

REGULAR MEETING

LEVY COUNTY BOARD OF COUNTY COMMISSIONERS

JANUARY 17, 2023

The Regular Meeting of the Board of Levy County Commissioners was held on January 17, 2023 at 6:00 P.M. in the Meeting Room of the Levy County Annex Building with the following Commissioners present:

Chairman, Matt Brooks

Vice-Chair, Comm. Desiree Mills

Comm. Tim Hodge

Comm. John Meeks

Comm. Rock Meeks

Also present were:

County Attorney – Nicolle Shalley

County Coordinator – Wilbur Dean

Chairman Brooks called the Meeting to order at 6:00 P.M. Comm. Rock Meeks gave the invocation, followed by the Pledge of Allegiance led by Comm. John Meeks.

EXPENDITURES

Comm. John Meeks made a motion to approve the following expenditures presented for payment. Second was made by Comm. Mills and the MOTION CARRIES.

CHECK NUMBER	147603-147611, 147614-147737	
FUND		AMOUNT
GENERAL REVENUE		583,150.76
ROAD		49,558.95
TRANSPORTATION		11,071.76
COURT FACILITIES		4,394.55
MISC GRANTS		5,654.99
EMS		69,975.81
FIRE		81,896.71
TOURIST DEVELOPMENT		509.66
UTILITIES		1,662.27
BLDG INSPECT & SAFETY		3,106.31
CAPITAL PROJECTS		67,204.46
ROAD IMPRV & RESTORE		984.15
LANDFILL		99,309.11
TOTAL	\$	978,479.49
EFT/ACH PAYMENT	\$	361,042.75

LCNR EXPENDITURES

Comm. Mills made a motion to approve the following LCNR expenditures presented for payment. Second was made by Comm. Hodge and the MOTION CARRIES. Comm. John Meeks abstained from voting due to percieved conflict.

CHECK NUMBER	147612
FUND	AMOUNT
GENERAL REVENUE	328.99
ROAD	154.34
TRANSPORTATION	34.75
MISC GRANTS	9.66
EMS	10.00
FIRE	9.99
LANDFILL	202.39
TOTAL	\$ 750.12

AMB SUPPLY, INC. (DBA LEVY JONES) EXPENDITURES

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

CHECK NUMBER	147613
FUND	AMOUNT
GENERAL REVENUE	847.15
EMS	246.89
FIRE	246.87
TOTAL	\$ 1,340.91

MINUTES

The minutes for the Regular Meeting held on December 20, 2022 were presented for Board approval.

Comm. Mills made a motion to approve the minutes for the Regular Board Meeting held December 20, 2022 as presented. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

AGENDA ADDITIONS, DELETIONS, MODIFICATIONS

Comm. Mills made a motion to approve the agenda with no changes. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

PUBLIC COMMENT

Jeff Shields spoke to the Board inquiring of the status of his request for a refund from the Building Department for a permit.

Comm. Brooks responded the Board could not take action during public comment, but he would follow up with the Director of the department regarding this matter and would respond to Mr. Shields.

Ryan Asmus, from FDOT spoke to the Board regarding the US 19 PD & E Study and of Community Working Groups which to receive feedback from the community. This group will meet with project staff for the first in-depth meeting in Inglis at the Community Center on January 19th from 5:30 P.M. – 7:30 P.M. An overview of the project will be provided as well as data the project staff has gathered. This meeting is open to the public. Mr. Asmus also spoke of the project at the intersection of SR 121 and CR 336, Lebanon Station. A kick-off meeting has been scheduled for January 26th at 5:00 P.M. in the Inglis Community Center.

CLERK OF COURT & COMPTROLLER

Jared Blanton, Finance Officer, provided an investment update for Fiscal Year 2022 and first quarter of Fiscal Year 2023 to the Board.

PLANNING & ZONING

Stacey Hectus, Director

- A. PUBLIC HEARING – Requesting Board adoption of Ordinance No: 2023-1: an Ordinance of Levy County, Florida, amending the Future Land Use Map of the Levy County Comprehensive Plan by changing the land use category of approximately 4.75 acres (PID No. 1426400000, 142650000 and 1426600000) located on NE HWY 27 Alt., Williston, Florida, as more specifically described in this Ordinance from Urban Low Density Residential (ULDR) to Commercial (C); providing directions to the County Coordinator; providing a severability clause; providing a repealing clause; providing for exclusion from codification, providing directions to the Clerk and providing an effective date. Ms. Hectus read the Ordinance title into public record.

