

REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
APRIL 5, 2022

The Regular Meeting of the Board of Levy County Commissioners was held on April 5, 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. John Meeks and the MOTION CARRIES.

CHECK NUMBER	144967-144981, 144984-145100	
FUND		AMOUNT
GENERAL REVENUE		1,540,040.16
ROAD		81,732.17
MOSQUITO CONTROL		328.63
TRANSPORTATION		2,958.03
911		16,320.25
COURT FACILITIES		9,959.33
MISC GRANTS		34,522.67
EMS		15,392.26
FIRE		2,843.93
TOURIST DEVELOPMENT		3,853.35
UTILITIES		3,331.94
BLDG INSPECT & SAFETY		1,840.78
CAPITAL PROJECTS		23,677.00
ROAD IMPRV & RESTORE		799,913.35
LANDFILL		32,664.54
TOTAL	\$	2,569,378.39
EFT/ACH PAYMENT	\$	577,455.87

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	144982
FUND	AMOUNT
GENERAL REVENUE	901.98
ROAD	316.86
EMS	45.58
FIRE	45.56
LANDFILL	284.58
TOTAL	\$ 1,594.56

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. John Meeks and the MOTION CARRIES. Comm. Brooks abstained from voting.

CHECK NUMBER	144983
FUND	AMOUNT
GENERAL REVENUE	1,792.50
EMS	170.42
FIRE	170.43
TOTAL	\$ 2,133.35

MINUTES

The minutes for the Regular Board meeting held January 4, 2022 were presented for Board approval.

Comm. John Meeks made a motion to approve the minutes for the Regular Board meeting held January 4, 2022 as presented. Second was made by Comm. Rooks and the MOTION CARRIES.

AGENDA ADDITIONS, DELETIONS, MODIFICATIONS

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

PROCLAMATIONS/RECOGNITIONS

- A. Wilbur Dean read the Proclamation into public record and requested Board approval of a Proclamation proclaiming the month of April, 2022 as National Healthcare Decisions Month.

Comm. Rooks made a motion to approve a Proclamation proclaiming the month of April, 2022 as National Healthcare Decisions Month. Second was made by Comm. Brooks and the MOTION CARRIES.

Haven Hospice representative, Deanna Sheppard spoke regarding the services they offer. Community Hospice and Palliative Care representative, Charlene Stefanelli also spoke to the Board stating April 16th is National Healthcare Decisions Day, but stated the entire month is observed as it is so important for people to know this free service is available.

B. Wilbur Dean read the Proclamation into public record and requested Board approval of a Proclamation proclaiming April, 2022 as Water Conservation Month.

Comm. John Meeks made a motion to approve the Proclamation for April, 2022 as Water Conservation Month as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

PUBLIC COMMENTS

Jeff Hardison provided information to the Board regarding ads on HardisonInk.com.

Sean Brewer introduced himself and announced he is seeking election to the position of Circuit 8 Judge.

JAMES MOORE CERTIFIED PUBLIC ACCOUNTANTS AND CONSULTANTS

Zach Chalifour, CPA, gave a presentation of Levy County BOCC fiscal year ending September 30, 2021 Audited Financial Statements.

TOWN OF INGLIS

Andrew White, Mayor

Discussion on the Regional Evacuation Building at the South Levy Recreational Park. He asked if the Board would consider assisting with a multiuse community storm shelter at the South Levy Recreational Park.

Comm. Rooks pointed out the South Levy Recreational Park property is located in a flood zone.

Mr. White requested Board approval to use the South Levy Recreational Park for 4th of July festivities this year.

Comm. John Meeks made a motion to hear a non-agenda item. Second was made by Comm. Brooks and the MOTION CARRIES.

Comm. John Meeks made a motion to permit the South Levy Recreational Park facilities be used by the Town of Inglis and community for 4th of July festivities as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

NATURE COAST BUSINESS DEVELOPMENT COUNCIL

Scott Osteen, Executive Director

Providing the Board with an update of the Nature Coast Business Development Council.

PLANNING & ZONING

Stacey Hectus, Director

- A. Public Hearing – Requesting Board adoption of Ordinance Number 2022-9, an Ordinance of Levy County, Florida, amending the text of the Land Development Code related to Lot, Yard, and Height regulations and associated definitions; providing for inclusion in the Code; providing a severability clause; providing a repealing clause; and providing directions to the Clerk and an effective date.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the item presented.

