

**MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF  
COUNTY COMMISSIONERS HELD MAY 16, 2011**

The Gilchrist County Board of County Commissioners, in and for Gilchrist County, Florida, convened in a **Regular Meeting** on **Monday, May 16, 2011**, at **4:00 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:

<b>District I</b>	<b>Commissioner Sharon A. Langford</b>
<b>District II</b>	<b>Commissioner D. Ray Harrison, Jr.</b>
<b>District III</b>	<b>Commissioner Randy Durden, Chairman</b>
<b>District IV</b>	<b>Commissioner Tommy Langford</b>
<b>District V</b>	<b>Commissioner Kenrick Thomas, Vice Chairman</b>

**Others in Attendance:** Joseph W. Gilliam, Clerk of Court; Jacki Johnson, Director of Finance; Patty McCagh, Board Secretary; John K. McPherson, County Attorney; Ron McQueen, County Administrator; Julee Brideson, Administrative Assistant; John Ayers, Gilchrist County Journal; Billy Cannon, Road Department Superintendent; Diane Rondolet, Code Enforcement Official; Ron Mills, EM Chief; Pat Fischer, Solid Waste; Mitchell Gentry, Hart Springs Manager; Charlotte Pedersen, SHIP Administrator; Jim Mash, Veteran Services; Stacey Winfield, GC Planner; Marvin Weaver, County Extension; Diane Clifton; Gayle & Herbert Brown; Larry & Star Lara; Jesse Rodgers; Herbert Brown III; Adam Bryan; Tracy DeCubellis, Quit Doc/Students Working Against Tobacco; Anthony & Anne Crawford; Arette Cannon; Tim Hastings, CFEC; Ray Hodge, Southeast Milk, Inc.; Richard & Leslie Esseek; Nancy Clark; Bruce Borders, Gilchrist County Historical Society; Kelly J. Philman; John Stubblefield, GCS&WCD; Jackie Barron; Crystal Rodgers; Hayward & Juanita Philman; Steve Gladin; Jean Wonser; Kris Cathy; Terry Doonan, FFW; Annette & Mark Long; Jane Nogaki; Wynne Falkowski; Catherine Gramatzki; Sally Lieb, Manatee & Fanning Springs State Parks; Rick Owen; Tommy Jones; Rachelle Philman; Don Bennink; David Temple; Georgia; Shemitz; Terri Skiles; Rhonda Johnson; Peter Butt; Erin Barker; Philip Williams; and Robert Gay.

**Call to Order:** Chairman Randy Durden called the meeting to order at 4:00 p.m. County Administrator, Ron McQueen delivered the invocation and Chairman Durden led the pledge of allegiance.

Chairman Durden stated for the record that Commissioner D. Ray Harrison, Jr. would not present at this meeting.

**Agenda Changes**

- Mr. Ron McQueen, County Administrator, presented the following agenda change:
  1. Addition: Quit Doc; Ordinance on Tobacco Products
- Mr. John McPherson, County Attorney, presented the following agenda change:
  2. Addition: Greenway Palm Update

*Motion made by Commissioner Sharon A. Langford, seconded by Commissioner Tommy Langford, to approve the Agenda as presented, with noted changes. Motion carried 4-0.*

### **Consent Agenda**

#### **Request for Payment Approval**

- Dixie County Inmate Housing; March 2011 ..... \$2,730.00
- Suwannee Valley League, Inc.; Budget Request ..... \$25,650.00
- APAC-Southeast, Inc.; Pay Estimate #6, GCR 337 ..... \$886,997.59
- Mills Engineering Company  
   Invoice 2009069; W/R GCR 337 ..... \$22,001.50  
   Invoice 2010090; Addition of Monitoring Well at Landfill ..... \$3,161.50

#### **Disposition Request**

- From Gilchrist County Health Department; Desk – Tag #2475 and Desk – Tag #2526

*Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Tommy Langford, to approve the Consent Agenda as presented, with noted change. Motion carried 4-0.*

### **Agenda Change**

Quit Doc; Ordinance on Tobacco Products: Commissioner Sharon A. Langford introduced Tracey DeCubellis with Quit Doc Research and Education Foundation, who presented the issue on the accessibility of candy flavored tobacco products, in convenience stores. Ms. DeCubellis informed the Board that Dixie County, along with a few other counties, has passed an ordinance prohibiting the placement, sale and display of candy flavored tobacco that appeal to minors. Discussion took place.

