

**REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
MARCH 22, 2022**

The Regular Meeting of the Board of Levy County Commissioners was held on March 22, 2022 at 9:00 A.M. in the Meeting Room of the Levy County Annex Building with the following Commissioners present:

Chairman Rock Meeks
Comm. Matt Brooks
Comm. John Meeks
Comm. Lilly Rooks

Also present were:

County Attorney – Nicolle Shalley
County Coordinator – Wilbur Dean

Chairman Rock Meeks called the Meeting to order at 9:00 A.M. Comm. Brooks gave the invocation, followed by the Pledge of Allegiance led by Comm. John Meeks.

EXPENDITURES

Comm. Brooks made a motion to approve the following expenditures presented for payment. Second was made by Comm. Rooks and the MOTION CARRIES.

CHECK NUMBER	144830-144839, 144842-144966
FUND	AMOUNT
GENERAL REVENUE	147,453.05
ROAD	98,203.63
MOSQUITO CONTROL	357.14
TRANSPORTATION	11,209.79
COURT FACILITIES	1,446.62
MISC GRANTS	208,897.14
EMS	43,922.86
FIRE	7,971.97
TOURIST DEVELOPMENT	3,273.49
UTILITIES	4,199.07
BLDG INSPECT & SAFETY	4,142.43
IMPACT FEES - EMS	16,408.98
ROAD IMPRV & RESTORE	5,448.14
LANDFILL	95,407.77
MSBU'S	
TOTAL	\$ 648,342.08
EFT/ACH PAYMENT	\$ 40,747.00

Comm. Brooks made a motion to approve the following LCNR expenditures presented for payment. Second was made by Comm. Rooks and the MOTION CARRIES. Comm. John Meeks abstained from voting.

CHECK NUMBER	144840
FUND	AMOUNT
GENERAL REVENUE	1,800.81
ROAD	404.14
EMS	4.66
FIRE	2.33
CAPITAL PROJECTS	41.17
LANDFILL	116.06
TOTAL	\$ 2,369.17

Comm. John Meeks made a motion to approve the following AMB Supply, Inc. (DBA Levy Jones) expenditures presented for payment. Second was made by Comm. Rooks and the MOTION CARRIES. Comm. Brooks abstained from voting.

CHECK NUMBER		144841
FUND		AMOUNT
GENERAL REVENUE		300.50
EMS		91.00
FIRE		91.00
TOTAL	\$	482.50

AGENDA ADDITIONS, DELETIONS, MODIFICATIONS

Comm. Brooks made a motion to approve the agenda with the correction of the item on the agenda under Planning Department concerning the Black Prong Equestrian Village. This is a request for approval of Ordinance 2022-8 and not a Petition. Comm. Brooks also wished to add a non-agenda item concerning a request for approval of a Resolution for Emergency Management to be presented by John MacDonald. Second was made by Comm. John Meeks and the MOTION CARRIES.

PUBLIC COMMENT

Maria Wise, Morriston resident spoke of the Black Prong item and expressed concerns of a traffic crossing of CR337. She requested a condition be added to the PUD to include a traffic crossing.

Diane Garte, Morriston resident spoke to the Board regarding the Black Prong mini storage and irregularities regarding the size of the project and of the septic system as well as light pollution produced from the project.

Ryan Asmus, FDOT Representative spoke to the Board providing an update of the US 19 P&E Kick-Off Study from Red Level to NW 140th Street. Mr. Asmus spoke of a Public Meeting being held this evening in Chiefland regarding a re-surfacing project NW 60th Street and NW 140th Street.

Comm. John Meeks requested FDOT look into extending the left turn lane at the intersection of SR 27 and SR24, approaching the new Marathon gas station.

Comm. Rock Meeks read into public record an email received regarding recent storm damage. John MacDonald also spoke of roadway clearing and stated most of the clean-up of trees was done by the Inglis/Yankeetown area residents. He also stated the County can only remove trees if they are on County right-of-way's, not on private property.

LEVY COUNTY SHERIFF'S OFFICE

Sheriff Bobby McCallum

- A. Requesting Board approval and the Chairman's signature on the 911 Rural County Grant application for annual recorder maintenance in the amount of \$8,391.

Comm. John Meeks made a motion to approve the 911 Rural County Grant application with the Chairman's signature as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Requesting Board approval and the Chairman's signature on the E911 State Grant application for annual GIS maintenance in the amount of \$138,832.

Comm. Rooks made a motion to approve the E911 State Grant application with the Chairman's signature as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

LEVY COUNTY PROPERTY APPRAISER

Randy Rutter, Acting Property Appraiser

Informational Item – Informing the Board and the public of his continued service as the Acting Property Appraiser. Mr. Rutter informed the Board a temporary pay adjustment for additional duties would be in effect until election of a new Property Appraiser and a letter of support was requested as a form of public transparency.

Comm. Brooks made a motion to submit a letter of support to the Accounting firm for the Property Appraiser's office, Beauchamp & Edwards as requested to include all of the Commissioners' signatures. Second was made by Comm. John Meeks and the MOTION CARRIES.

