

MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD JANUARY 3, 2006.

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a regular meeting on Tuesday, January 3, 2006 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 Tommy Langford, Chairperson
Commissioner Durden, Vice-Chairperson
Commissioner Kenrick Thomas
Commissioner Sharon Langford
Commissioner Mitchell Gentry

Others in attendance were: John McPherson, County Attorney, Joseph W. Gilliam, Clerk of Court, Janice Wasson, Deputy Clerk, Ron McQueen, County Administrator, Sam Ferguson, Finance Director, Stacy Winfield, County Planner, Delight Curtis, Wanda Hutto, Jose DeJesus, Ron Mills, Rob Willis, Gene Parrish, Joe Barron, Jerry Kiernan, and Diane Rondolet.

Call to Order:

Chairperson Tommy Langford called the meeting to order at 1:16 p.m., with Commissioner Durden delivering the invocation and Commissioner Gentry leading the Pledge of Allegiance.

Agenda Changes: (1/39) Mr. Gilliam advised the Board of the following agenda changes:

Additions:

1. John Deere Grader (*Road Department Report*)
2. Bid Opening, N Gilchrist VFD (*Clerk Report*)
3. Notice of Bid Increase, SE 70th (*Clerk Report*)

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

Additions:

1. Ron Mills, Annual Report for Spring Ridge VFD

Commissioner Durden requested that the Road Department be placed at the beginning of the each meeting to allow the department to return to work.

Motion by Commissioner Sharon Langford, seconded by Commissioner Gentry, to approve agenda changes and placing the Road Department at the beginning of each meeting agenda. Motion carried unanimously with a 5-0 vote.

Consent Agenda: (1/98)

1. Approval of Minutes:
December 19, 2005
2. Approval of Budget Entries:
#BE06-029, General Fund, \$2,000.00
#BE06-030, Community Devel Block Grant Fund, \$10,000.00
#BE06-031, General Fund, \$6,046.88

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

Annual Report, Spring Ridge VFD: (1/111) Mr. Mills addressed the Board and presented the Board with the Annual Report for Spring Ridge VFD, and also announced that a new Chief would be taking over duties at Spring Ridge VFD on January 5, 2006. The Board inquired if the other fire departments would be submitting a similar report with Mr. McQueen clarifying that a report would be submitted for each fire department through the Fire Coordinator.

Attorney Report:

Ordinances and Resolutions:

Subdivision Ordinance: (1/180) Mr. McPherson advised the Board that this Ordinance is set for adoption at the current meeting.

Status Reports:

McArthur Property Donation: (1/189) Mr. McPherson advised the Board that a survey had been ordered, with Mr. McQueen updating the Board on the status.

Land Development Code Update: (1/222) Mr. McPherson advised the Board that the draft of Article 13, Administrative Procedures, had been prepared and reviewed by staff, and would be on the agenda of the next Planning and Zoning Board meeting for review. Mr. McPherson recommended that a time be scheduled for review of Article 13, with January 17, 2006 at 4:15 p.m. being scheduled.

Pending Litigation:

Brooks and Strickland v. Aderholts and Gilchrist County: (1/277) Mr. McPherson advised the Board that there had been no new activity.

Gilchrist County v. Langfords: (1/280) Mr. McPherson advised the Board that he is still waiting for the release of lien from the Federal government.

Gilchrist County v. James Lee: (1/285) Mr. McPherson advised the Board that an attempt to serve Mr. Lee in Gilchrist County is being made.

Miscellaneous: (1/294) None.

Clerk Report:

Lafayette County, Resolution Request: (1/301) Mr. Gilliam advised the Board of the resolution request from Lafayette County to be sent to Suwannee River Water Management. No action was taken by the Board.

North Gilchrist VFD, Sealed Bids: (1/350) Mr. Ferguson advised the Board of the bid opening for the equipment purchase for North Gilchrist VFD, and recommended approval of the only bid received.

Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve bid for Buddy Gray Fire Equipment, \$3,250 each unit, for the equipment purchase for North Gilchrist VFD. Motion carried unanimously with a 5-0 vote.