*Motion made by Commissioner Sharon A. Langford, seconded by Commissioner Tommy Langford, to instruct the County Attorney to draft an ordinance dealing with the placement, sale and display of candy flavored tobacco products and bring it back to the Board for consideration. Motion carried 4-0.*

### **County Administrator's Report**

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

EMS Week Proclamation: Mr. McQueen presented Proclamation 2011-05, Recognizing the week of May 15-21, 2011 as *Emergency Medical Services Week*, for the Boards approval.

*Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon A. Langford, to approve Proclamation 2011-05, Recognizing the week of May 15-21, 2011 as Emergency Medical Services Week . Motion carried 4-0.*

EM – Local Mitigation Strategy Resolution: Mr. McQueen presented, as submitted by Ron Mills EM Chief, Resolution 2011-22, Updating the Gilchrist County Local Mitigation Strategy. Chairman Durden read the resolution with the short title as follows:

#### **RESOLUTION 2011-22**

#### **A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; ADOPTING AN UPDATED GILCHRIST COUNTY LOCAL MITIGATION STRATEGY**

*Motion made by Commissioner Sharon A. Langford, seconded by Commissioner Kenrick Thomas, to approved Resolution 2011-22. Motion carried 4-0.*

EM – Proposal for Refrigerated Trailer Purchase: Mr. Ron Mills, EM Chief, presented the seven (7) proposals that were received for the purchase for a refrigerated trailer. Out of the proposals that were received, he is recommending that the Board approve the one received from Ryder Truck Sales. That proposal is as follows:

- Ryder Truck Sales (Jacksonville, Fl.)  
1999, 53 Ft., Utility, Thermo King, Delivered . . . . . \$ 12,995.00  
(Site visit to inspect unit 5/10/2011) (48 Hr. Guarantee)  
(County Vendor Info Provided)

Mr. Mills stated that he and a qualified diesel and refrigeration mechanic did a site visit for this particular unit on May 11, 2011, and the unit was found to be in excellent condition; refrigeration unit, diesel power engine were both in excellent condition and functional; maintenance records for both were supplied and price reflects delivery. Discussion took place.

*Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve the purchase of a used 1999, 53ft Utility Thermo King Refrigerated Trailer, from Ryder Truck Sales, in the amount of \$12,995.00; cost to be funded with grant money that has been budgeted. Motion carried 4-0.*

EM – Proposal for Generator Purchase: Mr. Mills presented the five (5) proposals that were received on a generator and accessories. He stated that it is requested by the EM department that the Board approve the proposal from GreenSouth. That proposal is as follows:

- GreenSouth (Gainesville, Florida)  
Honda 1000 Gen w/500w Lite . . . . . \$1,209.95  
500w Lite Kit / 1k Unit . . . . . \$ 449.99  
500w Lite Kit / 2k Unit . . . . . \$ 564.99

Pricing plus \$20.00 Dealer Equip. prep charge

No additional costs, units picked up in Gainesville are ready, tested, and guaranteed upon receipt. Pricing based on "Bid Assistance" Sale program. Vendor is county approved and accepts purchase orders.

Mr. Mills stated that this purchase will also be funded out of grant money that needs to be expended by June 30, 2011. The purchase will include four (4) generators, \$1,209.95 each; two (2) 500w lite kits /1k units, \$449.99 each; and two (2) 500w lite kits / 2k units, \$564.99 each; totaling \$6,889.76 (including \$20.00 prep charge). Discussion took place.

***Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Tommy Langford, to approve the purchase of the generators and light kits from GreenSouth, Gainesville, Florida, in the amount of \$6,889.76; to be utilized by the Road Department and Fire Departments. Motion carried 4-0.***

Subcontract Agreement with The Management Experts, LLC: Mr. Mills presented the subcontract agreement with The Management Experts, LLC. He is requesting approval of the agreement and for the Chairman to be allowed to sign.

