

**MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD
OF COUNTY COMMISSIONERS HELD AUGUST 2, 2010.**

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a **Regular Meeting** on **Monday, August 2, 2010**, at **1:30 p.m.**, in the Board of County Commissioners Meeting Facility 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; John Ayers, Gilchrist County Journal; Julee Brideson, Administrative Assistant; Diane Rondolet, Code Enforcement; Billy Cannon, Road Department Superintendent; Laura Dedenbach, Plan-it US; Mitchell Gentry, Hart Springs Manager; Charlotte Pedersen, SHIP Administrator; T.J. Harrington, Quit Doc Research & Educational Foundation; Gary "Possum" Tryon; Lee Mills, County Engineer; Paul Redd; Ray & Jane Rauscher; Jean & Jim Troke; Gerald & Joanne Roberts; Lawrence & Beverly Diaz; Gayle Brown & Family and Attorney Terry Tataru; Lloyd & Elise Whann; Tommy Jones; Hugh Thomas; Tim Hastings, Tony Wasson, Mike Campbell, Benjamin Dawson, Essie Thomas – CFEC, Inc.; Norman Shipes; Carl Swalla; Steve Gladen; Darren Stowe, Robert Yarbrough, Mike Opalinski, Jack Doolittle, Brad Pekas - Seminole Electric Coop., Inc.; Burkett & Lea Neely; Russ Augspurg, Elyse Dubin - Our Santa Fe River; Frank Cunningham; David R. Stinson; Cathy Street; John Class; Jean Wonser; Elnor Asbell; Anthony Clark, Gainesville Sun; Matt Meadows; Roy & Margaret Lee; Ronnie & Margaret Hodge; McCoy Hilliard; Annette Long, Save Our Suwannee, Inc.; Arnold Douglas; Meveree Pope; Catherine B. Gramatzki; Barrett Brown; Libby Webster; Paul Dyer; Bobbie Dyer; and Martha Osteen.

Call to Order: Chairman D. Ray Harrison, Jr. called the meeting to order at 1:31 p.m. with Joseph W. Gilliam, Clerk of Court delivering the invocation and Commissioner Kenrick Thomas leading the pledge of allegiance.

Chairman Harrison announced that Ron McQueen, County Administrator, will not be present at today's meeting, due to the fact that he is home recovering from surgery. At this time, we have been informed that he is doing well.

Agenda Changes

- Joseph W. Gilliam, Clerk of Court, presented the following agenda changes:
 1. Change: **Move** Road Department **from** 2:45 p.m. **to** 4:00 p.m.
 2. Remove: 2:00 p.m. Time Certain Census Bureau **cancelled**
 3. Handout: Revised United HealthCare Insurance Renewal
- Commissioner Tommy Langford presented the following agenda change:
 1. Addition: T.J. Harrington; Quit Doc Research & Education Foundation

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

Consent Agenda

Approval of Minutes

Budget WorkshopJuly 19, 2010
 Regular MeetingJuly 19, 2010
 Budget WorkshopJuly 22, 2010

Approval of Bills

July 2010 (On file in Clerk's Office)

Budget Entries

BE10-022, General Fund, 001 \$57.00
 BE10-023, General Fund, 001\$45,505.00

Request for Payment Approval

Dixie County Inmate Housing\$6,963.00
 (Inmate Housing for the month of June 2010)

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

Agenda Change

T.J. Harrington; Quit Doc Research & Education Foundation: Mr. Harrington addressed the Board and distributed literature from the Gilchrist County Tobacco Free Partnership. He focused on the smoking issue that is taking place outside the front entrance of the Courthouse.

The Quit Doc Research & Educational Foundation requested that the front of the Courthouse (south entrance) be designated as a NO Smoking Area. They had offered to pay for and post NO Smoking signs. Discussion took place...

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve and designate the front (south entrance) of the Courthouse as a NO Smoking Area; and to allow signs to be posted at the expense of the Quit Doc Research and Educational Foundation. Motion carried unanimously.

The Board also agreed on trying it on a volunteer basis before including a NO Smoking policy in the Rules & Procedures Manual; and designated the Veteran's Park picnic table and bench across the street from the Courthouse entrance as the Smoking Area.

