

**REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
APRIL 8, 2014**

The Regular Meeting of the Board of Levy County Commissioners was held on April 8, 2014 at 9:00 AM in the Levy County Board of County Commissioners meeting room of the Levy County Courthouse with the following Commissioners present:

Chairman Ryan Bell
Comm. John Meeks
Comm. Mike Joyner
Comm. Danny Stevens
Comm. Chad Johnson

Also present were:

Danny J. Shipp – Clerk of Court
County Attorney – Anne Bast Brown
County Coordinator – Fred Moody

Comm. Bell called the Meeting to order at 9:00 A.M. Rev. Wes Smith gave the invocation, followed by the Pledge of Allegiance led by Comm. Meeks.

EXPENDITURES

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

CHECK NUMBER	115012-115229
FUND	AMOUNT
GENERAL REVENUE	1,643,417.11
ROAD	213,052.66
SHIP	12,639.20
PAL LIBRARY	32,098.37
COURT TECH/CRIM PREV	11,725.75
TRANSPORTATION	54,891.22
911	11,082.25
COURT FACILITIES	51.00
PROGRESS ENERGY	6,458.77
EMS	46,887.68
FIRE	65,351.03
TOURIST DEVELOPMENT	5,623.93
UTILITIES	756.44
COMMUNICATION	587.00
CAPITAL PROJECTS	3,619.28
LANDFILL	79,307.00
TOTAL	\$ 2,187,548.69

MINUTES

The minutes for the Regular Board meeting held March 18, 2014 were presented for Board approval.

Comm. Meeks made a motion to approve the minutes for the Regular Board meeting held March 18, 2014 as presented. Second was made by Comm. Stevens and the MOTION CARRIES.

PUBLIC COMMENT

Pastor Lonzell Blanton, Assembly of Faith
Request to fix road at NE 112th Terrace and 65th Street in Bronson.

Pastor Lonzell Blanton spoke to the Board regarding the poor condition of the roads at NE 112th Terrace and 65th Street in Bronson. He stated when he calls the Road Department, they come out to grade the roads, but within a short time, the potholes return.

Mr. Greenlee stated the roads in question are not on a regularly maintained list of roads, so they are maintained only when someone calls as had been done recently.

Comm. Bell advised Pastor Blanton to contact Mr. Moody at the Board office for further information on the process to get the road maintained on a regular basis.

FLORIDA FOREST SERVICE

Bobby Cahal, Forestry Supervisor II
Presenting annual revenue sharing check.

Mr. Cahal presented the Board with the Annual Revenue Sharing check from the Florida Department of Agriculture and Consumer Services. The check presented is in the amount of \$29,750.87 which reflects the distribution of Goethe State Forest receipts for the fiscal year 2012-2013.

PUBLIC HEARING – DEVELOPMENT DEPARTMENT

Comm. Bell asked if there was any ex-parte communication by any of the Commissioners regarding items A, B and C listed below.

¹Comm. Stevens, ²Comm. Meeks and ³Comm. Joyner stated they had ex-parte communication regarding item A, Special Exception Amendment 1-14.

Atty. Brown administered swearing in of those in the audience wishing to speak for or against any of the petitions listed below.

Bill Hammond, Development Director

- A. SEA 1-14, Paul and Natalie Westling-Special Exception Amendment to allow an in ground swimming pool within an existing RV Park known as “Angler’s Campground.”

Mr. Hammond requested Board approval of SEA 1-14, a Special Exception Amendment for Paul and Natalie Westling to allow an in-ground swimming pool within an existing RV Park known as “Angler’s Campground”, formerly known as “Rainbow Campground.”

Comm. Bell asked if there was anyone wishing to speak for or against the petition as presented. There were none.

Comm. Joyner made a motion to adopt the Order to Approve Special Exception Amendment SEA 1-14 as presented. Second was made by Comm. Meeks and the MOTION CARRIES.

- B. PP 1-14, Preliminary Plat, “Legacy Acres”-A residential subdivision consisting of ten 2 acre lots.

Mr. Hammond requested Board approval of PP 1-14, a Preliminary Plat for “Legacy Acres”, a residential subdivision consisting of ten 2 acre lots.

Comm. Bell asked if there was anyone wishing to speak for or against the petition presented.