***Motion made by Commissioner Tommy Langford, seconded by Commissioner Kenrick Thomas, to approve the Subcontract Agreement with The Management Experts and to allow the Chairman to sign. Motion carried 4-0.***

EM – Fencing Project RFP: Mr. Mills presented the concept of fencing the Emergency Operations Center (EOC). He stated that funds are budgeted for this project and bid specifications have been prepared. He requested permission to move forward to go out for bids on the fencing project for the EOC. Discussion took place.

***Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon A. Langford, to approve bidding the fencing project at the EOC and the award to the lowest bidder when received; costs to be funded from EM grant funds. Motion carried 4-0.***

### **Time Certain**

4:30 p.m. Road Department Report: Mr. Billy Cannon, Road Department Superintendent, updated the Board on the progress of the CR 337 project. He stated that all of the pavement has been laid (far from being done) and a line level will be done tomorrow.

Mr. Cannon also addressed an issue about water being in the tanks at the Fuel Depot. He had the tanks tested and no water had been found. As a precautionary measure Mr. Cannon presented a quote for filters, for the Boards consideration.

**The Board decided for the fuel depot to be monitored and if filters should be needed later, that this issue be brought back for further consideration.**

### **County Administrator's Report continues...**

Animal Control Monthly Report: Mr. McQueen presented the Monthly Animal Control report as submitted by Tanya Rippey, Animal Control Officer. Informational purposes only.

Animal Control – Introduction of New Officer: Mr. McQueen informed that Board that a new animal control officer had been hired, Ericka Hudson.

Summer Food Program: Mr. McQueen presented a request that the Summer Food Program be allowed to host their program at Hart Springs.

***Motion made by Commissioner Sharon A. Langford, seconded by Commissioner Tommy Langford, to allow the Summer Food Program to be held at Hart Springs.***

Historical Society Request: Ms. Charlotte Pedersen, President and Mr. John Mash, Vice President, Gilchrist County Historical Society, presented a request for the placement of a memorial monument in honor of Mr. J. Murphy Everett, in the Memorial Park. There will be no cost to the County. Discussion took place.

***Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon A. Langford, to approve the request from the Gilchrist County Historical Society to place a marker in memory of J. Murphy Everett, in the Memorial Park. Motion carried 4-0.***

Ms. Pedersen requested use of the Boardroom for the 2<sup>nd</sup> Tuesday of every month, at 7:00 p.m., to hold the Historical Society meetings.

***Motion made by Commissioner Sharon A. Langford, seconded by Commissioner Kenrick Thomas, to approve the request for the use of the Boardroom on the 2<sup>nd</sup> Tuesday of the month (as long as there are no scheduling conflicts), for the Historical Society. Motion carried 4-0.***

Solid Waste – Roll off Purchase Request: Mr. Pat Fischer, Solid Waste Supervisor, addressed the Board and presented a request to purchase a 2011 GMC Extended Cab (on State Contract), in the amount of \$22,124.00; using the funds from a surplus sale in the amount of \$8,602.00, towards that purchase; the additional funds are in the budget, but a truck was not budgeted for. This truck would take place of the Dodge 4x4, that was disposed of. Discussion took place.

***Motion made by Commissioner Kenrick Thomas, Seconded by Commissioner Tommy Langford, to approve the use of the monies received from sale of surplus equipment, in the amount of \$8,600.00, towards the purchase of a 2011 GMC Extended Cab Truck (on State Contract), totaling \$22,124.00. Motion carried 4-0.***

Replacement of Recycler Boxes: Mr. Fischer requested permission to purchase two (2) replacement boxes, from WasteQuip, totaling \$18,469.00; one (1) 20 cu yd, \$6,200.00; one (1) 15 cu yd, \$4,905.00; and one (1) 40 cu yd, \$6,344.00; plus shipping \$1,020.00. Discussion took place.

**At this time, we were experiencing technical difficulties due to a power glitch. We shut down and started a new recording.**

Discussion continued.

*Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Tommy Langford, to approve the purchase of three (3) replacement boxes for Solid Waste, from WasteQuip, in the amount totaling \$18,459.00. motion carried 4-0.*

Hart Springs – Request to Purchase Used Utility Vehicle: Mitchell Gentry, Hart Springs Manager, presented the request to purchase a used utility vehicle, in the amount of \$4,500.00, from Hobo Tractor. He stated that the gator is out of commission at this time (engine problems) and the purchase of this used one, which is capable of a heavy work load, is cheaper and more beneficial than having the gator repaired at this time. Discussion took place.

