

MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD JANUARY 4, 2010.

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a **Regular Meeting** on Monday, **January 4, 2010**, 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 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; 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 Supervisor; Ron Mills, EM Chief; Mitchell Gentry, Hart Springs Manager; Gail Garrard, BB&L; Yvonne Payne; Leslie Robinson; Ric Robinson; Jerry Murphy, Hart Springs Dive Committee; Peter Butt; Stanford Lugg, 2010 Census Bureau; David Fox, Fred Fox Enterprises, Inc.; Leslie Sapp; Ed McAlpin; and Carl Cowan.

Call to Order: Chairman Harrison called the meeting to order at 1:32 p.m. with Commissioner Tommy Langford delivering the invocation and Commissioner Sharon Langford leading the pledge of allegiance.

Agenda Changes

- Mr. Joseph Gilliam, Clerk of Court, presented the following agenda changes:
 1. Addition: Budget Recap
- Mr. Ron McQueen, County Administrator, presented the following agenda changes:
 1. Addition: Public Safety
 - Request to accept EMS County Awards Grant
 - EM Application for Hazard Mitigation Grant
 2. Addition: Road Department; Otter Springs Road Contract for Signature
 3. Addition: Sheriff's Department
 - Update for purchase of light fixtures to bring candle watt power to accreditation standards in the Jail
 - New Paved Parking Lot

4. Addition: Taxpayer Bill of Rights (TABOR) Meeting

- Mr. John McPherson, County Attorney, presented the following agenda changes:
 1. Addition: Resolution 2010-03, Traffic Signal Agreement (additional handout) and Resolution 2010-04, Purchase & Loan Phone System
- Changes presented by Commissioners
 1. Addition: Request to move Road Department Report up on the agenda

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

Consent Agenda

Approval of Minutes

Regular Meeting November 2, 2009

Request for Payment Approval

Mills Engineering Company

Inv# 2007104, Widen & Resurfacing CR313 \$1,791.00

Inv# 2009069, Widen & Resurfacing CR337..... \$5,396.38

Dixie County Inmate Housing

November 2009 \$2,520.00

Kennedy Communications

Purchase Agreement \$151,434.06

Approval of Bills

Old Year/New Year (On file in Clerk’s Office) December 2009

Motion made by Commissioner Sharon Langford, seconded by Commissioner Tommy Langford, 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.

Memorandum of Agreement with LCCC: Mr. McQueen presented the MOA between Lake City Community College and the Gilchrist Emergency Medical Services, for the Boards approval and the Chairman’s signature. This agreement provides the enrolled students the use of clinical laboratory practice with the GC EMS; the agreement shall become effective upon the signature of both parties and shall be renewed from year to year unless either party requests a change or termination thereof. It was Mr. McQueen’s request for the Board to approve and allow the Chairman to sign.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve the 2010 Memorandum of Agreement between LCCC and the Gilchrist County EMS; and to allow the Chairman to sign. Motion carried unanimously.

CERT Grant: Mr. McQueen explained that the Community Emergency Response Team (CERT) is a program conducted through Emergency Management. The program prepares the citizens of the County to go out into their immediate community, in time of a disaster to account for their own residents, within their community; providing services such as information and first aid.

Mr. Ron Mills, EM Chief, requested that the Board approve and to allow the Chairman to sign the acceptance of the Cert Grant, in the amount of \$7,000.00; there are no matching funds required and the funds are ear marked for equipment and operational costs.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve the CERT Grant, in the amount of \$7,000.00 and to allow the Chairman to sign. Motion carried unanimously.

Local Mitigation Strategy: Mr. McQueen stated that the Gilchrist County Emergency Management is requesting Board approval for a resolution to adopt the “Local Mitigation Strategy” Plan as developed by the local working group. The resolution must be submitted to the State and FEMA prior to receiving funding approval for any County mitigation project; a sample resolution had been provided from which Resolution 2010-02 will be drafted, in our format.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve the LMS Plan and the adoption of Resolution 2010-02; and to allow the Chairman to sign. Motion carried unanimously.

