

MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD JUNE 1, 2009.

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a **Regular Meeting** on Monday, **June 1, 2009**, at **1:30 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 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; 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; Billy Cannon, Road Department Superintendent; Taylor Brown, County Planning Director; Sheriff Daniel Slaughter; Lee Mills, County Engineer; Elizabeth Porter, Bailey Bishop & Lane; Gene Parrish, Parrish Land Surveying; Frank Schupp, President/CEO Tri County Hospital, LLC; Donna Creamer, PWV; Kyle Stone, GC Chamber of Commerce; Jeff Hendry, NFEDP; John Chastain, FCWB; Stew Lilker, Columbia County Observer; Seminole Electric - Chris Swanson, Robert Yarbrough, Darren Stowe (Environmental Consulting Technologies, Tampa, FL) , and Michelle Collier-King; Winston Borrowski, Hopping Green & Sams; Mike Campbell, CFEC; Jack Doolittle, ECT; Craig Womar; Joyce Ferrante; and Ronald & Margaret Hodge.

Call to Order

Madam Chairman, Sharon Langford called the meeting to order at 1:31 p.m. with Commissioner D. Ray Harrison delivering the invocation and she led the pledge of allegiance.

Agenda Changes

- Mr. Gilliam, Clerk of Court, presented the following agenda changes:
 1. Addition: Invoice from GC Journal; Delinquent Tax Notices, \$20,037.70
 2. Addition: Inmate Medical Coverage Update
 3. Addition: Request the minutes from May 18th be removed from the Consent Agenda
- Mr. McQueen, County Administrator, presented the following agenda changes:
 1. Addition: GC Senior Citizen Center
 2. Addition: Solid Waster Repair Quotes
 3. Addition: Animal Control Report
 4. Addition: Lee Mills; Drainage Issues at Waccasassa
 5. Addition: Road Department; Truck Repairs
 6. Addition: Computer Purchase from Contact One

- Commissioners presented the following agenda changes:
 1. Addition: 2:15 p.m. Time Certain: John Chastain, Florida Crown Workforce
 2. Addition: Chris Sanders and Gene Parrish; Planning & Zoning Issue

Motion made by Commissioner Tommy Langford, seconded by Commissioner D. Ray Harrison, to approve the Agenda with noted changes. Motion carried unanimously.

Consent Agenda

- **Budget Entries**

BE09-026, Fund 434, Solid Waste	\$ 950.00
BE09-027, Fund 470, Otter Springs	\$5,000.00
BE09-028, Fund 001, General Revenue	\$3,470.12

- **Approval of Minutes**

Regular Meeting May 18, 2009

Mr. Gilliam had requested that the minutes, from May 18, 2009, to be removed from the Consent Agenda, for further consideration and corrections.

- **Approval of Bills**

April 2009 (on file in Clerk’s Office)

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison, to approve the Consent Agenda as presented, with the exception of the minutes from May 18, 2009. Motion carried unanimously.

County Administrator’s Report

Mr. McQueen, County Administrator, presented the following documents, and/or addressed the following issues.

Agenda Change; Lee Mills, County Engineer

Drainage Issue on SE 68th Court: Mr. Mills addressed the drainage issue on lot 10 and 11, on SE 68th Court. He stated that he and Billy Cannon, Road Department Superintendent, and SRWMD, went on-site to evaluate the problem. Mr. Mills stated that he doesn’t feel that the road caused the drainage issue.

The Board directed the County Engineer to get with the Road Department and landowners on possible solutions to drainage issues on SE 68th Court; and for the County Attorney to notify the property owners concerning r-o-w encroachment.

County Road 232; Mailbox Issues: Mr. Mills addressed the mailbox issues on CR 232. He stated that an open area has to be maintained within the clear zone. There is only one mailbox type and size that meets FDOT standards. He explained that there could be a liability issue with some of the existing mailboxes that are along CR 232; and all mailboxes have to meet FDOT standards when the project is completed.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas to accept the recommendation of the County Engineer, to comply with the FDOT standard mailbox regulations, relieving the County of any liabilities. Motion carried unanimously.

CR 313 Update: Mr. Mills stated that this project is on schedule and the deadline is December 31, 2009.

CR 307 & CR 307A: Commissioner Thomas asked Mr. Mills for solid double lines to be placed from SR 26 all the way down passed CR 307A. Mr. Mills suggested that a No Passing Zone could be created; he stated that they will be putting the final surface down during the later part of the week and that he will ask for double yellow lines be put down.

CR 344, Sod Issues: Commissioner Harrison asked Mr. Mills what could be done about the sod that had curled up. He stated that there were some funds left out of the bike path project that could be used for some sod replacement.

