

MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD NOVEMBER 16, 2009.

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a **Regular Meeting** on Thursday, **November 16, 2009**, 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 D. Ray Harrison, Jr., Chairman
Commissioner Tommy Langford, Vice Chairman
Commissioner Randy Durden
Commissioner Sharon A. 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; Julee Brideson, Administrative Assistant; John Ayers, Gilchrist County Journal; Diane Rondolet, Code Enforcement; Billy Cannon, Road Department Superintendent; Chuck Pavliska, Alamo Industrial; Terry Hunter, GreenSouth – Ocala; Taylor Brown, GC Planning Director; Mitchell Gentry, Hart Springs Manager; Geneva & Carl Cornwell, Character Council; Carl & Felice Swalla; Tommy Holmes; CA Pete Randolph; Vonnelle & Roy Langford; James Ozment; Richard & Leslie Esseck; Michael Kirkland; Diane Clifton; Byron Martin; Stanley Watson; Steve Halmos; David Shaggy; Cynthia Gool; Michael Wiesen; John Stanz; Randall Burns; John Vickers; Bobby Wooddell; William & Glenda Siskin; Johnnie Martin; Steve Gladin; Jason Rector; Jr. & Sandy Reed; Lowell Chesborough; Jason DeMartino; David Jones; Alex Wyszowski; Georgia Shemitz; Peter Butt; Jerry Everett; Mary Binder; Stacy Hoyt; and Ed Parker.

Call to Order: Madam Chairman called the meeting to order at 4:01 p.m. with Commissioner Tommy Langford delivering the invocation and Commissioner D. Ray Harrison leading the pledge of allegiance.

Agenda Changes

- Mr. Gilliam, Clerk of Court, presented the following agenda changes:
 1. Addition: Alachua County Public Works Department; Invoice for the Surface Treatment of County Line Road
 2. Addition: Tax Collector; Reimbursement for tax statement postage, in the amount of \$4,339.55
 3. Addition: Guardian ad Litem; Request for a new copier
- Mr. McQueen, County Administrator, presented the following agenda changes:
 1. Addition: Contract #07HM-6@-03-31-01-035; Modification to Subgrant Agreement between the Division of Emergency Management and Gilchrist County
 2. Addition: Contract #10HM-23-03-31-01-003; Modification to Subgrant Agreement between the Division of Emergency Management and Gilchrist County

- 3. Addition: Character Council; Use of Otter Springs for the 2009 ALERT Team Unit 42
- 4. Addition: Veteran’s Memorial Highway Bill
- 5. Addition: Oak Tree Landing; additional handout - informational purposes only

- Mr. McPherson, the County Attorney presented the following agenda changes:

- 1. Addition: Regulations on R.V.’s

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

Consent Agenda

Approval of Minutes

Regular Meeting October 5, 2009

Budget Entries

BE09-044, Fund 140, Transportation Resolution 2009-64, Amending the Transportation Fund Budget (140)	\$7,617.96; and
BE09-045, Fund 180, Local Housing Resolution 2009-65, Amending the Local Housing Assistance trust Fund Budget	\$62,146.53; and
BE09-046, Fund 140, Transportation Resolution 2009-66, Amending the Transportation Budget \$79,000.00; and Resolution 2009-67, Amending the Transportation Budget \$46,000.00	\$125,000.00; and
BE09-047, Fund 001, General Fund Resolution 2009-68, Amending the General Fund Budget \$128,059.55; and Resolution 2009-69, Amending the General Revenue Fund Budget (001) \$6,933.00	\$134,993.00; and
BE09-048, Fund 001, General Revenue, pg 1 of 3	\$58,484.00
BE09-048, Fund 001, General Revenue, pg 2 of 3	\$137,650.00
BE09-048, Fund 001, General Revenue, pg 3 of 3	\$35,740.00
BE09-049, Fund 122, Fire Services	\$14,003.00
BE09-050, Fund 140, Transportation	\$13,515.00
BE09-051, Fund 141, Transportation Impact	\$271,645.00
BE09-052, Fund 180, Local Housing	\$124,199.00
BE09-053, Fund 190, E911	\$15,645.00
BE09-054, Fund 301, Capital Outlay	\$208,023.00
BE09-055, Fund 410, EMS	\$32,940.00