Audience members who spoke were: Dana Sheffield, Sallie Ann Collins, Renate Cannon and Terry Witt.

Comm. John Meeks made a motion to adopt Ordinance 2022-9 as presented. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Public Hearing – CU 20-03-A1: Duke Energy Hardeetown Solar Plant Project (previously CU 03-20 Levy Solar 1), Duke Energy Florida, LLC petitioning the Board for a Conditional Use Permit Amendment to add and remove parcels of property and to amend the conditions of approval for the Solar Power Generating Facility on 13 parcels of land located in Sections 20, 29, 30 & 32, Township 11S, Range 15E, in Levy County. Said parcels contain 771.4 acres and are located in the Agricultural/Rural Residential zoning district.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the item presented.

Audience member, Toni Collins spoke against this this project. Sallie Ann Collins expressed her concern of the recycling of the solar panels. Others who spoke were: Terry Witt and Renate Cannon.

Comm. John Meeks made a motion to approve CU 20-03-A1: Duke Energy Hardeetown Solar Plant Project Conditional Use Permit Amendment as presented. Second was made by Comm. Brooks and the MOTION CARRIES.

- C. Presenting Petition No. ZTA 22-01: to the Board for text changes to Chapter 50 of the Levy County Land Development Code to repeal and rewrite SEC 50-74 and 50-852. Staff has drafted the Accessory Dwelling Unit (ADU) provisions to replace the Guest House and Hardship Variance provisions to the Levy County Land Development Code.

Audience members who spoke regarding this item were: Dana Sheffield and Linda Cooper

The Commissioners agreed upon the date of May 17th to schedule a Public Hearing for further discussion of the item presented at 6:00 P.M. and a Farmland Preservation Meeting at 7:00 P.M.

DEPARTMENT REPORTS

COUNTY COORDINATOR

Wilbur Dean

Requesting Board approval of the Engagement Letter from Nabors, Giblin & Nickerson, P.A. for the Annual Assessment Programs for the 2022-2023 fiscal year. The total cost is \$36,500 is divided between the Department of Public Safety, Road Department and Solid Waste. Mr. Dean stated the rate is the same as last year.

Comm. Rooks made a motion to approve the Engagement Letter from Nabors, Giblin & Nickerson, P.A. as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

TOURIST DEVELOPMENT

Tisha Whitehurst, Coordinator

Requesting the reappointment of Tourist Development Council (TDC) members Lance Hayes, City Commissioner, Helen Ciallella, Accommodation Owner/Manager, Heidi Schwiebert, Accomodation Owner/Manager, Daryl Kirby, At Large Member, and Vicki Todd, At Large Member. Term expiration is 4/15/2026.

Comm. John Meeks made a motion to re-appoint the above stated TDC members as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

ANIMAL SERVICES

David Weatherford, Director

Requesting Board approval of Resolution 2022-13, a resolution amending the final budget for fiscal year 2021-2022 in the amount of \$38,894; providing for an effective date. Mr. Weatherford stated the request is to install a security counter and replacement of three office desks.

Comm. Rooks made a motion to approve Resolution 2022-13 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

ROAD DEPARTMENT

Alice LaLonde, Administrative Coordinator

- A. Requesting Board review of the updated Levy County Road Paving Schedule. She stated the total number of roads on the list is currently at 33.

- B. Requesting Board approval of Resolution 2022-17 amending the final budget in the amount of \$172,155 for fiscal year 2021-2022. The budget increase for the purpose of purchasing a crusher for the Gulf Hammock Rock Mine.

Comm. John Meeks made a motion to approve Resolution 2022-17 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- C. Requesting Board approval to waive the bid process and accept the quote from MGL Engineering in the amount of \$965,000 for the purchase of a crusher and belt for the Gulf Hammock Rock Mine. Mrs. LaLonde stated if approved, the crusher could be delivered in October or November.

Comm. Rooks made a motion to approve waiving the bid process and accept the quote from MGL Engineering as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

TRANSIT

Connie Conley, Director

- A. Requesting Board approval to donate three (3) available busses which have met the useful life to three (3) different organizations, which have requested one (1) bus each. First United Methodist Church-Williston, Rosewood Baptist Church and Levy County Historical Society.