1:45 p.m. Time Certain

North Florida Economic Development Partnership: Mr. Jeff Hendry, Executive Director, NFEDP, gave an update to the Board and requested continued support of NFEDP with the membership at \$.05 per population, approximately \$860.00. No Board action taken.

County Administrator's Report continued...

Mr. McQueen, County Administrator, presented the following documents, and/or addressed the following issues.

Hart Springs: Mr. McQueen presented the Notice of Limitations of Use/Site Dedication for both FRDAP Grant projects, Phase I and II, at Hart Springs. He stated that the reimbursements for the FRDAP Grants have been completed on time and processed.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the Notice of Limitations of Use/Site Dedication for the Hart Springs Site Improvements, Phase I and II. Motion carried unanimously.

Solid Waste: Mr. McQueen requested approval to allow Pat Fisher, Solid Waste Supervisor, to proceed with the filing of the application, for the Consolidated Solid Waste Management Grant, in the amount of \$78,787.00 and to allow the Chairman to sign.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Tommy Langford, to allow Pat Fisher to file grant application for the Consolidated Solid Waste Management Grant, and to allow the Chairman to sign. Motion carried unanimously.

Code Enforcement: Mr. McQueen presented the June 2009 Monthly Code Enforcement Report, as submitted by Ms. Diane Rondolet, for the Board's review.

2:15 p.m. Time Certain (Agenda Change)

Florida Crown Workforce Board: Mr. John Chastain, Executive Director, Florida Crown Workforce Board, addressed the Board with an update on the current status of the Workforce Board.

2:30 p.m. Time Certain

Ordinance 2009-08; Speed Limit Reduction on SW 70th Street: Madam Chairman read the short title, as follows, for the record:

ORDINANCE 2009-08

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, REDUCING THE SPEED LIMIT ON SOUTHWEST 70TH STREET BETWEEN SOUTHWEST 80TH AVENUE AND COUNTY ROAD 232, FROM 55 MPH PER HOUR TO 30 MILES PER HOUR; MAKING FINDINGS IN SUPPORT OF REDUCED SPEED LIMITS; PROVIDING INSTRUCTIONS TO THE CODIFIER; AND PROVIDING AN EFFECTIVE DATE.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner D. Ray Harrison, to approve Ordinance 2009-08.

Discussion took place. Madam Chairman called for public participation, none noted. *Motion carried unanimously.*

County Administrator's Report continued...

Mr. McQueen, County Administrator, presented the following documents, and/or addressed the following issues.

Road Department; Burning Issues: Mr. McQueen addressed the Department of Environmental Protections concerns with the burning of the storm debris and that from the limbing (trimming) from the sides of the road. He stated that in order to obtain a burning permit, from the DEP the County will need to have an air curtain or burn box and a plan to dispose of the ash. At this time, limbing has been suspended until a permit can be obtained.

The Board requested that the Road Department get cost information on a burn box and air curtain, for the limbing (wood) debris from r-o-w trimmings and storm damage.

Mr. McQueen stated that they will bring a cost back, at the next meeting.

Cruse Community Center: Mr. McQueen requested that the Cruse Community Center be removed from the list of County buildings, for rent. He recommended that the current users have continued use of the facility.

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison, to take the Cruse Community Center off of the rental list. Motion carried unanimously.

911 Contact One Grant: Mr. McQueen addressed the issue of the Board already approving the 911 grants and allowing the Chairman to sign the contract pending the review and approval of the County Attorney. He is in receipt of the Contact One Contract and the County Attorney has reviewed and approved. The contract is ready for the Chairman's signature. No further Board action is required.

Mr. McQueen also presented the need of computers, for the mapping program. He is requesting permission to meet with Finance on identifying 911 Funding Match and bring back cost to next meeting.

Motion made by Commissioner Tommy Langford, seconded by Commissioner D. Ray Harrison, to allow the County Administrator to work with Finance on identifying a funding source for computers. Motion carried unanimously.

Senior Citizen Center: Mr. McQueen stated that a timeline has been developed on the Senior Citizen Center project. He requested that the Board waive the building permit fees, for this project, however, the impact fees would be paid for by Suwannee River Economic Council, Inc.

Motion made by Commissioner D. Ray Harrison, seconded by Commissioner Randy Durden, to waive the building permits fees, for the Senior Citizen Center project. Motion carried unanimously.

