

MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD DECEMBER 1, 2008.

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a **Regular Meeting** on Monday, December 1, 2008, 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 Sharon Langford, Chair
Commissioner D. Ray Harrison, Vice Chairman
Commissioner Randy Durden
Commissioner Tommy Langford,
Commissioner Kenrick Thomas

Others in Attendance

Joseph W. Gilliam, Clerk of Court; Jacki Johnson, Finance Director; Patty McCagh, Board Secretary; John K. McPherson, County Attorney; Ron McQueen, County Administrator; John Ayers, Gilchrist County Journal; Diane Rondolet, Code Enforcement; Julee Brideson, Administrative Assistant; Taylor Brown, County Planner; Justin Watson, Road Department Superintendent; Ron Mills, EM Chief; Carlos Perez, Fire Chief; Mollie Branning, 911-Building Department; Judge Philman; Carl & Geneva Cornwell, Character Council; Alachua County Public Works; Mike Shaffer; Russ Auspurg; Elania Spain; and Joyce Ferrante.

Call to Order

Madam Chairman, Sharon Langford called the meeting to order at 1:15 p.m. with Commissioner Tommy Langford delivering the invocation and Commissioner D. Ray Harrison led the pledge of allegiance.

Agenda Changes

- Mr. Gilliam, Clerk of Court, presented the following agenda changes:
 1. Addition: January 2009; re-schedule Mid-Month Meeting
- Mr. McQueen, County Administrator, presented the following agenda changes:
 1. Addition Handout: Resolutions to back up Supplemental Agreements for CR 344 and CR 232
 2. Addition: Resolution 2008-83; SRWMD Regional Well Field
 3. Addition: Amendment to Lease Agreement; SRWMD/Hart Springs
 4. Addition: Bids for Hart Springs Playground
 5. Addition: LCCC Memorandum of Agreement
 6. Addition: Animal Control Reports
 7. Addition: Update on County Line Road
- Mr. McPherson, County Attorney, presented the following agenda changes:
 1. Addition: Corrected copy of Resolution 2008-84

Motion made by Commissioner Tommy Langford seconded by Commissioner Harrison to approve the agenda with changes noted. Motion carried unanimously.

Consent Agenda

- **Approval of Minutes**

Regular Meeting September 15, 2008
Special Meeting September 29, 2008

- **Approval of Bills**

Supplement to the Agenda Packet November 2008

Motion made by Commissioner Kenrick Thomas seconded by Commissioner Randy Durden to approve the Consent Agenda as presented. Motion carried unanimously.

Character Council: Chairman Langford asked the Board if there was any objection to allow Mrs. Geneva Cornwell with the Character Council to be allowed to address the Board at this time; no objection.

Mrs. Cornwell addressed the Board with the request for the use of the Otter Springs Park lodge, bath houses and swimming pool from February 8 through February 20, 2009, to house and feed the ALERT Team, once again. The Team will be arriving on Sunday, February 8th to provide services to the disabled veteran's, widows and disabled elderly, consisting of patch and repair, tree trimming and felling, demolition, yard work and general private residence clean-up.

Motion made by Commissioner Tommy Langford seconded by Commissioner Kenrick Thomas to allow the Character Council to use the lodging facilities at Otter Springs to House the ALERT Team February 8-20, 2008. Motion carried unanimously.

Swearing in of Commissioners

- Judge Philman swore in the re-elected commissioners: Sharon Langford, Kenrick Thomas and Randy Durden for a four year term commencing November 18, 2008 through November 2012.

County Administrator's Report

Mr. McQueen, County Administrator, presented the following documents, and/or addressed the following issues, for the consideration of the Board.

Fire Rescue

- Mutual Aid Agreement with Alachua County: Chief Perez presented the Interlocal Automatic Mutual Aid Initial Response Agreement between Gilchrist County and Alachua County for Fire Suppression and Emergency Medical Services for approval.

Alachua County shall reimburse Gilchrist County for all initial response calls into Alachua County at \$150 per incident within the area defined in Appendix "A".