LARC

Lisa Daniels, Executive Director

Discussion of the ARC of Levy County's Adult Day Training Building and/or plan to move forward with help to relocate or fix the current building. Ms. Daniels introduced to the Commissioners, the LARC Board President-Randy Stefanelli; Secretary-Betty Sink; and Treasurer-Charlie Smith.

Maintenance Director, Jimmy Jones spoke of the extent of repairs needed for the building.

The desire of the LARC Board members was to re-locate to a more accessible location in the county. Various options were discussed by the Commissioners and would be researched in order to find a solution.

ROAD DEPARTMENT

Alice LaLonde, Administrative Coordinator

- A. Public Hearing – Requesting Board approval of Resolution 2022-11 directing the scheduling and notice of a public hearing for the closure and abandonment of unimproved NE 35th Street in Angelina Farms, located in Levy County, Florida.

Comm. Rock Meeks asked if there was anyone in the audience who wished to speak for or against the item presented. There were none.

Comm. John Meeks made a motion to approve Resolution 2022-11 as presented. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Requesting Board approval to add MT 314, SE 53rd Lane, SE 52nd Street, and SE 122nd Avenue in Morgan Farms, located in Levy County, Florida to the paving list.
- C. Requesting Board approval to add LCR 458, NW 110th Terrace, NW 120th Street, NW 118th Lane, and NW 111th Terrace in Springside Development, located in Levy County, Florida to the paving list.
- D. Requesting Board approval to add LCR 1067, NE 40th Street in Williston, located in Levy County, Florida to the paving list.
- E. Requesting Board approval to add 111 NE 155th Avenue, and LCR 110 NE 40th Street in Williston, located in Levy County, Florida to the paving list.
- F. Requesting Board approval to add LCR 1053 NE 90th Avenue, NE 110th Street, and NE 91st Court in Five Oaks, located in Levy County, Florida to the paving list.
- G. Requesting Board approval to add LCR 1074 NE 119th Terrace in Oak Ridge Estates, located in Levy County, Florida to the paving list.
- H. Requesting Board approval to add MT 106, SE 140th Avenue in Williston Highlands, Unit 7, located in Levy County, Florida to the paving list.

Comm. John Meeks made a motion to approve items B-H, roads to be added to the paving list, as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

Comm. John Meeks requested Mrs. LaLonde provide an updated paving list to the Board at the next meeting.

The meeting recessed at 10:17 A.M.

The meeting reconvened at 10:26 A.M.

PLANNING & ZONING

Stacey Hectus, Director

- A. Public Hearing – Requesting Board approval of Petition No. PP 22-01; McMillen Surveying representing Joshua Ryan Morrison & Lindsay Morrison, Robert Norwood Terrell, Jr. & Michelle Marie Terrell, and Robert C. Morrison & Georgia Morrison, petitioning the Commission for a Preliminary Plat. Said parcel contains 40 ac. MOL and is in Section 13, Township 11S, Range 17E in Levy County, Florida, near the Alachua County line. Said parcel has a land use and zoning of ARR/Agricultural Rural Residential (10 ac. minimum). Requesting to subdivide and create 3 lots, each lot contains 10 ac. MOL, PID: 0314702800.

Atty. Shalley swore in members of the audience wishing to speak regarding the item presented.

Comm. Rock Meeks asked if there was any ex-parte communication by any of the Commissioners. Comm. Rock Meeks stated he had ex-parte communication with the petitioner.

Comm. Rock Meeks asked if there were any members of the audience wishing to speak for or against the item presented. There were none.

Comm. John Meeks made a motion to approve Petition No. PP 22-01 as presented. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Public Hearing – Requesting Board approval of Petition No. PP 21-08; McMillen Surveying representing Marian Foley, Darla Brooks, and James Brooks, petitioning the Commission for a preliminary plat to subdivide approximately 21 ac. parcel of land into two 10 ac. MOL lots. Said parcel has a land use and zoning of ARR/Agricultural Rural Residential (10 ac. minimum) and is located in Section 26, Township 14S, Range 17E in Levy County off CR 337, a few miles South of Black Prong Equestrian Village, PID: 0374501500.

Atty. Shalley swore in members of the audience wishing to speak regarding the item presented.

Comm. Rock Meeks asked if there was any ex-parte communication by any of the Commissioners. There were none.

Comm. Rock Meeks asked if there were any members of the audience wishing to speak for or against the item presented. There were none.

Comm. Brooks made a motion to approve Petition No. PP 21-08 as presented. Second was made by Comm. John Meeks and the MOTION CARRIES.

- C. Public Hearing – Requesting Board approval of Ordinance 2022-08, approving PUD No. 21-01: 6851 LLC – Black Prong Equestrian Village (BPEV), is requesting approval of their Planned Unit Development (PUD) Overlay for Final Detailed Site Plan Approval (phase two) (pursuant to Section 50-905(c) of the Levy County Land Development Code) for a Planned Unit Development on a parcel of land located in Section 27, Township 13, Range 17, in Levy County, Florida on CR 337. Said parcel contains 90 acres. PID: 0368400100. Mrs. Hectus read into public record the title of Ordinance 2022-08.

