

**REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
SEPTEMBER 6, 2022**

The Regular Meeting of the Board of Levy County Commissioners was held on September 6, 2022 at 5:15 P.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 5:15 P.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. John Meeks and the MOTION CARRIES.

CHECK NUMBER	146358-146638, 146370-146377, 14380-146527	
FUND	AMOUNT	
GENERAL REVENUE		1,822,198.78
ROAD		100,080.09
SHIP		42,605.65
MOSQUITO CONTROL		148.21
TRANSPORTATION		1,269.21
911		16,320.25
COURT FACILITIES		11,055.15
MISC GRANTS		104,740.10
EMS		40,374.61
FIRE		11,219.31
TOURIST DEVELOPMENT		1,932.33
ADD COURT COSTS		3,121.49
BLDG INSPECT & SAFETY		3,428.54
DEBT SERVICE		2,500.00
CAPITAL PROJECTS		19,041.52
ROAD IMPRV & RESTORE		12,127.73
LANDFILL		123,980.17
TOTAL	\$	2,316,143.14
EFT/ACH PAYMENT	\$	303,302.63

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	146378	
FUND	AMOUNT	
GENERAL REVENUE		783.55
ROAD		407.12
EMS		114.13
FIRE		308.12
LANDFILL		198.02
TOTAL	\$	1,810.94

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	146369, 146379
FUND	AMOUNT
GENERAL REVENUE	7,315.02
ROAD	744.10
EMS	131.78
FIRE	131.77
LANDFILL	960.75
TOTAL	\$ 9,283.42

MINUTES

The minutes for the Regular Board Meeting and Budget Meeting held on July 19, 2022 were presented for Board approval.

Comm. John Meeks made a motion to approve the minutes for the Regular Board Meeting and Budget Meeting held on July 19, 2022 as presented. Second was made by Comm. Brooks and the MOTION CARRIES.

PUBLIC COMMENTS

Joann Borensteing spoke to the Board requesting they adopt Ordinances to prevent the neglect of animals. Diane Marchand and Ruth Wittmann requested the Board consider funding for a trained Agriculture Investigator. Ms. Wittmann requested the Board review and adopt Ordinances to prevent the neglect of animals. Renate Cannon requested the Commissioners speak directly into the microphones as it is difficult to hear what they say. Linda Cooper inquired of the process for placing an item on the agenda. Atty. Shalley provided explanation for the process stating items placed on the agenda are to be done by staff, members of the public are to be heard separately under the Public Comment section. She also spoke of the audio system, stating it is not of good quality and should be replaced. Dana Sheffield inquired of the process to have an item placed on the agenda. Mr. Sheffield also inquired of the status of the Fanning Springs EMS Station. Wilbur Dean responded and confirmed this station has been closed and the unit has been relocated to the Chiefland EMS Station.

COUNTY COORDINATOR

Wilbur Dean

- A. **Public Hearing:** Requesting Board approval of Resolution 2022-50 for the Annual EMS Tax Assessment Rate Resolution.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the item presented. There were none.

Comm. John Meeks made a motion to approve Resolution 2022-50 as presented. Second was made by Comm. Rooks and the MOTION CARRIES.

- B. **Public Hearing:** Requesting Board approval of Resolution 2022-51 for the Annual Rate Resolution for Fire Protection Services.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the item presented. There were none.

Comm. Rooks made a motion to approve Resolution 2022-51 as presented. Second was made by Comm. John Meeks and the MOTION CARRIES.

C. **Public Hearing:** Requesting Board approval of Resolution 2022-52 for the Annual Rate Resolution for Solid Waste Disposal.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the item presented. There were none.

Comm. John Meeks made a motion to approve Resolution 2022-52 as presented. Second was made by Comm. Brooks and the MOTION CARRIES.

D. **Public Hearing:** Requesting Board approval of Resolution 2022-53 for the Annual Rate Resolution for Roadway Maintenance Services Assessments.

Comm. Rock Meeks asked if anyone in the audience wished to speak regarding the item presented. There were none.