Motion made by Commissioner Harrison seconded by Commissioner Tommy Langford to approve the Mutual Aid Agreement with Alachua County and authorize the Chairman to sign. Motion carried unanimously.

Otter Springs Update: Mr. McQueen stated that he had spoken with Mr. Charlie Houder, SRWMD, on concerns about ADA compliance issues. He stated that Mr. Houder had given him his assurance that the District will do whatever it takes to come into compliance and agrees with the County's assessment after talking to the Building Official, that we put together an Action Plan for compliance just as it had been done for the Courthouse. No Board action required.

Lee Schaltenbrand Resignation: Mr. McQueen presented Mr. Lee Schaltenbrand's letter of resignation as Deputy Fire Chief, for Gilchrist County, effective November 10, 2008. He stated that he had accepted the resignation on behalf of the Board pending their formal acceptance.

Motion made by Commissioner Kenrick Thomas seconded by Commissioner Randy Durden to accept Lee Schaltenbrand's resignation as Deputy Fire Chief. Motion carried unanimously.

Road Department

- FDOT Supplemental Agreement CR 344 & Resolution: Mr. McQueen presented the Supplemental Agreement #1 for CR 344 SCRAP project, for additional funding, in the amount of \$75,000.00, along with the adoption of Resolution 2008-85 as a required attachment to the supplemental agreement.

Madam Chairman read Resolution 2008-85 with the short title as follows:

RESOLUTION 2008-85

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, AUTHORIZING THE COUNTY TO ENTER INTO THE SMALL COUNTY ROAD ASSISTANCE PROGRAM OF THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION EXECUTING SUPPLEMENTAL AGREEMENT #1, ADDING ADDITIONAL CONSTRUCTION FUNDS IN THE AMOUNT OF \$75,000.00 FOR THE CONSTRUCTION OF RESURFACING CR 344, FROM US 129 TO SUWANNEE RIVER AT HART SPRINGS; AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE SUCH AGREEMENT; PROVIDING AN IMMEDIATE EFFECTIVE DATE.

Motion made by Commissioner Tommy Langford seconded by Commissioner Randy Durden to approve FDOT Supplemental Agreement #1 for Resurfacing CR 344 from US 129 to Suwannee River at Hart Springs (Greenway Trails) and Resolution 2008-85, for

additional funds in the amount \$75,000.00 and to allow the Chairman to sign. Motion carried unanimously.

- FDOT Supplemental Agreement CR 232 & Resolution: Mr. McQueen presented the Supplemental Agreement #1 for CR 232 SCOP project, for additional funding, in the amount of \$264,975.00, along with the adoption of Resolution 2008-86 as a required attachment to the supplemental agreement.

Madam Chairman read Resolution 2008-86 with the short title as follows:

RESOLUTION 2008-86

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, AUTHORIZING THE COUNTY TO ENTER INTO THE SMALL COUNTY OUTREACH PROGRAM OF THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, EXECUTING SUPPLEMENTAL AGREEMENT #1 TO ADD ADDITIONAL CONSTRUCTION FUNDS IN THE AMOUNT OF \$264,975.00 FOR WIDENING AND RESURFACING OF CR 232 FROM SR 26 TO SR 47; AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE SUCH AGREEMENT; PROVIDING AN IMMEDIATE EFFECTIVE DATE.

Motion made by Commissioner Randy Durden seconded by Commissioner Tommy Langford to approve FDOT Supplemental Agreement #1 for Widening and Resurfacing of CR 232 from SR 26 to SR 47 (Greenway Trails) and Resolution 2008-86 for additional funds in the amount of \$264,975.00 and to allow the Chairman to sign. Motion carried unanimously.

1:45 Time Certain

- SUB 08-04; Heise Estates Minor Subdivision: Mr. Taylor Brown, Planning Director, presented the application for a minor subdivision to be known as Heise Estates. Mr. Brown explained/reviewed the application. Staff recommends approval of SUB 08-04, Heise Estates Minor Subdivision.

Discussion took place..

Motion made by Commissioner Kenrick Thomas seconded by Commissioner Tommy Langford to approve the application for SUB 08-04, Heise Estates Minor Subdivision. Motion carried unanimously.