Comm. Brooks made a motion to approve the donation of three (3) busses to organizations as stated above. Second was made by Comm. John Meeks and the MOTION CARRIES. Comm. Rooks abstained from voting.

- B. Requesting Board approval of a time extension on the 2020, 5311 Operating Grant. This is a 50/50 operating grant awarded in April, 2020. Due to the Cares Act funding being awarded, this grant has been amended for extensions until Cares Act funding was expended. This grant will begin covering expenditures possibly as early as July, but may be August, 2022.

Comm. John Meeks made a motion to approve the time extension on the 2020, 5311 Operating Grant as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

SHIP

Marlon Gayle, Housing Planner

Requesting Board approval of the appointment of Kurt Richardson and Stephanie Seawright to the Levy County Affordable Advisory Committee (AHAC). These appointments are for a two-year term ending November 2, 2023.

Comm. John Meeks made a motion to approve the appointment of Kurt Richardson and Stephanie Seawright to the Levy County Affordable Advisory Committee (AHAC) as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

Mr. Gayle informed the Board of an AHAC Workshop scheduled for Thursday, May 19th at 9:00 A.M.

PROCUREMENT

Alicia Tretheway, Coordinator

- A. Requesting Board approval of Resolution 2022-16 approving an application for a Community Planning Technical Grant from the Florida Department of Economic Opportunity to establish a County Geographic Information System; providing direction and authorization to the County Coordinator or Designee; and providing an effective date.

Comm. Rooks made a motion to approve Resolution 2022-16 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Requesting Board approval of Resolution 2022-18, a resolution supporting affordable and reliable high-speed internet throughout Florida.

Comm. Rooks made a motion to approve Resolution 2022-18 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

PUBLIC COMMENTS

Dana Sheffield invited everyone to the Water Ski Show and Easter Egg hunt in Fanning Springs coming up this Saturday.

Sallie Ann Collins inquired of any new information from FDOT on the proposed North Florida Toll Road. Comm. Rock Meeks reported he has learned FDOT has decided to take a step back to hear more public comment before moving forward with this project.

Veronica Harvey Dunn spoke of businesses on the East side of Williston and of the trash on the roadway. She inquired if anything had been done since she had brought this to the Board's attention. Code Enforcement Officer, David Banton responded to Ms. Harvey-Dunn's inquiry stating he is working with the business owners to keep the area cleaner and will continue to keep checking on the progress.

Linda Cooper thanked Mr. Banton for his response to complaints from Williston Highlands.

ELECTED OFFICIALS

Sue Beaudette, Town of Bronson spoke of the next Beautify Bronson Day scheduled for Saturday, April 23rd beginning at Town Hall at 10:00 A.M.

COMMISSIONERS' REPORTS

Comm. Rooks reported of the FDOT meeting regarding the SR 19 study held in Chiefland recently and she shared her concerns of the proposed changes to the intersection at 140th Street.

ELECTED OFFICIALS

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COMMISSIONERS' REPORTS


Comm. Rooks reported of the FDOT meeting regarding the SR 19 study held in Chiefland recently and she shared her concerns of the proposed changes to the intersection at 140th Street.

Comm. Brooks spoke of the upcoming retirement of Duke Energy Vice President of Government and Community Relations, Dorothy Pernu. He stated she had been the contact person for Levy County was helpful on many occasions.

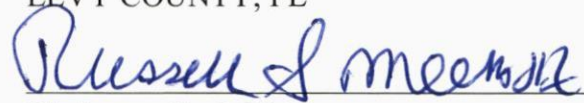
Comm. John Meeks received notification this week of funding for Levy County in the amount of \$464,000 for Boating Improvements from the State, pending the approval by the Governor. Bill Menadier of Dewberry Engineering provided further information of how this funding will be used for the construction of observation piers at the Withlacoochee River boat ramp location.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 12:00 P.M.

ATTEST:


Clerk of Court, Danny J. Shipp

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL


Chairman, Rock Meeks

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	<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 4/5/22	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, John Meeks, hereby disclose that on April 5, 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.

4/5/2022
Date Filed

[Signature]
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
DATE ON WHICH VOTE OCCURRED 4/5/2022		NAME OF POLITICAL SUBDIVISION: Levy County	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

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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:

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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 (continued)

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(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.

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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.

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Signature

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