Mr. McQueen stated that SREC's deadline is December 30, 2009, on their grant. Their contractor has been chosen and is working on multiple projects. Mr. McQueen requested permission to advertise bidding for the site-work, retention pond, paving as an alternate and septic system for the Senior Center project.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve moving forward on the bidding process for the site-work, retention pond, paving as an alternate and septic system for the Senior Center project Motion carried unanimously.

Mr. McQueen requested permission for the County to do two (2) things: 1) strip the grass off and 2) haul fill dirt. Mr. McQueen asked Billy Cannon, Road Department Supervisor, if this is something the Road Department could be committed to. Mr. Cannon agreed contingent upon the Board's authorization. This would allow the builder to move forward and would be part of our County match.

Motion made Commissioner Tommy Langford, seconded by Commissioner D. Ray Harrison, to allow the Road Department to strip grass and haul fill dirt, at the building site for the Senior Center. Motion carried unanimously.

Road Department; International Truck Repairs: Mr. McQueen addressed repairs needed to the road department truck that is used for hauling brush. The damage was caused from a fire truck backing into the cab, which is fiberglass, and can't be repaired. Mr. McQueen made the recommendation that the cab, of the truck, be replaced and the cost funded out of the Fire budget.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve the cost of replacing a new cab, be funded out of the Fire budget. Motion carried unanimously.

Solid Waste; Quotes for Storm Damage: Mr. McQueen presented three (3) quotes to repair the storm damage done at the Solid Waste facility. The quotes received are as follows:

1. ~~Dream Builders USA Inc.~~ \$2,400.00 (incomplete quote)
2. Dale Lindsey Construction, Inc. \$5,100.00
3. **Robert Sullivan Construction LLC \$4,950.00**

Mr. McQueen recommended the Board approve the quote from Robert Sullivan Construction, in the amount of \$4,950.00.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner D. Ray Harrison, to approve the quote from Robert Sullivan Construction, in the amount of \$4,950.00, for storm damages at the Solid Waste facility; contingent upon the payment being made in full on completion of the project, not 50% down; if contractor doesn't agree, the other contractor will be pursued. Motion carried unanimously.

Clerk's Report

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

Catastrophic Inmate Medical Insurance: Mr. Gilliam presented a quote, from Hunt Insurance Group, LLC, for Catastrophic Inmate Medical Insurance. This quote addresses the buy back coverage for Aids/HIV & Pregnancy, in the amount of \$4,573.00, for inmates. Mr. Gilliam stated that he had discussed this issue with Sheriff Slaughter. He stated that the cost for this coverage would be funded out of General Fund, as of October 1, 2009.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve the Catastrophic Inmate Medical Insurance quote for buy back coverage, for Aids/HIV & Pregnancy, in the amount of \$4,573.00. Motion carried unanimously.

Contact Person for Inmate Medical Bills: Mr. Gilliam presented an email, for the Boards information, concerning the option to allow United Health Care (OptumHealth) to negotiate with the hospitals on the County's behalf to help insure the best possible discounts and costs available. Discussion took place...no Board action taken at this time.

Outstanding Medical Bills: Joyce Ferrante updated the Board on the audit of Inmate Medical Bills; as of date no changes.

The Board discussed the issue of paying a percentage of the outstanding medical bills (Johnson and Blackerby) and continue to pursue the audit.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve payment of 75% of the two outstanding inmate medical bills for Johnson and Blackerby. Motion carried unanimously.

Attorney's Report

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

Firing Range Insurance Issues: Sheriff Slaughter was present and he stated that he has yet to obtain insurance information from the Sea Scouts; and Mr. McPherson stated that he hasn't heard back from the 4H Club, as of date. Mr. McPherson reviewed the coverage that protects the Sheriff and the County.

Ordinance 2009-08: Speed Limit Reduction on SW 70th Street: Mr. McPherson stated that this ordinance was adopted early during this meeting.

Ordinance 2009-09: Land Use Map Amendment: Seminole Electric: Mr. McPherson stated that this ordinance is noticed for transmittal hearing later during this meeting. (All land use map amendments for parcels over 10 acres are first "transmitted" to the Florida Department of Community Affairs for review prior to adoption.)

Suwannee Oaks Subdivision: Mr. McPherson presented Resolution 2009-23 (additional handout). He stated that he spoke with Gene Parrish and Mr. Gilliam about the best way to indicate to people buying lots in that subdivision as to what the setback line and the property line will be there. He stated that he will be preparing a document to record showing the County's interpretation of the plat. Madam Chairman read the short title as follow:

RESOLUTION 2009-23

A RESOLUTION OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS ESTABLISHING THE DEDICATION LINE FOR THE EASTERN BOUNDARY OF THE SUWANNEE OAKS SUBDIVISION, AND ESTABLISHING AN EFFECTIVE DATE

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve Resolution 2009-23 and to allow the Chairman to sign. Madam Chairman called for any public participation...or further discussion, none noted. Motion carried unanimously.