County Administrator's Report Continues...

FDOT Time Extension CR 344: Mr. McQueen presented the Time Extension #1, for the Boards' acceptance, for Financial Project 212162-2-58-01 on the resurfacing of CR 344 from US 129 to Suwannee River at Hart Springs. The Department extended the time from December 31, 2008 until April 30, 2009.

Motion made by Commissioner Randy Durden seconded by Commissioner Harrison to approve the Time Extension on the CR 344 Project. Motion carried unanimously.

911 Addressing: Mr. McQueen addressed the issue of the 911 Addressing work that had been accomplished thus far, as well as a timeline of the work that still needs to be completed. He requested that the Board approve additional funding to allow Mollie Branning to remain employed until the approximate completion date April 30, 2009.

Discussion took place on the work that had been completed and what still needed to be done. It was determined to modify the budget to update 911 Addressing by \$20,000.00.

Motion made by Commissioner Tommy Langford seconded by Commissioner Randy Durden to modify budget, in the amount of \$20,000.00 to update the 911 Addressing project. Motion carried unanimously.

2:00 p.m. Time Certain

- Road Department Report: Mr. Justin Watson, Road Department Supervisor, addressed the Board on the issue of the 2004 128 Grader that had caught on fire. He asked for direction from the Board if he should at this time obtaining prices on a new grader.

The Board agreed that Mr. Watson should hold off on obtaining prices until the insurance claim has been satisfied.

It was also stated that there is a *guaranteed by back* on that piece of equipment until October 2009.

Code Enforcement: Mr. McQueen presented the Monthly Report for December 2008 for the Boards information as submitted by Ms. Diane Rondolet, Code Enforcement Official. No Board action necessary.

Emergency Management

- PTE Grant: Mr. Ron Mills, EM Chief, requested that the Board approve and allow the Chairman to sign, the acceptance of the Planning, Training and Exercise Grant from Homeland Security in the amount of (\$28,000.00). The funds provided by the Federally Funded Subgrant will be used for training and exercise in the County required by D.E.M. Scope of Work.

Motion made by Commissioner Tommy Langford seconded by Commissioner Harrison to approve the Federally Funded Subgrant for Planning, Training and Exercise, in the amount of (\$28,000.00). Motion carried unanimously.

- UASI Contract: Mr. Mills requested that the Board approve and allow the Chairman to sign the contract with the City of Jacksonville accepting the Urban Area Security Initiative (UASI) Grant, for the “Tracstar” Satellite Equipment.

Mr. Mills stated that this equipment was received on a grant (UASI) and is issued to the County at NO charge. The County agrees to maintain the equipment financially after two years at a cost of approximately \$2,000.00 annually, which will be funded out of Emergency Management.

Motion made by Commissioner Harrison seconded by Commissioner Randy Durden to accept/approve the contract with the City of Jacksonville for the “Tracstar” satellite communications equipment. Motion carried unanimously.

Five Year Work Plan: Mr. McQueen asked the Board for direction on whether or not Justin Watson should attend the Five Year Work Program to be held in Lake City by the Department of Transportation.

The Board directed Justin Watson, Road Department Superintendent, to attend the Five Year Work Program.

Regional Well Field: Mr. McQueen presented Resolution 2008-83 in support of a regional well field. Madam Chairman read the short as follows:

RESOLUTION 2008-83

A RESOLUTION OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS EXPRESSING SUPPORT FOR THE ESTABLISHMENT OF A GOVERNMENT UTILITY AUTHORITY RELATING TO WATER, WASTEWATER, AND RECLAIMED WATER SERVICES. THIS AUTHORITY SHALL BE CALLED THE NATURE COAST REGIONAL WATER AUTHORITY, HEREINAFTER REFERRED TO AS “NCRWA.”

Motion made by Commissioner Tommy Langford seconded by Commissioner Harrison to approve Resolution 2008-83 and to allow the Chairman to sign. Motion carried unanimously.

