

**MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF
COUNTY COMMISSIONERS HELD SEPTEMBER 9, 2010**

The Gilchrist County Board of County Commissioners, in and for Gilchrist County Florida, convened in a **Regular Meeting** on **Thursday, September 9, 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; Georgia Mills, Deputy Clerk/Finance; John K. McPherson, County Attorney; Ron McQueen, County Administrator; John Ayers, Gilchrist County Journal; Julee Brideson, Administrative Assistant; Diane Rondolet, Code Enforcement; Billy Cannon, Road Department Superintendent; Ron Mills, EM Chief; Charlotte Pedersen, SHIP Administrator; Kadie Ogden, Otter Springs Manager; Tanya Rippy, Animal Services Manager; Pat Fisher, Solid Waste; Gerald Lanier, Maintenance; Linda Walker, EMS Chief; Tammy Moore, Office Manager; Marvin Weaver, Extension Office; Mitchell gentry, Hart Springs Manager; Lisa Mathews, Administrative Assistant/Human Resources; GCSO Staff, Sheriff Slaughter, Lt. Brown, Lt. Moore, Major Smith, and Jeannine Pfannschmidt, Administrative Assistant; Taylor Brown, Manager – City of Trenton; Don Thomas, Superintendent – Gilchrist County School Board; Carl & Geneva Cornwell and Pete Randolph, Character Council; Rick Nelson, Florida PBA; Mike Grogan, Labor Law Attorney; Ben H. Poitevint; Richard & Leslie Esseck; Jean Wonser; Gayle & Herbert Brown; Rod Williams; Thomas Letts; Carlene Munn; Maria Fina; and Angelia Bryan.

Call to Order: Chairman D. Ray Harrison, Jr. called the meeting to order at 1:32 p.m. with Commissioner Kenrick Thomas delivering the invocation and Commissioner Tommy Langford led the pledge of allegiance.

Agenda Changes

- Mr. Joseph W. Gilliam, Clerk of Court, presented the following agenda changes:
 1. Addition: State Aid to Libraries Grant Agreement
 2. Addition: Jail/Corrections; Inmate Medical Bill
 3. Addition: 4-H request for use of Courthouse Lawn
 4. Addition: Character Council's request for Event Fee to be waived

- Mr. John McPherson, the County Attorney, presented the following agenda change:
 1. Addition: Resolution 2010-48, School Board Referendum
 2. Request: Would like to be excused around 5:15 p.m. to attend meeting in Waldo

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

Consent Agenda

Approval of Minutes

Regular MeetingAugust 16, 2010
Budget Workshop August 25, 2010

Approval of Bills

August 2010 (on file in the Clerk's Office)

Request for Payment Approval

Dixie County Inmate Housing (July 2010)\$6,552.00

Budget Entries

BE10-024, General Fund 001, Fund 001 \$462.19

Disposition Requests

- Code Enforcement
Tag #02443; Computer Tower; Serial #17B6T21; Model #Dimension
- Protective Inspections (MIS - Basement)
Tag #2966; Dell Dimension Computer; Serial #516Z3C1

Transfer Requests

- From Solid Waste (3410) to Road Department
Vehicle Tag #1636I7; 1990 Ford Roll Off; Serial #1F05U90LVAZ2978;
Model #L-9000
- From Hart Springs to Solid Waste
Tag #2328; Ford Tractor, VIN/Serial #C724149; Model #A414C
- From Clerk of Court (Courthouse) to Animal Control Facility
Tag #2314; Gestetner 3370 Copier; Serial #H4825100002; Model #3370

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

Attorney's Agenda Change

Resolution 2010-48, School Board Referendum: Mr. Don Thomas, Gilchrist County School Board Superintendent, addressed the Board requesting that they consider the adoption of resolution ordering and providing for the holding of a referendum election to determine if the electors of the school district of Gilchrist County authorize the school Board to annually levy 0.25 mills for critical operating needs. Mr. McPherson, County Attorney, drafted a resolution and presented an additional handout, for the Boards consideration. Discussion took place...

RESOLUTION 2010-48

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, CALLING A REFERENDUM ELECTION REGARDING THE TWO YEAR CONTINUATION OF A 0.25 MILLS LEVY OF SCHOOL DISTRICT CRITICAL OPERATING NEEDS; PROVIDING AN EFFECTIVE DATE.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve Resolution 2010-48; the Chairman then read the short title for the record. Chairman then called for any further discussion... none noted. ***Motion carried unanimously.***

County Administrator's Report

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

Animal Services

- **Shelter Update:** Mr. McQueen gave an update on the status of the current shelter enclosure project. He stated that the renovations are almost complete and costs have remained within the budget as specified.
- **Monthly Reports:** Mr. McQueen submitted as part of the agenda packet the Animal Services detailed monthly reports for July and August 2010.
- **Committee Meeting Recap:** Mr. McQueen submitted as part of the agenda packet the Animal Control Committee Meeting recap for the Boards information.