Atty. Shalley swore in members of the audience wishing to speak regarding the item presented.

Comm. Rock Meeks asked if there was any ex-parte communication by any of the Commissioners.

Clayton Brasher, Mayor of Black Prong Equestrian Village and Tim Atkinson, Attorney spoke to the Board on behalf of the Black Prong Equestrian Village.

Atty. Shalley provided explanation of the conditions included in the Ordinance.

Comm. Rocks Meeks asked if there were any members of the audience wishing to speak for or against the item presented.

Audience member Diane Garte spoke of concerns of the wording in the Ordinance concerning accommodations.

Comm. Rooks made a motion to approve Ordinance 2022-08, with no changes to the current language. Second was made by Comm. John Meeks and the MOTION CARRIES.

DEPARTMENT REPORTS

EMERGENCY MANAGEMENT

John MacDonald, Director

Requesting Board ratification of Resolution 2022-15, ratifying the adoption of the County Emergency Management Plan (CEMP).

Comm. Brooks made a motion to ratify Resolution 2022-15 as presented. Second was made by Comm. Rooks and the MOTION CARRIES.

AG EXTENSION DEPARTMENT

Mark Warren, Ag. Row Agent

Requesting Board approval to waive the bid process and accept the quote submitted by Duval Ford to purchase a 2022 F150 pick-up in the amount of \$42,436.50.

Comm. Brooks made a motion to approve the purchase of a 2022 F150 pick-up from Duval Ford as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

DEPARTMENT OF PUBLIC SAFETY

Mitch Harrell, Director

Requesting Board approval of Resolution 2022-14 amending the final budget in the amount of \$1,275 for fiscal year 21/22. This will allow for funds from the State Firefighter Cancer Decontamination Equipment Grant to be added to the budget and used.

Comm. John Meeks made a motion to approve Resolution 2022-14 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

SHIP

Marlon Gayle, Housing Planner

Requesting guidance from the Board on the Levy County Local Housing Assistance Plan (LHAP) 2022-2025. Upon request by the Board, Mr. Gayle stated the changes to the Plan.

Comm. John Meeks made a motion to approve the Levy County Local Housing Assistance Plan (LHAP) 2022-2025 as presented. Second was made by Comm. Rooks and the MOTION CARRIES.

PUBLIC COMMENT

Dana Sheffield spoke of the SHIP program and the definition of "affordable" with regard to housing expense. Mr. Sheffield stated a car show will be taking place in Chiefland this upcoming weekend on Saturday at the Napa store. On April 2nd, the Air Show/Car Show event will take place at the Cross City airport, and Mr. Sheffield invited everyone to attend. The Easter Egg Hunt and Ski Show will take place on April 9th in Fanning Springs.

COMMISSIONERS' REPORTS

Comm. Rooks called Library Director, Darlene Slattery to the podium to give a Library update. Ms. Slattery spoke of programs offered at the Levy County Libraries during Spring Break.

Comm. John Meeks spoke of the upcoming sale day at the Suwannee River Livestock Fair & Show and reminded everyone of the sale tomorrow. He stated the local springs are also open to the public now.

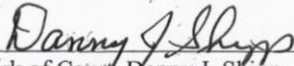
Comm. Brooks spoke of the next meeting of the Canvassing Board to take place next week.

Comm. Rock Meeks spoke of the FDOT's decision to take a "step back" on the proposed route options in order to hear more input from the public.

Stacey Hectus spoke of the planned Farmland Preservation workshop date, stating the proposed date of April 5th would be too full for this workshop to take place. The Commissioners agreed to cancel the workshop for this date and direct Ms. Hectus to find a more suitable one in which everyone would be available.

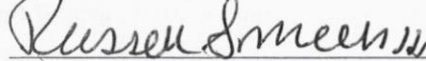
THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 12:20 P.M.

ATTEST:



Clerk of Court, Danny J. Shipp

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL



Chairman, Russel Smeens

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, John Meeks, hereby disclose that on March 22, 20 22 :

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


- 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 subsidiary, or sibling 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:

Levy County purchases goods on a "Rotating Basis" from LCNR Enterprises, LLC a Florida Limited Liability Company, that I have an ownership interest in.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

3/22/22
Date Filed


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.

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

LAST NAME—FIRST NAME—MIDDLE NAME Brooks, Matthew	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Levy County Board of County Commissioners
MAILING ADDRESS P.O. Box 310	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY Bronson, FL 32621	<input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
COUNTY Levy	NAME OF POLITICAL SUBDIVISION: Levy County
DATE ON WHICH VOTE OCCURRED 3/22/2022	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 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 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 would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a 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 (CRAs) 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 are not prohibited by Section 112.3143 from otherwise participating 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 page 2)

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, Matthew Brooks, hereby disclose that on March 22, 20 22 :

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

- 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 subsidiary, or sibling 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:

Levy County Purchases goods on a "Rotating Basis" from AMB Supply, Inc., "DBA Levy Jones" a Florida Corporation, that I have an ownership interest in.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

3/22/22
Date Filed

Matthew G Brooks
Signature

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