Amendment to SRWMD/Hart Springs Lease Agreement: Mr. McQueen presented an amendment to the Lease Agreement for the Wastewater Spray Field Facility at Hart Springs. The noted changes as follows have been added:

Section 6 of the above-described Lease is amended to read as follows (underlined language to be added):

6. Use of Premises

A. Acceptable Uses:

1. Tenants shall use the Premises for the purpose of constructing an upland wastewater spray field facility outside the 100-year floodplain and potable water system including all necessary wells, treatment plants, utility corridors, waterlines and other such facilities as may be reasonably needed to construct and maintain said facilities.

2. Tenant has advised the Landlord that it anticipates applying for one or more grants from the State of Florida (“Grant”) under the Florida Recreation Development Assistance Program (FRDAP). The Grants will be used for capital improvements to the Park pursuant to Florida Statutes Section 375.075 and Florida Administrative Code 62 D-5, Part V. Use and facilities funded through such FRDAP grants may be placed on the Premises.

Motion made by Commissioner Randy Durden seconded by Commissioner Tommy Langford to approve the amended Lease Agreement between SRWMD and the County for property at Hart Springs (Wastewater Spray Field Facility). Motion carried unanimously.

Hart Springs Playground: Mr. McQueen presented the bids that were received for the Hart Springs Playground as follows:

1. Landscape Structures Inc.	\$31,052.96
2. Bliss Products	\$35,496.00
3. Bliss Products	\$24,573.02
4. Bliss Products	\$21,288.34
5. Bliss Products	\$19,479.42
6. Bliss Products	\$18,962.49

Mr. McQueen stated that the playground is part of the FRDAP grant and recommends that the LOW bidder, Bliss Products, in the amount of \$18,962.49, which is the closes to what the bid specifications were.

Motion made by Commissioner Tommy Langford seconded by Commissioner Kenrick Thomas to approve the bid from Bliss Products, in the amount of \$18,962.49. Motion carried unanimously.

LCCC Memorandum of Agreement: Mr. McQueen presented a Memorandum of Agreement with Lake City Community College allowing the Gilchrist County EMS program to become a clinical site for the LCCC Educational Program for Paramedic and EMT.

Motion made by Commissioner Tommy Langford seconded by Commissioner Kenrick Thomas to approve the Memorandum of Agreement with Lake City Community College. Motion carried unanimously.

CBIRS: Discussion took place and Mr. McQueen was directed to prepare a letter in reference to the Community Budget Issue Request System (CBIRS) on a regional Water Utility and submit to the Legislature.

Attorney’s Report

Mr. John McPherson, County Attorney, presented the following documents, and/or addressed the following issues, for the consideration of the Board.

Ordinance Amending Civil Citation Language: Mr. McPherson stated that this ordinance will be noticed for the first meeting in January.

Resolution 2008-84; Credit Card Policies: Mr. McPherson presented Resolution 2008-84 for Board review and adoption. Madam Chairman read the short title as follows:

RESOLUTION 2008-84

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; ESTABLISHING POLICIES RELATING TO THE ISSUANCE AND USE OF COUNTY CREDIT CARDS; AND ESTABLISHING AN EFFECTIVE DATE

Discussion took place...the Clerk suggested the following changes:

B.2. – add language; or that has been issued a County card by Finance or County Administration Office

D.3. – fill in blank with 5 days

Under Section 2.2 add new section F. List of Approved Users and Limits

1. Ron Mills, Emergency Management, \$1,000.00, etc.

Motion made by Commissioner Randy Durden seconded by Commissioner Kenrick Thomas to approve resolution 2008-84, Credit Card Policy, with noted changes. Motion carried unanimously.

Mr. Gilliam addressed the issue that Ron Mills had been left off the list of authorized users and would like approval for him to be added.

Motion made by Commissioner Randy Durden seconded Commissioner Tommy Langford to add Ron Mills to the list of authorized credit cardholders with a limit of \$1,000.00. Motion carried unanimously.

LCCC-Related Roadway: Mr. McPherson stated that the deeds have been prepared and delivered to Ron McQueen to get signatures.

RFQ for Engineering Services: Mr. McPherson stated that he is working on preparing this for publication.

