

REGULAR MEETING

LEVY COUNTY BOARD OF COUNTY COMMISSIONERS

FEBRUARY 7, 2023

The Regular Meeting of the Board of Levy County Commissioners was held on February 7, 2023 at 9:00 A.M. in the Meeting Room of the Levy County Annex Building with the following Commissioners present:

Chairman, Matt Brooks

Vice-Chair, Comm. Desiree Mills - absent

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 9:00 A.M. Comm. Rock Meeks gave the invocation, followed by the Pledge of Allegiance led by Comm. John Meeks.

EXPENDITURES

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

CHECK NUMBER	147738-147760, 147763-147921	
FUND		AMOUNT
GENERAL REVENUE		1,811,199.04
ROAD		130,728.96
MOSQUITO CONTROL		580.35
COURT TECH/CRIM PREV		19,782.18
TRANSPORTATION		13,666.12
911		17,396.00
COURT FACILITIES		9,308.95
MISC GRANTS		3,319.40
EMS		43,013.49
FIRE		129,241.58
TOURIST DEVELOPMENT		7,679.09
UTILITIES		1,543.84
ADD COURT COSTS		4,101.80
BLDG INSPECT & SAFETY		10,498.78
CAPITAL PROJECTS		49,226.10
ROAD IMPRV & RESTORE		79,565.00
LANDFILL		18,746.60
TOTAL	\$	2,349,597.28
EFT/ACH PAYMENT	\$	323,485.14

LCNR EXPENDITURES

Comm. Rock Meeks 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 perceived conflict.

CHECK NUMBER	147761
FUND	AMOUNT
GENERAL REVENUE	2,031.59
ROAD	146.32
TRANSPORTATION	11.99
MISC GRANTS	75.96
EMS	27.98
FIRE	27.95
BLDG INSPECT & SAFETY	17.77
LANDFILL	135.48
TOTAL	\$ 2,475.04

AMB SUPPLY, INC. (DBA LEVY JONES) EXPENDITURES

Comm. Rock Meeks 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	147762
FUND	AMOUNT
GENERAL REVENUE	376.65
EMS	18.98
FIRE	18.97
TOTAL	\$ 414.60

MINUTES

The minutes for the Regular Meetings held on January 3, 2023 and January 17, 2023 were presented for Board approval.

Comm. Rock Meeks made a motion to approve the minutes for the Regular Board Meetings held January 3rd and January 17th 2023 as presented. Second was made by Comm. Hodge and the MOTION CARRIES.

AGENDA ADDITIONS, DELETIONS, MODIFICATIONS

Comm. Rock Meeks made a motion to Table items #12 and #13 concerning the Community Planning Technical Assistance Grant Agreement and accompanying budget amendment. Second was made by Comm. John Meeks and the MOTION CARRIES.

PUBLIC COMMENT

Maria Wise thanked the Board for the addition of signs in the Goethe Forest warning those operating motorized vehicles of trails designated for horse traffic.

DEPARTMENT REPORTS
COUNTY COORDINATOR

Wilbur Dean requested Board approval and the Chairman’s signature on the Crime Stoppers of Alachua County, Inc., Letter of Agreement.

Comm. John Meeks made a motion to approve the Crime Stoppers of Alachua County, Inc. Letter of Agreement with the Chairman’s signature as requested. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

TOURIST DEVELOPMENT

Tisha Whitehurst, Coordinator
Requesting the reappointment of RESTORE Act Committee members listed below to the RESTORE Act Advisory Committee in accordance with Resolution 2020-001. The term expiration date is 3/5/25.

Denny Voyles, Tourism Industry Representative
Jolie Davis, Kim Wheeler and Richard Streeter, Citizen Representatives

Comm. Rock Meeks made a motion to reappoint the RESTORE Act Committee members as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

TRANSIT

Connie Conley, Director
Requesting Board approval of the Amendment for Extension of Public Transportation Grant Agreement Contract No. G1L06 between Levy County and the Florida Department of Transportation, extending the end date to December 31, 2023, for additional time to complete the Project (allow for final billing).

Comm. John Meeks made a motion to approve the Amendment for Extension of Public Transportation Grant Agreement Contract No. G1L06 as requested. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

EMERGENCY MANAGEMENT

John MacDonald, Director
Requesting Board approval and the Chairman’s signature on 4673DR, Hurricane Ian federally funded Sub-Award and Grant Agreement. Mr. MacDonald explained this is a necessary step to recover funds spent on the response activities to Hurricane Ian.

Comm. John Meeks made a motion to approve the Hurrican Ian federally funded Sub-Award and Grant Agreement 4673DR with the Chairman’s signature as requested. Second was made by Comm. Hodge and the MOTION CARRIES.

WATER UTILITIES

Chuck Cook requested on behalf of Jimmy Jones, Director Board approval to write off unpaid water bills from 2019-2022 in the amount of \$5,443.27.

Comm. John Meeks made a motion to approve the Water Utilities write off of unpaid water bills as requested. Second was made by Comm. Hodge and the MOTION CARRIES.

Audience members Terry Witt and Linda Cooper spoke concerning this item.

ROAD DEPARTMENT

Alice LaLonde, Administrative Coordinator

- A. Requesting Board approval to apply for a State Grant on C 337 from SR 121 to CR 336. The estimated cost for this project is \$1,968,962.
- B. Requesting Board approval to apply for a State Grant on C 326 from US 19 to CR 337. The estimated cost for this project is \$3,933,027.
- C. Requesting Board approval to apply for a State Grant on C 347 from SR 24 to CR 330. The estimated cost for this project is \$18,260,756.