Individuals who spoke were Renate Cannon and Maria Wise.

¹ Comm. Stevens

² Comm. Meeks

³ Comm. Joyner

The petitioner, Ronald Gillman also spoke to the Board, providing information about the roadway in the subdivision.

Comm. Stevens made a motion to approve PP 1-14, a Preliminary Plat for Legacy Acres as requested. Second was made by Comm. Meeks and the MOTION CARRIES.

C. SVA 1-14, Subdivision Variance-Variance from requiring paved road within a proposed platted subdivision with lots less than 10 acres. – TABLED –

D. Ordinance No. 2014-02-Accessory Uses to be allowed before a primary structure is permitted on the property.

Mr. Hammond presented and read into public record Ordinance 2014-02, Accessory Uses to be allowed before a primary structure is permitted on the property. This is the first of the two required Public Hearings for this item.

Comm. Bell asked if there was anyone in the audience wishing to speak for or against the proposed Ordinance.

Dana Sheffield commented on the Ordinance.

E. Ordinance No. 2014-03-Electrical Service for camps.

Mr. Hammond presented and read into public record Ordinance 2014-03, Electrical Service for camps. This is the first of the two required Public Hearings for this item.

Comm. Bell asked if there was anyone in the audience wishing to speak for or against the proposed Ordinance.

Renate Cannon and Dana Sheffield commented on the Ordinance.

LEVY COUNTY PUBLIC SAFETY

David Knowles, Director

A. Request approval to donate a decommissioned ambulance for Missionary Alex Abiola's project. The Williston Church of God has supported Missionary Alex Abiola for his work in Nigeria for several years.

Mr. Knowles requested Board approval to donate a decommissioned ambulance for Missionary Alex Abiola's work in Nigeria. Pastor Wes Smith of the Williston Church of God spoke in support of the work Mr. Abiola is doing.

Comm. Stevens made a motion to approve the donation of a decommissioned ambulance for Missionary Alex Abiola as requested. Second was made by Comm. Joyner and the MOTION CARRIES.

B. Misty Morning Hounds wishes to recognize Levy County First Responders for their professionalism.

Mr. Knowles introduced Dr. Nancy Hardt of Misty Morning Hounds who spoke to the Board and made a presentation to the Levy County First Responders and thanked them for their professionalism.

RICHARD HILL

Richard Hill spoke to the Board requesting action to curtail or stop all fishing tournaments/organized activities at the 20296 116th Ave. Boat Ramp in the Peaceful Acres Subdivision. There is overcrowding at the public boat ramp on days when tournaments are held due to the limited parking space. The overflow of vehicles will park in the residents' yards blocking mailboxes preventing mail from being delivered. There are also no restroom facilities provided for the crowds of people attending. Mr. Hill stated this boat ramp is likely used because the other boat ramps charge a fee and this one does not.

Comm. Bell advised Mr. Hill the Board will research this situation to determine what action can be taken.

JORDAN AND ASSOCIATES

Ronald Vanzant, President

Update report on status of the County's Community Development Block Grant (CDBG) Program.

Mr. Vanzant spoke to the Board providing a report on the status of the County's CDBG Program regarding the Tarafa project.

DEPARTMENT REPORTS

COUNTY COORDINATOR

Fred Moody

- A. Request motion to adopt Proclamation 2014-11 recognizing April, 2014 as "Water Conservation Month".

Mr. Moody requested Board approval of Proclamation 2014-11 recognizing April, 2014 as "Water Conservation Month".

Comm. Stevens made a motion to approve Proclamation 2014-11 as requested. Second was made by Comm. Joyner and the MOTION CARRIES.

- B. Request approval of Agreement with Perryman's Transport Service and Levy County for transportation services of indigent burials.

Mr. Moody requested Board approval to renew the Agreement with Perryman's Transport Service and Levy County for transportation services of indigent burials.

Comm. Meeks made a motion to approve the Agreement with Perryman's Transport Service and Levy County as requested. Second was made by Comm. Johnson and the MOTION CARRIES.

- C. Request approval of easement for drain field for project at 11811 SE 197th Place, Dunnellon, FL 34431.

Mr. Moody requested Board approval of the Utility Easement for the drain field project at 11811 SE 197th Place, Dunnellon, FL 34431. This Utility Easement item corresponds with the Jordan and Associates update on the Tarafa Project.

