

MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD AUGUST 3, 2009.

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a **Regular Meeting** on Monday, **August 3, 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 A. 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, Director of Finance; 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 Planning Director; Sheriff Daniel Slaughter; Nancy Nieman, Otter Springs Manager; Ron Mills, EM Chief; Gail Garrard, Bailey Bishop & Lane; Russ Augspurg, Our Santa Fe River; Joyce Ferrante

Call to Order: Madam Chairman called the meeting to order at 1:30 p.m. with Commissioner Kenrick Thomas delivering the invocation and Commissioner Randy Durden led the pledge of allegiance.

Agenda Changes

- Mr. McQueen, County Administrator, presented the following agenda changes:
 1. Addition: Update on Fire truck Accident
- Mr. McPherson, County Attorney, presented the following agenda changes:
 1. Addition: Resolution 2009-27 & Promissory Note for Fire Truck Loan
 2. Addition: Requested to be excused around 4-4:15 p.m. to attend meeting in Cedar Key

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

Consent Agenda

Approval of Minutes

Regular Meeting July 20, 2009

Budget Entries

BE09-032, Fund 001, General Fund \$390.00

Request for Payment Approval

Dixie County Inmate Housing, Invoice for June 2009 \$3,925.66

Approval of Bills

On file in Clerk’s Office July 2009

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

County Administrator’s Report

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

Hart Springs: Mr. McQueen updated the Board on what is taking place at Hart Springs. Mr. McQueen stated that when the FEMA reimbursements are received they will have to be used for designated projects.

Mr. Mitchell Gentry, acting Hart Springs Manager, discussed with the Board his findings of what he feels is needed at Hart Springs Park.

Mr. McQueen addressed the issue of the Park Manager’s salary; Mitchell Gentry has been employed as acting park manger. Mr. McQueen stated that if the Board is pleased with the performance that Mr. Gentry has provided he requested that the interim position be change to a full time position with benefits. He stated that due to the fact the Mr. Gentry will not be living on-site he is requesting an increase in salary.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Tommy Langford, to approve the salary increase of \$35,000.00 for Mitchell Gentry as Hart Spring Manager. Motion carried unanimously.

After discussion on the renting the on-site resident house the Board **directed** the County Administrator and Hart Springs Manager to bring back a recommendation on the suggested rates for the rental of the on-site resident house, at Hart Springs.

Discussion took place on the Manager’s Position still being considered as interim.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Tommy Langford, to hire Mitchell Gentry full time, extinguishing the interim position. Discussion took place...

Commissioner Tommy Langford asked is this *position something that needs to be advertised* or a *position that can just be filled today*. Mr. McQueen explained that it is up to the Board to make the decision and take action to fill the position permanently. Commissioner Harrison asked Mr. Gentry is he was comfortable in accepting the full time position. Mr. Gentry accepted. Discussion continued...***Motion carried unanimously.***

1:45 p.m. Time Certain

Richard E. Corbin and John A. Barley: At this time, 1:56 p.m., Mr. Barley addressed the Board and requested that they not only consider the purchase of, but support and cooperate with the public acquisition of the approximately 10 acres of real property known as *Lilly Springs*. Discussion took place...

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to direct the County Attorney to draft a resolution that the County Commission, with no financial obligation to Gilchrist County, will support and cooperate with the public acquisition of the said property, Lilly Springs, for public use.

Madam Chairman called for any public comment...Mr. Russ Augsburg expressed concerns about the traffic that will travel on the one-way road that leads to the entrance of the springs. At this time the residents maintain this private access, which is a county road but is not maintained by the County. ***Motion carried unanimously.***

2:00 p.m. Time Certain

SRWMD, Steve Minnis: At this time, 2:10 p.m., Mr. Minnis, Governmental Affairs Director with Suwannee River Water Management, presented a power point presentation on the *State of the Resource 2009* for the Boards information. Discussion took place...no Board action required.