Public Safety

- **EM – Travel Request for Ron McQueen and Ron Mills:** Mr. Ron Mills, EM Chief, presented the request to allow himself and Mr. McQueen for travel to attend the “Current Issues in Emergency Management” meetings being held at the State Emergency Operation Center, in Tallahassee, on October 12-14, 2010.

Mr. Mills stated that these meetings are part of the State attendance requirement for the Scope of Work, for Emergency Management. All travel and per diem liabilities are accounted for in the budget for 2010-2011.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Tommy Langford, to approve the travel request for Ron Mills and Ron McQueen to attend the “Current Issues in Emergency Management” meeting. motion carried unanimously.

SHIP

Mr. McQueen stated that the SHIP Loan Review Committee had met and made recommendations to either approve/deny SHIP loans, on the following applicants:

- Susanna Davis, Requested \$40,000.00: It was the recommendation of the SHIP Loan Committee to deny the application of Susanna Davis due to the debt ratio and limited income.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to deny the application of Susanna Davis based on the recommendation of the Loan Review Committee. Motion carried unanimously.

- Susan Short, Requested \$40,000.00: It was the recommendation of the Ship Loan Review Committee to approve, as all guidelines have been met. Discussion took place...

Commissioner Durden pointed out that the monthly debt along with the monthly loan payment is not consistent with other applications; that all applications should be approved following guidelines.

Ms. Charlotte Pedersen, SHIP Administrator, addressed the Board and explained that on the first applicant (Davis) the type of income that she has that played a large part into it and the concerns with the fact with her ability currently to pay the land taxes and where the income source was coming from and her current abilities. On the second applicant, (Short), she does have a steady job, she's been there, and the State guidelines says that for their housing debt ratio that they keep it from 30-35% when it comes to their total debt, if they chose to go above the 50%, we can't deny them, that right to make that decision, as long as we can show proof that currently she is able to keep a budget and prove that she can make these payments.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Sharon Langford, to approve the application of Susan Short, based on the recommendations of the SHIP Loan Review Committee. Motion carried unanimously.

- Savannah Leonard, Requested \$21,500.00: It was the recommendation of the SHIP Loan Review Committee to approve, as all guidelines have been met.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve the application of Savannah Leonard, based on the recommendations of the SHIP Loan Review Committee. Motion carried unanimously.

Time Certain

1:45 p.m. Sheriff Slaughter; Firing Range Issues: Sheriff Slaughter addressed the Board and stated that he had already resolved the issue, due to a misunderstanding, on the use of the firing with the 4-H Club.

Catastrophic Inmate Medical Insurance Quote: While the Sheriff was present, Mr. Gilliam presented the Catastrophic Inmate Medical Insurance Quotes. Mr. Gilliam recommended continuing coverage with Hunt Insurance Group LLC/Willis, Option 1, in the amount of \$53,379.00 / estimated annually with buy back coverage for Aids/HIV, in the amount of \$5,338.00.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the insurance quote, Option 1, for Catastrophic Inmate Medical Insurance, in the amount of \$53,379.00 / estimated annually with buy back coverage for Aids/HIV, in the amount of \$5,338.00. Motion carried unanimously.

Inmate Medical Bill – Jail/Corrections: Mr. Gilliam also presented an inmate medical bill, in the amount of \$18,273.72, from NFRMC, for inmate Joshua Dyar. Discussion took place...

Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon Langford, to approve payment, in the amount of \$18,273.72, for an inmate medical bill to NFRMC, on inmate Joshua Dyar. Motion carried unanimously.

Emergency A/C Repair at the Jail: Mr. Gilliam presented a request for the approval on an Emergency Purchase Order for the repair on the air conditioning unit at the Jail. He stated that a 10 ton a/c unit went out at the Jail and that he, Ms. Johnson (Director of Finance), Ron McQueen (County Administrator) and the Sheriff had met and made the decision to authorize the emergency repair.

Mr. Gilliam explained that it was recommended by Akins Heating & Air to purchase two (2) 5 tons units, so if one was to go out there would be a backup. A purchase order was issued to Akins Heating & Air, in the amount of \$16,624.00, for two (2) 5 ton units. Mr. Gilliam requested approval for the purchase order, after the fact.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve the emergency purchase order to Akins Heating & Air, in the amount of \$16,624.00, for two (2) 5 ton a/c units for the Jail. Motion carried unanimously.

County Administrator's Report continues...

SHIP – Hardest Hit Fund: Mr. McQueen addressed the issue of the Hardest Hit Fund, a Florida Housing Initiative, which will help with foreclosures. He stated that the U.S. Department of Treasury is asking SHIP Programs if they're interested in moving forward with this program. There are three (3) questions that were suggested to ask the Board before making a commitment; 1) Are you interested in participating in the Hardest Hit Program, provided tasks and fees are acceptable? 2) Are you interested in coordinating loan closings, providing notary and signing documents? 3) Are you interested in monthly follow ups with program participants up to 18 months?

