

**REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
JULY 19, 2022**

The Regular Meeting of the Board of Levy County Commissioners was held on July 19, 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. Rooks made a motion to approve the following expenditures presented for payment. Second was made by Comm. Brooks and the MOTION CARRIES.

CHECK NUMBER	145936-145943, 145946-146060	
FUND		AMOUNT
GENERAL REVENUE		67,052.33
ROAD		95,449.58
MOSQUITO CONTROL		3,637.53
TRANSPORTATION		19,698.42
COURT FACILITIES		8,361.93
MISC GRANTS		10,119.48
EMS		45,615.13
FIRE		150,727.62
TOURIST DEVELOPMENT		7,622.98
UTILITIES		980.33
ADD COURT COSTS		1,441.30
BLDG INSPECT & SAFETY		141.75
SHERIFF FED EQUITABLE SHARE		3,000.00
CAPITAL PROJECTS		8,044.48
ROAD IMPRV & RESTORE		472,106.60
LANDFILL		110,556.32
TOTAL	\$	1,004,555.78
EFT/ACH PAYMENT	\$	376,126.74

LCNR EXPENDITURES

Comm. Rooks made a motion to approve the following LCNR expenditures presented for payment. Second was made by Comm. Brooks and the MOTION CARRIES. Comm. John Meeks abstained from voting.

CHECK NUMBER	145944	
FUND		AMOUNT
GENERAL REVENUE		499.75
ROAD		22.98
MISC GRANTS		8.09
EMS		60.57
FIRE		60.57
TOTAL	\$	651.96

AMB SUPPLY, INC. (DBA LEVY JONES) EXPENDITURES

Comm. John Meeks made a motion to approve the following AMB Supply, Inc. (DBA Levy Jones) expenditures presented for payment. Second was made by Comm. Rooks and the MOTION CARRIES. Comm. Brooks abstained from voting.

CHECK NUMBER		145945
FUND		AMOUNT
GENERAL REVENUE		402.75
MISC GRANTS		247.45
TOTAL	\$	650.20

MINUTES

The minutes for the Land Development Meeting and Farmland Preservation Workshop held on May 17, 2022, and minutes from the Regular Board Meeting held June 7, 2022 were presented for Board approval.

Comm. John Meeks made a motion to approve the minutes for the meetings listed above as presented. Second was made by Comm. Rooks and the MOTION CARRIES.

AGENDA ADDITIONS, DELETIONS, MODIFICATIONS

Comm. Rooks stated she would not be present for the 1:30 P.M. Budget Workshop, and wished to vote on items presented.

Comm. John Meeks made a motion approve the agenda as is and to allow Comm. Rooks to participate and vote during the Budget Workshop at 1:30 P.M. Second was made by Comm. Brooks and the MOTION CARRIES.

PROCLAMATIONS/RECOGNITIONS

Comm. Brooks recognized Miss Avery Emrick and Miss Lillian Hampton-Fortner on their outstanding accomplishments at the Cinch Ranch Sorting World Championship held in Ft. Worth, Texas. The Commissioners then presented Certificates of Recognition to each of the young women. An explanation was given of the event of Ranch Sorting.

PUBLIC COMMENTS

Rodney Long introduced himself to the Board, stating he is a candidate for the newly created Florida, District 9 Senator Seat.

Holly Walker spoke to the Board regarding the operation of a business near her home, which she stated is not permitted according to zoning restrictions, and the noise it produces. She inquired if the Board would be taking any action.

Comm. Rock Meeks stated staff had looked into her complaint and found the business to be operating in compliance with the assigned zoning for the property. The remaining Commissioners shared the same opinion based on information from staff and Atty. Shalley.

Atty. Shalley provided further explanation of the zoning designation where the business was operating and stated as long as it met the criteria in Florida Statutes for home-based businesses, it could not be regulated by the County.

Randy Rutter spoke on behalf of the Property Appraiser’s office, providing information on the classification of the property in question.

