

**MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY
BOARD OF COUNTY COMMISSIONERS HELD OCTOBER 1, 2012**

The Gilchrist County Board of County Commissioners, in and for Gilchrist County, Florida, convened in a **Regular Meeting** on **Monday, October 1, 2012**, 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:

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

Others in Attendance

Joseph W. Gilliam, Clerk of Court; Jacki Johnson, Finance Director; Patty McCagh, Board Secretary; John K. McPherson, County Attorney; Bobby Crosby, County Administrator; Terri Williams, Administrative Assistant; John Ayers, Gilchrist County Journal; Billy Cannon, Road Department Superintendent; Diane Rondolet, Code Enforcement Officer; David Peaton, EM Director; Pat Fischer, Solid Waste; Charlotte Pedersen, SHIP Administrator; Ron & Georgia Mills; Ray Rauscher; Marion Poitevint; James Catlin; Don Alexander; Mike Simpson; State Representative, Keith Perry; Adentaghe; Jean Sails; Melissa Morgan, FDOT; David Leadbeater, FDOT; Richard & Leslie Esseck; and Richelle Sucara, General Manager and Jennifer Springfield, Legal Counsel, NFBA.

Call to Order

Chairman Tommy Langford called the meeting to order at 1:34 p.m. Commissioner Sharon A. Langford delivered the invocation and Chairman Tommy Langford led the pledge of allegiance.

Agenda Changes

- Mr. Bobby Crosby, County Administrator, presented the following agenda changes:
 1. Addition: Public Safety; Qpublic Damage Assessment Program
 2. Addition: Gen Government; Request from Fanning Springs for Capital Impact Fee Funds
 3. Addition: FYI; Thank from FDOC
- Changes presented by Commissioner Tommy Langford:
 1. Addition: State Representative Keith Perry requested to address the Board

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

Consent Agenda

Approval of Bills

On file in Clerk's Office September 2012

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison, Jr., to approve the Consent Agenda, as presented. Motion carried unanimously.

Agenda Change

State Representative Keith Perry: Mr. Perry addressed the Board, introduced himself and spoke on the new Legislative District #21, which includes all of Dixie County, Gilchrist County and western Alachua County.

1:45 p.m. Time Certain

FDOT; Bridge Report: Ms. Melissa Morgan, FDOT, provided a Bridge Inspection Report, for the Boards information. These reports, which are provided every two years, advise what maintenance and repairs are needed (recommended) on County structures/bridges. It is the County's responsibility to uphold any/all maintenance and repairs on structures. Discussion took place; no Board action taken.

County Administrator's Report

Mr. Bobby Crosby, County Administrator, presented the following documents, and/or addressed the following issues:

Agenda Change; Thank you from the Florida Department of Corrections: Mr. Crosby presented a letter received from the Lancaster Correctional Institution commending the professional assistance and recognition of the outstanding efforts made by Mr. Billy Cannon, Road Department Superintendent. Informational purposes only.

Code Enforcement: Mr. Crosby presented the Monthly Code Enforcement Report as submitted by Ms. Diane Rondolet, Code Enforcement Officer; informational purposes only, no Board action needed.

Fire/EMS: Mr. Crosby presented the following quotes for new rescue unit. He stated that the company that quoted the original unit has cancelled order and is now closed down. He recommended Wheeled Coach, in the amount of \$156,840.00. Discussion took place.

Quotes for New Rescue Unit

Horton Emergency Vehicles	\$160,131.00
Braun	\$158,740.00
Wheeled Coach	\$156,840.00

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison, Jr., to approve quote from Wheeled Coach, in the amount of \$156,840.00, as on State Contract, and to allow the Chairman to sign contract. Motion carried unanimously.

Agenda Change; Damage Assessment Program: Mr. Crosby presented a quote from qPublic, LLC, in the amount of \$2,000.00 (use fee), for GIS enabled Integrated Damage Assessment Model Base Annual Compensation Fee (Total per Year Unless Used in an Actual Event); service period October 2012- September 2013. The Use Fee is applied when Activation Code is utilized. Discussion took place.

Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Randy Durden, to approve quote from qPublic, LLC, for Damage Assessment Program, in the amount of \$2,000.00/annually; to be paid out of Emergency Management. Motion carried unanimously.

Solid Waste; Cost for New Office Building: Mr. Crosby presented a quote for a replacement office for Gilchrist County Solid Waste, in the amount of \$10,170.00, from Alternative Building Solutions, Inc.; the bidding process would not apply due to the fact that the building is a *used* mobile office. Discussion took place.

Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Kenrick Thomas, to approve the quote for the purchase a used office building for Solid Waste, in the amount of \$10,170.00, from Alternative Building Solutions, Inc.; to be paid for out of Solid Waste. Motion carried unanimously.

2:00 p.m. Time Certain

North Florida Broadband Association: NFBA Tower Lease: Mr. McPherson stated that we are in the process of finalizing a lease agreement that would allow NFBA to place equipment on the county's microwave tower on U.S. 129. The County would be providing this as part of its NFBA in-kind match. The lease insures that the NFBA equipment would not interfere with any existing county equipment on the tower, or with any new equipment to be placed on the tower under the narrowbanding project. He also presented the interlocal agreement which creates the NFBA and to which the County is a party. Mr. McPherson stated that there was an initial round of changes that he had requested and made.

Mr. McPherson discussed the responses to Mr. Mills' questions that he had prepared and a copy of the email stating the value of the County's in-kind match.

There were representatives from NFBA present to address any other questions that the Board may have.