Homeland Security Grant: Mr. McQueen presented the request on behalf of EM that the Board approve the Homeland Security Grant, in the amount of \$20,000.00 and the Chairman be authorized to sign the contract. He stated that the performance period for this grant is 10/01/2009 through 04/30/2012. There are NO matching funds required and that this is a 100% fully funded agreement. This funding is planned for exercise and training as required by the State Scope of Work.

Motion made by Commissioner Sharon Langford, seconded by Commissioner Tommy Langford, to approve the Homeland Security Grant, in the amount of \$20,000.00, for exercise and training; and to allow the Chairman to sign. Motion carried unanimously.

County Administrator’s Agenda Change

Application for Hazard Mitigation Grant: Mr. McQueen presented the request for the submission of the Hazard Mitigation Grant application on behalf of Emergency Management. He stated that in order for FEMA to sign off on our EOC, as it being a completed project, they have come back, after the fact, and did an audit.

FEMA wants us to put some type of containment around the air conditioners and the generator to insure that during high winds nothing can impact these objects. He also stated that we qualify for some hazardous mitigation money.

Mr. Ron Mills, EM Chief, requested that the Board allow him to submit the application for the Hazardous Mitigation Grant, in the entire amount of \$25,000.00, which will make a match out of Emergency Management and also for the Chairman to be allowed to sign.

Motion made by Commissioner Kenrick Thomas seconded by Commissioner Tommy Langford, to approve the request of EM to submit the application for the Hazardous Mitigation Grant, in the amount of \$25,000.00; and to allow the Chairman to sign. Motion carried unanimously.

EMS Annual Grant: Mr. McQueen presented the request to submit the application for the County's State EMS Annual Grant, in the amount of \$3,517.00, for the improvement and expansion of emergency medical services (including equipment).

Motion made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to approve the application for the EMS Annual Grant, in the amount of \$3,517.00. Motion carried unanimously.

Time Certain

1:45 p.m. US Dept of Commerce, 2010 Census Bureau: Mr. Stanford Lugg, Partnership Specialist with the Census Bureau, addressed the Board requesting that they pass a resolution stating that the Gilchrist County Board of County Commissioners will partner with the Census Bureau in making sure that Gilchrist County gets the money that they so deserve; and that a Census Committee will be formed to reach out to the County. Discussion took place...

The Board accepted the request to pass a resolution concerning the 2010 Census; and to form a Census Committee. The County Attorney will draft a resolution and bring it back at the January 19, 2010 meeting, for the Boards consideration.

2:00 p.m. Hart Springs Advisory Board Report: Mr. Jerry Murphy, Hart Springs Dive Guide, presented the Hart Springs Diving Advisory Board Report, as of January 4, 2010. Mr. Murphy stated that the DAB's had recommended several proposals in concerns with increasing the revenues from diving activities (proposals are noted in the DAB Report as submitted). Discussion took place...

The Board accepted the Advisory Boards report, as submitted, and will schedule a time certain to discuss implementation of the recommendations and changes at the first meeting in February.

2:30 p.m. Fred Fox Enterprises; CDBG Public Hearing: Mr. McQueen opened by stating that several months ago we went through a process and allowed Fred Fox Enterprises to avail us with their services, we get funded, and went through a formal procedure for selection; FFE meet with the Road Department Superintendent, Billy Cannon and defined some places that we could benefit drainage and road improvements that might meet the required criteria of the CDBG Program.

David Fox, Fred Fox Enterprises, Inc., addressed the Board seeking direction on which possible avenue the County would best benefit. He stated that they are four avenues under the CDBG Program and that Gilchrist County is eligible to apply for up to \$750,000.00. He reviewed the four (4) avenues, point system and possible projects; discussion took place...