PROPERTY APPRAISER

Randy Rutter, Assistant Property Appraiser

Requesting Board approval to amend the Property Appraisers budget in the amount of \$24,295 by the use of Contingency Reserves to pay the raise package for the remainder of Fiscal Year 2022.

Comm. Brooks made a motion to approve the Budget Amendment in the amount of \$24,295 for the Property Appraiser’s office as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

Mr. Rutter also stated TRIM notices would be mailed August 17th or 18th.

LIBRARY

Darlene Slattery, Coordinator

Public Hearing – Requesting Board adoption of Ordinance 2022-14, an Ordinance of Levy County amending the Code of Ordinances of Levy County, Florida relating to fees, rates and charges; by adding Library System Fees to Appendix B Titled “Schedule of Fees, Rates and Charges”; providing a severability clause; providing a repealing clause; providing for inclusion in the Code and providing directions to the Clerk and an effective date.

Comm. Rock Meeks asked if any audience members wished to speak for or against the Ordinance presented.

Jeff Hardison inquired if the fees had changed.

Ms. Slattery responded there were no changes to the Library fees.

Comm. Rooks made a motion to adopt Ordinance 2022-14 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

Ms. Slattery informed everyone representatives from the College of Central Florida will be at each of the local libraries to assist people wishing to enroll in college courses.

CENTRAL FLORIDA COMMUNITY ACTION AGENCY

Caroline W. Ruff-Looney, Chief Executive Officer of the Central Florida Community Action Agency gave a presentation to the Board, speaking of the Assistance Programs offered by the Agency.

HUMAN RESOURCES

Jacqueline Martin, Director

Present Group Health Insurance Premium for 2022/23 Fiscal year, 6% Premium Increase and present New Retiree Group Health Option.

Comm. John Meeks made a motion to approve the Group Health Insurance Premiums for the 2022/23 Fiscal Year as presented. Second was made by Comm. Brooks and the MOTION CARRIES.

COUNTY MAINTENANCE

Jimmy Jones, Director

- A. Requesting Board approval to appropriate Reserves (Contingency) in the amount of \$100,000 for fiscal year 2022, due to unforeseen cost increases.

Comm. Rooks made a motion to approve the Budget Amendment appropriating Reserves for Contingency in the amount of \$100,000 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Requesting Board approval to appropriate Reserves (Contingency) in the amount of \$10,500 for fiscal year 2022, due to an emergency repair at Manatee Springs.

Comm. John Meeks made a motion to approve the Budget Amendment appropriating Reserves for Contingency in the amount of \$10,500 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

DEPARTMENT OF PUBLIC SAFETY

Mitch Harrell, Director

- A. Requesting Board approval of Resolution 2022-40 to amend the final budget for FY 2021-2022 in the amount of \$53,800. This will increase the budget for receipt of the PEMT program.

Comm. John Meeks made a motion to approve Resolution 2022-40 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Requesting Board approval and the Chairman's signature on the attached letter terminating the Agreement with American Tower Corporation for the Cedar Key Tower Site. All equipment has been removed from this tower and transition is complete to the new tower site.

Comm. Rooks made a motion to approve the Chairman's signature on the letter terminating the Agreement with American Tower Corporation for the Cedar Key Tower Site as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

EMERGENCY MANAGEMENT

John MacDonald, Director

Requesting the Board to (1) approve Resolution 2022-38 amending the final budget in the amount of \$106,724 for fiscal year 2021-2022, (2) accept the 2022-2023 Emergency Management Preparedness and Assistance (EMPA) Grant, (3) accept the 2022-2023 Hazard Analysis Grant, and (4) authorize the Chairman to sign both Grant Agreements and all other necessary Grant documents.

Comm. John Meeks made a motion to approve Resolution 2022-38, accept the 2022-2023 Emergency Management Preparedness and Assistance Grant (EMPA), accept the 2022-2023 Hazard Analysis Grant and authorize the Chairman to sign both Grant Agreements and all other necessary Grant documents as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

PROCUREMENT

Alicia Tretheway, Coordinator

Requesting Board approval of Resolution 2022-39 amending the final budget in the amount of \$100,000 for fiscal year 2022 for the continued renovation for the Levy County Government Center.