2:15 p.m. Time Certain

North Florida Broadband Authority: At this time, 2:30 p.m., Mr. Pat Lien with Government Services Group, presented a power point presentation and explained that the NFBA is being created to finance, operate, construct, and manage broadband infrastructure facilities within the North Florida Region. He requested that the Gilchrist County Board of County Commissioners consider the Interlocal Agreement as a condition of membership within the North Florida Broadband Authority. Mr. Lien also presented for approval a resolution which approves the form of the interlocal agreement as an attachment, Exhibit A. Discussion took place...

Madam Chairman read the short title as follows:

RESOLUTION 2009-**

A RESOLUTION OF GILCHRIST COUNTY, FLORIDA APPROVING THE FORM OF AN INTERLOCAL AGREEMENT AS A CONDITION OF MEMBERSHIP WITHIN THE NORTH FLORIDA BROADBAND AUTHORITY; AUTHORIZING EXECUTION OF THE INTERLOCAL AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

Commissioner Durden stated that he has been appointed as the Authority Director to act on behalf of the County and finds it to be conflicting with other organizational meetings. He asked that if someone else would be interested in serving on the committee. Commissioner Tommy Langford stated that he would serve in place of Commissioner Durden.

The Alternate Authority Director that was appointed is Kyle Stone; she to is involved in numerous organizations. The Board requested that she also be replaced. Commissioner Sharon A. Langford will replace Kyle Stone as the Alternate Authority Director. This resolution was assigned number 2009-29.

Motion made by Commissioner Tommy Langford, seconded by Commissioner D. Ray Harrison, to approve Resolution 2009-29, approving the Interlocal Agreement for membership within the NFBA and the appointment of Commissioner Tommy Langford as an Authority Director and Commissioner Sharon Langford as the Alternate Authority Director; and to allow the Chairman to sign. Madam Chairman called for any discussion...***Motion carried unanimously.***

2:30 p.m. Time Certain

Public Risk Insurance Authority (PRIA): At this time, 3:07 p.m., Mr. Gilliam introduced Alan Florez, EVP, and Profit Center Leader with PRIA, to the Board. PRIA was selected as the consultant and Agent of Record, to solicit for proposals on health, dental and life insurance. Mr. Florez presented the proposals obtained on the FY 09/10 Health Insurance options for the Boards consideration.

Mr. Florez presented the recommendations for health insurance at a meeting held on July 24, 2009, consisting of County Staff and Constitutional Officers.

Mr. Billy Abrahams with United Health Care addressed the Board and explained the benefits, coverage and costs offered of their proposal.

Sheriff Slaughter was present at today's meeting; neither he nor a representative of his staff was able to attend the meeting held on July 24, 2009. He addressed questions that his staff had brought to his attention.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner D. Ray Harrison, to move forward with the recommendation of County Staff and go with changing health care provider to United Health Care, for medical coverage with Base Plan F5V and Buy-Up Plan 1FD. Madam Chairman called for any discussion. Discussion took place...***Motion carried unanimously.***

Mr. Florez continued with the Vision, Dental & Life recommendations. He introduced Danielle McClintock, PRIA who explained the coverage and rates offered. She stated that the committee recommended the *Standard* proposal as the best benefit and being the most cost effective.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford to move forward with Staff's recommendation to go with Standard for Dental, Vision and Life Insurance. Madam Chairman called for any further discussion. ***Motion carried unanimously.***

...The County Attorney will not be leaving after all.

County Administrator's Report continues...

Otter Springs: Mr. McQueen addressed the issue of the paving of Otter Springs Roads. He stated that drainage issues were not figured into the original quote.

The Road Department is concerned with their ability to do the ditch bottom paving. He recommended that Mr. Lee Mills, County Engineer, considered this as an alternate in the road bid. When the bids come back we will know the actual cost.

It was mentioned what if additional funding is needed for water retention. Mr. McQueen replied that we could approach SRWMD for assistance or take money out of special projects, but recommends putting out for bid. He didn't see this project to be completed within the next 60 days.

