

**REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
OCTOBER 19, 2010**

The Regular Meeting of the Board of Levy County Commissioners was held on October 19, 2010, at 9:00 AM in the Levy County Board of County Commissioners meeting room, with the following Commissioners present:

Chairperson Nancy Bell
Vice Chairperson Danny Stevens
Comm. Marsha Drew
Comm. Lilly Rooks
Comm. Chad Johnson

Also present were:

Clerk of Court – Danny J. Shipp
County Attorney – Anne Bast Brown
County Coordinator – Fred Moody
Assistant to the County Coordinator – Dick Tummond

Chairperson Bell called the meeting to order at 9:01 AM. Comm. Bell gave the invocation, followed by the Pledge of Allegiance.

EXPENDITURES

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

CHECK NUMBER	102783-102933
FUND	AMOUNT
GENERAL REVENUE	534,481.91
ROAD	64,906.85
SHIP	10,226.31
COURT TECH/CRIM PREV	2,045.00
TRANSPORTATION	27,836.55
911	8.76
PROGRESS ENERGY	3,944.10
EMS	21,985.97
FIRE	29,130.10
TOURIST DEVELOPMENT	4,676.06
UTILITIES	1,564.08
DRUG TASK FORCE	600.00
COMMUNICATION	3,000.00
ADD COURT COSTS	2,801.39
LANDFILL	21,988.97
TOTAL	\$ 729,196.05

VETERANS SERVICE OFFICE

Robert Lowyns

A. Presentation of Proclamation 2010 Honoring SPC James Anthony Page.

Mr. Lowyns from the Veterans Service Office spoke and asked Chairperson Bell to make the presentation. Chairperson Bell read Proclamation 2010 honoring SPC James Anthony Page into record. Comm. Rooks made a motion to accept Proclamation 2010 as presented. Second was made by Comm. Drew and the MOTION CARRIES.

PUBLIC HEARING

Shenley Neely, Planning Director

A. Proposed Ordinance 2010-02 adopting an approved large scale future land use map amendment.

Atty. Brown swore in members of the audience wishing to speak for or against Proposed Ordinance 2010-02 or Proposed Ordinance 2010-03.

Comm. Bell asked if there were any ex-parte communications by the Board members. There were none.

Ms. Neely presented and read into record proposed Ordinance 2010-02, adopting an approved large scale future land use map amendment for Board approval.

Comm. Bell asked if there was anyone to speak for or against the proposed Ordinance. There were none.

Comm. Stevens made a motion to approve proposed Ordinance 2010-02 as presented. Second was made by Comm. Drew and the MOTION CARRIES.

ZONING

Rob Corbitt, Director

A. Proposed Ordinance 2010-03 approving a rezoning of 10.58 acres from residential to moderately intensive commercial.

Mr. Corbitt stated with previously approved Ordinance for the large scale future land use map, he could now present proposed Ordinance 2010-03, approving the rezoning of 10.58 acres owned by William and Linda Grafton from residential to moderately intensive commercial to the Board for approval.

Comm. Bell asked if there was anyone to speak for or against. There were none.

Comm. Stevens made a motion to approve Ordinance 2010-03 as presented. Second was made by Comm. Drew and the MOTION CARRIES.

LEVY COUNTY TAX COLLECTOR

Linda Fugate, Levy County Tax Collector

A. Request to retain \$125,000 of operating expenses.

Mrs. Fugate requested Board approval to retain \$125,000 of the operating expense to allow the Tax Collector's Office to operate without having to get a bank loan. The money will be returned back to the Board after the first Tax Distribution.

Comm. Rooks made a motion to approve the request to retain \$125,000 as presented by the Tax Collector. Second was made by Comm. Stevens and the MOTION CARRIES.

PUBLIC COMMENTS

Jack Schofield from the Town of Yankeetown stated he was the liaison for the seven parks in the town and thanked the Commissioners for their funding of playground equipment at the Town's parks.

He then presented a flyer for an upcoming fundraising event taking place during the Yankeetown Seafood Festival, November 21st at 12:00 P.M. called the "Withlacoochee Wubber Duck Wace."

Mr. Schofield also mentioned on Friday, October 22, 2010 from 10:00 A.M to 1:00 P.M. at the Withlacoochee Gulf Preserve the Friends of the Withlacoochee Gulf Preserve, Inc. will host a presentation on how to fight mosquitoes with bat houses.