Community Development

Request for transfer of Impact Fee: Ms. Brideson presented a request for the transfer of Impact Fees by Charles Seip. She stated that this is for someone who had a mobile home on their property under hardship they are now selling the mobile home and requests that the impact fee be transferred.

Mr. McPherson stated that the transfer of impact fees is done on a routine basis. Discussion took place...

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Sharon Langford, to approve the transfer of impact fees, as requested by Charles Seip. Motion carried unanimously.

Ag Advisory Board Meeting Update; Animal Density: Ms. Brideson presented the minutes from the Ag Advisory Committee Meeting that was held on July 27, 2010, on the issue of Animal Density. Discussion took place...

Commissioner Durden requested that a workshop be scheduled to give those who are interested an opportunity to share some input before we go any further with it.

Mr. McPherson suggested that he change the ordinance, plug in the new numbers and a workshop be set for that ordinance.

Mr. Gilliam presented a reimbursement request for a meal ticket (for meals during the Ag meeting) paid for by Mr. Marvin Weaver, in the amount of \$60.21. Discussion took place...

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to DENY the request made by Marvin Weaver, for reimbursement of \$60.21. Motion carried unanimously.

Intent to advertise for vacant Planner Position: Ms. Brideson requested permission to move forward with the intent to advertise for the vacant Planner Position. Discussion took place...

Mr. McPherson will update the job description.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve the request to advertise for the vacant Planner Position. Motion carried unanimously.

Solid Waste; Request for the purchase of a truck: Ms. Brideson presented a purchase request from Solid Waste for a new truck.

Ms. Jacki Johnson, Director of Finance, addressed the Board and presented the quotes that were received and on State Contract. Discussion took place...

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the purchase and financing, of a 2011 Mack Truck, in the amount of \$128,028.41, on State Contract. Motion carried unanimously.

Extension Office; Request for travel for Chris Decubellis: Ms. Brideson presented a request for travel, from the Extension Office, allowing Chris Decubellis to attend the 4-H Conference in Phoenix, AZ the week of October 22-28; the total estimated cost of \$1,209.00 and is to be funded out of the Extension Office's budget.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve the travel request, in the estimated cost of \$1,209.00, for Chris Decubellis. Motion carried unanimously.

Disposition Request: Ms. Brideson presented a Disposition Request for the following:

- Systemax Venture Tower PC Serial # 106612805 has been cannibalized

Motion made by Commissioner Sharon Langford, seconded by Tommy Langford, to approve the Disposition Request for the Systemax Venture Tower PC as noted above. Motion carried unanimously.

- Dell Optiplex Hard Drive Serial #35EQL Tag #2487
- Chaparral Satellite System Model # 1000C Tag #2605

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve the Disposition Requests on the Dell Optiplex Hard Drive and Chaparral Satellite System, as noted above. Motion carried unanimously.

Attorney's Report

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

Ordinance 2010-02; Seminole Electric Comprehensive Plan Amendments: Mr. McPherson stated that Ordinance 2010-02 is set for a time certain at 5 p.m. at this meeting. He provided the following information in this agenda packet:

- Ms. Dedenbach's staff report on behalf of the County.
- The draft ordinance that would adopt the text and land use map amendments.
- Seminole Electric's Response to the Department of Community Affairs Objections,
- Recommendations and Comments (ORC) Report (less the actual proposed text amendments which are part of the ordinance attached).
- A letter from Seminole Electric's attorney regarding water use issues.

Although this is the final adoption hearing for these amendments, the County Commission, as usual, has the discretion to continue the hearing if additional time and/or input is needed on this important issue.

Ordinance 2010-03; McDonald Land Use Map Amendment: Mr. McPherson stated that this is an ordinance to amend the land use map from Commercial to AG-2 in a rural area outside of Bell. To be noticed for adoption hearing at the August 16 meeting at 5 p.m.

Ordinance 2010-04; Revised Road Setbacks: Mr. McPherson stated that this is an ordinance to change the setbacks along county roads from 5 feet to 2 feet. To be noticed for adoption hearing at the August 16 meeting at 5:10 p.m.

