

## **MINUTES OF A REGULAR MEETING OF THE GILCHRIST COUNTY BOARD OF COUNTY COMMISSIONERS HELD JUNE 1, 2016**

The Gilchrist County Board of County Commissioners, in and for Gilchrist County, Florida, convened in a **Regular Meeting** on **Wednesday, June 1, 2016**, at **2:00 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:

<i>District I</i>	<i>Commissioner Sharon A. Langford</i>
<i>District II</i>	<i>Commissioner D. Ray Harrison, Jr.</i>
<i>District III</i>	<i>Commissioner Todd Gray, Chairman</i>
<i>District IV</i>	<i>Commissioner Marion Poitevint</i>
<i>District V</i>	<i>Commissioner Kenrick Thomas, Vice Chairman</i>

### **Others in Attendance**

Todd Newton, Clerk of Court; Richard Romans, Finance Director; Patty McCagh, Board Secretary/Deputy Clerk; David Lang, County Attorney; Bobby Crosby, County Administrator; Donna Creamer, Administrative Assistant; John Ayers, Gilchrist County Journal; Billy Cannon, Road Department Superintendent; Ralph Smith, EM Director; Bobby Rush, Solid Waste Supervisor; Katherine LaBarca; Chris Ruggles, New Beginning Baptist Church; Charlie Perez; Jason Jones and Mr. Jones, JJP; Steve Minis, SRWMD; Sylvia Heirs, Library Manager; Scott Tucker; Greg Bailey, NFPS, Inc.; Forrest Cothron; John Stubblefield, GCS&WCD; Wesley Asbell, GCHD; David & Olgaines Knott; and Judy & Ron Benton.

### **Call to Order**

Chairman Todd Gray called the meeting to order at 2:00 p.m. Pastor Chris Ruggles, New Beginning Baptist Church, delivered the invocation and Commissioner Sharon A. Langford led the pledge of allegiance.

### **Agenda Changes**

Mr. Bobby Crosby, County Administrator, presented the following Agenda Change(s):

1. Addition: **Community Development**; Land Development Code Amendment

*Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Marion Poitevint, to approve the Agenda, as presented, with noted change(s). Motion carried unanimously.*

### **Consent Agenda**

#### **Approval of Minutes**

Regular Meeting ..... January 21, 2016

### **Approval of Pay Request**

#### Anderson Columbia Construction Company

Pay Estimate #1, April 13-30, 2016, CR340/CR232 Intersection Improvements ..... \$123,655.37

#### Art Walker Construction

Pay Estimate #4, April 2016, CR334 ..... \$298,123.54

Pay Estimate #4, April 2016, CR334A ..... \$209,572.17

#### SHIP

#### Gilchrist Title Company

Down Payment and Closing Costs for Daniel Perryman ..... \$21,500.00

*Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Sharon A. Langford, to approve the Consent Agenda, as presented. Motion carried unanimously.*

### **Presentation**

- Suwannee River Water Management District: Mr. Steve Minis, SRWMD, presented the Board with the Payment in Lieu of Taxes (PILT) funds, in the amount of \$38,852.31. He thanked the Board for their support.

**Public Participation**: None

**Constitutional Officers**: None

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

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

#### Gilchrist County Library

- Replacement for Library Manager: Mr. Crosby made the recommendation to hire Ms. Sylvia Hiers as the County Librarian. Discussion took place.

*Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Sharon A. Langford, to approve Mrs. Sylvia Hiers as County Librarian. Motion carried unanimously.*

- Mr. Crosby gave an update on the library construction. He requested to advertise that the library will be closed during the moving of shelving and books.

**It was the consensus of the Board to allow advertising that the library will be closing during the move.**

Health Department

- Update: Mr. Wesley Asbell, Gilchrist County Health Department, spoke on the issue of the mosquito disease Zika. Zika creates flu like symptoms and is now a reportable disease by the Department of Health.

The recommendation is to drain standing water and cover skin or spray for mosquitoes. There have been no locally acquired incidents.

**2:15 p.m. Time Certain**

Public Hearing; Initial Hearing on Special Assessment District for Road Paving of SW 62<sup>nd</sup> Court

Mr. Crosby gave a history of the request to create a Special Assessment District for the paving of SW 62<sup>nd</sup> Court. He requested approval from the Board to move forward, which includes to following resolution.