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve moving forward on the Community Development Block Grant, in the amount of \$750,000.00 for drainage and possible road improvements; as long as County funds are NOT expended. Chairman Harrison called for any public comments...none noted; any further discussion...none noted. He then called for a vote, ***Motion carried unanimously.***

2:45 p.m. Fred Fox Enterprises; Fair Housing Workshop: Mr. David Fox, Fred Fox Enterprises, Inc. presented, for informational purposes only, an update on the County's Fair Housing Ordinance. He provided information on how Fair Housing complaints are to be filed, whether they are filed through the County or the State. He stated that this workshop is to make it known to the Board and to the Community, that there is a Fair Housing Ordinance in place, in Gilchrist County. No Board action required.

County Administrator's Report continues...

Request for Animal Control Officer Certification: Mr. McQueen presented the request for Travel and Animal Control Officer Certification Training, for Chuck McCrae. The training registration fee is \$325.00 and will be held on January 25-29, 2010, in Orlando Florida. Mr. McQueen stated that the costs for registration and travel have been budgeted.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to approve the Travel and Animal Control Officer Certification Training request for Chuck McCrae. Motion carried unanimously.

Animal Control Report: Mr. McQueen stated that the Animal Control Monthly Report will be in the next agenda due to employee vacation.

Request from the City of Trenton: Mr. McQueen addressed the issue of Animal Control Services, in Gilchrist County, as referenced in a letter received from the City of Trenton. The letter referenced the City of Trenton's decision to withdrawal as a member of the Interlocal Agreement concerning Animal Control between the City of Trenton and Gilchrist County, Florida, because in part the result of reduced economic growth and revenues available to the City to continue funding a portion of the Gilchrist County Animal Control program.

Another concern of the City Commission was the Ad Valorem Tax Revenues generated and collected within the City of Trenton that were in part being utilized by the County to fund Animal Control Services throughout the County, while with the additional payment from the City to the County under the Local Agreement for Animal Control Services; the net result being that the City taxpayers are paying twice for such animal control services while County residents outside of the municipalities did not have the additional payment that City residents incurred.

Mayor-Commissioner Glen Thigpen's letter also stated that he believes that it is the overall consensus of the Trenton City Commission that the County residents and the taxpayers within the city limits are entitled to the same level and scope of animal control services that is presently available to County residents outside of the municipal boundaries.

At this time, the Board discussed the issue of the Animal Controls Services provided in Gilchrist County.

Mr. McPherson recommended that Staff (himself, the County Administrator and Jered Ottenwess, City of Trenton Manager) meet and discuss the animal control issues before the City of Trenton comes before the Board; and then schedule a time certain and bring back before the County Commission at the next meeting.

The Board agreed to set a time certain, at the January 19, 2010 meeting, for the City of Trenton regarding the Animal Control Issue. There are several other issues of concern, including Fire Services, Road Maintenance and Building Permits, that could be addressed as well.

Time Certain

Road Department Report (moved up on the agenda from 4:30p.m.)

S.W. 10th Street: Mr. Billy Cannon, Road Department Superintendent, addressed the issue of the right-of-way donation from Mr. Sid Roberts. Discussion took place...

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to accept the donation from Sid Roberts of the Right-of-Way off of S.W. 10th Street; and to expend up to \$2,000.00 for engineering/survey. Motion carried unanimously.

County Administrator's Report continues...

Otter Springs Road Contract: Mr. McQueen presented the John C. Hipp Construction contract, in the amount of \$158,304.00, for paving the Otter Springs Road 1.5 miles. He requested the Boards approval and that the Chairman be authorized to sign.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the Contract with John C. Hipp Construction, for paving the Otter Springs Road, in the amount of \$158,304.00; and to allow the Chairman to sign and move forward. Motion carried unanimously.