Ordinance 2010-05; Weight Limits and Throwing Objects off Bridges: Mr. McPherson stated that this is an ordinance to impose a 40,000 pound weight limit on “chip and seal” roads, and prohibiting throwing objects off bridges. To be noticed for adoption hearing at the August 16 meeting at 5:20 p.m.

Ordinance 2010-06; Rodeo Arena Donation: Mr. McPherson stated that this is an ordinance setting forth the actions that the County intends to take if the Rodeo Arena is donated to the County by the FFA Alumni Association. To be noticed for adoption hearing at the August 16 meeting at 5:30 p.m.

Resolution 2010-37; Vacating SW 77th Avenue: Mr. McPherson stated that this resolution is set for a final hearing as 2:30 p.m. time certain during this meeting.

Gilchrist County v. Lisa Richards: Mr. McPherson stated that the sale of Ms. Richards’ property did go through. The next door neighbor, the Neilson’s purchased the property and the case is now closed.

Lowell Chesborough’s Concerns about Music Festival Regulations: Mr. McPherson clarified that the intentions of the Code of Ordinances were to limit Outdoor Festivals to 500 persons at any one time.

The Board agreed to direct the County Attorney to make the necessary changes to the ordinance and bring back for their review and consideration.

Clerk’s Report

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

Budget Recap FY 2011: Mr. Gilliam presented the Budget Recap for FY 10/11 with changes noted after 7/22/10. Ms Jack Johnson, Director of Finance, reviewed the changes. The changes included a **total change in General Fund** by the amount of \$354,865 and a **total change in Solid Waste** by the amount of \$55,000. Informational purposes only.

Tax Deed - Excess Proceeds Transfer: Mr. Gilliam presented, for the Boards acceptance/approval, the Excess Proceeds on Tax Deeds as follows:

- Certificate Number 2007-09 File Number 09-005TD \$611.06

Motion made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to accept the excess proceeds, in the amount of \$611.06, on the above noted Tax Deed. Motion carried unanimously.

- Certificate Number 2007-186 File Number 09-026TD \$193.35

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to accept to excess proceeds, in the amount of \$193.35, on the above noted Tax Deed. Motion carried unanimously.

- Certificate Number 2007-10 File Number 09-014TD \$862.33

Motion made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford, to accept to excess proceeds, in the amount of \$862.33, on the above noted Tax Deed. Motion carried unanimously.

- Certificate Number 2005-354 File Number 07-010TD \$1,051.53

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to accept to excess proceeds, in the amount of \$1,051.53, on the above noted Tax Deed. Motion carried unanimously.

- Certificate Number 97-545 File Number TD-03-49 \$1,030.04

Motion made by Commissioner Sharon Langford, seconded by Commissioner Tommy Langford, to accept to excess proceeds, in the amount of \$1,030.04, on the above noted Tax Deed. Motion carried unanimously.

- Certificate Number 96-763 File Number TD-01-06 \$35.00

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to accept to excess proceeds, in the amount of \$35.00, on the above noted Tax Deed. Motion carried unanimously.

Copy of Letter of Intent for Library Grant Application: Mr. Gilliam presented a copy of the *Letter of Intent* (to the State Library and Archives of Florida) regarding Gilchrist County's intentions to roll the Public Library Construction Grant Application over into the next grant cycle. Informational purposes only.

Clerks Assessments of Additional Court Cost Quarterly Summary: Mr. Gilliam presented the Quarterly Summary on the Clerks Assessments of Additional Court Cost, for the Boards information. No action required.

Transfer/Disposition Requests: Mr. Gilliam presented the following Transfer/Disposition Requests, for the Boards approval:

- Transfer from General Government to Hart Springs
Ford Expedition Tag #2685
WHF Radio (w/Siren & Strobe) Tag #2310

Motion made by Commissioner Randy Durden, seconded by Tommy Langford, to approve the Transfer Request, as presented. Motion carried unanimously.

- Transfer from Hart Springs to Otter Springs
2000 Ford Ranger xCab Tag #2164; VIN# 1FTZR15VOYPA28083

Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve the Transfer Request, as presented. Motion carried unanimously.