S & T Service, Bid Increase: (1/414) Mr. Gilliam advised the Board of the notice of bid increase from S & T Service. After discussion, the Board requested that the original bid specifications be retrieved and reviewed, with Mr. Ferguson stating that he would retrieve the documentation during the first break.

John Deere Grader: (1/517) Mr. Gilliam advised the Board of the excess hours on the grader, with Mr. Watson advising of the option to lease another grader until the John Deere grader can be returned and replaced. The Board requested a review of the contract to ensure that there will not be a penalty for early turn-in.

Motion by Commissioner Sharon Langford, seconded by Commissioner Gentry, to approve the early turn-in of the John Deere grader and the leasing of a Caterpillar grader from Ring Power until the new graders are delivered, as long as there is no penalty from John Deere. Motion carried unanimously with a 5-0 vote.

Road Department Report:

Agenda Changes: (1/791) Chairperson Langford advised Mr. Watson that the Board had agreed to move the Road Department Report to the beginning of the agenda for the first meeting of each month as to allow him to return to work quickly.

Road Department Relocation Update: (1/808) Commissioner Gentry requested an update on the Road Department relocation, with Mr. Watson advising that he had not received any information after the testing by the engineers.

Public Hearing, Ordinance 05-18, Subdivisions: (1/827) Mr. McPherson reviewed the changes to the ordinance since the last public hearing on December 19, 2005, and recommended approval.

ORDINANCE 05-18

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, AMENDING THE SUBDIVISION REGULATIONS IN THE COUNTY'S LAND DEVELOPMENT CODE; AMENDING THE DEFINITION OF SUBDIVISION; ESTABLISHING LOT SPLITS AND A PROCEDURE THEREFOR; AMENDING THE ACCESS REQUIREMENTS FOR LOTS WITHIN CERTAIN SUBDIVISION; AMENDING THE DEFINITION OF MINOR SUBDIVISION; ESTABLISHING NEW MINIMUM LOT SIZES FOR CERTAIN SUBDIVISIONS; AMENDING THE RULES FOR MAINTENANCE AND REPAIR OF REQUIRED IMPROVEMENTS; ESTABLISHING NEW LEVEL OF SERVICE STANDARDS FOR SUBDIVISIONS CONNECTING TO COUNTY ROADWAYS; PROVIDING FOR DELAYED APPLICABILITY; PROVIDING INSTRUCTIONS TO THE CODIFIER; AND PROVIDING AN EFFECTIVE DATE.

Ms. Winfield addressed the Board and requested clarification on the issue of driveways allowed to a collector road, and made a recommendation to the Board to amend #5 to say "from major collectors to arterial road ways". She also stated that she had spoken to Justin Watson at the Road Department and stated that they were not in agreement with her recommendation.

Mr. Parrish addressed the Board and also requested clarification on this matter, making his recommendation as to a solution to the problem. The Board discussed the issue at length, with Mr. McPherson advising to state individual roads that are concerns of the Board within the Ordinance. The Board discussed including CR 341, CR 337, CR 307, CR 342 and CR 232 within the language of the Ordinance.

Motion by Commissioner Durden, seconded by Commissioner Thomas, to approve Ordinance 05-18 and allow Chairperson to sign with changes. Mr. McPherson clarified the changes as Minor Subdivisions would go before the Planning & Zoning Board, and the amendment of the definition of a minor subdivision in subsection 5. Commissioner Thomas voiced his disappointment that more developers were not present. Chairperson Langford called for public comment, with none received. ***Motion carried unanimously with a 5-0 vote.***

Copy Requests/Code Update: (1/2463-2/31) Mr. Gilliam requested direction from the Board on the issue of clean copies of Ordinances. The Board directed the Clerk to forward any requests for copies of Ordinances to either the County Attorney or the County Planner.

County Planner Report:

Public Hearing, Easley Place First Addition Major Subdivision: (2/39) Ms. Winfield advised the Board of the Preliminary Plat for the subdivision, and recommended approval.

