

REGULAR MEETING

LEVY COUNTY BOARD OF COUNTY COMMISSIONERS

APRIL 25, 2023

The Regular Meeting of the Board of Levy County Commissioners was held on April 25, 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

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

CHECK NUMBER	148451-148461, 148464-148581	
FUND		AMOUNT
GENERAL REVENUE		258,756.09
ROAD		59,120.29
SHIP		16,360.00
MOSQUITO CONTROL		(97.50)
TRANSPORTATION		23,354.03
COURT FACILITIES		10,404.82
MISC GRANTS		7,137.06
EMS		59,740.40
FIRE		125,652.39
TOURIST DEVELOPMENT		15,882.84
UTILITIES		1,254.65
ADD COURT COSTS		2,179.18
BLDG INSPECT & SAFETY		1,619.66
LOCAL LAW		750.00
CAPITAL PROJECTS		25,757.85
LANDFILL		88,668.78
TOTAL	\$	696,540.54
EFT/ACH PAYMENT	\$	48,297.65

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 perceived conflict.

CHECK NUMBER	148462
FUND	AMOUNT
GENERAL REVENUE	1,353.75
ROAD	96.53
TRANSPORTATION	116.88
EMS	33.21
FIRE	33.21
CAPITAL PROJECTS	11.99
LANDFILL	299.95
TOTAL	\$ 1,945.52

AMB SUPPLY, INC. (DBA LEVY JONES) EXPENDITURES

Approval of expenditures for AMB Supply, Inc. will be approved at the May 9, 2023 regular meeting.

CHECK NUMBER	148463
FUND	AMOUNT
GENERAL REVENUE	2,636.20
ROAD	144.50
TOTAL	\$ 2,780.70

MINUTES

The minutes for the Regular Meeting held April 11, 2023 were presented for Board approval.

Comm. Rock Meeks made a motion to approve the minutes for the Regular Meeting held on April 11, 2023 as presented. Second was made by Comm. Mills and the MOTION CARRIES.

AGENDA ADDITIONS, DELETIONS, MODIFICATIONS

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

PUBLIC COMMENT

Amanda Handley spoke on behalf of FDOT providing the Commissioners with an update of the Inglis Community Working Group and of the FDOT’s efforts to partner with the community as they work on the PD & E Study of US19.

Diane Garte spoke of the recently held meeting where the Farm Bill was discussed. She inquired if any local representatives attended. Comm. Mills reported there were farmers from Levy County in attendance.

Carol Knight spoke of Reid Naigle’s intentions to establish a manure composting facility near Williston schools. She expressed concern of Michael Earnest having a vote on Mr. Naigle’s zoning request as they share a business address and she feels this could be a conflict of interest.

Linda Cooper stated she operates Spotlight on Levy County and requires no funding.

Sue Holzschuher also spoke of Reid Naigle’s intent to establish a manure composting facility in Levy County. She also inquired if the May 9th Workshop was to discuss Mr. Naigle’s manure composting facility permitting.

Comm. Brooks stated Mr. Naigle has not filed an application for permitting of a composting facility at this time. The May 9th Workshop is to discuss land use and zoning as it pertains to the issue of composting and would be the appropriate time if Ms. Holschuher wished to voice her concerns.

Renate Cannon requested Chairman Brooks remind those who come to the podiums to speak, do so into the microphone so they may be heard.

Atty. Shalley stated Mr. Earnest has informed her he has knowledge of this topic and could be a part of discussions, but would voluntarily recuse himself from discussion when it was time to vote on any composting facility permitting item brought to the Planning Board by Mr. Naigle.

ROAD DEPARTMENT

Alice LaLonde, Administrative Coordinator

Atty. Shalley asked if any of the Commissioners had ex-parte communication regarding the item to be presented. She then swore in any in the audience wishing to speak for or against this item.

PUBLIC HEARING – Requesting Board approval of Resolution 2023-16 vacating the plat of Dragon's Lair, recorded in plat book 11, page 27 of the official records of Levy County, Florida; adopting findings; providing directions to the Clerk and providing an effective date.

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

Jeff Hardison inquired of the location of Dragon's Lair.

Mrs. LaLonde responded it is located off CR335 and the Hampton Oaks area near Williston.

Comm. John Meeks made a motion to approve Resolution 2023-16 as presented. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

DEPARTMENT REPORTS

COUNTY COORDINATOR

Wilbur Dean

- A. Requesting Board approval of the Letter of Agreement between the Crime Stoppers of Alachua and Levy County. The original Letter of Agreement was approved on February 7, 2023. The State has requested this letter be updated with new language.

Comm. John Meeks made a motion to approve the updated Letter of Agreement with Crime Stoppers of Alachua and Levy County as presented. Second was made by Comm. Mills and the MOTION CARRIES.

- B. Requesting Board approval of the Three-Party Agreement between Levy County and the University of Florida, Board of Trustees and Thomas M. Coyne, M.D., PH.D. for District Medical Examiner Services, University Physician Support Services, University Non-Physician Support Services and Facility Use. This agreement replaces the Ninth Amendment to the Three-Party Agreement previously approved on 10/4/2022. Upon the retirement of Dr. William Hamilton, a replacement was hired and the University drafted a new agreement for Board approval. The only changes to the agreement are the signatures on behalf of the University and all other provisions have remained the same as previously approved.