BE09-056, Fund 434, Solid Waste \$19,003.00
 BE09-057, Fund 470, Otter Springs \$1,449.00

Request for Payment Approval

AK Associates Invoices

#32316, 10/26/2009 \$51,612.99
 25% of AK Contract due at system cut-over
 #3268, 11/1/2009 \$4,250.00
 AK Elite Premier Maintenance 10/21/09- 11/1/2010

Mills Engineering Invoices

#2005063, 11/9/2009, 2005 Hazardous Mitigation Grant Application
 for Gilchrist County Jail\$1,652.25
 #2007104, 11/9/2009, Widen and Resurface GCR 313
 From SR 26 to CR 344 \$1,915.51
 #2009059, 11/9/2009, Solid Waste
 Transfer Facility Operation Permit \$1,235.00
 #2009068, 11/9/2009, Otter Springs Boat Ramp\$1,582.50
 #2009069, 11/9/2009, Widen and resurface GCR 337
 From SR 26 to Martini and GCR 337 to GCR 340 \$6,252.63

VE Whitehurst & Sons, Inc.

Pay Estimate #6 FINAL; GCR 313 \$10,079.00

Davis Monk & Company Invoice

#00185450; Progress Billing \$20,000.00
 Audit Work Completed on 2009 Annual Audit

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner D. Ray Harrison, to approve the Consent Agenda as presented. Motion carried unanimously.

Election of Chairman and Vice Chairman

At this time, the gavel was turned over to the Clerk, Joe Gilliam, for nominations of Chairman. He reviewed the policy and procedures for the election of the Chairman and Vice Chairman. He then called for any nominations for Chairman. Commissioner D. Ray Harrison, Jr. was nominated and elected as Chairman by a unanimous vote.

The gavel was then turned back over to the newly elected Chairman, Commissioner D. Ray Harrison. Chairman Harrison called for any nominations for Vice Chairman. Commissioner Tommy Langford was nominated and elected as Vice Chairman by a unanimous vote.

Commissioner Harrison and Commissioner Tommy Langford will serve as the Chairman and Vice Chairman, of the Gilchrist County Board of County Commissioners, for one year; November 2009 through November 2010.

County Administrator's Report

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

Agenda Change

Character Council: Ms. Geneva Cornwell, Character Council, presented the request for the use of the facilities at Otter Springs on behalf of the 25 young men from ALERT Academy Unit 42, (Volunteer Community Service for County Widow and Disabled Veterans & Elderly) during the week of January 25-30, 2009. She stated that the facilities needed are as follows: double-wide trailer, club house, shower, restroom/laundry facilities and swimming pool, along with twenty-five cots, for the young men's use.

Ms. Cornwell also stated that in exchange for their stay at the park, the young men will perform needed tasks at the park during the afternoon of Wednesday, January 27, 2009.

Because no vans are being driven to Florida from Texas this year, NO tools will be brought. Because of that, a collection of borrowed tools is needed to perform jobs around the County; such as sledge hammers, crow-bars, wrecking bars, bolt cutters and claw hammers. County owned dumpsters are needed for demolition jobs, one for metal and one for wood, to be requested as needed. Discussion took place...

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve the request of the Character Council for the use of the facilities at Otter Springs, for the ALERT Academy and the request of supplies and dumpsters. Discussion continued...

Mr. Cornwell addressed the Board stating that it is the thought of the Character Council to establish a local ALERT Team. Chairman Harrison then called for a vote... ***Motion carried unanimously.***

Public Safety; EMS Write Off's: Mr. McQueen presented the EMS Account Write Off's for the 3rd Quarter 2009. They are noted as follows:

• Collection Accounts	\$30,267.22
• GCSO Inmates	\$ 3,260.17
• Deceased Patients	<u>\$ 1,888.07</u>
Total	\$35,415.47

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to approve the 2009, 3rd Quarter EMS Write Off's, in the amount of \$35,415.47. Motion carried unanimously.