Comm. Stevens made a motion to approve the Utility Easement for the drain field project at 11811 SE 197th Place, Dunnellon, FL 34431. Second was made by Comm. Meeks and the MOTION CARRIES.

CORRESPONDENCE

Satori Days requested on behalf of the Withlacoochee Regional Planning Council, Board approval to appoint Doreen Joyner-Howard as an Alternate to serve in the Department of Transportation category of the Levy County Transportation category of the Levy County Transportation Disadvantaged Local Coordinating Board.

Comm. Johnson made a motion to appoint Doreen Joyner-Howard as an Alternate to serve in the Department of Transportation category of the Levy County Transportation category of the Levy County Transportation Disadvantaged Local Coordinating Board. Second was made by Comm. Joyner and the MOTION CARRIES.

LEVY COUNTY TRANSIT

Connie Conley, General Manager

Request Board approval for Amendment #7 of the Medicaid Non-Emergency Transportation Provider Agreement to continue NET Services (transportation) to Excluded Population, Voluntary Population, and Mandatory Population-Effective until August 31, 2014.

Ms. Conley requested Board approval for Amendment #7 of the Medicaid Non-Emergency Transportation Provider Agreement to continue NET Services (transportation) to Excluded Population, Voluntary Population, and Mandatory Population-effective until August 31, 2014.

Comm. Johnson made a motion to approve Amendment#7 of the Medicaid Non-Emergency Transportation Provider Agreement as requested. Second was made by Comm. Stevens and the MOTION CARRIES.

NON AGENDA ITEM – LEVY COUNTY TRANSIT

Ms. Conley requested Board approval to present a non agenda item.

Comm. Stevens made a motion to hear a non-agenda item from Ms. Conley regarding the Transit Department. Second was made by Comm. Meeks and the MOTION CARRIES.

Ms. Conley provided information to the Board regarding things they will be facing with the new Medicaid Managed Care guidelines and contracts.

The Commissioners agreed to place this item on the next Regular Board meeting agenda on April 22, 2014 for Board action.

LIBRARY

Lisa Brasher, Director

Request approval and signature to accept the amendment to the State Aid to Libraries Grant Agreement.

Ms. Brasher requested Board approval and Chairman's signature on the Amendment to the State Aid to Libraries Grant Agreement.

Comm. Stevens made a motion to approve with the Chairman's signature the Amendment to the State Aid to Libraries Grant Agreement as requested. Second was made by Comm. Meeks and the MOTION CARRIES.

PLANNING

Shenley Neely, Planning Director

Request approval for a Deferred Payment Loan Agreement for Brenda and Lester Blackburn-SHIP PA #517 in the amount of \$8,500 for an existing housing unit in Williston, FL.

Ms. Neely requested Board approval for a Deferred Payment Loan Agreement for Brenda and Lester Blackburn – SHIP PA #157 in the amount of \$8,500.

Comm. Stevens made a motion to approve the Deferred Payment Loan Agreement for Brenda and Lester Blackburn as presented. Second was made by Comm. Johnson and the MOTION CARRIES.

PUBLIC SAFETY

David Knowles, Director

- A. Request approval from the Board and the Chairman's signature on the Certified Annual Flow Test and Inspection Agreement between Ten-8 Fire Equipment, Inc. and Levy County.

Mr. Knowles thanked the Road Department and Emergency Management employees who helped with the Public Safety Expo held this past weekend in Chiefland.

Mr. Knowles requested Board approval and the Chairman's signature on the Certified Annual Flow Test and Inspection Agreement between Ten-8 Fire Equipment, Inc. and Levy County. This agreement covers maintenance and annual testing of the self-contained breathing apparatus (SCBA) which is part of the personal protective equipment (PPE) each firefighter is issued.

Comm. Stevens made a motion to approve with the Chairman's signature the Certified Annual Flow Test and Inspection Agreement between Ten-8 Fire Equipment, Inc. and Levy County as requested. Second was made by Comm. Joyner and the MOTION CARRIES.

- B. Request approval to proceed with a contract between R & R Clark Construction and Levy County for the Inglis Tower Communication Shelter.