Mr. McQueen stated that this is all the information he knows about the program at this time; he felt that if we could help local residents who qualify for the assistance, we should look into the program and express some interest.

Ms. Charlotte Pedersen stated that this issue will also be presented to the SHIP Loan Review Committee to see if they're also interested in this program. She also stated that they wanted to see if the board and Loan Committee were interested before they moved forward with replying. There is no obligation or commitment at this time and as more information is received it will be presented for further consideration.

Code Enforcement: Mr. McQueen presented as part of the agenda packet the Code Enforcement Monthly Report as submitted by Ms. Diane Rondolet, Code Enforcement Official. Informational purposes only.

Road Department

- Mills Engineering Contract: Mr. McQueen presented for the Boards approval, the Annual Contract for Engineering Services from Mills Engineering. He stated that it is the same contract as last year with the addition of an addendum for the widening and resurfacing of GCR 337.

Motion made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford, to approve the annual contract for Engineering Services, from Mills Engineering Company. Motion carried unanimously.

- SW 85th Place (Wilcox Road): Mr. McQueen provided confirmation that SW 85th Place (Wilcox Road) has been accepted by the FDOT SCRAP, in the amount of \$228,433.00. He stated that as referenced in an email received from the FDOT, a Small County Road Assistance (SCRAP) agreement will be forthcoming. Informational purposes only.

Parks & Recreation

- Letter from Wilson Family: Mr. McQueen presented, for the Boards information, a copy of a thank you letter, from the Wilson's, commending Mrs. Jennifer Inglett on her efforts in making their family feel welcome and comfortable during this difficult time, on August 21, 2010, at the Spring House Lodge at Otter Springs.
- BBC Contract – for Hart Springs: Mr. McQueen presented for the Boards approval and the Chairman's signature, an Agreement and Addendum, from the British Broadcasting Corporation (BBC), setting out the terms and conditions relating to the Filming/Recording to be carried out by the BBC at Hart Springs Park, in connection with the Naked Earth Production, for the fee of \$1,250.00 to be paid to the County. Discussion took place...

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve the BBC Agreement and the County would be in receipt of \$1,250.00. Motion carried unanimously.

Request to go out for bids on Uniform Contract: Mr. McQueen stated that he and John McPherson talked about the uniform contract and it was decided that the best thing to do would be to go out for bids on a uniform contract.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve moving forward to go out for bids on Uniform Contracts. Motion carried unanimously.

Pure Water Wilderness Tourism Summit: Mr. McQueen provided information on the upcoming Tourism Summit Meeting hosted by the Pure Water Wilderness, on September 14, 2010, at the Pine Grove Baptist Church, on SR 339 between Bronson and Trenton. Tourism oriented businesses are invited to set up a small table exhibit for only a \$20 donation.

Attorney's Report

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

Ordinance 2010-07; Speed Limits: Mr. McPherson stated that this ordinance changing the speed limits on Sun Springs and Otter Springs roads has been set for 2:45 p.m. time certain, at this meeting.

Ordinance 2010-**: Land Development Code Amendments: Mr. McPherson stated that this ordinance contains the animal density limits which have been revised in accord with the recommendations of the Ag Advisory Committee, and converted since the last meeting to animal units. It has been set for workshop (time certain) at 4:30 p.m. during this meeting. He also stated that to save paper he only included the animal density portion of the ordinance in the packet.

Resolution 2010-46: Septic Tank Regulations: Mr. McPherson presented Resolution 2010-46 expressing the Board's opposition to the enforcement of new septic tank regulations outside of spring protection areas.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve Resolution 2010-46 and that a copy of the resolution is sent to Chris Doolin at the Small County Coalition. Chairman Harrison then read the short title for the record as follows:

RESOLUTION 2010-46

A RESOLUTION OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS EXPRESSING OPPOSITION TO THE STATEWIDE APPLICATION OF NEW SEPTIC TANK INSPECTION AND REPLACEMENT REQUIREMENTS; PROVIDING FOR AN EFFECTIVE DATE

Chairman Harrison then called for any further discussion, none noted. He then called for the vote... *Motion carried unanimously.*

Resolution 2010-47; Captive Wildlife: Mr. McPherson presented resolution 2010-47 which was modeled after Levy County's expressing the Board's opposition to the FFWC issuing permits for keeping Class I and II wildlife without the applicant first getting county land use approval.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve Resolution 2010-46 and that a copy is sent to the Small County Coalition and the Florida Association of Counties. Chairman Harrison then read the short title for the record as follows:

RESOLUTION 2010-47

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA ENCOURAGING THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION TO CONSIDER AND ACKNOWLEDGE LOCAL GOVERNMENT HOME RULE AUTHORITY IN ITS RULE-MAKING AND ENFORCEMENT; NOTIFYING THE FLORIDA LEGISLATURE OF CONFLICTS; REQUESTING COOPERATION BETWEEN THE COMMISSION, THE LEGISLATURE AND LOCAL GOVERNMENTS IN RESOLVING CONFLICTS AND FINDING SOLUTIONS; PROVIDING AN EFFECTIVE DATE.