Parks & Recreation

Hart Springs Fee Change Request: Mr. McQueen presented the proposed fee changes for Hart Springs, as submitted by Mitchell Gentry, Park Manager. They are as follows:

During the Off Season:

1. Establish an Off Season from November 1st through April 30th
 - a) Charge \$125.00 for use of Pavilion A and B; and \$75.00 for Pavilion A or B, with no entry charge at the gate for those attending the event. This will allow the use for holiday parties and other events
 - b) Change entry fee to honor system of ½ price entry fee (\$2.00 regular and \$1.00 seniors), and also \$6.00 per carload/boat to encourage family outings
 - c) Diving rates are not reduced because their season is not impacted by winter weather
 - d) Pool changed to ½ rate

Other Changes

2. Establish an annual pass for pool use; because of the limited number allowed in pool (25 persons) the cost should be considerably higher than park annual pass. I recommend \$200.00 (more or less)
3. Change Season Pass to Annual Pass to be current for one (1) year from date of purchase; instead of January 1 – December 31, of year purchased. A person buying a pass in August is getting considerably less value than someone who purchased a pass in May
4. Keep Pavilion Rental at \$95.00 and \$65.00 but without \$15.00 refund if cleaned (Current reservations excluded). Change to \$20.00 deposit paid on day of use, and refund made the same day from Park after inspected for cleanliness. The Pavilion is worth the amount charged and no one complains about the cost. Most reservations are made 364 days in advance as families leave the reunion. Refunds involve a lot of work researching old receipts and making submittals to courthouse with counter checks of their own in order to make a \$15.00 refund on monies deposited a year ago. This ends up creating delays, and justifiable complaints from our customers.
5. Enact a car/boat pass at \$12.00; because State Parks offer a car pass rate, and the financial cost to an outing at Hart is heaviest on families. Most complaints about cost are made by those paying \$16.00 to \$24.00 for a family of 4-6. I believe revenue will increase from the goodwill generated.

Mr. McQueen also presented Nancy Nieman, Otter Springs Manager, opinion regarding Mitchell Gentry's proposed changes and a proposal for a few changes for Otter Springs. They are as follows:

Off Season

1. (b) I agree with the half price for Off Season but would recommend November thru March, not April
1. (d) No – our pool is not impacted by weather – our fees for pool use should stay the same all year

Other Changes

2. I don't think \$200 is a reasonable fee in light of current economic conditions and the County's population. I would like to see a pass that would include pool use but would recommend double the annual pass - \$150 for a family of 5, still \$5 for anyone over the 5 people or anyone without a pass
3. I agree with this – make it a true Annual Pass, good for one (1) year from the date of purchase, not calendar year. require pass be shown on entry, not just give the pass number. (Might consider an individual card for each member of the family)
4. For Otter, I'd recommend a cleaning deposit of \$50 for Lodge and \$30 for cabins, payable on day of arrival and returned after inspection on day of departure
5. Agree. Entry fee per car of \$12 is reasonable (we don't get the boat traffic Hart Spring does)

Beyond what Mr. Gentry proposed, Ms. Nieman proposed a few changes for Otter Springs:

1. For pool use, I want to eliminate the six (6) hour pool party – it's just too long to exclude campers from the use of the pool. I'd also like to change the fee to cover fifteen (15) people instead of twenty (20), but offer half price for the rest of the guest up to a max of twenty-five (25)
2. I'd like to change the weekly rate for the cabins to \$390 from \$375 to keep the same formula for all the rentals (pay for 6 nights, get 1 free)
3. I'd like to change the nightly rate for the stilt house to \$100 from \$90 and the weekly rate to \$600 from \$540. So many of our renter are amazed at how inexpensive our prices are – I believe we can charge more and still keep our occupancy up. I would however keep the mobile home at \$90 and \$540.

Discussion took place on the proposed rates. At this time, the suggested changes in fees, as recommended by BOTH park Managers, were agreed upon for a TEMPORARY basis, with the exception of Pool Fees, from November 1, 2009 through March 31, 2010; these fees will be brought back and combined with other suggestions (Annual Passes) in the form of a resolution (to be drafted by the County Attorney).

Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve the suggested changes in fees, as noted, on a temporary basis, with the exception of Pool Fees. Motion carried unanimously.

Time Certain

4:30 p.m. Road Department Report: Mr. Billy Cannon, Road Department Supervisor, addressed the Board on the issue of the Limbing Tractor that has been down. The Board had directed Mr. Cannon to have the representatives who sold him the Limbing Tractor present at today's meeting; Mr. Chuck Pavliska, Alamo Industrial Customer Service Manager and Terry Hunter, GreenSouth-Ocala, were present.