Motion by Commissioner Gentry, seconded by Commissioner Thomas, to approve Preliminary Plat for Easley Place First Addition Major Subdivision as presented. Mr. Parrish and the Board discussed the dedication of right-of-way within the approval of the

preliminary plat. Ms. Winfield recommended that the Board review the right-of-way dedication on individual subdivisions, not eliminating the requirement all together. ***Motion carried unanimously with a 5-0 vote.***

Jordan & Associates, Jose DeJesus: (2/908) Mr. DeJesus addressed the Board and presented an updated Housing Assistance Plan (HAP). Mr. Gilliam requested clarification on the maximum Deferred Payment Loans (DPL), and the intention in accordance with the CDBG/SHIP Program.

The Board directed the County Administrator to draft letters for the Conflict of Interest, once the required documents are received from Jordan & Associates.

Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve the LHAP, with changes noted to the DPL in the HAP. Motion carried unanimously with a 5-0 vote.

Motion by Commissioner Gentry, seconded by Commissioner Thomas, to authorize Mr. McQueen to submit the conflict list within the top 20 applications to DCA. Motion carried unanimously with a 5-0 vote.

Motion by Commissioner Gentry, seconded by Commissioner Durden, to approve review of the top 20 applicants on the Rank & Sort List by Jordan & Associates. Motion carried unanimously with a 5-0 vote.

County Administrator Report:

Solid Waste Scales: (2/2036) Mr. McQueen advised the Board of remedy to the scales at Solid Waste, including a maintenance plan.

Hart Springs Project: (2/2104) Mr. McQueen advised the Board of FRDAP grant, and requested approval to advertise for sub-contractor bids.

Motion by Commissioner Gentry, seconded by Commissioner Durden, to authorize the advertisement for sub-contractors for the bathhouse renovations. Motion carried unanimously with a 5-0 vote.

Comprehensive Economic Development Strategy Update: (2/2246-3/129) Mr. McQueen advised the Board of update, and requested review of the list by the Board. Mr. McQueen requested a list, in priority order, by the January 17, 2006 meeting, and advised that the list must be submitted by January 31, 2006.

State of Florida, EMPA Grants: (3/131) Mr. McQueen requested Board approval to sit on the State Emergency Board for through 2006.

Motion by Commissioner Gentry, seconded by Commissioner Thomas, to allow Mr. McQueen to continue to sit on the State Emergency Board through 2006. The Board discussed the time needed to continue to sit on this Board, and that Mr. McQueen is fazing himself out of this responsibility. ***Motion carried unanimously with a 5-0 vote.***

School Board Trade: (3/208) Mr. McQueen advised that the School Board is still inclined to trade the County for the property at Walker Curve, less the property designated for the firing range, and requested direction from the Board. The Board expressed their concern that the college would be placed at the location, and Mr. McQueen reminded the Board that if the School Board intended to place the Community College at Walker Curve that the Board would have to approve a Comp Plan Amendment Change prior to construction. Chairperson Tommy Langford stated that if an agriculture center is placed within the County, that Walker Curve would be an excellent location. Commissioner Durden reminded the Board of the financial savings by receiving the land and mobile home in the trade, and feels that the School Board would honor their intentions to plant pine trees for the FFA chapters at Trenton and Bell.

Motion by Commissioner Gentry, seconded by Commissioner Durden, to approve proceeding with the land swap with the School Board (acre for acre) including a triple wide mobile home, but excluding the firing range acreage to be determined by a survey, subject to negotiated terms and conditions mutually agreeable to the County and School Board. The Board further discussed the landfill located on the property being received from the School Board, and discussed the placement of a parking lot on the property, including the benefits. Surveys of the both properties were also discussed in regards to parties responsible for costs. ***Motion carried unanimously with a 5-0 vote.***

Public Facility: (3/1067) The Board discussed the need within the County for a facility to serve the entire County.

Space Report: (3/1224) Mr. Willis, Public Safety Director, advised the Board of the inspection made to the Firing Range and the Wilkerson Building, and recommended that the offices remain where they are, and possibly expedite the construction of a building in Bell.