- Disposition from Clerk of Court/State Attorney's Office

Dell Optiplex Computer Tag #2821; Serial #12VBN61; Model #GX280
 Dell Optiplex Computer Tag #2822; Serial #D1VBN61; Model #GX280
 (Outdated; hard drives have been stripped; to be cannibalized)

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the Disposition Request, as presented.

- Disposition from Gilchrist County Sheriff/Jail
 Visual Security System Tag #1945
 (Antiquated/obsolete)

Motion made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to approve the Disposition Request, as presented. Motion carried unanimously.

Time Certain

2:30 p.m. FINAL Hearing; Road Closure on SW 77th Avenue: Chairman Harrison read the short title as follows:

RESOLUTION 2010-37

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; MAKING CERTAIN FINDINGS WITH REGARD TO THE CLOSING OF A PORTION OF SOUTHWEST 77TH AVENUE IN GILCHRIST COUNTY, A PUBLIC ROAD IN UNINCORPORATED GILCHRIST COUNTY; CLOSING A PORTION OF A PORTION OF SOUTHWEST 77TH AVENUE LYING SOUTH OF SOUTHWEST 22ND STREET WITHIN SUN SPRINGS SUBDIVISION; DISPOSING OF THE ASSOCIATED COUNTY-OWNED ROAD SPACE AND/OR RIGHT-OF-WAY; DIRECTING THAT NOTICE OF THIS RESOLUTION BE PUBLISHED IN THE GILCHRIST COUNTY JOURNAL; DIRECTING THAT DOCUMENTS ASSOCIATED WITH THIS ROAD CLOSING BE RECORDED IN THE OFFICIAL RECORDS; AND PROVIDING AN EFFECTIVE DATE.

Mr. John McPherson, County Attorney, reviewed the situation on the Brown's concerns on the issue of an *Express Easement* and/or *Easement by Necessity*, over SW 77th Avenue and the County's position on this road.

Chairman Harrison called for any public participation...

Mr. Terry Tataru, Attorney representing the Brown's, addressed the Board with his concerns and findings on the easement/ROW issue, on SW 77th Avenue.

Mr. Lawrence Diaz, resident of Sun Springs Subdivision addressed the Board. He stated as he had at a prior meeting, he has no problem with the road being vacated, but if the Board so chooses **not** to vacate, it is his request (along with other residents on SW 77th Avenue) that the County **does not** maintain it; although that is the request of the Brown's.

Ms. Gail Brown was asked if she understood that if the Board so chooses NOT to vacate SW 77th Avenue, that the County will not be maintaining that road. Ms. Brown stated that she understands that. Discussion took place...

Other Sun Springs Subdivision residents, Lloyd Whann and Gerald Roberts, also addressed the Board. Discussion continued...

Mr. Roberts confirmed that he and the other residents on SW 77th Avenue have no objection to the Brown's using the so called *Easement by Necessity*.

Chairman Harrison called for any further discussion...none noted.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve Resolution 2010-37. Motion carried unanimously.

Clerk's Report Continues...

United HealthCare Insurance Renewal Rates: Mr. Gilliam stated that there was a meeting held between Robin Riley with PRIA (Agent of Records), the Constitutional Officers and the County Administrator (or appointed Staff). Ms. Riley presented the renewal rates for United HealthCare on health and dental insurance. As far as vision and life insurance we had a locked in rate for two years (no changes).

Mr. Gilliam stated that the dental insurance renewal rate offered by Standard was presented with a 6% increase. It was his recommendation to stay with Standard. Mr. Gilliam also stated that with the health insurance renewal options, with the consideration of the possibility of having to go out for bids, Ms. Riley had received an email from BlueCross BlueShield, informing that that would not be interested in submitted a bid.

United HealthCare provided renewal rates on the same group health plan (Dual Option) that is currently being utilized, with an increased rate of 3%. He recommends renewing the same plan (Dual Option). Discussion took place...

Motion made by Commissioner Randy Durden, Seconded by Commissioner Tommy Langford, to approve the United HealthCare health insurance renewal rate with a 3% increase for the Dual Option Plan. Motion carried unanimously.