Mr. Knowles requested Board approval to proceed with a contract between R & R Clark Construction and Levy County for the Inglis Tower Communication Shelter. The bids received are listed below:

Staley Construction Group	\$26,200
SVIII General Contractor	\$19,321
R & R Clark Construction	\$24,560
Gulfside Contracting	\$24,880

Mr. Knowles pointed out the SVIII General Contractor bid price was the lowest bid, but did not provide sufficient documentation which was required in the bid package. He recommended the Board award the contract to the next lowest bidder, R & R Clark Construction.

Comm. Stevens made a motion to proceed with a contract between R & R Construction and Levy County for the Inglis Tower Communication Shelter. Second was made by Comm. Meeks and the MOTION CARRIES. Comm. Bell votes NO.

C. Presenting the Fiscal Year 2013-2014 first quarter write-off's for Board approval.

Mr. Knowles presented the Fiscal Year 2013-2014 first quarter write-off's in the amount of \$102,878.04 for Board approval.

Comm. Stevens made a motion to approve the fiscal year 2013-2014 first quarter write-off's as presented. Second was made by Comm. Meeks and the MOTION CARRIES.

ROAD DEPARTMENT

Bruce Greenlee, Administrative Road Superintendent

Request approval of Resolution 2014-09, re-naming East Levy Street as Will Burgman Street; directing a street sign to be created and installed reflecting the revised street name upon payment of cost, providing an effective date.

Mr. Greenlee requested Board approval of Resolution 2014-09, re-naming East Levy Street as Will Burgman Street; directing a street sign to be created and installed reflecting the revised street name upon payment of cost, providing an effective date.

Comm. Joyner made a motion to approve Resolution 2014-09, re-naming East Levy Street as Will Burgman Street as requested. Second was made by Comm. Meeks and the MOTION CARRIES.

COUNTY ATTORNEY

Anne Bast Brown

Request approval of Memorandum of Understanding with G.A.B., LLC, Paul Burgin, Garry G. Gilbert, and Amanda Sigler in settlement of injunction action, Levy County v G.A.B., LLC, et al., Case no. 38-2013-CA-000853.

Atty. Brown requested Board approval of a Memorandum of Understanding with G.A.B., LLC, Paul Burgin, Garry G. Gilbert, and Amanda Sigler in settlement of injunction action, Levy County v G.A.B., LLC, et al., Case No. 38-2013-CA-000853. Atty. Brown stated in the interest of cooperation and obtaining commitments a similar event will not be conducted at the subject property without the proper permits, she has negotiated the above stated MOA where the property owner and the partners have agreed not to conduct a musical event without the proper permits and to release the County from any future claims, in exchange for a voluntary dismissal.

Amanda Sigler spoke on behalf of the property owner in support of the Memorandum of Understanding.

Comm. Johnson made a motion to approve the Memorandum of Understanding as requested. Second was made by Comm. Meeks and the MOTION CARRIES.

PUBLIC COMMENTS

Renate Cannon commented on the parking issue spoken of by Richard Hill.

Dana Sheffield commented on the septic tank issue with the Tarafa project and asked if this would be affected by a Springs Protection Act circulating through Legislation.

The Commissioners responded this project should not be affected if the Springs Protection Act is approved.

COMMISSIONERS' REPORTS

Comm. Joyner stated he had received a call from someone who had attended a family gathering at Beck Park recently. They complimented the Parks Department for how clean and professional the park was kept.

Comm. Johnson stated the Levy County Cycle for Education event will take place on April 19th and the LARC Wild Hog Canoe Race will be on April 26th. Comm. Johnson thanked all who supported those participating in the Suwannee River Livestock Youth Fair recently.

Comm. Bell stated there was a good turnout at the Safety Expo held this past weekend. The Cedar Key Arts Festival is scheduled for this weekend, April 12th & 13th.

Comm. Stevens requested Board approval on behalf of the Levy County Fair Association, Proclamation 2014-12 recognizing Levy County Fair Week April 7, 2014 through April 13, 2014. Second was made by Comm. Joyner and the MOTION CARRIES.

Mr. Shipp presented a mid-year budget run for each of the Commissioners to review.

Special Events/Public Event Permitting Workshop – Tabled

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 10:50 A.M.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL

Clerk of Court, Danny J. Shipp

Chairman, Ryan Bell