Atty. Blake Fugate spoke on behalf of the petitioner.

Comm. Brooks asked if anyone from the audience wished to speak regarding this item. There was none.

Comm. John Meeks made a motion to approve Ordinance 2023-1 as requested. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

B. PUBLIC HEARING

Atty. Shalley asked if any of the Commissioners had ex-parte communication with the petitioner on the item to be presented. There was none.

Atty. Shalley swore in all who wished to speak regarding the item to be presented.

Requesting Board adoption of Ordinance 2023-2: an Ordinance of Levy County, Florida, amending the Zoning Map Atlas by rezoning certain real property consisting of approximately 4.75 acres (PID No. 1426400000, 142650000, 1426600000) located on NE HWY 27 Alt., Williston, Florida, from Single Family Residential (R-1) Moderately Intensive Commercial (C-3); providing directions to the County Coordinator; providing a severability clause; providing a repealing clause; providing for exclusion from codification, providing directions to the Clerk and providing an effective date.

Comm. Brooks asked if anyone from the audience wished to speak regarding this item.

Audience member, Sallie Ann Collins requested clarification of the two different maps. Stacey Hectus and Comm. John Meeks explained how the Future Land Use Map affects the Zoning Map.

Comm. John Meeks made a motion to approve Ordinance 2023-2 as requested. Second was made by Comm. Mills and the MOTION CARRIES.

C. PUBLIC HEARING

Atty. Shalley asked if any of the Commissioners had ex-parte communication with the petitioner on the item to be presented. There were none.

Atty. Shalley swore in all who wished to speak regarding the item to be presented.

Petition No. FP 23-01: Requesting Board approval of a Final Plat. McMillen Surveying, Representing Adam Perez and Eric Wandersleben of Brije, LLC, petitioning the Commission for a Final Plat to create 3 lots that are approx. 12.5 acres each. Said parcel is 38 acres, MOL and is located in Section 20, Township 14S, Range 18E in Levy County, Florida with a Land Use and Zoning of ARR/Agricultural Rural Residential (10 acre minimum). PID: 0101900500.

Comm. Brooks asked if anyone from the audience wished to speak regarding this item. There was none.

Comm. Rock Meeks made a motion to approve Petition No. FP 23-01 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

D. PUBLIC HEARING

Atty. Shalley asked if any of the Commissioners had ex-parte communication with the petitioner on the item to be presented. There was none.

Atty. Shalley swore in all who wished to speak regarding the item to be presented.

Petition No. FP 23-02: Requesting Board approval of a Flat Plat. McMillen Surveying, representing Roger and Dorothy Skipper, petitioning the Commission for a Final Plat (Valhalla Plat) of a single lot containing 10 acres, MOL to correct an improper division of land. Said parcel is located in Section 19, Township 12S, Range 14E of Levy County, Florida and has a Land Use and Zoning of ARR/Agricultural Rural Residential (10 acre minimum). PID: 0101900500.

Comm. Brooks asked if anyone from the audience wished to speak regarding this item. There was none.

Comm. Rock Meeks made a motion to approve Petition No. FP 23-02 as requested. Second was made by Comm. Mills and the MOTION CARRIES.

- E. PUBLIC HEARING – Requesting Board adoption of Ordinance 2023-3: An Ordinance of Levy County, Florida, amending Chapter 50 (the Land Development Code) of the County Code of Ordinances; by revising Article X – signs to allow certain illuminated signs on State Roads in residential zoning districts and to revise definitions, update standards and requirements, and eliminate conflicting or duplicative language. Ms. Hectus read the title of the Ordinance into public record.

Comm. Brooks asked if anyone from the audience wished to speak regarding this item. Audience members who spoke were: Terry Witt, Dana Sheffield and Pastor Anthony Hannity.

Comm. John Meeks made a motion to approve Ordinance 2023-3 as requested. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

PROCUREMENT

Alicia Tretheway, Coordinator

- A. PUBLIC HEARING – Requesting Board approval of Ordinance 2023-4, amending the Code of Ordinances of Levy County, Florida relating to Procurement; by increasing purchasing thresholds; providing a severability clause; providing a repealing clause; providing for inclusion in the Code, providing directions to the Clerk and an effective date.

