location would be fenced according to National Electric Regulation Code.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve Special Permit Request SP05-01, Progress Energy for Substation, and authorize the Chairperson to sign Final Order. Motion carried unanimously with a 5-0 vote.

Public Hearing, Todd Rezoning: (4/527) Ms. Winfield advised the Board of the rezoning request made, and requested approval. Mr. McPherson advised that the rezoning requires an Ordinance, and recommended the Board direct him to prepare an Ordinance for adoption.

Chairperson Langford called for public comment, with none received.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to direct County Attorney to prepare an Ordinance for adopted at the December 19, 2005 meeting. Motion carried unanimously with a 5-0 vote.

Public Hearing, Temporary Use Permit Request, Ma & Pa's Express, formally Papa's Convenience Store: (4/641) Ms. Winfield advised the Board of the temporary use permit request for a Flea Market, and requested approval.

Chairperson Langford called for public comment, with Mr. Nazir addressing the Board. Commissioner Durden stated that his concern would be the additional traffic and the safety issue.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve Temporary Use Permit Request by Papa's Convenience Store following staff recommendations, limiting the permit to 30 vendors, and authorizing the Chairperson to sign Final Order. Motion carried unanimously with a 5-0 vote.

Property Appraiser Vehicle: (4/977) Mr. Gilliam requested approval for the Property Appraiser to purchase vehicle for the additional position.

Motion by Commissioner Durden, seconded by Commissioner Thomas, to approve the purchase of vehicle for the new position for the Property Appraiser's Office. Motion carried unanimously with a 5-0 vote.

Community Redevelopment: (4/1069) Commissioner Gentry raised the issue of Community Redevelopment, amendment to plan. The Board agreed to schedule a time certain on December 5, 2005 at 1:30 p.m. for the City Manager to address the Board.

Public Hearing, Ordinance 05-14, Impact Fees, Capital Facilities: (4/1393) Mr. McPherson advised the Board of Ordinance 05-14, and requested approval.

ORDINANCE 05-14

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; REVISING THE EXISTING IMPACT FEES TO BE CHARGED FOR CAPITAL FACILITIES; MAKING FINDINGS IN SUPPORT OF THE FEES AND THEIR CONTINUATION AND REVISION; REVISING THE FACILITIES ON WHICH CAPITAL FACILITY IMPACT FEES MAY BE USED; REVISING THE MANNER IN WHICH IMPACT FEE EXEMPTIONS ARE TO BE GRANTED; MAKING CERTAIN EDITORIAL CHANGES; PROVIDING INSTRUCTIONS TO THE CODIFIER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve Ordinance 05-14, Impact Fees, Capital Facilities. Chairperson Langford called for public comment, with Mr. Price addressing the Board and commenting on the increase in impact fees. Motion carried unanimously with a 5-0 vote.

Commissioner Reports:

Commissioner Sharon Langford: (4/1811) discussed Soil & Water Conservation funding, a combination of 2005-2006 budget and tech position, and requested the separation. Mr. Gilliam advised that a response had been requested from Davis, Monk & Associates.

Commissioner Durden: (4/1891) None.

Commissioner Thomas: (4/1900) discussed the paving of Seventh Day Advent Church road.

Commissioner Thomas also discussed the garbage on the right-of-way on Tyler Grade, with the Board discussing several options. Chairperson Tommy Langford advised the Board of the Sheriff Office's response to complaints. The Board requested more information from Mr. McQueen regarding cameras for placement. Mr. McPherson advised the Board that even though criminal charges cannot be filed from information obtained within the garbage along the roadside, but that Code Enforcement violations can be brought.

Commissioner Gentry: (4/2077) requested a progress report on CR 337.

Commissioner Gentry also discussed the placement of a screen or shade over a window in the Commissioner's Meeting Room, and payment of the covering from Other Buildings Fund. The Board also agreed that repairs to the Commissioner's sign be paid from Other Buildings Fund, and requested Mr. McQueen to check into.

Commissioner Gentry requested a progress report of the sewage system at the jail, with Mr. McQueen giving an update.

Commissioner Gentry asked what process the Character First Council had to do to receive their \$1,000 budgeted monies.

Public Hearing, Ordinance 05-16, Impact Fees, Transportation: (4/2275) Mr. McPherson advised the Board of Ordinance 05-16, and requested approval.

ORDINANCE 05-16

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; REVISING THE EXISTING IMPACT FEES TO BE CHARGED FOR ROADS; MAKING FINDINGS IN SUPPORT OF THE FEES AND THEIR CONTINUATION AND REVISION; REVISING THE

MANNER IN WHICH IMPACT FEE EXEMPTIONS ARE TO BE GRANTED; MAKING CERTAIN EDITORIAL CHANGES; PROVIDING INSTRUCTIONS TO THE CODIFIER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Motion by Commissioner Sharon Langford, seconded by Commissioner Durden, to approve Ordinance 05-16, Impact Fees, Transportation and authorizing Chairperson to sign. Motion carried unanimously with a 5-0 vote.

Commissioner Reports Continued:

Chairperson Langford: (4/2370-5/259) discussed the direction of Mr. Philpot in regards to a land donation.

Chairperson Langford discussed the Loncala property, and the receipt of written agreement to sell the County land at \$5,000 per acre.

Chairperson Langford discussed the trash on County Line, and advised of the plan for a grant application to assist with clean up costs.

Chairperson Langford discussed the approximate 5.12 acres located at McArthur Park. He advised that SVL representative, Todd Bryant, is requesting the County to approach the State in hopes to acquire the land as a donation, and in turn donate the land for the expansion of the park. The Board agreed with the donations, and Chairperson Tommy Langford agreed to investigate on behalf of the Board.

Chairperson Langford discussed adoption of an Ordinance for the enforcement to deal with a convicted sex offender, with the Board discussing the individual involved and stating that more examination is needed in regards to this specific situation.

Elaine Fason: (5/260) Mr. Gilliam advised the Board of the retirement of Elaine Fason, County Agent Office, and requested that Mr. Weaver arrange for a plaque to be presented for her extensive service.

Old Business: (5/283) None.

New Business: (5/284) None.

Public Participation: (5/286) None.

Committee Assignments: (5/290) Commissioner Durden reminded the Chairperson of the Committee Assignments needed to be addressed.

Adjournment: (5/331)

There being no further business, Commissioner Thomas *moved* to adjourn at 7:30 p.m. Motion seconded by Commissioner Sharon Langford, and carried unanimously.

APPROVED:

Tommy Langford, Chairperson

ATTEST:

Joseph W. Gilliam, Clerk