Mr. Willis requested time for a presentation on the Public Safety Department. The Board scheduled January 17, 2006 at 4:45 p.m.

Motion by Commissioner Gentry, seconded by Commissioner Durden, to approve placing the Board department reports (as needed) on the agenda at the first meeting of each month, to be heard at the beginning of the meeting. Motion carried unanimously with a 5-0 vote.

The County Administrator and Public Safety Director agreed to remain in the space at present, with space and budget issues being addressed during budget time.

Public Complaints: (3/1920) Mr. Willis requested that any Commissioner who receives comments and complaints from the public regarding any public safety issue or concerns, to let him know so that he can assist in a resolution.

Miscellaneous: (3/1955) None.

Commissioner Reports:

Commissioner Thomas: (3/1958-4/8) discussed moving the mid-month meeting to 4:00 p.m. permanently.

Commissioner Thomas discussed the noise ordinance attempted by the County, and requested that more information be presented to the Board, including financial information. The Board discussed at length noise issues, and requested Sheriff Turner be asked to attend the January 17, 2006 meeting.

Commissioner Gentry: (4/9) discussed the jail and sewer issues. He also announced that he is the new CEDS Chairperson with the North Florida Regional Planning Council.

Commissioner Durden: (4/35) discussed Board liability at the firing range regarding lead ammunition v. steel ammunition. He stated that the Sheriff Office had notified the Highway Patrol Office of the requirement to use steel ammunition, and questioned the need for an audit.

Commissioner Durden discussed the decision of the Town of Bell regarding fire. He asked the Board of their desire in proceeding with fire protection being provided currently. The Board agreed to present the Town of Bell with the ultimatum of taking over the Bell VFD or being billed by the County for fire protection.

Motion by Commissioner Thomas, seconded by Commissioner Gentry, to authorize Commissioner Durden to attend the Town of Bell City Commission meeting and present the options available for fire protection on behalf of the Board. The Board discussed negotiating fees for services if the Town of Bell takes over the control of fire services for the Town of Bell. ***Motion carried unanimously with a 5-0 vote.***

Commissioner Sharon Langford: (4/390) discussed the Florida Crown Workforce Board meeting held over the holidays, and advised that if there is a need for training or assistance in employment that they are available (free of costs).

Commissioner Sharon Langford also briefly discussed the bird flue workshop she attended.

Chairperson Langford: (4/430) discussed the new Animal Control Officer. He also requested that the Animal Control Officer attend a Board meeting to allow the Commissioners can be formally introduced. Commissioner Durden raised the issue of large animals, and stated that an alternative solution may be needed. He also stated that Ms. Watson may need to address the Board on budget issues, and that several of the items the County thought were possessed, were not. Commissioner Durden stated that Ms. Watson was not to blame, and that she is doing a good job, with Commissioner Thomas agreeing that he had heard very good comments on Ms. Watson's behalf.

Chairperson Langford also discussed the clean-up process on CR 337. He stated that a work day had been scheduled for the latter part of January, with a second work day to follow. Commissioner Durden reminded the Board of the agreement between the County and Alachua County for the maintenance of CR 337.

Chairperson Langford also requested a status of the survey for Solid Waste property on CR 138, with Mr. McQueen stating that the survey is in the works.

Commissioner Durden: (4/591) discussed a one (1) acre tract of land owned by the County, and asked the Board's opinion on selling or retaining the property. The Board discussed the possible requirement to bid to sell the land owned by the County, and requested the County Attorney to research the issue and make a report.

Old Business: (4/668) Mr. Ferguson re-addressed the bids received from S & T Service for the paving of SE 70th Ave. The Board discussed the original bids received, and recommended negotiations.

New Business: (4/896) None.

Public Participation: (4/898) None.

Adjournment: (4/901)

There being no further business, Commissioner Thomas *moved* to adjourn at 4:48 p.m. Motion seconded by Commissioner Durden, and carried unanimously.

APPROVED:

Tommy Langford, Chairperson

ATTEST:

Joseph W. Gilliam, Clerk