Mr. David Lang, County Attorney, explained the need of the this resolution in regards to the process of creating a Special Assessment District. He then presented Resolution 2016-18 and read the short title for the record, as follows:

**RESOLUTION 2016-18**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF GILCHRIST COUNTY, FLORIDA, DIRECTING COUNTY STAFF TO PROCEED WITH PREPARING AN ORDINANCE CREATING A SPECIAL ASSESSMENT DISTRICT FOR ROAD IMPROVEMENTS FOR SW 62<sup>nd</sup> COURT; DIRECTING COUNTY STAFF TO PROCEED WITH PREPARING A RESOLUTION CONCERNING THE INTENT OF THE BOARD TO USE THE UNIFORM METHOD FOR THE LEVY, COLLECTION, AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS WITHIN THE SPECIAL ASSESSMENT DISTRICT CREATED; AUTHORIZING THE PROPER ADVERTISMENTS AND NOTICE OF THE SAME; AND PROVIDING FOR AN EFFECTIVE DATE.**

Chairman Gray called for any public comments/participation; none noted.

***Motion made by Commissioner Kenrick Thomas, seconded by Commissioner D. Ray Harrison, Jr., to approve Resolution No. 2016-18 regarding the paving of SW 62<sup>nd</sup> Court.***

Discussion took place.

Chairman Gray then called for public comment, none noted. He then called for the vote on the motion and second.

***Motion carried unanimously.***

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

### **Gilchrist County Arena**

- **Jason Jones; Arena Operations:** Mr. Crosby addressed the issue with Jason Jones in reference to the Arena Operations at the Gilchrist County Agriculture Complex. He stated that he and Mr. Lang had discussed and would like to cancel the current contract and enter into a new contract in regards to the new requests made by Mr. Jones. Mr. Jones mentioned forming a riding club that would use the arena on a regular basis, they would pay all maintenance and all power bills. The only obligation the County would have to pay is the \$5,000 scholarship fee to the Bell FFA Alumni.

Mr. Crosby stated he spoke with Dixie and Suwannee County who have similar situations where the clubs take responsibility and keep the facility up along with the preparation for events. Discussion took place.

Mr. Lang made clarification of the deed/restrictions. Mr. Jason Jones, President and CEO, JJ Enterprise spoke of his concerns of the operations of the arena.

***Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Kenrick Thomas, to proceed with changing agreement with Jason Jones Production regarding the Arena Operations and bring back to the Board for approval. Motion carried unanimously.***

### **Road Department**

- **Speed Limit Sign on NW 15th Street:** Mr. Billy Cannon was contacted by Ms. King requesting Speed Limit Signs on NW 15th Street. Discussion took place.

***Motion made by Commissioner Kenrick Thomas, seconded by Commissioner D. Ray Harrison, Jr., to approve posting a 30mph speed limit sign on NW 15th Street between CR 313 and CR 340. Motion carried unanimously.***

- **Maintenance on NW 96<sup>th</sup> Street:** Mr. Cannon stated that Mr. & Mrs. Knott requested that the maintenance on NW 96<sup>th</sup> Street be taken over and be maintained by the County. Mrs. Knott was present and voiced her concerns.

**The Board *denied* the request made by David and Olga Knott, to take over maintenance of NW 96<sup>th</sup> Street due to 96<sup>th</sup> being private property.**

- **Repairs to Alamo Mower:** Mr. Cannon updated the Board of repairs to the Alamo Mower. He presented a quote from Ag-Pro Companies, for an estimate. The mower is currently out of service until repairs are made. Discussion took place.

***Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Kenrick Thomas, to approve the parts estimate from John Deere, as sole source, for the repairs to the Alamo Mower. Motion carried unanimously.***

## General Government

- Sinkhole Mitigation: Mr. Crosby requested approval of the Contract with Foundation Professionals of Florida for sinkhole mitigation. Discussion took place.

*Motion made by Commissioner Kenrick Thomas, seconded by Commissioner Sharon A. Langford, to approve the contract with Foundation Professionals for sinkhole mitigation; with costs to be reimbursed by insurance claim. Motion carried unanimously.*

- Community Service: Mr. Crosby stated we have a number of people who have come to the County asking if they could work off their Community Service requirements. Mr. Lang explained how the process works. He stated Mitchell Gentry expressed interest in having some of these people to help with the grounds keeping.

*Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Kenrick Thomas, to approve the use of probation offenders for Community Service, following proper procedures. Motion carried unanimously.*

- Verizon Contract: Mr. Crosby presented the Verizon Contract language changes. He stated that the proposal from Verizon, on the rental of the SE Tower, is that we begin with a \$2,000 signing bonus and the lease to commence by June 2018 or cancelled. Mr. Lang gave a review of how the lease works. Discussion took place.

*Motion made by Commissioner Sharon A. Langford, seconded by Commissioner Marion Poitevint, to approve the proposed contract language with Verizon on SE Tower. Motion carried unanimously.*

## Agenda Change; Community Development

- Land Development Code Amendment: Mr. Crosby recommended an amendment to the LDC 5.04.05 removing SUP requirement for bulkheads, docks and similar structures, and suspend requirements for SUP. Discussion took place.

