

REGULAR MEETING

LEVY COUNTY BOARD OF COUNTY COMMISSIONERS

JULY 11, 2023

The Regular Meeting of the Board of Levy County Commissioners was held on July 11, 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. Rock Meeks made a motion to approve the following expenditures presented for payment. Second was made by Comm. Mills and the MOTION CARRIES.

CHECK NUMBER	149115-149137, 149140-149273	
FUND		AMOUNT
GENERAL REVENUE		1,841,458.70
ROAD		679,461.60
SHIP		24,150.00
MOSQUITO CONTROL		180.35
TRANSPORTATION		2,926.93
911		17,396.00
COURT FACILITIES		12,802.38
MISC GRANTS		824.89
EMS		32,084.30
FIRE		232,250.10
TOURIST DEVELOPMENT		25,657.04
UTILITIES		834.30
BLDG INSPECT & SAFETY		1,024.79
CAPITAL PROJECTS		792,928.50
ROAD IMPRV & RESTORE		9,043.10
LANDFILL		6,820.49
TOTAL	\$	3,679,843.47
EFT/ACH PAYMENT	\$	282,158.69

LCNR EXPENDITURES

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

CHECK NUMBER	149138
FUND	AMOUNT
GENERAL REVENUE	786.62
ROAD	252.32
EMS	47.55
UTILITIES	406.88
BLDG INSPECT & SAFETY	109.95
LANDFILL	304.15
TOTAL	\$ 1,907.47

AMB SUPPLY, INC. (DBA LEVY JONES) EXPENDITURES

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

CHECK NUMBER	149139
FUND	
GENERAL REVENUE	535.60
MISC GRANTS	75.00
EMS	1,258.94
FIRE	686.76
TOTAL	\$ 2,556.30

MINUTES

The minutes for the Regular Board Meeting held June 6, 2023 were presented for approval.

Comm. Mills made a motion to approve the minutes for the Regular Meeting held June 6, 2023 as presented. Second was made by Comm. John Meeks and the MOTION CARRIES.

AGENDA ADDITIONS, DELETIONS, MODIFICATIONS

Comm. Mills made a motion to approve the agenda with the removal of the Proclamations/Recognitions item for presentation of milestone awards. Second was made by Comm. John Meeks and the MOTION CARRIES.

PROCLAMATIONS/RECOGNITIONS - TABLED

Presentation of milestone awards for completion of five continuous years of service and at the end of every additional five years of service for the quarter ending June 30, 2023.

PUBLIC COMMENTS

Diane Garte and Sallie Ann Collins spoke to the Board of the Sand Mine item discussed at the Planning Board meeting last night. Both were in opposition of the item.

BUSINESS OR INFORMATIONAL ITEMS COUNTY COORDINATOR

Wilbur Dean

Requesting Board approval of the First Amendment to the Grant Agreement between Levy County and A & M Manufacturing, Inc. Mr. Dean stated the business is now in compliance.

Comm. John Meeks made a motion to approve the First Amendment to the Grant Agreement as presented. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

HUMAN RESOURCES

Jacqueline Martin, Director

- A. Requesting Board approval of the Group Health Insurance Plans and Premiums, FY 2023-2024; overall premium increase of 5.75%.

Comm. John Meeks made a motion to approve the Group Health Insurance Plans and Premiums for FY 2023-2024 as presented. Second was made by Comm. Mills and the MOTION CARRIES.

Ms. Martin stated the dates for Open Enrollment will be August 7th, 8th and 9th. Notification will be sent to all departments.

- B. Proposed Memorandum of Understanding (MOU) with the Northeast Florida Public Employees, Local 630, Laborer's International Union of North America, AFL, CIO (LIUNA). Increase to base pay of \$1.50 in addition to 3%.

Comm. John Meeks made a motion to approve the Memorandum of Understanding with the Northeast Florida Public Employees, Local 630, Laborer's International Union of North America as presented. Second was made by Comm. Mills and the MOTION CARRIES.

Ms. Martin stated the dates for Open Enrollment are August 7th, 8th and 9th.