Motion made by Commissioner Sharon Langford, seconded by Commissioner Kenrick Thomas, to approve the dental insurance renewal rate, with a 6% increase, with Standard. Motion carried unanimously.

Commissioners Reports

Commissioner Sharon A. Langford: Commissioner Langford updated the Board on the issue of the usage of the Senior Citizen Center. She stated that a policy had been drafted and will be provided as part of the August 16th agenda packet for their review. Informational purposes only; no action required at this time.

Public Participation

Gary Tryon: Former Road Department employee, Gary "Possum" Tryon, addressed the Board with his concerns on the lack of record keeping and/or the maintaining of a daily log, by County employees. Discussion took place...

The Board agreed that Mr. Tryon had some valid issues but will delay taking any action until Mr. McQueen has the opportunity to listen to the recording, of this meeting, regarding this concern/issue.

Time Certain

4:00 p.m. Road Department Report (Agenda Changed; moved from 2:45 p.m.)

Request for Speed Limit Reduction: Mr. Billy Cannon, Road Department Superintendent, presented a speed limit reduction, on N.W. 52nd Place, to 30 mph, by Mr. Edward Graves. Discussion took place...

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to direct the County Attorney to draft an ordinance reducing the speed limit to 30 mph on N.W. 52nd Place, from US 129 to N.W. 22nd Court. Motion carried unanimously.

4-Way-Stop on SE 90th Avenue: Mr. Cannon presented a request to remove four (4) stop signs on S.E. 90th Avenue (Countyline Road). He stated that he had attended a Multi-County Traffic Safety Team Meeting (members include Local City, County and State Agencies, Private Industries and Citizens).

Mr. Cannon stated that he had received a request from a Concerned Citizen, Mr. Bob Elmore, and a woman representing the FDOT, to remove four (4) stop signs on S.E. 90th Avenue to make it a through road from SR 26 to S.E. 110th Street. Discussion took place...

Motion made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to approve the request to remove four (4) stop signs on S.E. 90th Avenue to make a through road from SR 26 to S.E. 110th Street. Discussion took place... Motion carried unanimously.

Disposition Request: Mr. Cannon presented a Disposition Request on the following items:

1. Tag #2895, Systemax Venture Tower, Serial #106070708
2. Tag # N/A, Dell 2000 Tower, Serial # X08-73013
3. Tag # N/A, Gateway, Serial #BC899231267, Model # Solo 9150

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the Disposition Request from the Road Department on the above noted items. Motion carried unanimously.

4:00 p.m. Paul Redd: "NO Parking on Right-of-Way" Signs posted on CR 344: At this time, 4:12 p.m., Chairman Harrison turned the gavel over to Vice Chairman, Commissioner Tommy Langford, due to the fact that he is related to Mr. Paul Redd, who has been schedule to address the Board on the issue of "NO Parking Signs" on the right-of-way on CR 44.

Mr. Billy Cannon, Road Department Superintendent, presented the next agenda item; the issue of "NO Parking" signs placed on the right-of-ways, on CR 344 and then turned the floor over to Mr. Paul Redd.

Mr. Paul Redd, who resides on CR 344, where “NO Parking” signs were placed on the right-of-ways, on CR 344, addressed the Board. Discussion took place...

Commissioner Tommy Langford recommended leaving the “NO Parking” sign at the end of the cul-de-sac and that the ones that were placed on the ‘boat ramp’ road, be removed. Discussion continued...

Commissioner Durden stated that it was his understanding that the issue of concern was the parking in the cul-de-sac only, not on the right-of-way of the ‘boat ramp’ road; and that if an issue should arise, with parking on the right-of-way on the ‘boat ramp’ road, it will be addressed and taken care of at that time.

Motion made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to remove two (2) of the three (3) “NO Parking on Right-of-Way” signs that were posted on CR 344 (leaving the one at the end of the cul-de-sac and removing the two on the ‘boat ramp’ road). Vice Chairman Langford called for any further discussion...none noted. He then called for a vote... Motion carried 4-1, with Commissioner D. Ray Harrison, Jr. voting NO.