Comm. John Meeks made a motion to approve the Three Party Agreement between Levy County and the University of Florida, Board of Trustees and Thomas M. Coyne, M.D., PH.D. as presented. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

Mr. Dean requested an item be removed from the agenda for the Workshop scheduled for May 23rd concerning Hunting and Fishing Clubs/Camps. He stated this item could be discussed at a later meeting. The Commissioners were in agreement to hear this item at a later date and Comm. Brooks requested the updated list of Workshop dates and topics be sent out to everyone who receives the agendas by email.

PLANNING & ZONING

Stacey Hectus, Director

- A. Requesting Board approval of Amendment One to Agreement No. P0453 to the Community Planning Technical Assistance Grant Agreement between the Florida Department of Economic Opportunity and Levy County. Transfer of remaining funds from Deliverable 1 (Development of GIS database, hardware, software) to Deliverable 2 (Training) in the amount of \$3,438, making Deliverable 2 \$7,438.

Comm. Mills made a motion to approve Amendment One to Agreement No. P0453 to the Community Planning Technical Assistance Grant Agreement with the Florida Department of Economic Opportunity as presented. Second was made by Comm. John Meeks and the MOTION CARRIES.

PROCUREMENT

Alicia Tretheway, Coordinator
Requesting Board approval of the Generic Letter of Need for Broadband, and authorize the Local Technology Planning Team Chair to sign said letters when requests are made.

Comm. Mills made a motion to approve the Generic Letter of Need for Broadband and authorize the Local Technology Planning Team Chair to sign letters as presented. Second was made by Comm. John Meeks and the MOTION CARRIES.

COUNTY ATTORNEY

Nicolle M. Shalley
Requesting the Board adopt Resolution 2023-18 establishing updated Board Rules. At the April 11th regular meeting, the Board reviewed draft procedural rules and discussed use of County letterhead, the County seal and County logos. Atty. Shalley prepared a Resolution based on the Board discussion of rules and letterhead. The Ordinance to adopt and address the use of the County seal and logos will be presented at a future meeting after proper advertisement.

Comm. John Meeks made a motion to adopt Resolution 2023-18 as presented. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

RECOGNIZE ELECTED OFFICIALS

Danny Shipp, Clerk of Court informed the Board Finance Director, Jared Blanton had submitted his resignation letter and his last day with the Clerk’s office would be Thursday.

Sue Beaudette reminded everyone of the mobile food drive at the park sponsored by the Bread of the Mighty taking place this Friday, April 28th at 1:00 P.M. Moving forward, this will be on the last Friday of each month. The Grand Opening of the new fire station is scheduled for this Saturday, April 29th at 11:00 A.M. The next Beautify Bronson Day is scheduled for Saturday, May 20th at 10:00 A.M. and the focus will be on the Library property.

COMMISSIONERS’ REPORTS

Comm. Hodge reported the Wild Hog Canoe/Kayak Race was well attended this year.

Comm. John Meeks reported Law Day is scheduled for May 5th and invited all of the Commissioners to attend. He reported of meetings and events he had attended recently in person and by phone.

Comm. John Meeks stated the amount generated from the auction of surplus items held recently was \$192,035. He expressed an interest in using a portion of these funds for improvements on the Road Department work barn and restroom.

Comm. John Meeks also commended the Road Department employees who worked to replace the bridge on Buck Island Grade with culverts, stating they stayed until late in the evening to complete the job.

Comm. Brooks made an announcement for the public; the Planning Commission meeting scheduled for May 1st to discuss the 3RT Mine topic has been rescheduled to July 10th at 5:45 P.M.

Comm. Brooks invited everyone to the Grand Opening Event of the Williston Community Animal Shelter on April 28th from 12:00 P.M. – 2:00 P.M.


Comm. Brooks presented an invitation received from the City of Williston to the National Day of Prayer taking place in Williston on Thursday, May 4, 2023 at noon at the Heritage Park pavillion.

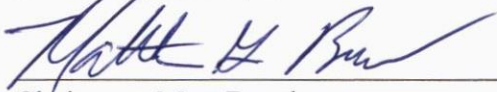
Comm. Rock Meeks inquired of Stacey Hectus for direction concerning a family linear heir split of property for the Wilkerson family in Chiefland. Ms. Hectus responded and provided information concerning the procedure for this type of land split.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING
ADJOURNED AT 10:23 A.M.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL


Clerk of Court, Danny J. Shipp


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 4/25/2023		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).

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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 April 25, 20 23

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

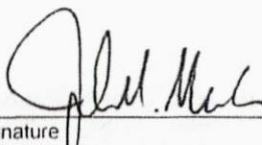
- ☒ inured to my special private gain or loss.
- ☐ inured to the special gain or loss of my business associate, _____
- ☐ inured to the special gain or loss of my relative, _____
- ☐ inured to the special gain or loss of _____, by whom I am retained, or
- ☐ inured to the special gain or loss of _____,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

4/25/23
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.