Comm. Brooks made a motion to approve Resolution 2022-53 as presented. Second was made by Comm. John Meeks and the MOTION CARRIES. Comm. Rooks voted NO.

LEVY COUNTY COMMISSIONER – MATT BROOKS

Comm. Brooks requested and made a Motion for the Board of County Commissioners write two (2) letters to the Governor to immediately appoint our Property Appraiser, Jason Whistler and Levy County Commissioner – District 3, Desiree Mills. Second was made by Comm. John Meeks and the MOTION CARRIES.

LEVY COUNTY SHERIFF’S OFFICE

Bobby McCallum, Sheriff

Requesting Board approval to appropriate Reserves (Contingency) in the amount of \$197,000 for an inmate medical bill.

Comm. Rooks made a motion to appropriate Contingency Reserves as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

SUPERVISOR OF ELECTIONS

Tammy Jones

Requesting the Board appoint a substitute member to serve on the Canvassing Board for the 2022 General Election.

Comm. John Meeks made a motion to appoint Comm. Brooks to serve as the Canvassing Board substitute member for the 2022 General Election. Second was made by Comm. Rooks and the MOTION CARRIES.

CLERK OF COURT

Jared Blanton, Finance Officer

Requesting Board approval to amend the final budget for fiscal year 2021-2022 for various fund reserves to fund pay increases.

Comm. Brooks made a motion to approve the amendment to the final budget for fiscal year 2021-2022 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

ROAD DEPARTMENT

Casey Duquette for Alice LaLonde, Administrative Coordinator

A. **Public Hearing** - Requesting Board approval of Resolution 2022-44, approving a petition to vacate, abandon, and close a portion of right-of-way lying West, Tract 8, Starting Point, located in Levy County, Florida; adopting findings; providing for publication and providing directions to the Clerk. Mr. Duquette read the title of the Resolution into public record.

Comm. Rock Meeks asked if anyone in the audiences wished to speak regarding the item presented. There were none.

Comm. Brooks made a motion to approve Resolution 2022-44 as presented. Second was made by Comm. John Meeks and the MOTION CARRIES.

B. Requesting Board approval of Resolution 2022-57, amending the final budget for fiscal year 2021-2022.

Comm. Rooks made a motion to approve Resolution 2022-57 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

PLANNING & ZONING

Stacey Hectus, Director

A. Continuation – Ordinance No. 2022-15: Continue to a date certain of September 20, 2022.

B. Continuation – Ordinance No. 2022-16: Continue to a date certain of September 20, 2022.

Comm. Brooks made a motion to continue the presentation of Ordinance 2022-15 and Ordinance 2022-16 and Board approval until September 20, 2022.

NON-AGENDA ITEM

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

Ms. Hectus requested a date for a Workshop to discuss and hear public input on an Ordinance she has been working on concerning barn waste/composting. The date of October 18, 2022 at 6:00 P.M. was agreed upon.

CHW

Gerry Dedenbach, AICP, Executive Vice-President

Discussion of the William's desired short and long-term plans for portions of their land in Levy County. The landowners wish to create a recreational vehicle, eco-tourism site.

Stacey Hectus and County Engineer, Andrew Carswell provided input regarding this item.

The meeting recessed at 7:17 P.M.

The meeting reconvened at 7:22 P.M.

DEPARTMENT REPORTS

COUNTY COORDINATOR

Wilbur Dean

A. Requesting Board approval of the recommended ranking of Auctioneers for the determination of final award, and approve the Form of Agreement with the successful proposer. The Auctioneer proposers were ranked in the following order:

1. Week's Auction Company, Inc.
2. Royal Auction Group, Inc.
3. Liquidity Services Operation , LLC.

Comm. John Meeks made a motion to approve the ranking of Auctioneers as presented. Second was made by Comm. Brooks and the MOTION CARRIES.

B. Requesting Board approval and the Chairman's signature to decline the Edward Byrne Memorial Justice Assistance Grant (JAG) Program and sub-award the funds to the Chiefland Police Department in the amount of \$37,400.