Vice Chairman Langford then turned the gavel back over to Chairman Harrison.

4:30 p.m. Gilchrist Soil & Water Conservation: Budget Request: At this time, 4:40 p.m., Mr. Adam Cook and Mr. Tommy Jones, addressed the Board, requesting that their budget request for FY 10/11, in the amount of \$67,751.29, which includes a \$4,000.00 increase over FY 09/10, be considered.

Mr. Cook stated that the increase of \$4,000.00 in Personal Services will cover the one full time and one part-time Educational Coordinator positions. Discussion took place...

Motion made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford, to approve Gilchrist Soil & Water Conservation’s budget request, in the amount of \$67,751.29, to fund the position of Educational Coordinator. Motion carried unanimously.

Old Business: None noted.

New Business: None noted.

5:00 p.m. Seminole Electric Comp Plan Amendment: Chairman Harrison addressed the issue of the Comp Plan Amendment to be presented. He announced the procedure to be followed during this hearing. Any public participants must fill out a card for the Chairman to recognize them to come forward and speak on the issue at hand.

Ms. Laura Dedenbach, AICP Consultant Planner to Gilchrist County, addressed the Board and stated the purpose of this public hearing is to adopt Ordinance 2010-02, Comp Plan Amendments, as proposed by Seminole Electric Cooperative, Inc.

Ms. Dedenbach stated that the applicant, Seminole Electric Cooperative, Inc., had submitted proposed amendments to the Gilchrist County Comprehensive Plan in November 2008. The proposed amendments were as follows:

1. Text Amendments to Future Land Use Element Policy I.1.6.2 and I.2.2.3 to create a land use subcategory for Electric Power Generating Facilities (EPGF) within the Public Land Use categories;
2. A text amendment to Conservation Element Policy V.2.8 to address wetland mitigation; and
3. A Future Land Use Map Amendment to change the future land use on 520 acres located northeast of the Town of Bell, south of CR 340, from Agriculture to Public Land Use / Electrical Power Generating Facility.

Ms. Dedenbach presented her Staff report and explained that the County conducted a series of public hearings on the proposed amendments, and transmitted the amendments to the Department of Community Affairs (DCA) for review and comment on June 1, 2009. DCA issued its Objections, Recommendations, and Comments (ORC) Report on October 30, 2009. The ORC Report contained eight objections. As a result of the objections raised in the ORC Report, several revisions were made to the proposed amendments. The Applicant's detailed response to the objections is contained within the package submitted by the Applicant on May 27, 2010.

Ms. Dedenbach continued with an Analysis of Proposed Amendments. She stated that the proposed amendments include three initially proposed amendments and an additional text amendment that is specific to the subject property; the purpose of this report is to discuss the proposed amendments and determine if the amendments are consistent with the Gilchrist County Comprehensive Plan.

Upon conclusion of Ms. Dedenbach's report, Chairman Harrison turned the floor over to the representatives from Seminole Electric Cooperative, Inc.

Mr. Mike Opalinski – Senior Vice President with SECI, Mr. Darren Stowe – Certified Planner with Environmental Consulting and Technology, Mr. Brad Pekas – Registered Professional Geologist and Engineer in the State of Florida, and Mr. Robert Yarbrough, SECI, all addressed the Board during a power point presentation on Information in Support of Adoption of Comprehensive Plan Amendments for Gilchrist County.

The presentation included the following topics:

- Background information on Seminole Electric Cooperative, Inc.
- Seminole's Member Systems
- Power Plant Planning Considerations
- Seminole's Gilchrist Site
- Seminole Project in Gilchrist County
- Comprehensive Plan Amendment Process
- Meetings After Issuance of DCA's Report
- DCA Comments on Proposed Comp Plan Text Policy Changes and/or to Future Land Use Map Amendment
- Consistency of Seminole Site with Siting Criteria in Comp Plan
- Water Needs and Availability
- Seminole Site – Water Use

- Future Water Use Permitting and Approval Requirements
- Permitting Required for Electrical Power Generation Facility Approval / Construction – Peaking Units
- Permitting Required for Electrical Power Generation Facility Approval / Construction – Combined Cycle
- Benefits of Approving Comprehensive Plan Amendments

Upon conclusion of the presentation, Chairman Harrison opened the floor for discussion...