Chairman Harrison then called for any further discussion, none noted. He then called for a vote... *Motion carried unanimously.*

Capital Impact Fee Use: Mr. McPherson stated that he had sought opinions on the propriety of using capital impact fees to pay for jail overflow costs and had no responses. He stated that he will try some other avenues and hopes to have something to report at the next meeting.

Comp Plan EAR: Mr. McPherson stated that the DCA found the County's EAR to be sufficient; the County now has 18 months to amend its comprehensive plan to reflect the recommendations in the EAR. He had also provided for the Boards information the email from Laura Dedenbach and the letter from DCA.

Oak Tree Landing Amendments: Mr. McPherson stated that the DCA published its Notice of Intent to find the OTL Amendments in compliance on August 12; any challenges had to be filed within 21 days of that date. The deadline was September 2 and that Mr. Steve Gladin tried to file a petition, but it appears to have been late. He had not received final word on that, but it's all but the final word that it was late, and that means the amendments are now final, for Oak Tree Landing.

City of Weston v. Crist: Mr. McPherson stated that this is the challenge to SB 360, the sweeping growth management legislation passed in 2009. The circuit court ruled that the Act is unconstitutional as an unfunded mandate. The Court ruling was based on the significant cost of each local government having to substantially amend its comprehensive plan with no state funding provided for that purpose.

Time Certain

2:30 p.m. Road Department Report

- Otter Springs Road Update: Mr. Billy Cannon, Road Department Superintendent, stated that he and Mr. Lee Mills, along with Commissioner Harrison, and Mr. McQueen had met with Ms. Virginia Hipp, Contractor on the project, to identify problems on Otter Springs Road (SW 70th Street).

Mr. Cannon stated that our problems are getting bigger and bigger; Mr. Lee Mills, County Engineer had visited the project and performed six (6) bore and collected samples of rock to do a load bearing ratios. Mr. Cannon had not received report on tests, as of today and believes that this road is failing.

Mr. McQueen stated that he had spoken with Mr. Mills today and he is compiling a list of issues and when the report comes back on the rock and density he doesn't think that's going to be an issue but he has three or four other things on that road that are issues and as far as he is concerned it's is going to be the contractors responsibility. He believes the outcome will have to be negotiated.

Clerk's Report

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

Budget Recap FY 10/11: Ms. Jacki Johnson, Director of Finance, presented a Budget Recap, for FY 10/11; including changes after 8/25/2010 (an additional handout was provided for the record). Discussion took place...

Resolution 2010-39 and Promissory Note for Mack Truck Loan: Mr. Gilliam presented Resolution 2010-39 and Promissory Note, for the Mack Truck loan (for Solid Waste), for the Boards approval and Chairman's signature.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to approve Resolution 2010-39. Chairman Harrison then read the short title for the record as follows:

RESOLUTION 2010-39

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; ACCEPTING A LOAN FROM AMERIS BANK AND AUTHORIZING THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A PROMISSORY NOTE FOR \$128,000 TO AMERIS BANK IN ORDER TO PURCHASE A 2011 MACK TRUCK FOR USE BY GILCHRIST COUNTY SOLID WASTE.

Chairman Harrison then called for any further discussion, none noted; he then called for the vote... *Motion carried unanimously.*

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve the Promissory Note, in the amount of \$128,000 to Ameris Bank, and to allow the Chairman to sign. Motion carried unanimously.

Time Certain

2:45 p.m. Ordinance 2010-07; Speed Limits: Mr. McPherson presented Ordinance 2010-04, Setting and reducing speed limits on NW 52nd Place to 30mph, SW 20th Street to 30 mph, and SW 70th Street to 45 mph.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to approve Ordinance 2010-07. Chairman Harrison read the short title for the record as follows:

ORDINANCE 2010-07

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, REDUCING THE SPEED LIMIT ON A PORTION OF NW 52nd PLACE, A PORTION

OF SW 20th STREET (SUN SPRINGS ROAD), AND A PORTION OF SW 70th STREET (OTTER SPRINGS ROAD); MAKING FINDINGS IN SUPPORT OF REDUCED SPEED LIMITS; PROVIDING INSTRUCTIONS TO THE CODIFIER; AND PROVIDING AN EFFECTIVE DATE.

Chairman Harrison then called for any further discussion, none noted; he then called for a vote... *Motion carried unanimously.*

Clerk's Report continues...