Request for Attorney General Opinion on Code Enforcement Issue: Mr. McPherson addressed the issue on the question of whether the county can make the failure to pay a civil citation a misdemeanor; still waiting on response from Attorney General.

Saunders v. Gilchrist County: Mr. McPherson stated that there is no word yet whether Saunders will appeal to the District Court of Appeal.

FAC, etc. v. Conflict Counsels and Department of Revenue: Mr. McPherson stated that the state has appealed the circuit court ruling in favor of the counties. No further activity.

Update on House Bill 227, Impact Fess: Mr. McPherson stated that the Governor has signed the Impact Fee Legislation. He will continue to monitor this issue and will bring back any recommendations to protect ourselves.

Clerk's Report

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

Agenda Change; Gilchrist County Journal Invoice: Mr. Gilliam presented an invoice from the Gilchrist County Journal, in the amount of \$ 20,037.70, for the advertising of Tangible Property and Delinquent Tax Notices. Mr. Gilliam stated that this is a budgeted item out of the General fund.

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison, to approve the invoice to the Gilchrist County Journal, in the amount of \$20,037.70, for the advertising of Tangible Property and Delinquent Tax Notices. Motion carried unanimously.

SBA - Summary & Research Memorandum Relating to Investment Management: Mr. Gilliam presented a memorandum from The State Legislature providing a summary on the events leading up to the near liquidation of the Local Government Investment Surplus Funds trust Fund. This was for informational purposes only. No Board action required.

Tri County Hospital Update - Mr. Frank Schupp: Mr. Gilliam stated that Mr. Schupp will be here around 5:00 p.m. to address the Board with an update of the Tri County Hospital project.

TRIM Notice printing on envelopes; Property Appraiser: Mr. Gilliam addressed the issue of the printing of the *notice*, on the outside of the envelope, for TRIM Notices. The Property Appraiser suggested that we do away with this additional printing to save money, if the Board were to agree. Discussion took place...

The Board agreed to do away with the additional printing on the outside of the TRIM envelope.

FDOT; Memorandum of Agreement - Economic Stimulus Project, receipt of fully executed MOA for CR 341 from Levy County Line to SR 26 in Gilchrist County: Mr. Gilliam presented the fully executed Memorandum of Agreement for CR 341 from Levy County Line to SR 26. The size of the project, less than a mile, was questioned. The dollar amount was thought to cover a lot more than indicated; Julie Brideson to check on the actual distance.

Alexander Group, LLC; Change Order No. 00034: Mr. Gilliam present Change Order #00034 from The Alexander Group, for the decrease/reimburse unspent ODP funds, in the amount of \$800.20.

Motion made by Commissioner Tommy Langford, seconded by Commissioner D. Ray Harrison, to approve Change Order #00034, in the amount of \$800.20, from the Alexander Group. Motion carried unanimously.

Request for dumping fees to be waived: Mr. Gilliam presented as request that the dumping fees, in the amount of \$130.20 (for household garbage from the 2009 Beast Feast), be waived.

Motion made by Commissioner D. Ray Harrison, seconded by Commissioner Kenrick Thomas, to waive the dumping fees, in the amount of \$130.20, for the 2009 Beast Feast. Motion carried unanimously.

4:00 p.m. Time Certain

Fred Fox Enterprises; CDBG Issues: Mr. Fred Fox addressed the Board with an update on a meeting held with County Staff, on the CDBG projects. Mr. Fox reviewed the categories that the County is eligible for. Discussion took place...

Mr. McQueen requested direction from the Board to allow Mr. Fox to submit a grant application on behalf of the County.

Motion Made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve Staff to work with Fred Fox Enterprises, on a CDBG application for Lake Waccasassa Campsites. Motion carried unanimously.

The meeting was moving forward and the Board agreed to move the 4:30 p.m. Time Certain up on the agenda.

4:10 p.m. (4:30) Time Certain

Road Department Report: As directed, Mr. Billy Cannon, Road Department Superintendent, brought back the procedure that will be followed to regularly maintain service (oil changes) on equipment. He stated that the system the Fuel Depot operates on already has a program to flag the vehicles mileage; this program will be implemented to recognize when its time for an oil change by vehicle hours and mileage.

Northwest 38th Court (Butler's Boat Ramp): Mr. Cannon has received several complaints from concerned citizens about the road conditions, on NW 38th Court, aka Butler's Boat Ramp. He stated that time after time, when maintenance is performed on this road (adding more limerock) it ends up at the bottom of the Santa Fe River. Mr. Cannon was looking for direction from the Board. Discussion took place...