Limbing Tractor: Mr. Cannon stated that the hydraulic pump on the limbing tractor has gone out. He stated that there has been problem after problem with this tractor and he is requesting direction from the Board, on how to resolve this problem.

The Board discussed sending a demand letter refunding monies for BOTH pieces of equipment, the limber and tractor. The down time on both of these pieces of equipment has been uncalled for since the time of purchase. The Board directed Mr. Cannon to park, stop running this piece of equipment.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to direct the County Attorney to draft a DEMAND letter requesting a REFUND of monies for the TRACTOR and LIMBER, in the FULL amount; due to repair issues and down time. Motion carried unanimously.

Code Enforcement: Mr. McQueen presented the Code Enforcement Monthly Report as submitted by Ms. Diane Rondolet, Code Enforcement Officer.

911 Addressing: Mr. McQueen presented a request for travel and training to allow Tammy Moore to attend ArcGIS Training in Danvers, Massachusetts, on January 25 & 26, 2010. Mr. McQueen stated that this training will help improve the utilization of the Contact One Addressing System that the County will be using in the near future.

Mr. McQueen stated that the Addressing System will be purchased with E-911 Grants Funds as previously approved. In these funds approximately \$2,094.00 has been reserved for additional training; he is requesting to utilize the County's 911 funds to cover the balance of the costs of training. The cost of travel and training would be approximately \$1,100.00, depending on hotel and flight.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the travel and training request allowing Tammy Moore to attend the ArcGIS Training to be held on January 25-26, 2010, utilizing the County's 911 Funds to cover the cost. Motion carried unanimously.

Surplus Property: Mr. McQueen presented a request to declare *surplus property* on the saleable items that were left from the clean up and to be allowed to except bids and host a sale.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve bid sheet for surplus property and sale. Motion carried unanimously.

FDOT; Compensation for Intersection Control Beacons: Mr. McQueen presented the annual agreement for the receipt of payment, for maintenance of intersection control beacons, from the Florida Department of Transportation. Upon execution of the agreement, an authorizing resolution by the Gilchrist County BoCC indicating the willingness to accept and undertake the duties outlined in the Agreement, is required. Discussion took place...

Resolution No. 2010-03 was drafted for the Boards approval. Chairman Harrison read the short title as follows:

RESOLUTION 2010-03

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF Gilchrist COUNTY, FLORIDA; AUTHORIZING THE CHAIR TO SIGN THE TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT DATED JANUARY 4, 2010; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve Resolution 2010-03 authoring the Chairman to sign the Traffic Signal Maintenance Agreement with the FDOT. Motion carried unanimously.

2nd UF Water Institute Symposium: Mr. McQueen presented a request for attendance by anyone interested in attending the 2nd UF Water Institute Symposium on Sustainable Water Resources, to be held on February 24-25, 2010 at the Hilton University of Florida Conference Center, in Gainesville, Florida.

Commissioner Randy Durden and Ron McQueen, County Administrator was interested in attending; the cost for each attendant will be \$200.00.

Motion made by Commissioner Sharon Langford, seconded by Commissioner Tommy Langford, to approve travel for Randy Durden and Ron McQueen to attend the Sustainable Water Resources Symposium on February 24-25, 2010, in Gainesville, Florida; and the cost of \$200.00 each. Motion carried unanimously.

County Administrator's Agenda Changes

Sheriff's Department: Mr. McQueen presented an update on the new paved parking lot and drainage project and the Sheriff's Office and Jail. He stated that the project is complete and looks very good.

Mr. McQueen also presented an update on the purchase of light fixtures to bring candle watt power to accreditation standards in the Jail. He stated that they will be moving forward on getting quotes for 19 light fixtures including two (2) new ones and replacement of those that are already there. The Board has previously approved this request. No Board action needed; informational purposes only.