The new threshold amounts are listed below:

Micro-Procurement	\$0.01 - \$4,999.99	
Small Procurement	\$5,000 - \$25,000	3 quotes required
Competitive Sealed Bids	\$25,001 or more	

Comm. Brooks asked if anyone from the audience wished to speak regarding this item. Dana Sheffield asked what the changes were. Mrs.Tretheway explained the changes to the amounts and approval requirements.

Comm. Rock Meeks made a motion to approve Ordinance 2023-4 as requested. Second was made by Comm. Mills and the MOTION CARRIES.

- B. Requesting Board approval of the Agreement between Amplifund and Levy County for Grant Software. The purchase for this Grant Software was approved at the 12/20/2022 Board Meeting in the amount of \$27,000.

Comm. John Meeks made a motion to approve the Agreement with Amplifund as requested. Second was made by Comm. Mills and the MOTION CARRIES.

DEPARTMENT REPORTS
DEPARTMENT OF PUBLIC SAFETY

Mitch Harrell, Director

- A. Requesting Board approval and the Chairman’s signature on Resolution 2023-4 to amend the final budget for FY 2022-2023. This will increase the budget by \$170,000 for receipt of part of the PEMT MCO Program.

Comm. John Meeks made a motion to approve Resolution 2023-4 as requested. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

- B. Requesting Board approval and the Chairman’s signature on Resolution 2023-5 to amend the final budget for FY 2022-2023. This will increase the budget by \$8,541 for receipt of the DOH EMS County Award Grant.

Comm. Mills made a motion to approve Resolution 2023-5 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

PUBLIC COMMENT

Terry Witt inquired of the property purchased in Gulf Hammock previously rumored to be the location for a Chinese primate facility.

Comm. John Meeks addressed his concern by informing him of proposed Legislation to prevent the sale of property to those in communist government countries. He explained this is for future land purchases and could not affect transactions already made.

COMMISSIONERS' REPORTS

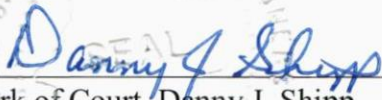
Comm. Mills reported of various Committee Meetings she had attended since becoming Vice-Chair. She reported of an event on January 21st in Inglis and Yankeetown from 10:30 A.M. until 2:30 P.M. which will begin at the Vintage Firefly. This event gives the business a chance to showcase what they has to offer to the public.

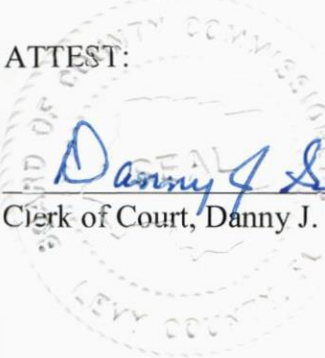
Comm. John Meeks reported of meetings recently attended. He will then be attending the meeting at Rainbow Lakes Estates on the 19th as well as Comm. Mills.

Comm. Brooks reminded everyone the Legislative Delegation will be meeting in the Board of County Commission meeting room on the 20th at 11:00 A.M.

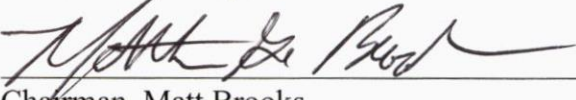
THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 7:29 P.M.

ATTEST:


Clerk of Court, Danny J. Shipp



BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL


Chairman, Matt Brooks

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

LAST NAME—FIRST NAME—MIDDLE NAME Meeks, John		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	COUNTY Levy	<input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED 1/17/23		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).

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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.

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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, John Meeks, hereby disclose that on January 17, 20 23:

(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:

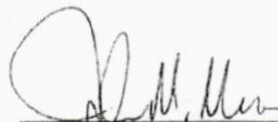
Levy County purchases goods on a "Rotating Basis" from LCNR Enterprises, LLC a Florida Limited Liability Company, that I have an ownership interest in.

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.

Date Filed

1/17/2023

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	COUNTY Levy	<input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED 1/17/2023		NAME OF POLITICAL SUBDIVISION: Levy County
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

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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.

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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:

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APPOINTED OFFICERS (continued)

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DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Matthew Brooks, hereby disclose that on January 17, 20 23:

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

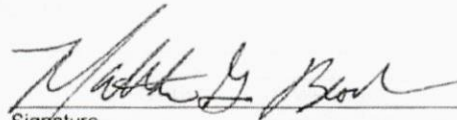
- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____, 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.

1/17/23
Date Filed


Signature

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