Mr. McQueen recommended that the Board authorize him/staff to contact the Suwannee River Water Management District to see if this situation (NW 38th Court & Santa Fe River) could be resolved by them assuming ownership, by transfer of this piece of land.

Mr. McQueen will bring back the results of meeting with SRWMD.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to accept the recommendation of the County Administrator, allowing County Staff to contact the SRWMD to see if the problem with NW 38th Court & Santa Fe River can be corrected with the transfer of land. Motion carried 4-1 with Commissioner Tommy Langford voting NO.

Clerk's Report; Tri County Hospital Update: Mr. Frank Schupp, President/CEO, Tri County Hospital, LLC, addressed the Board with an update on the Tri County Hospital project. Informational purposes only, no Board action required.

Agenda Change; Chris Sanders and Gene Parrish: Mr. Gene Parrish, Parrish Land Surveying, addressed the Board in regards to a building permit application, by Chris Sanders. Mr. Parrish requested a *Family Lot Split*, on Chris Sanders property that is currently zoned as Ag. Discussion took place...

Mr. McPherson stated that there are changes be made to the LDR including that of what will allow a *Family Lot Split*; and that Mr. Sanders should be able to move forward while the changes are pending.

Mr. McPherson stated that the Board could direct the Building Department and Planning Department to issue zoning compliance, on this application, and issue a building permit based on the fact that the LDR changes are pending and will be coming before the Board in July.

Motion made by Commissioner D. Ray Harrison, seconded by Commissioner Randy Durden, to approve the Family Lot Split for Chris Sanders, pending the LDR changes to come before the Board in July. Motion carried unanimously.

5:00 p.m. Time Certain: Transmittal Hearing on Application CPA 09-02 by Seminole Electric: Mr. Taylor Brown, Planning Director - Gilchrist County Community Development Department, presented CPA 09-02, an application by Seminole Electric to Amend Text of Comprehensive Plan, Land Use Element, Public Use District, and Conservation Element.

Mr. Taylor Brown, GC Planning Director, stated that this is the second half of the Comprehensive Plan Amendment Transmittal Hearing, for the Seminole Electric Cooperative. The Future Land Use Map Amendment reflects changing the designation from Agriculture to Public Land Use/Electric Power Generating Facility.

Mr. Brown stated that the Planning Commission has reviewed this application at their January 26, 2009 meeting and voted 5-0 to transmit the proposed CPA to the Florida Department of Community Affairs, for review. He reminded the Board that this is a *Transmittal Hearing* not a final approval or adoption hearing; if the Board should vote to transmit the **Future Land Use Amendment** tonight, it will be sent along with the Text Amendment that was voted on at the last meeting, to the DCA in about a month.

Mr. Darren Stowe, Environmental Consulting Technologies, Tampa, FL, presented a presentation reviewing the Comprehensive Plan Amendment Process including the topics of Permits and Approvals Required for Specific Power Plants, General Siting Considerations for Electrical Power Generation, and Siting Criteria for Future Land Use Amendment.

Upon completion of presentation Madam Chairman called for any discussion...discussion took place. Madam Chairman called for any public comment/participation...none noted.

Motion made by Commissioner Tommy Langford, seconded by Commissioner D. Ray Harrison, to send the Future Land Use Amendment to the DCA. Discussion took place...

Madam Chairman called for any more discussion or public comment. *Motion carried unanimously.*

County Administrator's Report... Mr. McQueen addressed the issue of a Road Department employee who will be retiring and requested that Billy Cannon be allowed to advertise for the position. The position is for an Entry Level One Operator.

Motion made by Commissioner Tommy Langford, seconded by Commissioner D. Ray Harrison, to allow Billy Cannon to advertise for the Entry Level One Operator position for the Road Department. Motion carried unanimously.

Commissioners Reports

Commissioner Sharon Langford addressed the issue of the 5 Year Work Plan inquiring if the County had submitted any projects.

The Board requested that the County Administrator bring back a 5 Year Work Plan with the FDOT, at the next meeting.

Old Business: None noted.

New Business: None noted.

Public Participation: None noted.

Adjourn: With there being no further business, a motion was made by Commissioner, seconded by Commissioner, to adjourn. Motion carried unanimously. Madam Chairman adjourned at 5:30 p.m.

Approved:

Sharon A. Langford, Chair
Board of County Commissioners
Gilchrist County, Florida

Attest:

Joseph W. Gilliam, Clerk of Court