Mr. Cannon distributed, to the Board members, a letter from Alamo explaining what maintenance was performed to the tractor and mower.

Mr. Cannon stated that the tractor was received back today and is running at this time.

The costs of transport fees/time were discussed. Since it was factory errors that caused the limbing tractor to be down, the Board felt that the County should be reimbursed for costs incurred for travel by the factory representatives/mechanics.

The Board took NO action on this issue other than directing Mr. Cannon to review the invoices that the County was billed for travel/transport fees/time and work with Mr. Pavliska and Mr. Hunter on them reimbursing the County for these charges.

County Administrator's Report continues...

Merchant Service (Credit Card) Contracts: Mr. McQueen presented a contract with First Data, for credit card services at both Hart & Otter Springs. He stated that the County Attorney has reviewed the contract and found it to be acceptable with the exception of the provision that states a *48 month lease*. He felt that there should be a clause allowing cancellation at anytime.

Mr. McQueen stated that if the change in the provision is acceptable by First Data would the Board approve the proposal for credit card services for both Hart & Otter Springs.

Discussion took place on whether to purchase or lease equipment.

Motion made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to approve the contract with First Data Merchant Services (which is through Ameris Bank) for the credit card services for both Hart & Otter Springs; with the exception of the termination clause and to purchase the terminals. Motion carried unanimously.

FDOT Inspection of Federal Aid Secondary Roads: Mr. McQueen provided a copy of the annual Maintenance Rating Program (MRP) Survey Conducted on October 13, 2009, on the County Road 340 project, from SR49 (US-129) to SR47. Prior to conducting the field survey, two survey points (per road) were randomly selected, without actual knowledge as to the exact physical location. Mile post 1.70 and 4.00 were surveyed and the stripping and tree trimming characteristics did not meet the established MRP Standards.

SHIP; Subordination for Susan Joa: Mr. McQueen presented the request for subordination for Susan Joa along with the SHIP Loan Review Committees recommendation for denial. The applicant did not meet the guideline standards of the SHIP Program.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to DENY the subordination request for Susan Joa, as not meeting the guideline standards of the SHIP Program. Motion carried unanimously.

County Administrator's Agenda Changes

Modification to Subgrant Agreements: Mr. McQueen presented the two (2) Modifications to Subgrant Agreements between the Division of Emergency Management and Gilchrist County. The contract numbers are as follows: 07HM-6@-03-31-01-035; and 10HM-23-03-31-01-003. These modifications are for the Sheriff's drainage project. He stated that one of them increases the amount of funding that is available (so that we can recovery some of the earlier expenses) and the other one changes the date of the agreement. He requested that the Board approve both of the agreements and to allow the Chairman to sign.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve BOTH Modification to Subgrant Agreements for the Sheriff's Drainage Project, contract numbers 07HM-6@-03-31-01-035 and 10HM-23-03-31-01-003. Motion carried unanimously.

FAC Conference: Mr. McQueen reminded the Board that the FAC Conference will be held during the week of December 1-4, 2009. Registrations have been made and traveling arrangements will be coordinated.

Veteran's Memorial Highway Bill: Mr. McQueen updated the Board on the issue of the Veteran's Memorial Highway Bill. He stated that Representative Debbie Boyd did submit/file a bill for the naming of the Veteran's Memorial Highway. They were going to request that Senator Oelrich file a companion bill in the Senate (there has to be a bill on both sides of the house); as of now it's not known if he has submitted a bill or not.

Attorney's Report

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

Ordinance 2009-14: Special Assessment District on Existing Subdivisions: Mr. McPherson stated that this ordinance is set for adoption hearing at this meeting.

Ordinance 2009-15: Revised Sign Regulations: Mr. McPherson stated that this ordinance is set for adoption hearing at this meeting.

Ordinance 2009-16: Oak Tree Land Comprehensive Plan Amendments: Mr. McPherson stated that this ordinance is set for adoption hearing at this meeting.

Resolution 2009-63: Appointment of Chaille Wilson to Planning Commission: Mr. McPherson presented Resolution 2009-63 for the Boards approval. Chairman Harrison read the short title as follows:

RESOLUTION 2009-63

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; APPOINTING CHAILLE WILSON TO FILL THE REMAINDER OF JOSEPH SULLIVAN’S THREE-YEAR TERM; AND ESTABLISHING AN EFFECTIVE DATE

Motion made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford to approve Resolution 2009-63. Motion carried unanimously.