The Board recommended that this funding will need to be considered as Carry Forward in next year's budget. Discussion took place of the funding of the County Line Road Project also.

The Board agreed that funds for Otter Springs Road and County Line Road be considered as *Carry Forward* in the FY 09/10 budget proposal.

Road Department: Mr. McQueen addressed the issue of the Air Curtain and Burn Box for the burning of the Road Department debris. Road Department Superintendent Billy Cannon was present to address the Board.

Mr. Cannon addressed the Board and updated them on the demonstration that was performed with the Air Curtain, from Ring Power. Afterwards he had contacted another representative from Georgia and he told him that it is a lot harder to permit an air curtain in Florida. Mr. Cannon had a representative from Mills Engineering, Andrew Carswell, present to explain how an air curtain actually works in comparison to a burn box. He stated that a burn box would be the better way to go for the County. Andrew stated that the cost of a burn box is approximately \$89,000.00.

The Board took NO action on the debris burning air curtain and/or burn box and will readdress during the budget process.

Sheriff's Drainage Project: Mr. McQueen stated that Wilkerson Construction was award low bid on the drainage project at the Sheriff's office. Mr. McQueen was informed by Mr. Wilkerson that his is unable to accept the bid; this left two options for the Boards consideration: 1. go back out for bid of or 2. go to the second person in line. Mr. McQueen stated that he had contacted Coleman Construction, Inc. out of Newberry, and he would honor the price quoted on January 30, 2009, in the amount of \$185,211.00. By awarding the project to Coleman would allow us to move forward.

Mr. McQueen continued by stating that we are in receipt of a funding agreement in the amount \$181,000.00 for Phase II Sheriff's Office Drainage Project. This made the County's share/match \$49,461.00. The funds for this match are available in Capital Outlay. Mr. Ron Mills, EM Chief, explained the funding agreement figure.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve the Federally Funded Subgrant Agreement #10HM-23-03-31-01-003 for the updated agreement for Phase II of the Sheriff's Office Drainage Project, in the amount of \$181,000.00 with the County's match of \$49,461.00 and authorize the Chairman to sign. Motion carried unanimously.

Mr. Mills also presented a request to start reimbursement of work detailed on the previously submitted "Project Worksheets" Agreement #09-SS-E8-03-31-13-558. Discussion took place...

The Board discussed that the reimbursements funds be placed in a *Special Account* and is NOT to be expended until an actual cost is established, for these projects, and is brought back to the Board.

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison that the funding on Agreement #09-SS-E8-03-31-13-558 is placed in a Special Account/Line Item and is NOT to be expended until an actual cost is established and brought back to the Board. Motion carried unanimously.

4:30 p.m. Time Certain

Road Department Report: At this time, 4:43 p.m., Mr. Billy Cannon, RD Superintendent, addressed the Board. He provided the Board with an additional handout of a map of the flood ways and flood zones that were in question by the SRWMD regarding maintenance. He explained that he had met with the SRWMD and inspected the roads in questions. Mr. Cannon stated that in a letter from the SRWMD it was noted that the County is to maintain the roads in the flood way areas from this point forward.

OEM Data - Service Fuel Tracker: Mr. Cannon addressed the issue of the OEM Service Fuel Tracker. Mr. Mike Lominak with Lube Specialist addressed the Board and explained the benefits have having an OEM Tracker for a well kept fuel/service log. Mr. Lominak provide several quotes on the data system including one each on rental cost of \$1,355.00, a purchase cost of \$16,812.55, and a month cost of \$181.00; a quote was also provided for the installation of the system in the amount of \$4,585.00. Discussion took place...

The Board recommended addressing this item during the budget process. No Board action taken at this time.

County Administrator's Report continues...

Use of FEMA & Insurance Funds: Mr. McQueen strongly suggested that the receipt of the FEMA reimbursements and insurance funds for Hart Springs should be used for projects at Hart Springs.

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison, that the FEMA Reimbursements and Insurance Funds for these funds to be put in Hart Springs budget and used for what they were designated for. Motion carried unanimously.