PROCUREMENT

Alicia Tretheway, Coordinator

Requesting Board approval of the recommended ranking of the Engineering and Related Services for Water Utilities RFQ_2023_003 and authorize award of the Form of Contract to the highest ranked proposer.

Comm. Mills made a motion to approve the recommended ranking of the Engineering and Related Services for Water Utilities RFQ_2023_003 and to award the Form of Contract to Wright-Pierce, the highest ranked proposer. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

PLANNING & ZONING

Stacey Hectus, Director

Legal and Planning & Zoning Departments to discuss with the BOCC the regulation of Barn Waste and Horse Manure Composting, including background findings from State departmental meetings and State regulatory framework, existing County regulatory framework and discuss recommendations.

The following audience members spoke and encouraged the Board to prohibit any Barn Waste and Horse Manure Composting businesses in Levy County: Jill Westbrook, Diane Garte, Jim Boyles, Lauren Wicket. Other audience members who spoke regarding this item were: Terry Witt, Linda Cooper and Jeff Hardison.

Atty. Shalley was given direction work with Mrs. Hectus to bring Ordinances for Board approval prohibiting Barn Waste and Horse Manure Composting businesses in Levy County.

Comm. Mills made a motion directing Atty. Shalley to draft Ordinances as discussed. Second was made by Comm. John Meeks and the MOTION CARRIES.

PUBLIC COMMENTS

Diane Garte encouraged the Board to add restrictions into the Ordinance language regarding dumping. Jeff Hardison spoke of Comm. John Meeks and pointed out how much he works for the people of Levy County.

Sallie Ann Collins spoke regarding the Sand Mine application.

Jan Noble encouraged the Board to be sure the language in the Ordinances prohibiting Composting businesses is made clear.

RECOGNIZE ELECTED OFFICIALS

Property Appraiser, Jason Whistler spoke regarding the Composting issue.

Sue Beaudette, Town of Bronson, stated the first Board meeting of the Waccasassa Wastewater Cooperative is scheduled for Wednesday, July 19th at 1:00 P.M. at the Dogan Cobb Municipal Building. The next Bread of the Mighty Food Bank will take place on Friday, July 28th at the park at 1:00 P.M.

COMMISSIONERS' REPORTS

Comm. Mills thanked those who came to the meeting today for their participation. Comm. Mills reported of the recent meeting of the Withlacoochee Aquatic Restoration group in Inglis, which Congresswoman Kat Kammack also attended. Thanks were given to the Sheriff's Department for arrests made for vandalism done in the Inglis/Yankeetown area.

Comm. John Meeks congratulated Comm. Hodge and Comm. Mills for receiving their Certified County Commissioner Designation recently.

Comm. John Meeks stated Alachua County had requested a letter of support for the widening of Archer Road/SR 24, continuing 4 lanes from Tower Road to Archer.

The Commissioners agreed by consensus to bring back a letter of support for approval at a later meeting date.

The meeting recessed at 10:48 A.M.

The meeting reconvened at 2:00 P.M.

CLERK OF COURT & COMPTROLLER

Schonna McLean, Budget Analyst

Presentation of Levy County – BOCC Fiscal Year ending September 30, 2024 budget – consideration of updates and approval of Municipal Fire appropriations.

The Board agreed by consensus to accept the updates as stated by Mrs. McLean and the request for a one-time 16% increase for the Municipal Fire Departments.

An amortization schedule was provided to the Board for their review by Mrs. McLean for a 4 and 5 year option for the purchasing of 2 Mack trucks for the Road Department. The Commissioners would advise Mrs. McLean of which option they would choose at the next meeting.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 2:21 P.M.

ATTEST:

Danny J. Shipp
Clerk of Court, Danny J. Shipp

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL

Matt Brooks
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 7/11/2023		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.

• • • • •

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 July 11, 2023

(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.

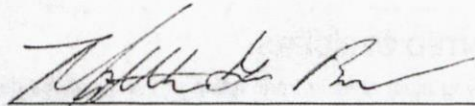
(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows.

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.

7/11/23

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:
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 7/11/2023		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.

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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.

(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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