Damage to Shoulder of CR 232: Mr. McPherson stated that the demand letters have been sent to the property owners on the repairs for the shoulder damage that was done on CR 232.

Internet Travel Services Litigation: Mr. McPherson stated that various cities and counties have sued internet travel services such as Orbitz and Travelocity for failure to collect the correct amount of Tourist Development Taxes. This could affect Gilchrist County, but the amounts would be so small that he assumed that the County would not want to participate in these lawsuits.

Challenge to Impact Fee Legislation: Mr. McPherson stated that the state associations of counties, cities, and school boards, have all joined together and hired Nabors, Giblin law firm to challenge HB 227 which limits local government’s ability to create and collect impact fees. It is expected that the suit will be drafted and filed by the end of the year.

Business Tax (Occupational License Tax): Mr. McPherson stated that for many years Gilchrist County has collected what our ordinances refer to as the “Occupational License Tax.” The fact that this tax has the word “license” in it has always caused confusion wherever it is has been collected. The cause of the confusion is that payment of the tax is just that, payment of a tax, and it does not actually grant a person a “license” to do anything. Thus, several years ago the legislature changed the name of the tax to the Business Tax. If Gilchrist County wants to continue to collect this tax, the name needs to be changed to Business Tax in the county’s ordinances. Gilchrist County currently collects a flat tax in the amount of \$20. This brings in about \$6,000 per year. In return, for this \$6,000, the County expends quite a lot of staff time dealing with it, and it is estimated that only a small fraction of the businesses in the county actually pay the tax. And, it is not a terribly fair tax, because a very large business and a very small business both pay the same amount. He stated that for reasons not clear to him, the statute does not allow counties to modify their tax rates, although it does allow cities to do so. Thus Gilchrist County is stuck with a flat tax rate of \$20. He also stated that Ron McQueen, Joe Gilliam, and he have discussed whether it is worthwhile for the county to continue to collect this tax. It is their belief is that it is probably not because of the small amount of revenue, the excessive staff time devoted to collecting the tax, the lack of uniform payment among businesses, and the unfairness of such a flat-rate tax. Staff would like direction from the County Commission on this issue. Discussion took place...

Motion made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to direct the County Attorney to draft an ordinance to repeal the Occupational License Tax. Motion carried unanimously.

Attorney's Agenda Change

Regulations on R.V.'s: Mr. McPherson stated that there was an R.V. issue brought to his attention. Although Mr. McPherson had spoken with the person on the same issue was brought to Commissioner Tommy Langford's attention; Mr. McPherson turned the floor over to Commissioner Langford, for discussion; reason being that he has more details on the issue.

Commissioner Langford stated that Mr. Paul Johnson has had some issues regarding his property (six acres) up in Rock Bluff, on the river; the property has been permitted since 2003, to have a travel trailer on the property; and there is a septic and power pole on the property. He stated that what they are asking to do is park their travel trailer for the weekend.

Mr. McPherson stated that the problem is that they are only allowed to have one (1) trailer per parcel; what they end up with on the weekends is five (5) or (6) R.V.'s on this one parcel. He stated that it is a policy decision for the Board, by amending the ordinance, which he has explained to the property owner. But once the Board establishes this change as precedence, and is put on the books, no telling what other request may arise, for multiple R.V.'s on parcels. Discussion continued...

Motion made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford, to refer this issue to the Planning Commission for the recommendation. Discussion continued... Chairman Harrison then called for a vote... Motion carried unanimously.

Time Certain

5:15 p.m. Ordinance 2009-14; Special Assessment District on Existing Subdivisions: Mr. McPherson presented Ordinance 2009-14 and read the short title as follows:

ORDINANCE 2009-14

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, CREATING A PROCEDURE FOR IMPOSING SPECIAL ASSESSMENT DISTRICTS ON EXISTING SUBDIVISIONS TO COVER FUTURE COSTS OF PAVING AND OTHER REPAIRS; AND PROVIDING AN EFFECTIVE DATE

Mr. McPherson stated that a workshop has been held on this ordinance and explained to the audience what the purpose of this ordinance is and what it allows. Discussion took place...

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve Ordinance 2009-14. Chairman Harrison called for any discussion...

