

**MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD MARCH 20, 2006.**

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a regular meeting on Monday, March 20, 2006 at 4:00 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 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, Jacki Johnson, Stacy Winfield, County Planner, Jerry Kiernan, Melvin Wheeler, Lee Scheltenbrand, Don Alexander, Julie Harrison, Diane Rondolet, James Johnson, Tony Sullivan, John Ayers, Rob Willis, Bill Rogers, Libbie Estes, Betty Minton, Wendy Wilkerson, Lonnie Wilkerson, Wayne Miller, William Roberts, Cliff Wilkerson, and Jim Martin.

**Call to Order:**

Chairperson Tommy Langford called the meeting to order at 4:02 p.m., with Commissioner Sharon Langford delivering the invocation and Commissioner Durden leading the Pledge of Allegiance.

**Agenda Changes:** (1/29) Mr. Gilliam advised the Board of the following changes:

1. Removal of Citizen's Request by Jana Bruce
2. Request to Use Courthouse Property on April 1, 2006
3. Resolution/Letter of Support, Location of a Satellite Campus for Lake City Community College
4. Resolution, Assuming Risk and Liability, Road Closure, SE 1<sup>st</sup> Street

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

1. Paving CR 337
2. Rob Willis, EMS, Weekend Pay Differential
3. CDBG

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

**Consent Agenda:** (1/95) Mr. Gilliam corrected the date of the minutes as shown within the Consent Agenda, and stated that the minutes are for March 6, 2006.

1. Approval of Minutes:  
March 6, 2006, Regular Meeting
2. Approval of Budget Entries:

#BE06-056, General Fund, \$940.00  
#BE06-057, Fire District Trust Fund, \$85.00  
#BE06-058, Transportation Fund, \$250.00

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

**County Administrator/Department Reports:**

Tourist Development Council: (1/125) Mr. McQueen advised the Board of the Tourist Development Council, with Julie Harrison, Hart Springs, addressing the Board, and discussing the contacts she made within the community.

Chairperson Tommy Langford stated that he would serve on the Tourist Development Council as representative for the Board, and Ms. Harrison stated that Damon Leggett, Property Appraiser, had agreed to serve as representation for elected officials if no other elected official came forward.

Florida Boating Improvement Program: (1/366) Mr. McQueen advised the Board of the FBIP Agreement, \$24,543, stating that the County Attorney had reviewed, and requested approval.

***Motion by Commissioner Sharon Langford, seconded by Commissioner Durden, to approve the Florida Boating Improvement Program Agreement, \$24,543, and authorize the Chairperson to sign. Motion carried unanimously with a 5-0 vote.***

Suwannee River Water Management District (SRWMD), GIS Partnership, Request for Assistance: (1/423) Mr. McQueen advised the Board of the request for the County to enter into a partnership with the SRWMD, for digital resource data and for SRWMD to provide on-site basic training to be used in conjunction with the current permitting process, and requested approval.

***Motion by Commissioner Durden, seconded by Commissioner Thomas, to approve to enter into a GIS Partnership with the Suwannee River Water Management District. Motion carried unanimously with a 5-0 vote.***

CDBG, Monitoring Report: (1/754) Mr. McQueen advised the Board of the letter received from Department of Community Affairs, and discussed the two (2) findings. He stated that a workshop is scheduled prior to the April 3, 2006 meeting.

CDBG, Bid Awards: (1/791) Mr. McQueen advised the Board of the contractor that had proposed changing the housing stock for the CDBG bids awarded, from block to brick. The Board agreed that this change would increase the value of the homes, with Mr. McQueen recommending that a change orders be submitted for each home.

Land Swap with School Board: (1/840) Mr. McQueen advised the Board of the Boundary Survey received from Parrish Land Survey, and requested the Board schedule the Public Hearing for the Resolution. The Board scheduled April 17, 2006 at 6:45 p.m.

Small County Outreach Program (SCOP) and Small County Road Assistance Program (SCRAP) for 2007-2008: (1/976) Mr. McQueen advised the Board of the mailing received, and also advised that the projects list must be submitted by May 1, 2006. The Board discussed the CR 337 project lowest bid being more than the project funds, and discussed several options of the County: 1) the County reducing the scope of the project, 2) mediation with the contractor, 3) the contractor reducing the scope of the project, 4) re-bid the project, or 5) modify the contract in regards to the size of the project. Mr. McQueen stated that DOT, at this time, could only increase the funding for the project by 10%. The Board directed the County Administrator to contact the contractor in regards to the increase from State, and report back at the April 3, 2006 meeting.

Special Permit Application, TAP Enterprises: (1/1502) Mr. McQueen advised the Board of the application received, and requested approval for a Tool Sale at the American Legion.