Tax Deed #2010-005, Certificate #2007-439: Mr. Gilliam addressed the issue of a County Tax Deed sale (on a certificate that was owned by the County) that he had held on August 24, 2010. There were no bidders and since the County holds the certificate, they have the right to purchase the property within 90 days, at the starting bid plus current years taxes totaling \$27,022.48. The property has been placed on a "List of Lands Available for Taxes" and after 90 days if the Board does not elect to purchase the land any person or Governmental unit may purchase the land for the opening bid.

Mr. Gilliam stated that there is a question on whether that land is County property (the old Townsend Gas Station; aka Eddie Koltz Station) located on SR 26. There has been some activity of people going in and removing stuff and Mr. Gilliam asked if there was a way that we could secure the building.

Mr. McPherson will do some research on what can be done to secure and make the building safer and bring back recommendations.

The Board did not make a decision to purchase at this time. This issue will be readdressed before the 90 days are up.

Correction to minutes from 8/2/10; Smoking Area: Mr. Gilliam presented a section of the minutes from the August 2, 2010, Board meeting that needed to be corrected clarifying the picnic table area and bench across the street from the Courthouse entrance as the designated Smoking Area. The following ~~strikeout~~ will be removed and the underlined will be added:

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.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve the corrections to be made to the minutes of August 2, 2010, as noted. Motion carried unanimously.

UF Medical Examiners Contract: Mr. Gilliam presented the UF Medical Examiners Contract, for FY 10/11, for the Boards approval and Chairman's signature. He stated that it is the same as last years, no changes. Mr. McPherson, County Attorney had reviewed and accepts form of agreement as presented.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the UF Medical Examiners Contract and to authorize the Chairman to sign. Motion carried unanimously.

Clerk's Agenda Changes...

State Aid to Libraries Grant Agreement: Mr. Gilliam presented, as an additional handout, the State Aid to Libraries Grant Agreement for the Boards approval and the Chairman's signature.

Motion made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford, to approve the State Aid to Libraries Grant Agreement and to allow the Chairman to sign. Motion carried unanimously.

Request for use of Courthouse Lawn: Mr. Gilliam presented a request made by the Gilchrist County 4-H'ers for the use of the Courthouse Lawn during the month of October to display Scarecrows.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Tommy Langford, to approve the request made by the 4-H Club for the use of the Courthouse lawn during the month of October for scarecrow contest. Motion carried unanimously.

Character Council's request for Event Fee to be waived: Mr. Gilliam presented and Mr. McQueen addressed the issue of the Character Council's request for the \$50.00 event fee to be waived for their upcoming fund-raiser the Loomis Brothers Circus.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve the request to waive the \$50.00 event fee for the Character Council. Motion carried unanimously.

Time Certain

3:00 p.m. Workshop; Policy & Procedures: Mr. McQueen introduced Mr. Mike Grogan, Esquire (Labor Law Attorney) who presented a General Overview of EEO Laws. Discussion took place... Mr. McQueen will notice the Department Heads on the following:

1. Working Hours and Supervisor Expectations
2. Will continue with daily logs of work by Staff

Mr. McQueen had also submitted, as requested by the Board, the detailed responsibilities of the positions held by those employed by the County, under Board Departments. Upon conclusion of Mr. Grogan's presentation the Board discussed the current utilization of daily logs and supervisor's hours.

4:30 p.m. Workshop; Animal Density (Ordinance 2010-**) : Mr. McPherson presented recommendations that were received from the Agricultural Committee and put it back to animal units. The following amendments were presented for consideration as changes to section 7.15 of the Gilchrist County Land Development Code:

Section 2. Section 7.15 of the Gilchrist County Land Development Code is amended as follows:

SECTION 7.15 ~~NON-LIVESTOCK~~ ANIMALS

[Unchanged language in 7.15.01, 7.15.02, and 7.15.03 omitted.]

7.15.04 Animal Density

- (a) On lots or parcels of 2.5 acres or less in recorded or unrecorded subdivisions, the maximum animal units allowed shall be 1 per acre.
- (b) The following table establishes what constitutes one animal unit.

| <u>Animal</u> | <u>Number that Equals 1 Animal unit</u> |
|---|---|
| <u>Bovine (cow, calf, bison)</u> | <u>1</u> |
| <u>Equine (horse, donkey, mule)</u> | <u>1</u> |
| <u>Hog or other swine</u> | <u>1</u> |
| <u>Sheep</u> | <u>2</u> |
| <u>Goat</u> | <u>2</u> |
| <u>Llama, or other similar species</u> | <u>2</u> |
| <u>Hen</u> | <u>15</u> |
| <u>Rooster</u> | <u>1</u> |
| <u>Duck, turkey, pheasant, goose, or other similar fowl</u> | <u>5</u> |
| <u>Rabbit, rodent, or other similar mammals</u> | <u>5</u> |
| <i>Note: Numbers shall be rounded down to the next whole animal. For example, on 2.5 acres only 2 horses would be allowed, not 3. The remaining half unit could be used for hens, ducks, etc., so long as the total 2.5 unit maximum is not exceeded.</i> | |

- (c) In addition to the animal units allowed above, the following may be kept on the property:
- Dogs (kept outdoors): 5 per acre
- Cats (kept outdoors): 5 per acre
- (d) Notwithstanding the foregoing, additional animals may be kept on the property for not more than a 6-month period when the keeping of such animals is for a 4-H or FFA project.