NON-AGENDA ITEM

Mr. Tummond requested permission to present a non-agenda item.

Comm. Drew made a motion to hear a non-agenda item. Second was made by Comm. Stevens and the MOTION CARRIES.

Mr. Tummond presented information from a company called Amnisas who had recently contacted him regarding purchasing the two water systems owned by the Board and asked if this is the direction the Board would want to go.

After discussion, the Board decided by consensus to make a decision later after the two new Commissioners had a chance to speak with Mr. Moody and Mr. Tummond.

DEPARTMENT REPORTS

ASSISTANT TO THE COUNTY COORDINATOR

Dick Tummond

- A. Williams Communication Service Agreement Contract. – TABLED -

SHIP/WATER

Lenore Jones

- A. Satisfaction of Mortgages.

Ms. Jones requested Board approval of Satisfaction of Mortgage for Eloise Sims in the amount of \$15,000 in Purchase Assistance and a Satisfaction of Mortgage for Cheryl A. Jones in the amount of \$8,735 in Purchase Assistance.

Comm. Drew made a motion to approve both of the Satisfaction of Mortgages as presented. Second was made by Comm. Johnson and the MOTION CARRIES.

Ms. Jones requested Board approval of Satisfaction of Mortgage for H. Stan Smith/Russell Rivenburg in the amount of \$11,414.40 in Rehabilitation Assistance.

Comm. Drew made a motion to approve the Satisfaction of Mortgage as presented. Second was made by Comm. Johnson and the MOTION CARRIES.

- B. Deferred Payment Loan.

Ms. Jones requested Board approval for the Deferred Payment Loan Agreement for Antonio Ortiz/Amparo Rivera in the amount of \$10,200.

Comm. Rooks made a motion to approve the Deferred Payment Loan Agreement as presented. Second was made by Comm. Drew and the MOTION CARRIES.

- C. Proposed Resolution 2010-58 amending Local Housing Assistance Plan. - TABLED

- D. Proposed Resolution 2010-59 amending Local Housing Assistance Plan. - TABLED

- E. Request approval of annual reports submitted to Florida Housing Finance Corporation.

Ms. Jones requested Board approval of annual reports submitted to Florida Housing Finance Corporation.

Comm. Stevens made a motion to approve the annual reports as presented. Second was made by Comm. Drew and the MOTION CARRIES.

EMS

Trish Siebold, Director

- A. Request renewal of Certificate of Public Convenience and Necessity for the State of Florida.

Mrs. Siebold requested Board approval and signature of the Chairperson for the Certificate of Public Convenience and Necessity for the State of Florida.

Comm. Stevens made a motion to approve the Certificate of Public Convenience and Necessity as presented. Second was made by Comm. Drew and the MOTION CARRIES.

ROAD DEPARTMENT

Bruce Greenlee, Administrative Superintendent

- A. Request permission to auction dragline.

Mr. Greenlee requested Board approval to place the dragline from the rock pit up for bid or auction. Comm. Johnson suggests selling it with a "reserve amount". He explains this means the item has to sell at a certain amount or more, and if not, there would be no sale.

Comm. Drew made a motion to approve placing the dragline up for bid or auction as requested by Mr. Greenlee. Second was made by Comm. Johnson and the MOTION CARRIES.

B. Resolution 2010-60 C316 County Incentive Grant.

Mr. Greenlee requested Board approval of Resolution 2010-60 to accept the C316 County Incentive Grant along with the Addendum to the Consulting Engineer Contract, which must accompany the Resolution.

Comm. Drew made a motion the approve Resolution 2010-60 and the accompanying Addendum as presented by Mr. Greenlee. Second was made by Comm. Stevens and the MOTION CARRIES.

ATTORNEY'S REPORT

Atty. Anne Bast Brown, County Attorney

A. Approve Resolution 2010-61 designating a Recovery Zone pursuant to the American Recovery and Reinvestment Act of 2009 and related provisions of the Internal Revenue Code.

Atty. Brown requested Board approval of Resolution 2010-61 designating a Recovery Zone pursuant to the American Recovery and Reinvestment Act of 2009 and related provision of the Internal Revenue Code.