*Motion made by Kenrick Thomas, seconded by Commissioner Tommy Langford, to approve the purchase of a used utility vehicle (gator tractor) from Hobo Tractor, in the amount of \$4,500.00; cost to funded out of Machinery & Equipment. Motion carried 4-0.*

### **Time Certain**

5:00 p.m. Public Hearing; Resolution 2011-21, Vacating SW 22<sup>nd</sup> Ct and SW 45<sup>th</sup> St

*Commissioner Kenrick Thomas stated that due to the nature of this issue and the fact that his employer owns property on both sides of the said road to be vacated, he will abstain from voting; proper documents have been executed.*

Chairman Durden read the short title as follows:

### **RESOLUTION 2011-21**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; MAKING CERTAIN FINDINGS WITH REGARD TO VACATING THE PUBLIC RIGHT OF WAY FOR A PORTION OF SOUTHWEST 22<sup>nd</sup> COURT AND SW 45<sup>th</sup> STREET, PUBLIC ROADS IN UNINCORPORATED GILCHRIST COUNTY; VACATING THE RIGHT OF WAY FOR THAT PORTION OF SOUTHWEST 22<sup>nd</sup> COURT STARTING AT THE SOUTH RIGHT OF WAY LINE FOR SOUTHWEST 45<sup>th</sup> STREET AND RUNNING SOUTH FOR 627 FEET; VACATING THE RIGHT OF WAY OF SW 45<sup>th</sup> STREET FROM SW 22<sup>nd</sup> COURT TO SOUTHWEST 17<sup>th</sup> COURT; 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**

The Chairman then called for any statements from the applicant. Mr. Jackie Barron, property owner, stated that his brother Sanford Barron was the actual applicant but he is not present. Mr. Jackie Barron had no comments.

Chairman Durden then called for any public comments. He called participants by receipt of cards that had been filled out requesting to address the Board.

There were several concerned citizens that addressed the Board in favor of keeping the said road open; no one was in favor of vacating the road.

**Chairman Durden stated to let the record show that there was NO action taken on Resolution 2011-21, therefore this issue has been denied.**

### **Attorney's Report**

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

Ordinance 2011-04: Hazardous Buildings Regulations: Mr. McPherson stated that this ordinance is to be noticed for adoption hearing at June 6 meeting.

Ordinance 2011-05: Increase Speed Limit on CR 340: Mr. McPherson stated that this ordinance is to be noticed for adoption hearing at June 6 meeting.

Ordinance 2011-06: Amendments to Land Development Code: Mr. McPherson stated that this ordinance, amendments to temporary use regulations and designation of County Commission as Planning Commission; to be reviewed by Planning Commission at May meeting and set for BOCC adoption hearing on June 6.

Resolution 2011-21: Vacation of Right of Way: Mr. McPherson stated that this resolution to vacate right of way on portion of Southwest 22<sup>nd</sup> Court and Southwest 45<sup>th</sup> Street was noticed for hearing at this meeting, NO action was taken.

Private Use of Firing Range: Mr. McPherson stated that Sheriff Slaughter agreed to changes suggested by the Board at the last meeting. The finalized application was presented for the boards' review and was provided to Sheriff Slaughter. The person wanting to do the concealed weapons class should now be able to apply to the Sheriff for permission.

License to NFBA for Storage at Road Department: Mr. McPherson presented the finalized agreement, License to NFBA for Storage at Road Department, which has been sent to NFBA for signature.

Letter to Hart Springs RV Resident: Mr. McPherson stated that it is NOT in the best interest of the County to send the letter to the RV resident relating to evicting. Any questions, he would be willing to talk about it after the meeting.

WIC Lease of Portion of County Extension Building: Mr. McPherson stated that negotiations are ongoing with the University of Florida. The delay in finalizing this lease has resulted from uncertainty over whether the building meets UF's minimum handicapped accessibility requirements. Mr. McQueen met with UF officials and agreement has been reached on what needs to be done.