Mr. Forrest Cothron, Contractor, Saltwater Builders, explained the struggle that brought this issue to light; he stated that we (Gilchrist County) are the only County with this permitting requirement. Mr. Crosby requested that the SUP Application Fee for existing application, be refunded.

*Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Kenrick Thomas, to approve preparing an amendment to the LDC 5.04.05 removing SUP requirement for bulkheads, docks and similar structures, and suspend requirements for SUP. Motion carried unanimously.*

*Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Kenrick Thomas, to approve refunding SUP Application fee, \$400.00, to Saltwater Builders, for the existing application. Motion carried unanimously.*

### **Attorney's Report**

Mr. David M. Lang, Jr., County Attorney, presented the following documents, and/or addressed the following issues:

Before moving on to Mr. Lang's first item, Chairman Gray announced that he will abstain from commenting or voting on the following issue due to his relationship with Drummond Community Bank. Chairman Gray submitted Form 8B Memorandum of Voting Conflict, as required. Form will be incorporated into official records.

- **DCB – Resolution 2016-17 & Promissory note:** Mr. Lang stated that a correspondence was received from Norm Fugate, Attorney for Drummond Community Bank, regarding Resolution Number 2016-17 and Promissory Note, approved by the Board on May 2, 2016, concerning loan for improvements to SW 82<sup>nd</sup> Lane. Discussion took place.

Mr. Lang suggested the Board make a motion rejecting additional language wanted by DCB that would go in their note. If they leave it like it is, the note has already been signed with the terms that is best. If they insist on the language, then reject their offer and request our note back, then move on to the second bidder in line for time constraints.

***Motion made by Commissioner D. Ray Harrison, Jr., seconded by Commissioner Marion Poitevint, to reject the request from Drummond Community Bank to amend language on note and resolution and to rescind such note and move to Ameris Bank as next lowest bid if Drummond does not agree. Motion carried with a 4-0 vote with Todd Gray abstaining from voting due to conflict of interest.***

Mr. Lang stated for the record that he would like to earmark Resolution No. 2016-19, so that we would begin using the next number for resolutions.

### **Clerk's Report**

Mr. Todd Newton, Clerk of Court, presented the following documents, and/or addressed the following issues:

- **Budget Recap:** Mr. Newton presented for the boards information, a Budget Recap for Fiscal Year 2016, Period Ending May 27, 2016.
- **Solar Farm Personal Property Legislation Exemptions:** Mr. Newton stated that Mr. Leggett, Property Appraiser, recently attended a conference about Solar Farms. He spoke of an amendment that was mentioned. The Board has just passed an ordinance allowing Solar Farms in Gilchrist County. Mr. Lang spoke up to say it was an amendment to an existing Land Ordinance for Development Code. Mr. Newton stated that since then, there has been some lobbying by the solar industry to have a personal property exemption place on these farms. At this time, we do not have any pending permits on solar farms. Mr. Newton said that if the legislation goes through, then we would not see any additional revenue. Discussion took place; no action taken/needed.

- FLSA Overtime for Exempt Employees: Mr. Newton addressed the Legislative Update as of May 17, 2016, from the Department of Labor Releases Final Overtime Regulations, regarding the FLSA Overtime for Exempt Employees. Mr. Newton wanted to let the Board know there are some potential changes coming. The Department of Labor has amended their overtime regulations beginning December 1<sup>st</sup> of this year. Discussion took place. Informational purposes only.
- Gilchrist County Courthouse Security: Mr. Newton stated that he received a letter around the first of the month regarding Gilchrist County Courthouse Security. The Chief Judge requested the Board to look at security issues and possible have one entrance and exit for the public with screening. Discussion took place.

*Motion made by Commissioner Sharon a. Langford, seconded by Commissioner Marion Poitevint, for the Chair to meet with the Constitutional Offices, County Administrator, County Attorney and the Sheriff and bring back a recommendation to the Board. Motion carried unanimously.*

### Commissioners Reports

- **Commissioner Marion Poitevint** asked about signs being placed at the 2Way Boat Ramp and asked that rope swing be taken down. She requested a sign also to include NO ROPE SWINGS
- **Commissioner Todd Gray** said he received a complaint about a dusty road. Mr. Cannon responded to request

Old Business: None

New Business: None

Public Participation: None

### Adjourn

With there being no further business... a *Motion was made by Chairman Gray, seconded by Commissioner Kenrick Thomas, to adjourn. Motion carried unanimously.* Chairman Gray adjourned the meeting at **4:20 p.m.**

Attest:

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

*Board of County Commissioners  
Gilchrist County, Florida  
Approved:*

\_\_\_\_\_  
Todd Gray, Chairman