Comm. Stevens made a motion to approve Resolution 2010-61 as presented. Second was made by Comm. Rooks and the MOTION CARRIES.

B. Approve engagement letter with Nabors, Giblin & Nickerson, P.A., to provide legal services as bond counsel for Recovery Zone Facility Bonds for the proposed Tri-County Hospital project in Chiefland, FL.

Atty. Brown requested Board approval of an engagement letter with Nabors, Giblin & Nickerson, P.A. to provide legal services as bond counsel for Recovery Zone Facility Bonds for the proposed Tri-County Hospital project in Chiefland, Florida.

Comm. Stevens made a motion to approve an engagement letter with Nabors, Giblin & Nickerson, P.A. as presented. Second was made by Comm. Drew and the MOTION CARRIES.

CDBG – 2010 APPLICATION CYCLE – PUBLIC HEARING

Dick Tummond

A. Conduct the 1st Public Hearing for the FY 2010 CDBG application cycle.

Mr. Tummond requested Board authorization to allow Jordan and Associates to prepare the FY 2010 CDBG application for the County and brought Mr. Blount Armstrong, Vice President of Jordan and Associates to the podium. Mr. Armstrong stated he would be conducting a hearing and a Fair Housing Activity Workshop in connection with funding availability for the FY 2010 CDBG application cycle.

Mr. Armstrong requested the Board conduct the Public Hearing before considering authorization of Jordan and Associates to prepare the FY 2010 CDBG application for the County.

Comm. Bell announced the public hearing was opened. He stated the purpose of the public hearing is to make the public aware the County is eligible for up to \$750,000 in Grant funding from the Community Development Block Grant. Mr. Armstrong explained the four areas of funding available for grants if the county qualified for them. In this funding cycle for 2010, 10% of the funds would go to commercial revitalization, 20% to economic development, 30% to housing rehabilitation, and 40% to neighborhood revitalization. It was a recommendation from Mr. McJordan of the Citizens Advisory Task Force to re-apply in the housing rehabilitation application.

Comm. Bell asked if anyone would like to speak regarding the information presented. There were none.

After answering questions from Commissioners the public hearing was closed by Comm. Bell upon Mr. Armstrong's request.

B. Request Board of County Commissioners authorization to allow Jordan and Associates to prepare the FY 2010 CDBG application for the County.

C. Request Board of County Commissioners adoption of the Resolution for Signature Designee to make application.

Mr. Armstrong requested Board approval of Resolution 2010-62, authorizing the chief elected official to make application to the Florida CDBG for fiscal year 2010, to allow Jordan and Associates to prepare the FY 2010 CDBG application in the housing revitalization category and approve re-committing \$125,000 in SHIP funds to use as leverage for scoring purposes.

Comm. Stevens made a motion to approve Resolution 2010-62, authorizing the chief elected official to make application to the Florida CDBG for fiscal year 2010, to allow Jordan and Associates to prepare the FY 2010 CDBG application and to approve re-committing \$125,000 in SHIP funds to use as leverage for scoring purposes as requested by Mr. Armstrong. Second was made by Comm. Rooks and the MOTION CARRIES.

- D. Conduct the Fair Housing Workshop for the general public and elected officials for the FY 2010 CDBG application cycle.

Mr. Armstrong conducted the Fair Housing Workshop for the general public and elected officials for the FY 2010 CDBG application cycle and read aloud for everyone an excerpt from Title 8 of the Civil Rights Act of 1968.

COMMISSIONER’S REPORTS

Comm. Johnson announced there are several students and faculty members from the county planning to attend the FFA national convention in Indianapolis. He stated Ms. Gore, a student from Chiefland will be in the talent contest and there are others up for State and National Awards. He asked everyone to keep them in their prayers. Comm. Johnson stated the Commissioners will be serving clams with help from Aquaculture group from Cedar Key at the Levy County School Foundations Beast Feast on Oct 25th, tickets are \$25 each and the event starts at 5:30 P.M. The money collected provides scholarships for local students. Tickets are available at Perkins State Bank and Capital City Bank.

Comm. Drew asked everyone to wish Bruce Greenlee a Happy Birthday.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 10:27 A.M.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL

Clerk of Court, Danny J. Shipp

Vice-Chairman, Danny Stevens