Mr. McQueen addressed the following section of Ordinance 2009-14:

Section 70-105.

Alternate procedure for certain existing subdivisions with paved roads

- (b) This Section shall apply to all subdivisions which were required to install paved roads pursuant to Gilchrist County subdivision regulations, but which were not covered by the requirement that a Special Assessment District be created as a condition of Final Plat Approval.

Mr. McQueen stated that he felt a time frame regarding the subdivision regulations should be specified.

Mr. McPherson stated that we are not, at least for now, going to go back and try to catch the old subdivisions we're just going to catch the more recent ones that were paved pursuant to County requirements. Discussion continued...

Mr. McPherson stated that, for (b), the date can be found and inserted for when the County required imposing the paving requirement.

Ms. Jacki Johnson addressed the board regarding the financing procedures that will have to be considered for the special assessment districts on the paving of roads in existing subdivisions.

Chairman Harrison called for any further discussion... none noted. ***Motion carried, including the change to insert the date required for imposing the paving requirements in subdivisions, unanimously.***

Time Certain

5:30 p.m. Ordinance 2009-15; Revised Sign Regulations: Chairman Harrison read the short title as follows:

ORDINANCE 2009-15

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; AMENDING THE COUNTY'S REGULATION OF PERMANENT OUTDOOR ADVERTISING SIGNS; CHANGING THE MAXIMUM SIZE, MINIMUM SPACING, AND MAXIMUM HEIGHT OF SUCH SIGNS; AND ESTABLISHING AN EFFECTIVE DATE

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Sharon Langford, to approve Ordinance 2009-15. Chairman Harrison called for any discussion...

Mr. McPherson stated that this ordinance has been reviewed by the Planning Commission Board and recommends that the Board of County Commissioners approve.

Chairman Harrison then called for any public participation... none noted. He then called for a vote... ***Motion carried unanimously.***

Clerk's Report

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

FY09/10 Community Redevelopment Fund: Mr. Gilliam presented an invoice from the City of Trenton, in the amount of \$89,789.00, due to the City from the County, for the FY09/10 Community Redevelopment Fund.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford to approve the payment to the City of Trenton, in the amount of \$89,789.00, for FY09/10 Community Redevelopment Fund. Motion carried unanimously.

Bid Results for Telephone System Financing: Mr. Gilliam presented the bid results on the loan, in the amount of \$152,964, for the telephone system financing. The bid results are as follows:

- Ameris Bank 4.35% Fixed for Five Years
- Capital City Bank NO Bid
- Drummond Community Bank 4.71% Fixed for Five Years
- Lafayette State Bank 4.188% Fixed for Five Years

It was Mr. Gilliam and the Finance Department's recommendation to go with the LOW bid from Lafayette State Bank for the financing of the new telephone system; with the telephone system to be determined.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the LOW bid from Lafayette State Bank at 4.188% fixed rate, for five years, for the financing of the new telephone system. Motion carried unanimously.

Revenue Report FY2009: Mr. Gilliam provided a Revenue Report through September 30, 2009, for the Board information and review.

Clerk's Agenda Changes

Alachua County Public Works Department; Surface Treatment of County Line Road: Mr. Gilliam stated that the total cost of the road was \$391,014.31 and it was the agreement that the amount of up to \$118,000.00 would be funded by Gilchrist County.

Mr. Gilliam asked for the Boards approval allowing him to forward payment to Alachua County, in the amount of \$118,000.00, for the County Line Road Project.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve payment, in the amount of \$118,000.00, to Alachua County Public Works Department, for the County Line Road Project. Motion carried unanimously.

Tax Collector; Reimbursement for Tax Statement Postage: Mr. Gilliam presented the request for reimbursement of postage, from Marilyn Bruce, Tax Collector. This was for the mailing of the Tax Bill Statement, in the amount of \$4,339.55.

Motion made by Commissioner Sharon Langford, seconded by Commissioner Tommy Langford, to approve the reimbursement of postage, in the amount of \$4,339.55 to the Tax Collector, for the mailing of the Tax Bill Statements. Motion carried unanimously.

Guardian ad Litem; Request for a new copier: Mr. Gilliam presented the request for a new copier, for Guardian as Litem. He stated that the agreement has been reviewed by Mr. McPherson.