Taxpayer Bill of Rights (TABOR): Mr. McQueen presented information on the TABOR Regional Workshop that will be held on January 21, 2010, from 9:00 a.m. – 12:00 p.m. located at an UF/IFAS Extension offices in Alachua, Gadsden, Hillsborough, Okaloosa, Hendry and St. Lucie, bringing together a group of experts from across the country to discuss TABOR. This Regional Webinar is open to all FAC members. Informational purposes only.

Attorney's Report

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

2009 Ordinances: Mr. McPherson stated that he has sent the 2009 ordinances to the Municipal Code Corporation, for updating of General Code and Land Development Code; online and hard bound volumes. Hard bound volumes will be distributed upon receipt.

Agenda Change

Resolution 2010-04; Loan for Purchase of Phone System: Mr. McPherson presented Resolution 2010-04, Authoring the Clerk to execute the Promissory Note, in the amount of \$152,964.00. He read the short title as follows:

RESOLUTION 2010-04

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; ACCEPTING A LOAN FROM LAFAYETTE STATE BANK AND AUTHORIZING THE CLERK OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A PROMISSORY NOTE FOR \$152,964 TO LAFAYETTE STATE BANK IN ORDER TO PURCHASE A TELEPHONE SYSTEM

Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve Resolution 2010-04 and allow the Chairman to sign. Motion carried unanimously.

Damage to Shoulder of CR 232: Mr. McPherson stated an inspection had been done on the damage that was done to the shoulder of CR 232 and was found that all has been repaired properly and that a letter sent to Wilson's accepting repair work and thanking them for their quick response.

City of Weston v. Crist: Mr. McPherson stated that there are no County pending litigations, so he reported on a state wide issue. He stated that the City of Weston v. Crist issue is the broad-based challenge to the new growth management legislation. The circuit court denied the State's motion to dismiss.

Challenge to Impact Fee Legislation: Mr. McPherson stated that Greg Stewart of Nabors, Giblin law firm is drafting the complaint on behalf of various cities, counties, and school boards; should be filed soon.

Clerk's Report

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

Resolution 2010-01 & BE10-002: Mr. Gilliam presented Resolution 2010-01 and BE10-002, which establishes the \$52,000.00 of additional revenues, which were returned from the Sheriff and being put back into his budget for him to expend. This allows for the proper accounts to be set up. Chairman Harrison read the short title as follows:

RESOLUTION 2010-01

A RESOLUTION OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING THE GENERAL REVENUE FUND (001)

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve Resolution 2010-01 & BE10-002. Motion carried Unanimously.

Clerk's Agenda Change

Budget Recap: Mr. Gilliam presented the Board with the Budget Recap for Fiscal Year 2009, period ending September 20, 2009; and Fiscal Year 2010, period ending December 31, 2009. Informational purposes only.

Commissioners Reports

Commissioner Kenrick Thomas: Commissioner Thomas was asked to address the issue of the Board providing a *Letter of Support*, for legally operated Fox Pen Hunting.

Commissioner Thomas stated that he was contacted by Mr. Carl Cowan, local fox pen hunter, and Mr. Ed McAlpin, neighbor to fox pen, asking the Board, for their support on keeping Fox Pens legally operational, in the State of Florida.

Mr. Carl Cowan addressed the Board and stated that as of midnight December 31, 2009, there will be NO legal fox pen hunting in the State of Florida (based on an incident in Hoyt, Florida).

He explained that the fox pen operation that he is involved with wishes to remain open and legally operational, in Gilchrist County. Mr. McAlpin, a neighbor to the Fox Pen, addressed the Board and stated that he has never experienced any problems from that outfit.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, that a Letter of Support be drafted in support of legally operated Fox Pen Hunting. Motion carried unanimously.

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 Randy Durden, to adjourn. Motion carried unanimously.*** Chairman adjourned at 4:26 p.m.

Board of County Commissioners
Gilchrist County, Florida

Approved:

Attest:

D. Ray Harrison, Jr., Chairman

Joseph W. Gilliam, Clerk of Court