Comm. Brooks made a motion to approve Resolution 2022-39 as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

COMMISSIONERS' REPORTS

Comm. Rooks stated a meeting is scheduled for today at 4:00 P.M. regarding the plans FDOT has for the NW 140th Street/HWY 19 intersection North of Chiefland.

FDOT Representative, Ryan Asmus spoke of the intersection and the safety improvements FDOT has planned.

Comm. John Meeks spoke of the Government Center Building Dedication and suggested the date of August 5th at 9:00 A.M. The other Commissioners agreed upon this date and time.

The meeting recessed at 10:05 A.M.

The meeting reconvened at 1:30 P.M.

LEVY COUNTY CLERK OF COURT & COMPTROLLER

Jared Blanton, Finance Officer

Presentation of Levy County – BOCC Fiscal Year Ending September 30, 2023 Budget, and consideration of updates and approval of Municipal Fire Appropriations.

The total budget requests for FY 22/23 from each of the municipalities for their Fire Budgets are listed below:

Municipal Fire

	<u>Total Request</u>	
Bronson	\$220,000	Increase of \$ 75,000
Cedar Key	\$129,286	Increase of \$ 15,000
Chiefland	\$398,464	Increase of \$100,829
Fanning Springs	\$214,192	Increase of \$100,000
Inglis	\$149,636	Increase of \$ 17,044
Williston	\$297,665	Increase of \$ 61,809

Comm. Rooks made a motion to approve the FY 22/23 budget request made by Cedar Key in the amount of \$129,286.

Comm. Brooks stated he would like to propose an idea for the Board to consider with regard to the Municipal Fire Budgets.

Comm. Rooks agreed to rescind her motion to hear Comm. Brooks' idea.

Comm. Brooks stated he would like to make a motion for the Board's consideration of offering a 15% increase over the FY 21/22 budget amount to each of the Municipal Fire Departments for the FY 22/23 Budget. Second was made by Comm. John Meeks and the MOTION CARRIES.

LARC

Mr. Blanton stated there was no change to the budget request for LARC of \$77,412.

Lisa Daniels spoke to the Board regarding the building issue they are dealing with. Comm. John Meeks spoke of ongoing efforts to re-locate LARC to a new facility as the current building is no longer usable.

Nature Coast Business Development Council

Comm. John Meeks made a motion to appropriate the Economic Development Grant funding of \$50,000 for the NCBDC Economic Incentive Program. Second was made by Comm. Rooks and the MOTION CARRIES.

Meridian Behavioral

Mr. Blanton stated the FY 22/23 budget request for Meridian is \$88,660, a \$1,824 increase.

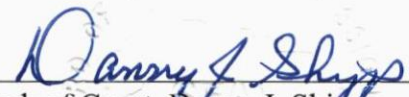
Lauren Cone spoke on behalf of Meridian and gave a presentation to the Board stating 2022 marks the 50th Anniversary of Meridian.

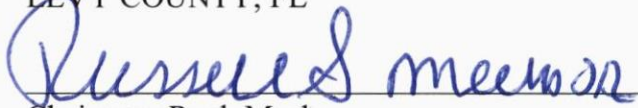
Comm. Brooks made a motion to approve the FY 22/23 budget request in the amount of \$88,660. Second was made by Comm. Rooks and the MOTION CARRIES. Comm. John Meeks voted NO.

Mr. Blanton stated the Proposed Millage will need to be set at the next meeting on August 2nd. A balanced Tentative Budget will be presented at this time.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 3:47 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 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: <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 7/19/2022	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 July 19, 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 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.

7/19/22
Date Filed

Matthew Brooks
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.

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 July 19, 20 22

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

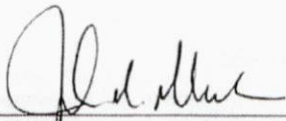
- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate _____;
- inured to the special gain or loss of my relative _____;
- inured to the special gain or loss of _____ by whom I am retained; or
- inured to the special gain or loss of _____, which is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

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