VISA Card: Mr. McQueen requested that Mitchell Gentry be issued a VISA Card with a limit of \$1,000.00.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford to approve the request that a VISA Card be issued to Mitchell with a limit of \$1,000.00. Motion carried unanimously.

Fire Fighter 2 Training: Mr. McQueen requested that Myra Hope and Kevin Benson be allowed to attend the Fire Fighter 2 Training.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas to approve the request to allow Myra Hope and Kevin Benson to attend the Fire Fighter 2 Training. Motion carried unanimously.

Senior Citizen Center Update: Mr. McQueen provided an update on the Senior Center. He stated that he had received a copy of the new site plan and had also received some correspondences over the use of the Enviro-One System; he stated that it is a little conflicting from what was initially told by Phil Bishop with Bailey, Bishop & Lane. Mr. McQueen felt that at this point we are not prepared to move forward.

Mr. McQueen presented two (2) quotes on the waterline material for the Senior Center, they are as follows:

- | | | |
|----------------------------------|-------------|--------------------------|
| 1. Sunstate Meter & Supply, Inc. | \$7,423.24 | (did not quote the pipe) |
| 2. HD Supply Waterworks, LTD. | \$13,261.92 | |

He didn't feel that we could go out for bid for the materials. He also addressed the fact that the City of Trenton is requesting that they County purchase materials.

Mr. McQueen will get back with the City of Trenton and bring back whether the County needs to purchase the waterline material or go out for bids.

Code Enforcement Report: Mr. McQueen presented the Monthly Code Enforcement Report, for August 2009, as submitted by Ms. Diane Rondolet, Code Enforcement Official; for the Boards information.

Update on Fire Truck Accident: Mr. McQueen gave an update on the fire truck that was involved in an accident. He presented a power point of the pictures taken of the truck for the Board to view. No Board Action required.

Attorney's Report

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

Ordinance 2009-10: Suspension and Debarment of Vendors: Mr. McPherson stated that, as requested by the Commission, this ordinance was sent to Lee Mills for his review. He suggested some minor changes that have been incorporated into the ordinance, which will be noticed for adoption hearing at the August 17 meeting.

Ordinance 2009-11: Family Lots and Dry Pipes: Mr. McPherson stated that this ordinance has been reviewed and approved by the Planning Commission at their meeting on July 27. This ordinance will be noticed for adoption hearing at the August 17 meeting.

Resolution 2009-28: Planning Fee Deferment: Mr. McPherson presented, as requested by the Commission, a resolution that would allow the County Administrator to allow payment of land use fees over the period of one year. He read the short title as follows:

RESOLUTION 2009-28

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; AUTHORIZING THE COUNTY ADMINISTRATOR TO DEFER PAYMENT OF PLANNING AND DEVELOPMENT FEES; AND ESTABLISHING AN EFFECTIVE DATE

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner D. Ray Harrison, to approve Resolution 2009-28 and to allow the Chairman to sign. Madam Chairman called for any discussion...

Ms. Jacki Johnson, Director of Finance, commented that it needs to be taken into consideration that the defer payment plan has a repercussion on the bookkeeping by the building and finance departments. The Board agreed that as long as this plan follows certain criteria and not used on a regular basis the number of accounts should be very few; this plan will be utilized, and if any problems should come about, this plan will be readdressed.

Madam Chairman called for a vote...*Motion carried unanimously.*

Bailey Subdivision: Mr. McPherson stated that Mr. Bailey requested that he send him the ordinances that the County claims he violated. He did so in a letter date July 17, 2009. After receiving the letter, Mr. Bailey left Mr. McPherson a not-very-courteous message saying that he will be suing the County. No Board action taken at this time.

Letter re Bell Animal Control: Mr. McPherson stated that Duke Lang has checked on whether Bell has its own animal control ordinance and they do. He has prepared a letter to be sent to the Town of Bell regarding the Termination of the Animal Control Agreement.