Chairman Harrison called for any public comments... Mr. Richard Esseck addressed the Board with his concerns on the animal units as presented.

Discussion continued... It was suggested that there be a 90 day retroactive period to comply and to direct the County Attorney to prepare ordinance with noted amendments to the Gilchrist County LDC.

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the Animal Density recommendations as note and a 3 month (90 days) retroactive period to comply; and to direct the County Attorney to prepare ordinance amending the Gilchrist County LDC. Motion carried unanimously.

Commissioners Reports: None noted.

Public Participation: None noted.

Time Certain: 5:15 p.m. Tentative Budget Hearing

Mr. Gilliam began the Tentative Budget Hearing with an opening statement reviewing the procedures that were to be followed for this hearing and that also to be followed thereafter. Mr. Gilliam then presented the resolutions for adoption during this Tentative Budget Hearing.

Resolution 2010-42; Tentative Millage Budget: Mr. Gilliam presented Resolution 2010-42, Tentative Millage Budget; Chairman Harrison then read the resolution for the record as follows...

RESOLUTION 2010-42

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, ADOPTING THE TENTATIVE LEVYING OF AD VALOREM TAXES FOR GILCHRIST COUNTY FOR FISCAL YEAR 2010-2011; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Gilchrist County, Florida, on September 9, 2010, adopted Fiscal Year Tentative Millage Rates following a public hearing, as required by Florida Statute 200.065.

WHEREAS, the Board of County Commissioners of Gilchrist County, Florida, held a public hearing as required by Florida Statute 200.065; and

WHEREAS, the gross taxable value for operating purposes not exempt from taxation within Gilchrist County has been certified by the County Property Appraiser to the Board of County Commissioners as \$632,415,496.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Gilchrist County, Florida that:

1. The FY 2010-2011 operating millage rate is 8.2695 mills, which is less than the rolled-back rate of 8.7217mills by 5.5%
2. This resolution will take effect immediately upon its adoption.

DULY ADOPTED, at a public hearing this 9th day of September, 2010.

Time Adopted 5:21 PM

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to approve Resolution 2010-42. Chairman Harrison then called for any discussion...none noted. He then called for any public comments... Ms. Jean Wisner and Ms. Ann Altman addressed the Board with their concerns on Ad Valorem Taxes. No further comments. Chairman Harrison then called for a vote. *Motion carried unanimously.*

Resolution 2010-43; Tentative Budget: Mr. Gilliam presented Resolution 2010-43, setting the operating budget for FY 2010/2011 at \$23,675,565 which is needed to fund Personal Services, Operating Expense, Capital Outlay and Reserve, for the General Fund.

Motion made by Commissioner Sharon Langford, seconded by Commissioner Randy Durden, to approve Resolution 2010-43. Chairman Harrison then read the resolution as follows for the record:

RESOLUTION 2010-43

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, ADOPTING THE TENTATIVE BUDGET FOR FISCAL YEAR 2010-2011; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Gilchrist County, Florida, on September 9, 2010, held a public hearing as required by Florida Statute 200.065; and

WHEREAS, the Board of County Commissioners of Gilchrist County, Florida, set forth the appropriations and revenue estimate for the Budget for Fiscal Year 2010-2011 in the amount of \$23,675,565.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Gilchrist County, Florida that:

1. The FY 2010-2011 Tentative Budget be adopted.
2. This resolution will take effect immediately upon its adoption.

DULY ADOPTED, at a public hearing this 9th Day of September, 2010.

Chairman Harrison then called for any discussion...

Commissioner Tommy Langford commented and made a motion to do a recurring 2% pay increase effective October 1st; costing a little less and giving everyone the opportunity to have a raise; instead of the \$750 one-time bonus as approved at an earlier meeting.

Mr. Gilliam stated that the bottom line total wouldn't change; money would have to be moved back from operating to reserve. He suggested finishing with the budget hearing and approving the resolutions then going back and hearing Commissioner Tommy Langford's motion.

Chairman Harrison then called for any public participation...none noted.

At this time, back to the motion already on the floor, to approve Resolution 2010-43; Chairman Harrison then called for a vote... ***Motion carried unanimously.*** Time Adopted 5:25 PM

Resolution 2010-44; Tentative Millage MSTU Budget: Mr. Gilliam presented Resolution 2010-44; adopting the millage for the MSTU that funds the EMS. He stated that the roll back rate will be 1.1589 mills and the operating millage rate will be 1.0996 mills, which is a 5.4% reduction below the roll back rate.