***Motion by Commissioner Thomas, seconded by Commissioner Sharon Langford, to grant Special Permit Application for TAP Enterprises to hold a Tool Sale at the American Legion. Motion carried unanimously with a 5-0 vote.***

Florida Department of Transportation: (1/1582) Mr. McQueen advised the Board of the letter received requesting priorities. Mr. Gilliam advised that Mr. Greene had requested a time certain at the May 1, 2006 meeting at 1:30 p.m.

**Road Department Report:**

Highland Tractor Co.: (1/1895) Mr. Watson advised the Board of issue with the grader, with Mr. Kenny Stemple addressing the Board. Mr. Stemple began by apologizing to the Board on behalf of Highland Tractor, and stated that he would work with the County on as much as possible concerning Invoice #125521. The Board directed the Road Department to meet with Highland Tractor and report back to the Board.

Ring Power: (1/2159) Mr. Gilliam advised the Board of the issue concerning the leased graders, and explained the options presented by Ring Power.

***Motion by Commissioner Gentry, seconded by Commissioner Durden, to approve entering into an agreement with Ring Power for the lease of graders, \$2,000 per month for 2 months. Motion carried unanimously with a 5-0 vote.***

Limerock Report, February, 2006: (1/2364) Mr. Watson advised the Board of the limerock report for February.

Road Department Relocation: (1/2403-2/68) Mr. Watson discussed the new location of the Road Department with the Board, and requested changing the dimensions of the building prior to bidding.

***Motion by Commissioner Thomas, seconded by Commissioner Durden, to approve increasing the size of the building for the Road Department from 85'x60' to 100'x60'. Motion carried unanimously with a 5-0 vote.***

Rumble Strips: (2/77) Commissioner Sharon Langford requested status of the rumble strip being placed within the County, and Mr. Watson advised that the installation began today.

Road Erosion: (2/130) Commissioner Thomas raised the issue of erosion of NW 93<sup>rd</sup> Lane, and presented an estimate for sprigs instead of seeding.

***Motion by Commissioner Thomas, seconded by Commissioner Gentry, to approve Dukes Quality Hay, Inc., \$2,800, for planting Bermuda sprigs, fertilize, cut in cover seed and cover with hay on the roadside of NW 93<sup>rd</sup> Lane instead of seeding. Motion carried with a 4-1 vote, with Commissioner Thomas voting yes, Commissioner Gentry voting yes, Commissioner Durden voting no, Commissioner Sharon Langford voting yes, and Chairperson Tommy Langford voting yes.***

**County Administrator/Departments Report (Continued):**

Weekend Pay Differential Proposal: (2/654) Mr. Rob Willis addressed the Board regarding a proposal for EMS. He stated that this differential would not change the base pay for the paramedics.

***Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve a 5% Weekend Pay Differential Proposal for EMS. Motion carried unanimously with a 5-0 vote.***

Bill Cervone, State Attorney, Response to Breach the Peace Statute: (2/764) Mr. Willis advised the Board that the State Attorney, Bill Cervone, had been unable to respond as requested by the Board, and stated that a report would be presented at a future meeting.

Assistant Fire Chief: (2/786) Mr. Willis announced to the Board that Lee Scheltenbrand has volunteered to act as the Assistant Fire Chief directly under Billy Carreccia, Fire Coordinator. He and Mr. Scheltenbrand stated that they are excited about the progress.

**Public Hearings, Land Use:**

Workshop: Redefining Urban Development Areas, Rezoning and Land Uses for Certain Areas within the County: (2/835-3/758) Ms. Winfield advised the Board of the proposals received for the rezoning and land uses within the County.

Chairperson Tommy Langford called for public comments, with Bill Rogers, James Johnson, Cliff Wilkerson, William Roberts, Don Alexander, Gene Parrish, Tony Sullivan, and Libby Estes addressing the Board.

The Board discussed a future workshop, and stated that a workshop is scheduled for April 17, 2006 at 5:00 p.m.

***Recess for Board of Adjustment  
Reconvene as Board of County Commissioners***

**County Administrator/Departments Report (Continued):**

City of Trenton, Dumpsters: (3/769) Mr. McQueen advised the Board of the letter received requesting clarification on the dumpsters maintained by the contracted garbage services.

Approval of Travel: (3/843) Mr. McQueen requested approval for upcoming travel for a Recycling Conference in June (Ron McQueen to attend), 911 Coordinators Conference in May (Rob Willis to attend), Florida Association of Counties Conference June (Ron McQueen to attend with any interested Board members), and the Building Officials Conference in

June (Randy Wiggins to attend).