Comm. John Meeks made a motion to approve application for State Grants on the roads listed above. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

Audience member, Maria Wise inquired of how much the roads would be widened. Mrs. LaLonde responded the existing lanes would be widened by 2 feet.

Comm. Rock Meeks inquired of the status of funding for the resurfacing of CR337. Mrs. LaLonde responded due to the cost increases of materials, and lack of funds from DOT the project had been cut in half. The road will now only be widened by 1 foot and re-working up to the bridge/culvert. Comm. Brooks requested Mrs. LaLonde obtain the cost for the Road Department to do the work on the half of the road DOT will not fund.

Dalton Kurtz, Project Manager for North Florida Professional Services spoke to the Board stating the company he works for is working on part of CR 347 and CR 345 for Levy County. He stated the problem Levy County is experiencing is widespread across every county they are working with.

DEPARTMENT OF PUBLIC SAFETY

Mitch Harrell, Director

- A. Requesting Board approval and Chairman’s signature on the Department of Health EMS Matching Grant for Ventilators. If awarded, this grant would allow for the purchase of ventilators for use on LCDPS ambulances. The max County share (25% of request) is \$25,000.
- Comm. John Meeks made a motion to approve submittal with the Chairman’s signature on the Department of Health EMS Matching Grant for Ventilators as requested. Second was made by Comm. Rock Meeks and the MOTION CARRIES.
- B. Requesting Board approval and Chairman’s signature on the Department of Health EMS Matching Grant for portable ultrasound devices. If awarded, this grant would allow for the purchase of 8 (eight) portable ultrasound devices for use on LCDPS ambulances. The max county share (25% of request) is \$12,500.

Comm. John Meeks made a motion to approve submittal with the Chairman’s signature on the Department of Health EMS Matching Grant for portable ultrasound devices as requested. Second was made by Comm. Hodge and the MOTION CARRIES.

PROCUREMENT

Alicia Tretheway, Coordinator

- A. Requesting Board approval of Resolution 2023-6 amending the final budget for fiscal year 2023. This budget amendment is needed for the purchasing of 36 acres of land in Otter Creek for the “Otter Creek Operations Center” in the amount of \$230,000.

Comm. Rock Meeks made a motion to approve Resolution 2023-6 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

- B. Requesting Board approval of the Community Planning Technical Assistance Grant Agreement between Levy County and the State of Florida Department of Economic Opportunity (Agreement No. P0466). This is a Cost Reimbursement Grant Agreement in the amount of \$75,000 to develop a Community Action Plan to aid in restoring historic flows to the Lower Withlacoochee River. – **TABLED** -
- C. Requesting Board approval of Resolution 2023-7 amending the final budget for fiscal year 2023 in the amount of \$75,000. This is a CPTA Grant for Community Action Plan (Withlacoochee River) Cost Reimbursement Grant. – **TABLED** -

PUBLIC COMMENT

Sue Beaudette, from the Town of Bronson stated there a mobile food drive is planned for Friday, February 24th at 1:00 P.M. This is held by the Bread of The Mighty, Food Bank at the park. On Thursday, March 23rd, there will be a Job Fair at the Bronson First Baptist Church at 10:00 A.M. On Thursday, March 30th, a Candidate Forum is scheduled to take place at 5:30 P.M. in the Board of County Commissioners meeting room. Municipal elections will take place on Tuesday, April 4th to elect 2 new Town Council members.

Planning Director, Stacey Hectus read into public record a letter submitted on behalf of the Planning Commission by Chairman, T.J. Harper requesting support from the Board regarding the update to the Levy County Comprehensive Plan.


The Board agreed by consensus to direct staff to submit for RFP's or RFQ's for an agency to do analysis and provide guidance.

COMMISSIONERS' REPORTS

Comm. John Meeks reported of phone meetings and of the Broadband meeting, he recently attended.

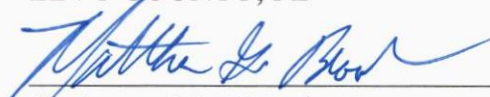
THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 9:50 A.M.

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 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 2/7/2023		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 February 7, 20 23:

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

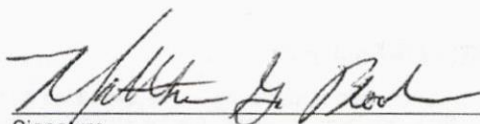
- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____;
- ☐ inured to the special gain or loss of my relative, _____;
- ☐ inured to the special gain or loss of _____, by whom I am retained; or
- ☐ inured to the special gain or loss of _____,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

2/7/23
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.

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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: <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 2/7/2023	NAME OF POLITICAL SUBDIVISION: Levy County
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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).

* * * * *

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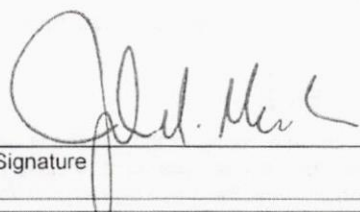
- ☒ inured to my special private gain or loss;
- ☐ inured to the special gain or loss of my business associate, _____ ;
- ☐ inured to the special gain or loss of my relative, _____ ;
- ☐ inured to the special gain or loss of _____, by
whom I am retained; or
- ☐ inured to the special gain or loss of _____,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

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Signature

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