The following public participants addressed the Board, SECI and Ms. Dedenbach for questions and answers, on the proposed Comp Plan Amendments, for an Electrical Power Generation Facility: Martha O’Steen, Brack Barker, Libby Webster, Don Paulsen, Beryl Lalande, Merrilee Malwitz – Jipson, Russ Augspurg, Carl R. Swalla, Mike Campbell, Cathy Street, Frank Cunningham, Ray Rauscher, Steve Gladin, Catherine B. Gramatzki, Lowell Chesborough, Ronald E. Hodge, Margaret Hodge and Burkett Neely. There were several other concern citizens present but did not address the Board.

Chairman Harrison called for anymore public participation...none noted.

Mr. Mike Opalinski, SECI, presented a closing statement; that they are here today to request the right to propose a project that they think the Board will approve.

Mr. John McPherson, County Attorney, clarified (as part of the LDC) that SECI would have to come back before this Board, through the Development of Major Impact Process, so any proposal that they come up with would come back to this Board for approval.

Chairman Harrison called for any comments by Board Members...

Commissioner Randy Durden made the following statement... *I guess it’s kinda like you really don’t know who to believe sometimes on these things. I know the Board has went through some water issues here in the past two/three years that we really didn’t know about; and I’m going to give you an example...the GRU well field that we found out had been put in over around High Springs. That basically affected our water supply when they were granted 30 million gallons a day and it was transferred out of the SRWMD into the St. Johns Water Management District without us even knowing about it. So it kinda puts more on edge when we are talking about water use sometimes, but I think this goes above and beyond water use. I’m really not comfortable with the proposed boundaries; I don’t think they’re enough, as far as proposing electric generating plants. I don’t believe they’re strong enough for Gilchrist County. I think we are in a unique situation, here in the County. I don’t believe that the passing of this ordinance is going to insure the protection of our natural resources as set forth on the quality and quantity as set forth in our comp plan. And I don’t believe that it’s compatible with the surrounding land use since it will be in close proximity to the future public well source that’s going to be critical for the protection of our natural resources for the future of Gilchrist County. I also don’t believe that it promotes the public health, safety and welfare when it has the potential to have a negative impact on our natural resources. And I think that any negative impact to these natural resources will most certainly not be in the best interest of the public health or to general welfare. The protection of our natural resources is critical to the future of Gilchrist County and its citizens. The proposed addition of tax dollars to the County, in my opinion, does not outweigh the protection of our natural resources for our citizens in the future. Our Vision Statement that was just revised by the*

citizens of Gilchrist County says that we will preserve our proud heritage, our natural resources and our agriculture. I believe we need to decide tonight, whether we want this type of high intensity use anywhere in Gilchrist County, not just on this 520 acres; I think it goes beyond just 520 acres. We have talked about water use, but nothing about noise or any other problems. It's my opinion that we need to DENY this ordinance... and I think that not only do we need to deny this ordinance tonight, we need to deny it and then next year when we start through our evaluation appraisal process, we need to decide if this is the kind of business or if this is the kind of high intensity use we want anywhere in the County. I think we need to decide that and I think we need to put in our comp plan and Mr. Chairman, if you will I'll make a motion that we DENY Ordinance 2010-02, on those grounds.

Motion made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford, to DENY Ordinance 2010-02. Chairman Harrison called for any further discussion...

Commissioners Sharon Langford, Kenrick Thomas, Tommy Langford and D. Ray Harrison all expressed their concerns on Ordinance 2010-02; any further discussion... none noted.

Chairman Harrison then called for a vote... ***Motion carried unanimously to DENY Ordinance 2010-02.***

This concluded the public hearing on Ordinance 2010-02.

Adjourn: With there being no further business... ***A motion was made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to adjourn. Motion carried unanimously. Chairman Harrison adjourned the meeting at 7:16 p.m.***

Board of County Commissioners
Gilchrist County, Florida

Approved:

D. Ray Harrison, Jr., Chairman

Attest:

Joseph W. Gilliam, Clerk of Court