The Board continued with discussion on the issue of the in-kind match and the responsibilities of the County as well as those of the NFBA.

Motion made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to approve the Lease Agreement with the recommended changes concerning the terms and conditions as presented by County Attorney and with the added cost of \$1,250.00 for the use of the tower. Motion carried 3-2, with Commissioner D. Ray Harrison, Jr., and Commissioner Tommy Langford voting NO. (A copy of the revised lease agreement approved by the Board, showing the changes recommended by the county attorney, and showing the \$1,250/month rental fee, is attached to these minutes as part of the official minute's record.)

County Administrator's Report continues...

Agenda Change

- **SHIP; Subordination for Maurer's:** Ms. Charlotte Pedersen, SHIP Administrator, presented a request from Meagan & Seth Maurer, for subordination on their SHIP loan. She stated that they are not only reducing their interest rate but reducing their debt by fifteen years. Discussion took place.

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison, Jr., to approve the request for SHIP Loan Subordination for Meagan & Seth Maurer. Motion carried unanimously.

- **Attorney's Report; Darling SHIP Loan:** Mr. McPherson reported that April Darling received a SHIP loan which was second in line to a first mortgage on a house. The first mortgage was held by an individual, Wallace Cain. Ms. Darling apparently fell behind on her payments to Mr. Cain and, in lieu of foreclosure; Ms. Darling conveyed the house to Mr. Cain. This conveyance caused Ms. Darling to be in default on the SHIP loan due to the change in ownership.

Due to this default, the full amount of the outstanding balance, about \$15,000, is immediately payable to the County by Ms. Darling. Also, due to the default, the County could file a foreclosure action against Mr. Cain.

Mr. McPherson stated that usually when a house on which there is a SHIP loan is foreclosed upon by the holder of the first mortgage, the County does not recoup any of the outstanding loan balance.

After discussing the matter with Charlotte Pederson, SHIP Administrator, and Bobby Crosby, County Administrator, it is Staffs recommendation that this be treated the same as a foreclosure where the County does not attempt to recoup the outstanding balance. The reasons for this are as follows:

--Ms. Darling appears to be in financial distress, due partly at least to having a child being treated for a serious medical condition. Attempting to collect the \$15,000 from her would probably be futile and would impose additional hardship on this struggling family.

--It is not felt that Mr. Cain has significantly benefitted from the SHIP loan, and thus will not be unjustly enriched if the County does not file a foreclosure action against him. The proceeds of the SHIP loan were not used to make improvements to the house conveyed to Mr. Cain. According to Ms. Pedersen, Mr. Cain did what he could to help Ms. Darling, including helping her keep the house insured, but eventually had no choice but to threaten foreclosure and take the house back. Discussion took place.

Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Kenrick Thomas, to approve Staff's recommendation to forgive SHIP Loan, in the amount of \$16,191.22, of April Darling, because of serious financial distress, due to having a child being treated for a serious medical condition. Motion carried unanimously.

Animal Control: Mr. Crosby presented the Animal Control Monthly Report as submitted by Tanya Rippy, Animal Control Officer. Informational purposes only.

Agenda Change

- Fanning Springs; Request for Impact Fee Funds: Mr. Crosby presented a request from the City of Fanning Springs for the monies being held in the name of the city for Gilchrist County Impact Fees. These funds will be used to repair and pave three streets in Fanning Springs, located in Gilchrist County, which are currently under construction for sewer line installation. Discussion took place.

Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Sharon A. Langford, to approve request from the City of Fanning Springs, for Capital Impact Fee Funds, in the amount of \$27,978.88, for street repairs. Motion carried unanimously.

Attorney's Report

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

Resolution 2012-48: Adding Arena Rates to Policy Manual: Mr. McPherson stated that this resolution places the Arena rates adopted at the previous meeting and places them in the Policy Manual. Chairman Langford read the short title as follows:

RESOLUTION 2012-48

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA; ESTABLISHING RATES AND CHARGES RELATING TO THE GILCHRIST COUNTY AGRICULTURAL COMPLEX; AND ESTABLISHING AN EFFECTIVE DATE

Motion made by Commissioner Sharon A. Langford, seconded by Commissioner Randy Durden, to approve Resolution 2012-48. Motion carried unanimously.

Clerk's Report

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

Revised National Benefit Services, LLC Agreement: Mr. Gilliam presented the *revised* National Benefit Services, LLC Agreement and requested that the Chairman be authorized to sign.

Motion made by Commissioner Sharon A. Langford, seconded by Commissioner D. Ray Harrison, Jr., to approve the revised National Benefit Services, LLC Agreement and to allow the Chairman to sign. Motion carried unanimously.

Inmate Medical Benefit Plan: Mr. Gilliam presented the Inmate Medical Benefit Plan contract for the Board's approval and Chairman's signature.

Motion made by Commissioner Randy Durden, seconded by Commissioner D. Ray Harrison, Jr., to approve the Inmate Medical Benefit Plan and to allow the Chairman to sign. Motion carried unanimously.

Commissioners Reports: None noted.

Old Business: None noted.

New Business: None noted.

Public Participation: None noted.

Adjourn

With there being no further business... a *Motion was made by Commissioner Randy Durden, seconded by Commissioner Kenrick Thomas, to adjourn. Motion carried unanimously.* Chairman Langford adjourned the meeting at **4:40 p.m.**

*Board of County Commissioners
Gilchrist County, Florida*

Attest:

Approved:

Joseph W. Gilliam, Clerk of Court

Tommy Langford, Chairman