

**REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
MAY 3, 2022**

The Regular Meeting of the Board of Levy County Commissioners was held on May 3, 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	145246-145257, 145260-145394	
FUND		AMOUNT
GENERAL REVENUE		1,610,239.05
ROAD		90,760.82
SHIP		3,160.00
MOSQUITO CONTROL		534.74
COURT TECH/CRIM PREV		12,548.45
TRANSPORTATION		502.93
911		16,320.25
COURT FACILITIES		11,432.99
MISC GRANTS		2,064.75
EMS		29,048.82
FIRE		147,073.95
TOURIST DEVELOPMENT		2,930.05
UTILITIES		995.27
ADD COURT COSTS		8,679.08
BLDG INSPECT & SAFETY		19,535.47
CAPITAL PROJECTS		8,778.79
ROAD IMPRV & RESTORE		45,900.00
LANDFILL		15,987.71
TOTAL	\$	2,026,493.12
EFT/ACH PAYMENT	\$	491,346.23

LCNR EXPENDITURES

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	145258
FUND	AMOUNT
GENERAL REVENUE	382.11
ROAD	297.25
MISC GRANTS	110.00
EMS	133.84
FIRE	7.50
CAPITAL PROJECTS	116.92
CONSTRUCTION	613.09
TOTAL	\$ 1,660.71

AMB SUPPLY, INC. (DBA LEVY JONES) EXPENDITURES

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

CHECK NUMBER	145259
FUND	AMOUNT
GENERAL REVENUE	615.70
EMS	312.71
FIRE	312.69
TOTAL	\$ 1,241.10

MINUTES

The minutes for the Regular Board Meeting held on February 8, 2022 were presented for Board approval.

Comm. John Meeks made a motion to approve the minutes for the Regular Board Meeting held on February 8, 2022 as presented. Second was made by Comm. John Meeks and the MOTION CARRIES.

AGENDA ADDITIONS, DELETIONS, MODIFICATIONS

Comm. Brooks made a motion to move the Planning Technology, Inc. item to Public Comments. Second was made by Comm. Rooks and the MOTION CARRIES.

PROCLAMATIONS/RECOGNITIONS

Comm. John Meeks read the Proclamation to declare May 2-6, 2022 as National Teacher Appreciation Week in Levy County into public record and made a motion to approve. Second was made by Comm. Rooks and the MOTION CARRIES.

PUBLIC COMMENTS

William Burke, Florida's Turnpike provided an update to the Board of the Florida Turnpike Extension Study. Mr. Burke stated the project is still at level 4 and they would be taking public feedback until the end of this year. Audience member, Terry Witt spoke.

Dan Hilliard, of W.A.R. (Withlacoochee Aquatic Restoration) spoke to the Board of a report on the environmental assessment of the Lower Withlacoochee River. He stated copies had been forwarded to all State and Federal agencies. He made a request to the Board for consideration of a Resolution in support of a mediation for the restoration of Lower Withlacoochee River with State and Federal officials.

Comm. John Meeks requested a draft of a resolution from W.A.R. in order to prepare a Resolution for the Board to adopt.

PLANNING TECHNOLOGY, INC.

Bob Ori

Requesting Board approval of a feasibility study for an airport in the South area of the county at no cost to the County, utilizing State monies. The ownership of the airport would be the county.

Audience members Jeff Hardison, Terry Witt and Nancy Moore spoke regarding this item.

The Board agreed this would not be something they were interested in pursuing. They pointed out the existence of an airport in Williston and the area in question appearing to be in wetlands area.

PLANNING & ZONING

Stacey Hectus, Director

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

- A. Public Hearing – Requesting Board approval of Petition No. PP 22-C2: McMillen Surveying, representing David Dorner, petitioning the Commission for a Preliminary Plat of Bridle Oaks Farm to create a buildable 10 ac. MOL parcel. Said parcel is located in Sections 23 and 26, Township 13S, Range 18E in Levy County, Florida and has a land use and zoning of ARR/Agricultural Rural Residential (10 ac. minimum). PID: 0448500300.

Comm. Rock Meeks asked if any of the Commissioners had ex-parte communication regarding the petition presented. There were none.

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

Comm. John Meeks made a motion to approve Petition No. PP 22-02 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

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

- B. Public Hearing – Requesting Board approval of Petition No. SEA 22-01 amending SEA 01-20: Joseph Florentine, II, owner of Florentine Recreation, LLC, petitioning the Board for a special Exception Amendment, requesting an extension of one year to meet the terms of the SEA 01-20 on 12.23 acres of land in Sections 35 and 36, Township 14, Range 13, in Levy County, Florida. This parcel is located in a Forestry/Rural Residential (F/RR) Land Use and Zoning district. Parcel Number 0029300300.

Comm. Rock Meeks asked if any of the Commissioners had ex-parte communication regarding the petition presented. There were none.

Comm. Rock Meeks asked if anyone in the audience wished to speak for or against the item presented. Atty. Norm Fugate spoke on behalf of the petitioners.

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

- C. Public Hearing – Requesting Board approval of Ordinance No. 2022-10; an Ordinance of Levy County, Florida, amending the text of the Land Development Code related to accessory dwelling units and associated definitions; providing for inclusion in the code, providing a severability clause; providing a repealing clause; providing a transition clause and providing direction to the Clerk and an effective date.