Comm. Rooks made a motion to approve the Chairman's signature to decline the Edward Byrne Memorial Justice Assistance Grant Program and sub-award the funds to the Chiefland Police Department as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

- C. Requesting Board approval of a letter of support and the Chairman's signature to approve the distribution of \$37,400 of the Federal Fiscal Year 2021, Edward Byrne Memorial JAG Program funds to the Chiefland Police Department.

Comm. Brooks made a motion to approve with the Chairman's signature to approve the distribution of \$37,400 of the Federal Fiscal Year 2021, Edward Byrne Memorial JAG Program funds to the Chiefland Police Department as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

- D. Requesting Board approval of the Lease Amendment between Levy County and Hudson Properties, Inc. The amendment is to increase the monthly rate by \$200.

No action was taken at this time. The Commissioners requested justification for the increase.

LIBRARY

Darlene Slattery

Requesting Board approval of Resolution 2022-58, amending the Final Budget for fiscal year 2021-2022. This is an increase of \$200 from the Florida Arts License Plate Program.

Comm. Brooks made a motion to approve Resolution 2022-58 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

PROCUREMENT

Alicia Tretheway, Coordinator

- A. Requesting Board approval of the First Amendment to the Agreement between Levy County and New River Technology, LLC. The current rate is \$11,630.00 per month, the new rate will be \$12,211.50, an increase of \$581.50.

Comm. John Meeks made a motion to approve the First Amendment to the Agreement with New River Technology, LLC as requested. Second was made by Comm. Rooks and the MOTION CARRIES. Comm. Brooks voted NO.

- B. Requesting Board approval of the lowest, most responsive, responsible yearly bids for supplies for the Levy County Road Department for fiscal 2023.

Comm. John Meeks made a motion to approve the lowest, most responsive, responsible yearly bids for supplies for the Road Department for fiscal year 2023 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- C. Requesting Board approval to waive the bid procedure per Section 2-195 (b)(17) and approve the estimate provided by HVAC Concepts in the amount of \$203,877.

Comm. Brooks made a motion to approve waiving the bid procedure per Section 2-195 (b)(17) and approve the estimate provided by HVAC Concepts in the amount of \$203,877 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

- D. Requesting Board approval of Resolution 2022-59, amending the final budget for fiscal year 2021-2022 in the amount of \$203,877.

Comm. Brooks made a motion to approve Resolution 2022-59 as requested. Second was made by Comm. John Meeks and the MOTION CARRIES.

RECOGNIZE ELECTED OFFIALS

Jason Whistler, Property Appraiser thanked Mr. Rutter for his work as interim Property Appraiser as well as staff for their hard work.

Newly elected Comm. Tim Hodge and Desiree Mills both stated they were looking forward to working with the other Commissioners and staff.

COMMISSIONERS' REPORTS


Comm. Rooks reminded everyone of a meeting at the Rosewood Baptist Church on November 8th at 6:00 P.M.

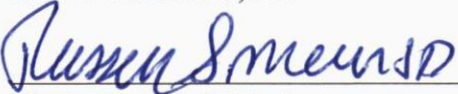
Comm. John Meeks spoke of the water project extending lines from Bronson to Cedar Key.

Comm. Brooks reported to the Board of a meeting he attended recently with some concerned citizens regarding a recently passed subdivision and road requirements when land is split.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 8:10 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: <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 9/6/22	NAME OF POLITICAL SUBDIVISION: Levy County
MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTEE	

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 September 6, 20 22 :

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

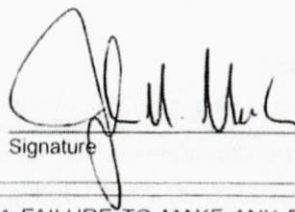
- inured to my special private gain or loss.
- inured to the special gain or loss of my business associate, _____ :
- inured to the special gain or loss of my relative _____ :
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which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

9/6/22
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.

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 9/6/2022	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.

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:

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APPOINTED OFFICERS (continued)

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- 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 September 6, 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

9/16/22
Date Filed

Matthew G. Brooks
Signature

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