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve resolution 2010-44. Chairman Harrison then read the resolution for the record as follows:

RESOLUTION 2010-44

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, ADOPTING THE TENTATIVE LEVYING OF AD VALOREM TAXES FOR MUNICIPAL SERVICES TAXING UNIT (M.S.T.U) FOR EMERGENCY MEDICAL SERVICES FOR FISCAL YEAR 2010-2011; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Gilchrist County, Florida, on September 9, 2010, adopted Fiscal Year Tentative Millage Rates following a public hearing as required by Florida Statute 200.065.

WHEREAS, the Board of County Commissioners of Gilchrist County, Florida, held a public hearing as required by Florida Statute 200.065; and

WHEREAS, the gross taxable value for operating purposes not exempt from taxation within Gilchrist County has been certified by the County Property Appraiser to the Board of County Commissioners - Municipal Services Taxing Unit as \$643,826,313.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners – Municipal Services Taxing Unit of Gilchrist County, Florida that:

1. The FY 2010-2011 operating millage rate is 1.0996 mills, which is less than the rolled-back rate of 1.1589 mills by 5.4%.
2. This resolution will take effect immediately upon its adoption.

DULY ADOPTED, at a public hearing this 9th day of September, 2010.

Chairman Harrison then called for any discussion, none noted; he then called for any public participation, none noted. Chairman Harrison then called for a vote... ***Motion carried unanimously.*** Time Adopted 5:28 PM

Resolution 2010-45; Tentative MSTU Budget: Mr. Gilliam presented Resolution 2010-45; establishing the MSTU Budget setting the EMS budget at \$2,166,230 which is needed to fund Personal Services, Operating Expenses, Operating Capital Outlay and Reserve.

Motion made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford, to approve Resolution 2010-45. Chairman Harrison then read the resolution for the record as follows:

RESOLUTION 2010-45

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS MUNICIPAL SERVICES TAXING UNIT OF GILCHRIST COUNTY, FLORIDA, ADOPTING THE TENTATIVE BUDGET FOR FISCAL YEAR 2010-2011; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners – Municipal Services Taxing Unit of Gilchrist County, Florida, on September 9, 2010, held a public hearing as required by Florida Statute 200.065; and

WHEREAS, the Board of County Commissioners – Municipal Services Taxing Unit of Gilchrist County, Florida, set forth the appropriations and revenue estimate for the Budget for Fiscal Year 2010-2011, in the amount of \$2,166,230.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners – Municipal Services Taxing Unit of Gilchrist County, Florida that:

1. The FY 2010-2011 Tentative Budget be adopted.
2. This resolution will take effect immediately upon its adoption.

DULY ADOPTED, at a public hearing this 9th day of September, 2010.

Chairman Harrison then called for any discussion, none noted; he then called for any public participation, none noted. Chairman Harrison then called for a vote... ***Motion carried unanimously.*** Time Adopted 5:30 PM

Resolution 2010-40; Solid Waste Rates: Mr. Gilliam presented Resolution 2010-40, Solid Waste Collections. He stated that the rates are unchanged; they are the same rates that have been established for several years now.

Motion made by Commissioner Sharon Langford, seconded by Commissioner Tommy Langford, to approve Resolution 2010-40. Chairman Harrison then read the short title for the record, as follows:

RESOLUTION 2010-40

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, KNOWN AS THE SOLID WASTE ANNUAL RATE RESOLUTION, RELATING TO THE PROVISION OF SERVICES AND FACILITIES FOR SOLID WASTE COLLECTION AND DISPOSAL; ESTABLISHING THE RATE OF ASSESSMENT FOR THE FISCAL YEAR 2010-2011; IMPOSING SERVICE ASSESSMENT AGAINST ASSESSABLE PROPERTY LOCATED WITHIN BOTH THE UNINCORPORATED AND MUNICIPAL AREAS OF GILCHRIST COUNTY; APPROVING THE SERVICE ASSESSMENT ROLL; APPROVING AN EFFECTIVE DATE.

Chairman Harrison then called for any discussion, none noted; he then called for any public participation, none noted. Chairman Harrison then called for a vote... ***Motion carried unanimously.***

Resolution 2010-41; Fire Rates: Mr. Gilliam presented Resolution 2010-41, the Annual Rate Resolution, for the Board of County Commissioners, for the Fire Special Assessment Annual Rate; he stated that there are no rate changes.

Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Randy Durden, to approve Resolution 2010-41. Chairman Harrison then read the short title for the record, as follows:

RESOLUTION 2010-41

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, RELATING TO THE PROVISION OF FIRE PROTECTION SERVICES AND FACILITIES AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR IN THE UNINCORPORATED AREA, AND CERTAIN INCORPORATED AREAS, OF GILCHRIST COUNTY; KNOWN AS THE FIRE SPECIAL ASSESSMENT ANNUAL RATE RESOLUTION; ESTABLISHING THE RATE OF ASSESSMENT FOR THE FISCAL YEAR 2010-2011; SETTING FORTH PURPOSE AND DEFINITIONS; MAKING LEGISLATIVE DETERMINATIONS OF SPECIAL BENEFIT AND FAIR APPORTIONMENT; SETTING FORTH A PROPOSED SCHEDULE OF ASSESSMENT RATES; APPROVING THE ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE

Chairman Harrison then called for any discussion, none noted; he then called for any public participation...

Ms. Gayle Brown addressed the Board with her concerns on the assessments on vacant lots.

Chairman Harrison then called for a vote... *Motion carried unanimously.*

This concluded the Tentative Budget Hearing.

At this time, Mr. John McPherson asked to be excused so he can attend his next meeting. The Board excused Mr. McPherson.

Commissioner Tommy Langford readdressed the issue and made a motion to implement a 2% recurring pay increase to be effective October 1, 2010. This would replace the \$750 one-time bonus approved during the budget process. Discussion took place...

Motion made by Commissioner Tommy Langford, seconded by Commissioner Randy Durden, to approve a 2% recurring pay increase, effective October 1, 2010. Motion carried 4-1, with Commissioner D. Ray Harrison voting NO.

Spring Ridge Road Repairs: Commissioner Tommy Langford presented an estimate on doing road repair in Spring Ridge. He stated that he met with Mr. Blankenship, from High Springs, who prepared an estimate at no charge, on an asphalt paving hot mix with a spray black tack coat for bonding, paving 1 ¼" of 9.5 asphalt mix, 1 mile long, 18' wide, at an estimated cost of \$64,000.00 per mile.

Commissioner Langford proposed to the Board that we do this for at least one mile a year; his preference is to make a six year project out of it, and do one mile per year for six years. He stated that funding for this could possibly be done out of Transportation Impact. These are County roads and need to be repaired. He continued to explain why this needs to be done and that the County pay for it.

Commissioner Tommy Langford made a motion that we fund the project; find the money however we can find it... whether it be Transportation Impact, the money not spent on CR 232 anymore, get with finance and see how we could finance this for six years, and go ahead and pave all six miles and do it on a six year loan.

Commissioner Kenrick Thomas seconded the motion for discussion...

Motion made Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve the estimated funding of \$64,000 per mile, for six miles, to pave the roads in the Spring Ridge Subdivision, for six years, to be financed. Chairman Harrison called for any discussion...

Commissioner Durden stated that he is going to stick with the way of thinking as he has in the past; Spring Ridge was offered the same option as the other subdivisions to pass a special assessment. He stated that he wouldn't be opposed to lowering the percentage rate from 70% to do an assessment on a subdivision.

Commissioner Sharon Langford stated that it wouldn't be fair to pave one subdivision at the expense of the County and make another subdivision be funded by the residents.

Commissioner Kenrick Thomas stated that Spring Ridge should be treated the same as the other subdivisions. No extra work on the County Road Department.

Discussion continued...

Chairman Harrison called for a vote... **Motion FAILED on a vote of 1-4; Commissioner Tommy Langford voting yes.**

Commissioner Tommy Langford made another motion to do at least one road repair in Spring Ridge this year; a 1¼" over lay of one mile, estimated cost of \$64,000, 18' wide.

Motion made by Tommy Langford to do at least one mile of road repair in Spring Ridge Subdivision, as noted, this year. Motion died for the lack of a second.

Rock Crusher: Mr. McQueen addressed the issue of the rock crusher. Mr. Billy Cannon stated that an estimate was obtained for the repairs on the rock crusher. He stated that once he has something repaired he is made aware of additional repairs that will have to be done in order to keep the crusher operable.

Mr. Cannon stated that he has the opportunity to purchase a used rock crusher that could be used for parts. This would be cheaper than funding repair after repair. V.E. Whitehurst has a used rock crusher (for parts) that we could purchase for \$10,000.00. Discussion took place...

Motion made by Commissioner Randy Durden, seconded by Commissioner Tommy Langford, to approve the purchase of a used Rock Crusher from V.E. Whitehurst, in the amount of \$10,000.00, cost to be funded out of General Revenue Reserve (meeting Mr. Cannon's standards). Motion carried unanimously.

Old Business: None noted.

New Business: None noted.

Adjourn: With there being no further business... **A motion was made by Commissioner Randy Durden, seconded by Commissioner Sharon Langford, to adjourn. Motion carried unanimously. Chairman adjourned at 6:08 p.m.**

Board of County Commissioners
Gilchrist County, Florida

Approved:

D. Ray Harrison, Jr., Chairman

Attest:

Joseph W. Gilliam, Clerk of Court