Mr. Gilliam requested permission to enter into a lease/purchase agreement with McCrimon's Office Systems, for a Lanier LD117 Digital Copy System, in the amount of \$63.52 per month, and this is the responsibility of the Board for Guardian ad Litem and funds are available in the budget.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the lease/purchase agreement for a copier from McCrimon's Office System for Guardian ad Litem. Motion carried unanimously.

Time Certain

6:00 p.m. Oak Tree Landing CPA 08-01; Adoption Hearing: Mr. Taylor Brown, GC Planning Director, addressed the Board and presented request for the amendment of the Comprehensive Plan for the consideration of the application for Map and Text amendments to establish the Oak Tree Landing Rural Florida Destination Village.

Mr. Brown reviewed the timeline of the events related to CPA 08-01 that has taken place since January 28, 2008 through November 16, 2009, as he submitted part of the agenda packet provided to the Board, for their review.

Mr. McPherson addressed the procedure for this hearing. He stated that the County was late in getting its Evaluation and Appraisal Report to the Department of Community Affairs. The statute says if you are late you cannot adopt an amendment until the EAR report to DCA and they find it sufficient. He also stated that the statute seems to anticipate local governments might be late and there is a provision in the statutes that allows adoption but re adoption will have to take place once the EAR is submitted to DCA and they find it to be sufficient. Language has been drafted in the ordinance to recognize that.

Mr. McPherson stated that this amendment will be submitted to the DCA and hopefully they will wait on the EAR and then take a look at it but they will probably send it back to us tell us to re adopt it once our EAR is submitted and found efficient. He stated that this is the status of this hearing tonight.

Chairman Harrison then called for the applicants who wished to address the Board.

Mr. Ted Burt, Attorney representing personnel with Oak Tree Landing, addressed the Board with an opening statement.

Mr. Burt then introduced Mr. Terry Stiles, CEO Stiles Corporation, addressed the Board and introduced his team members; Steve Halmos, Cary Goldberg, Sam Poole, Denny Oshay, John Bastow, Julie Cole, David Shaggy, and Ted Burt. At this time, Cary Goldberg gave a presentation on Oak Tree Landing. Discussion took place...

Chairman Harrison called for public participation. Several citizens addressed the Board with their concerns on this issue and stated if they were for or against the development of the Oak Tree Landing Rural Florida Destination Village.

Chairman Harrison then called for any further comments from the public or staff. The Commissioners commented on the proposed presentation on the development of the Oak Tree Landing Rural Florida Destination Village.

At this time, Chairman Harrison read the short title to Ordinance 2009-16 as follows:

ORDINANCE 2009-16

AN ORDINANCE OF GILCHRIST COUNTY, FLORIDA, AMENDING ORDINANCE NO 94-01, AS AMENDED; RELATING TO AN AMENDMENT OF TEN OR MORE ACRES OF LAND TO THE FUTURE LAND USE MAP AND TO THE TEXT OF THE GILCHRIST COUNTY COMPREHENSIVE PLAN; PURSUANT TO AN APPLICATION BY THE PROPERTY OWNER OF SAID ACREAGE, UNDER THE LARGE SCALE COMPREHENSIVE PLAN AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES; PROVIDING FOR A CHANGE IN LAND USE CLASSIFICATION FROM AGRICULTURAL-2 TO RURAL FLORIDA DESTINATION VILLAGE (RFD) ON CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF GILCHRIST COUNTY, FLORIDA; PROVIDING FOR AMENDMENT TO THE TEXT OF THE FUTURE LAND USE ELEMENT, THE CONSERVATION ELEMENT, THE CAPITAL IMPROVEMENTS ELEMENT, AND THE SANITARY SEWER, SOLID WASTE, DRAINAGE, POTABLE WATER AND NATURAL GROUNDWATER AQUIFER RECHARGE ELEMENT; AND PROVIDING AN EFFECTIVE DATE.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to adopt Ordinance 2009-16. Chairman Harrison called for any further discussion... none noted. He then called for a vote... *Motion carried unanimously.*

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 Sharon Langford, to adjourn. Motion carried unanimously. Chairman Harrison adjourned at 7:53 p.m.

Board of County Commissioners
Gilchrist County, Florida

Approved:

D. Ray Harrison, Jr., Chairman

Attest:

Joseph W. Gilliam, Clerk of Court