

**MINUTES OF A EMERGENCY MEETING OF THE GILCHRIST COUNTY BOARD  
OF COUNTY COMMISSIONERS HELD DECEMBER 6, 2012**

The Gilchrist County Board of County Commissioners, in and for Gilchrist County, Florida, convened in a **EMERGENCY Meeting** on **Wednesday, December 6, 2012, at 3:00 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, Chairman</b>
<b>District II</b>	<b>Commissioner D. Ray Harrison, Jr., Vice Chairman</b>
<b>District III</b>	<b>Commissioner Todd Gray</b>
<b>District IV</b>	<b>Commissioner John Rance Thomas</b>
<b>District V</b>	<b>Commissioner Kenrick Thomas</b>

**Others in Attendance:** Joseph W. Gilliam, Clerk of Court; Jacki Johnson, Finance Director; Patty McCagh, Board Secretary; Bobby Crosby, County Administrator; Terri Williams, Administrative Assistant; and Sheree H. Lancaster, P.A.

**Call to Order:** Chairman Sharon A. Langford called this Emergency Meeting to order at 3:00 p.m.

**Opening Statements**

Mr. Bobby Crosby, County Administrator, stated that a claim was submitted to our insurance company, PRIA, with the intent of hiring Mr. Ronald A. Labasky, Attorney, to represent the Civil Lawsuit of Robert Roux vs. Bobby Shultz and Gilchrist County Canvassing Board. He stated that Mr. Labasky couldn't be appointed by our insurance company. They do have a firm Rumberger & Kirk (Linda Edwards). If we use this firm we have a \$2,500.00 deductible, once the deductible is met then the insurance picks up the remaining amount; if we go with Mr. Ronald Labasky, (who was originally addressed) we will be responsible for the full amount. Discussion took place.

***Motion made by Commissioner Kenrick Thomas, seconded by Commissioner John Rance Thomas, to continue with Attorney Ronald A. Labasky, and to notify insurance company that the County will be represented by Attorney Ronald A. Labasky. Motion carried 4-0; Commissioner D. Ray Harrison, Jr., obtained from voting due to the fact that he is a member of the Canvassing Board (a party to the lawsuit).***

With there being no further business, ***a motion was made by Commissioner Todd Gray, seconded by Commissioner John Rance Thomas, to adjourn; motion carried unanimously.*** Chairman Langford adjourned the special meeting at **3:16 p.m.**

Board of County Commissioners  
Gilchrist County, Florida

Attest:

Approved:

\_\_\_\_\_  
Todd Newton, Clerk of Court

\_\_\_\_\_  
Sharon A. Langford, Chairman

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Harrison, D. Ray Jr.</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>Gilchrist County Board of Commissioners</i>
MAILING ADDRESS	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY _____ COUNTY _____	NAME OF POLITICAL SUBDIVISION:
DATE ON WHICH VOTE OCCURRED <i>12-6-12</i>	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, D. Ray Harrison, Jr., hereby disclose that on December 6, 20 12:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I am party to law suit

12-6-12

Date Filed

D. Ray Harrison

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.