Trenton Animal Control: Mr. McPherson presented a draft of the Interlocal Agreement for Animal Control with the City of Trenton. This has been reviewed and approved by Duke Lang. He stated that the Animal Control Ordinance will have to be amended to extend the County's jurisdiction to the City. He will try and bring back at the June 6<sup>th</sup> meeting.

***Motion made by Commissioner Tommy Langford, seconded by Commissioner Sharon A. Langford, to enter into an agreement with the City of Trenton for Animal Control. Motion carried 4-0.***

Greenway Palms Subdivision Update: Mr. McPherson stated that Scott Guthrie is working with Mr. Johnson and their engineers on a date and time to coordinate with us to meet on the property and discuss what kind of studies should be done out there to determine the seriousness of the sinkhole problems. They will be contacting us.

Chairman Durden suggested that we have a discussion on private roads if that's what we want to have. Mr. McPherson will bring back the language that needs to be changed in the LDC for review.

Otter Springs Road: Mr. McPherson stated that a claim has been made on Hipp Constructions bond and the Bonding company has determined that there is no breach of contract. What they suggested was to go to mediation; sharing the costs to come to a resolution to work this out.

Or we, with the balance left on the contract, \$64,000.00, use these funds (balance unpaid) to go out and repair the road. Discussion took place.

**The Board agreed and to direct Staff to add repaving of Otter Springs Road Project to Wilcox Road, Requests for Bid Proposals, as alternate to go ahead and repair.**

### **Clerk's Report**

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

Request from the Gilchrist County Library: Mr. Gilliam presents a request from the Gilchrist County Library for permission to place a banner on the Courthouse Lawn from May 25<sup>th</sup> to June 30<sup>th</sup> advertising the 2011 Summer Library Program.

***Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Sharon A. Langford, to approve the Libraries request to place a sign on the Courthouse Lawn. Motion carried 4-0.***

### **Time Certain**

5:30 p.m. Workshop; Stacey Winfield, Gilchrist County Planner Proposed EAR: Ms. Stacey Winfield addressed the Board and reviewed what has already been presented at prior workshops and stated that that all changes have been made, as of date, per the County Commissioners.

Ms. Winfield continued with a presentation on the Springs Protection Areas. Discussion took place.

***Motion made by Commissioner Sharon Langford, seconded by Commissioner Tommy Langford, to present the Springs Protection Area (part of the EAR) concept to the Agricultural Committee for their consideration.*** Discussion continued.

Mr. McPherson reminded the Board that the transmittal hearing is scheduled for June 6<sup>th</sup>; transmittal could still take place pending the consideration of the Ag Committee.

The Board agreed to hold off on the transmittal hearing on the EAR until the Ag Committee meets and reports back to the Board.

Chairman Durden then called for a vote... ***Motion carried 4-0.***

**The Board set a workshop on the Springs Protection Area part of the EAR for June 20<sup>th</sup> at 5:30 p.m.**

### **Time Certain**

6:00 p.m. Agricultural Meeting Update: Mr. Marvin Weaver updated the Board on the Ag Committee meeting on the issue of Pivot Spraying on County Roads. He stated that it is the recommendation of the Ag Committee that all complaints go to the Road Department Superintendent; a form would be filled out. It would not be considered official unless the person the complaint was filed on did not comply and at that point the situation would be turned over to the Suwannee River Water Management for further action.

Chairman Durden stated that the meeting minutes of the Ag Committee meeting that was held on April 5<sup>th</sup> was submitted and that the Board has agreed to adopt the minutes and make them a part of the official record. Discussion took place.

Members of the Ag Committee addressed the Board and expressed their concerns on this pivot spraying issue.

**The Board agreed to have a representative from County Staff to be present at the next Ag Committee meeting to present the Springs Protection Area concept.**

**Commissioners Reports:** None noted.

**Old Business:** None noted.

**New Business:** None noted.

**Public Participation:** None noted.

**Adjourn:** With there being no further business... a *Motion was made by Commissioner Tommy Langford, seconded by Commissioner Sharon A. Langford, to adjourn. Motion carried 4-0.* Chairman Durden adjourned the meeting at 6:31 p.m.

Board of County Commissioners  
Gilchrist County, Florida

Attest:

Approved:

\_\_\_\_\_  
Joseph W. Gilliam, Clerk of Court

\_\_\_\_\_  
Randy Durden, Chairman