Additional information was provided by Randy Rutter, Acting Property Appraiser regarding the assessment of taxes for and accessory dwelling unit.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the Ordinance presented. Audience members who spoke were: Linda Cooper and Terry Witt.

Comm. John Meeks made a motion to approve Ordinance 2022-10 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- D. Public Hearing – Requesting Board approval of Ordinance No. 2022-11; an ordinance of Levy County, Florida, amending the Future Land Use Element of the Levy County Comprehensive Plan relating to allowing Residential Use in the Commercial Land Use category; providing for exclusion from codification; providing a severability clause; providing a repealing clause; providing direction to the Clerk and County staff; and providing effective dates.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the Ordinance presented. Randy Rutter, Acting Property Appraiser spoke regarding this item.

Comm. John Meeks made a motion to approve Ordinance No. 2022-11 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- E. Public Hearing – Requesting Board approval of Ordinance No. 2022-12; an Ordinance of Levy County, Florida, amending the text of the Land Development Code related to allowing Residential Use in Commercial Zoning Districts; providing for inclusion in the code; providing a severability clause; providing a repealing clause and providing direction to the Clerk and effective dates.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the Ordinance presented. There were none.

Comm. Brooks made a motion to approve Ordinance 2022-12 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

DEPARTMENT REPORTS

DEPARTMENT OF PUBLIC SAFETY

Mitch Harrell, Director

- A. Requesting Board approval to purchase two (2) ambulances from ETR based on Florida Sheriff's Contract Bid Pricing for a total cost of \$602,266. Mr. Harrell stated his request is more for direction rather than approval to purchase and is looking to lock in on the price for the two ambulances, as the cost will rise as time passes.

Jared Blanton spoke explaining the complications with expending funds from a future budget year and stated this is not a budgeted expense for the current budget year. He stated locking in on the price rather than expending actual funds is a better option.

Following discussion, Comm. John Meeks made a motion to give direction for Chief Harrell to explore purchase options for two (2) ambulances as requested, consult with Mr. Blanton for recommendation, and to come back to the Board with his recommendation. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Chief Harrell gave a presentation of the LCDPS Report for CY2021.
- C. Chief Harrell presented and requested Board approval of the FY2021 fourth quarter write-off's as well as the FY2022 first and second quarter write-off's to the Board for approval as listed below:

4 th Quarter	\$209,060.10
1 st Quarter	\$122,724.33
2 nd Quarter	\$301,051.20

Comm. Brooks made a motion to approve the write-off's as presented. Second was made by Comm. John Meeks and the MOTION CARRIES. Comm. Rooks voted NO.

The meeting recessed at 11:46 A.M.

The meeting reconvened at 11:51 A.M.

PROCUREMENT

Alicia Tretheway, Coordinator

A. Requesting Board approval to appropriate Reserves (Contingency) for \$65,565. This action is necessary to process Tax Deed Applications under \$5,000.

Comm. John Meeks made a motion to appropriate Reserves (Contingency) for \$65,565 as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

B. Requesting Board approval to cancel RFP_2022_001-Auctioneering Services and re-advertise.

Comm. Rooks made a motion to cancel RFP_2022_001 as requested and approval to re-advertise as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

ELECTED OFFICIALS

Sue Beaudette representing the Town of Bronson, spoke to the Board regarding an inquiry made by the Town Council at a recent meeting to move the Bronson Library to a new location. She stated if this is not something the Board is interested in, she is open to other suggestions.

Ms. Beaudette stated the Beautify Bronson day has been re-scheduled for Saturday, May 14th.

COMMISSIONERS' REPORTS

Comm. Rooks reported of her meeting on April 26th with William Burke regarding the proposed toll road.


Comm. Brooks spoke to the Board of a recent visit by Governor DeSantis to Levy County and of funding to be given by the State for Bird Creek Boat Ramp improvements.

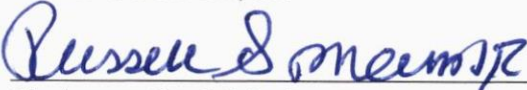
Comm. John Meeks also spoke of meeting Governor DeSantis and of the North Central Florida Regional Planning Council meeting he attended last Thursday. Comm. John Meeks reported of the Wild Hog Canoe/Kayak race held recently stating it was a great success and well attended.

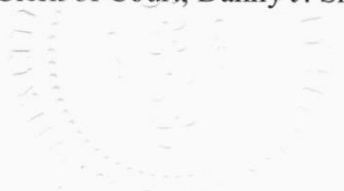
Wilbur Dean spoke of a Broadband Survey link sent out to parents of children in Levy County Schools and encouraged everyone to complete the survey.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 12:26 P.M.

ATTEST:


Clerk of Court, Danny J. Shipp

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL

Chairman, Rock Meeks



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 May 3, 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.

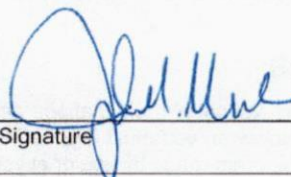
(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

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.

5/3/2022

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: <input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY Bronson, FL 32621	COUNTY Levy
DATE ON WHICH VOTE OCCURRED 5/3/2022	NAME OF POLITICAL SUBDIVISION: Levy County
	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 May 3, 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.

5/3/22
Date Filed

Matthew G. Brooks
Signature

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