Blue Springs v. Gilchrist County: Mr. McPherson stated that as expected, Judge Glant issued the Order to Show Cause. The County now has 30 days to respond and that he has forwarded the order to the Santa Fe River Group.

Saunders v. Gilchrist County: Mr. McPherson stated that there is no activity at this time and is waiting for action by court on question whether appeal filed late.

Gilchrist County v. Richard: Mr. McPherson stated that he filed a Motion to Show Cause why Richard should not be held in contempt was filed with the court. The hearing is scheduled for December 16 at 11:30 a.m.

FAC, etc. v. Conflict Counsels and Department of Revenue: Mr. McPherson stated that there is no activity at this time on this case.

Clerk's Report

Mr. Joseph W. Gilliam, Clerk of Court, presented the following documents, and/or addressed the following issues, for consideration of the Board.

Budget Recap for Fiscal Year 2008: Mr. Gilliam presented and reviewed the Budget Recap for Fiscal Year 2008 for period ending September 30, 2008. No action required.

Pay Request #12; Alexander Group: Mr. Gilliam presented and recommended for approval Pay Request #12 from the Alexander Group, in the amount of \$5,675.54, for the EOC project.

Motion made by Commissioner Tommy Langford seconded by Commissioner Randy Durden to approve Pay request #12 to the Alexander Group in the amount of \$5,675.54 for the EOC project. Motion carried unanimously.

Rural Area of Critical Economic Concern Memorandum of Agreement: Mr. Gilliam presented the Memorandum of Agreement between the Governor's Office of Tourism, Trade and Economic Development (OTTED) for implementation of the Rural Area of Economic Concern re-designation.

The Board agreed to appoint Commissioner Randy Durden and Kyle Stone, Executive Director for the Chamber of Commerce as County Representatives.

Motion made by Commissioner Tommy Langford seconded by Commissioner Kenrick Thomas to approve the Memorandum of Agreement and appointed representatives as noted and allow the Chairman to sign. Motion carried unanimously.

Gilchrist County Sheriff Office's Jail Inspection Report: Mr. Gilliam addressed the issue of the Gilchrist County Sheriff Office's Jail Inspection Report that was submitted for the Boards' information. The full inspection report is on file in the Clerk's Office. No Board action required.

Request from Nassau County: Mr. Gilliam presented the request from Nassau County asking for Gilchrist County's support in preparation of a resolution on the issue of supporting a of Constitutional Amendment that requires State Legislatures to operate under the same Sunshine Law as County Officials. He asked for direction from the Board if they wish for a resolution to be drafted on behalf of the support of Gilchrist County.

Motion made by Commissioner Harrison seconded by Commissioner Kenrick Thomas to direct the Clerk to prepare a resolution in support of a constitutional amendment that requires the State Legislators to operate under the same Sunshine Law as County Officials, as requested by Nassau County. Motion carried unanimously.

Meeting Dates: Mr. Gilliam addressed the issue of the December 15th meeting be considered to be cancelled and that the next meeting will be as scheduled on January 5th the first Monday on the month. He also pointed out that the mid-month meeting in January (the 19th) falls on Martin Luther King, Jr. Day and suggested that the meeting be held on Tuesday, January 20th at 4:00 p.m. in observance of MLK Day; the Courthouse will be closed on that day.

Motion made by Commissioner Tommy Langford seconded by Commissioner Harrison to approve the December 15th meeting to be cancelled and changing the Monday, January 19th meeting to Tuesday, January 20th. Motion carried unanimously.

Agenda Requests: Mr. Gilliam asked the Board and those that submit items for the agenda, to make arrangements and schedule any persons through Patty McCagh, Board Secretary. This will help keep the agenda in order and information to be provided the Board ahead of time for review. The Board agreed.

Commissioners Reports: None noted.

Old Business: None noted.

New Business: None noted.

Public Participation: None noted.

Adjourn:

With there being no further business, Chairman Langford adjourned at 3:06 p.m.

Board of County Commissioners
Gilchrist County, Florida

Sharon A. Langford, Chair

Attest:

Joseph. W. Gilliam, Clerk of Court