***Motion by Commissioner Durden, seconded by Commissioner Thomas, to approve travel requested for Recycling Conference, 911 Coordinators Conference, FAC Conference, and Building Officials Conference. Motion carried unanimously with a 5-0 vote.***

Commissioner Travel: (3/969) Mr. McQueen advised that he had placed all the Commissioners on the list for the luncheon and conference. The Board made arrangements for traveling to Tallahassee for Legislative Day. The Board extended an invitation to John Ayers, however he declined.

Hart Springs: (3/1101) Mr. McQueen advised the Board of progress on the bathhouse, and advised that no bids were received after advertisement. He requested direction from the Board regarding re-bidding or accepting bids solicited by the County. The Board decided to attempt to solicit more bids and bring back a report at the April 3, 2006 meeting.

Miscellaneous: (3/1990) None.

**Attorney Report:**

**Ordinances and Resolutions:**

Todd/Fitzgerald Land Use Change: (3/2030) Mr. McPherson advised the Board that the Ordinances for the land use change and rezoning are scheduled for the April 3, 2006 meeting.

County Junk Regulations: (3/2049) Mr. McPherson advised the Board of the memo attached regarding a proposed change to the County's Junk Regulations, and recommended approval.

***Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to direct the County Attorney to draft an Ordinance for County Junk Regulations, and set for adoption. Motion carried unanimously with a 5-0 vote.***

**Status Reports:**

McArthur Property Donation: (3/2297) Mr. McPherson advised the Board that a title report had been obtained for the property and that this report shows that the property is included within a lease to the Florida Division of Forestry. He stated that this lease, as it relates to the lease, would need to be cancelled, and that staff is currently working on this issue.

Loncala Property: (3/2335) Mr. McPherson advised the Board that a price had been agreed upon for the three (3) acres, and that a survey had been ordered and is in the process.

Land Development Code Update: (3/2353) Mr. McPherson advised the Board that a draft of Article 8, Supplementary Standards, had been presented to the Planning & Zoning Board for review at their last meeting. He stated that much would need to be added, and that the PZB had scheduled an Articles Workshop for March 27, 2006 at 6:00 p.m. to review Article 3, Use Districts.

Disposal of County Barrow Pit: (3/2467) Mr. McPherson advised the Board that the required advertisement has been provided to the Gilchrist County Journal for publication, and that the deadline for receiving bids would be April 14, 2006.

Exchange with School Board: (3/2481) Mr. McPherson advised the Board that the exchange had been scheduled for the April 17, 2006 meeting at 6:45 p.m.

Frank Cunningham Questions: (3/2497) Mr. McPherson advised the Board that the answers provided by the Board on March 6, 2006 had been provided to Mr. Cunningham with a copy to Mr. Hurley.

**Pending Litigation:**

Brooks and Strickland v. Aderholts and Gilchrist County: (3/2505-4/10) Mr. McPherson advised the Board that the parties were not able to reach an agreement at the Case Management Conference on March 7, 2006, and that the Judge would have to decide what should be in the order.

Gilchrist County v. Langfords: (4/12) Mr. McPherson advised the Board that the release of lien from the Federal government had been received, and would be recorded.

Gilchrist County v. James Lee: (4/19) Mr. McPherson advised the Board that he prepared and filed the Motion for Summary Judgment today, and that a hearing should be set after 30 days.

**Miscellaneous:** (4/30) None.

**Clerk Report:**

FDLE: (4/32) Mr. Gilliam advised the Board of the Certification of Acceptance/Request for Payment, \$3,305, for Gilchrist County Firearms Grant, and recommended approval.

***Motion by Commissioner Sharon Langford, seconded by Commissioner Durden, to approve Gilchrist County Firearms Grant, and authorize Chairperson to sign. Motion carried unanimously with a 5-0 vote.***

**County Attorney Report (Continued):**

Land Swap with School Board: (4/61) Mr. McPherson requested that he review the survey of the Walker Curve property with the Board prior to preparation of the final documents.

**Clerk Report (Continued):**

Resolution 06-13 & Budget Entry #BE06-059: (4/300) Mr. Gilliam advised the Board of resolution and budget entry for Grant Award, \$15,000, and recommended approval.

**RESOLUTION 06-13**

**A RESOLUTION OF THE GILCHRIST COUNTY BOARD  
OF COUNTY COMMISSIONERS AMENDING THE  
GENERAL FUND BUDGET**

***Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve Resolution 06-13, \$15,000, and Budget Entry #BE06-059. Motion carried unanimously with a 5-0 vote.***

Rural Area of Critical Economic Concern, Memorandum of Agreement: (4/392) Mr. Gilliam advised the Board of agreement, and recommended

approval.