Saunders v. Gilchrist County: Mr. McPherson stated that the building department has made a demand on Ms. Saunders to apply for a building permit by a date certain; waiting on Ms. Saunders to return from vacation.

FAC, etc. v. Conflict Counsels and Department of Revenue: Mr. McPherson reported that the appellate court ruled in favor of the counties. Until and unless re-enacted by the Legislature with changes, counties will have no obligation to help pay for the offices of the conflict counsel.

Agenda Change; Resolution 2009-27 and Promissory Note, for Fire truck Loan: Mr. McPherson presented a resolution and promissory note, for the Boards approval, on the loan for the fire truck. Mr. McPherson read the short title as follows:

RESOLUTION 2009-27

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; ACCEPTING A LOAN FROM AMERIS BANK AND AUTHORIZING THE CLERK OF THE BOARD OF COUNTY COMMISSIONER TO EXECUTE A PROMISSORY NOTE FOR \$206,712.00 TO AMERIS BANK IN ORDER TO PURCHASE A FIRE TRUCK

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford to approve Resolution 2009-27. Motion carried unanimously.

Sign Ordinance: Commissioner Durden addressed the issue of holding a workshop on the Sign Ordinance.

The Board agreed to hold a workshop at the mid-month meeting in August as close to after five as we can get it.

Clerk's Report

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

Date of Budget Workshop for Constitutional Officers: Mr. Gilliam addressed the issue of the date scheduled for the budget workshop to discuss the proposed FY 09/10 budgets for Constitutional Officers. He stated that he had set the date of August 6, 2009, at 3:00 p.m. until 5:00 p.m. for budget reviews.

Hart Springs Flood Insurance Reimbursements: Mr. Gilliam stated that we are in receipt of \$51,030.58 in flood insurance reimbursements for Hart Springs. The Board agreed that these funds are to be used for damages caused by the flood on the facilities at Hart Springs.

VAB - Attorney Contract: Mr. Gilliam presented the contract for the VAB Attorney, Patricia Carter for the Boards approval. He stated that there was only one change to the contract; she requested that she paid for a minimum of one hour for meeting time.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford to approve the contract for VAB Attorney, Patricia Carter, and authorized the Chairman to sign. Motion carried unanimously.

Reappointment of DeWayne Yates: Mr. Gilliam presented the request from Meridian Behavioral Healthcare to reappoint DeWayne Yates as Gilchrist County Representative to the Board of Directors of Meridian Behavioral Healthcare. This would be a three (3) year term, effective immediately and ending November 30, 2012.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas to approve the reappointment of DeWayne Yates as the Gilchrist County Representative to the Board of Directors of Meridian Behavioral Healthcare. Motion carried unanimously.

Medical Examiners Contract; William F. Hamilton: Mr. Gilliam presented the Medical Examiners Contract which is a three way contract between the County, The University of Florida Board of Trustees, and William F. Hamilton M.D. for Medical Examiners Services.

Motion made by Commissioner Tommy Langford, seconded by Commissioner D. Ray Harrison, to approve the Medical Examiners Contract for William F. Hamilton. Motion carried unanimously.

Nomination of Mitchell Gentry to the Florida Crown Workforce Board: Mr. Gilliam presented the request from Kyle Stone, Exe. Dir, GC Chamber of Commerce, that the Board approves the nomination of Mitchell Gentry to the Florida Crown Workforce Board as a Business Partner. Discussion took place...

The Board *did NOT* appoint Mitchell Gentry to the Florida Crown Workforce Board; the County Administrator will get with Kyle Stone, GC Chamber Executive Director to consider another nominee.

Budget Recap & Revenue Report: Mr. Gilliam presented the Budget Recap and Revenue Reports, for the period ending July 29, 2009. Discussion took place, no Board action required.

Commissioners Reports: None noted.

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 Tommy Langford, seconded by Commissioner D. Ray Harrison, to adjourn. Motion carried unanimously. Madam Chairman adjourned at 5:51 p.m.

Approved:

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

Attest:

Joseph W. Gilliam, Clerk of Court