***Motion by Commissioner Gentry, seconded by Commissioner Durden, to approve Memorandum of Agreement, Rural Area of Critical Concern, and authorize Chairperson to sign.*** Mr. McPherson advised of an error in the agreement. ***Motion carried unanimously with a 5-0 vote.***

S & T Service, Invoice #4981: (4/467) Mr. Gilliam advised the Board of Invoice #4981 for the paving of SE 70<sup>th</sup> Ave, and recommended approval.

***Motion by Commissioner Durden, seconded by Commissioner Sharon Langford, to approve payment of Invoice #4981, S & T Service, for \$142,889. Motion carried unanimously with a 5-0 vote.***

Department of Transportation, Reimbursement Request for CR 319: (4/527) Mr. Gilliam advised the Board of reimbursement request, and recommended approval.

***Motion by Commissioner Sharon Langford, seconded by Commissioner Durden, to approve Reimbursement Request, \$150,642.51, CR 319. Motion carried unanimously with a 5-0 vote.***

Department of Transportation, Reimbursement Request for CR 340: (4/554) Mr. Gilliam advised the Board of reimbursement request, and recommended approval.

***Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve Reimbursement Request, \$152,431.39, CR 340. Motion carried unanimously with a 5-0 vote.***

Volunteer Coordinator, Arlene Cameron: (4/585) Mr. Gilliam advised the Board of the letter received from Ms. Cameron. The Board discussed seeking another person to fill the position, with no action taken by the Board. The Board did discuss searching for a replacement, but stated that it was not a requirement.

Relay for Life: (4/634) Mr. Gilliam advised the Board of the fund raising events, and requested permission to use the Courthouse property for a yard sale on April 1, 2006 from 8 a.m. until 1:00 p.m.

***Motion by Commissioner Durden, seconded by Commissioner Gentry, to authorize the Relay for Life Members to hold a yard sale on the Courthouse property, Saturday, April 1, 2006, from 8:00 a.m. until 1:00 p.m. Motion carried unanimously with a 5-0 vote.***

Satellite Campus, Lake City Community College: (4/676) Mr. Gilliam advised the Board of the request from Dr. Hall, and requested approval of a resolution or letter of support.

***Motion by Commissioner Gentry, seconded by Commissioner Thomas, to approve a Letter of Support for a Satellite Campus for Lake City Community College location within Gilchrist County. Motion carried unanimously with a 5-0 vote.***

2006-2007 Budgets: (4/731) Commissioner Durden asked the Clerk when budget workshops would begin, with Mr. Gilliam stating that he would be attending a workshop the following morning with the County

Administrator and Finance Department, and will bring budget preparation in April.

Commissioner Durden also requested if the Constitutional Officers could present a line item budget, with Mr. Gilliam stating that the Finance Department is working on a form.

City of Trenton, Resolution for Assumption of Liability: (4/950) Mr. Gilliam advised the Board of the request of the City of Trenton, and requested approval of a resolution.

#### **RESOLUTION NO. 06-14**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; AGREEING TO ASSUME LIABILITY DURING THE CLOSURE OF SOUTHEAST FIRST STREET WITHIN THE CITY OF TRENTON; AND ESTABLISHING AN EFFECTIVE DATE.**

***Motion by Commissioner Durden, seconded by Commissioner Gentry, to approve Resolution 06-14, Assuming Risk and Liability for the road closure at the Courthouse, as long as the County Attorney oversees the preparation. Motion carried unanimously with a 5-0 vote.***

#### **Commissioner Reports:**

Commissioner Sharon Langford: (4/1070) requested a copy of the printout for the Building Department and Hart Springs, revenue received each month.

Commissioner Durden: (4/1130) None.

Commissioner Gentry: (4/1132) None.

Commissioner Thomas: (4/1134) None.

Chairperson Tommy Langford: (4/1136) discussed a recent meeting with DOT in conjunction with the CIGP Program, and requested the Board's permission to pursue funding. Commissioner Langford agreed to research and report back to the Board.

Commissioner Tommy Langford also discussed letter from Cliff Sterns regarding Federal funding for a new jail.

Finally Chairperson Tommy Langford discussed the meeting with Jana Bruce and representation for Pine Ridge Plantation, and stated that a resolution was reached.

**Old Business:** (4/1454) None.

**New Business:** (4/1455) None.

**Public Participation:** (4/1456) None.

**Adjournment:** (4/1458)

There being no further business, Commissioner Durden ***moved*** to adjourn at 8:34 p.m. Motion seconded by Commissioner Thomas, and carried unanimously.

APPROVED:

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Tommy Langford, Chairperson

ATTEST:

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Joseph W. Gilliam, Clerk