

**REGULAR MEETING  
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS  
NOVEMBER 8, 2022**

The Regular Meeting of the Board of Levy County Commissioners was held on November 8, 2022 at 9:00 A.M. in the Meeting Room of the Levy County Annex Building with the following Commissioners present:

Chairman Rock Meeks – absent  
Vice-Chairman - Comm. John Meeks  
Comm. Lilly Rooks  
Comm. Desiree Mills  
Comm. Matt Brooks

Also present were: County Attorney – Nicolle Shalley  
County Coordinator – Wilbur Dean

Vice-Chairman John 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. Mills.

**EXPENDITURES**

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

<b>CHECK NUMBER</b>	<b>146936-146947, 146950-147135</b>
<b>FUND</b>	<b>AMOUNT</b>
GENERAL REVENUE	2,113,928.90
ROAD	106,414.76
MOSQUITO CONTROL	729.74
COURT TECH/CRIM PREV	12,600.58
TRANSPORTATION	17,136.58
911	17,396.00
COURT FACILITIES	10,743.03
MISC GRANTS	46,334.58
EMS	80,818.62
FIRE	16,185.25
TOURIST DEVELOPMENT	17,752.56
UTILITIES	2,213.24
ADD COURT COSTS	3,903.30
BLDG INSPECT & SAFETY	12,180.29
SHERIFF FED EQUITABLE SHARE	2,912.51
CAPITAL PROJECTS	30,084.18
ROAD IMPRV & RESTORE	24,292.30
LANDFILL	43,125.04
<b>TOTAL</b>	<b>\$ 2,558,751.46</b>
<b>EFT/ACH PAYMENT</b>	<b>\$ 704,320.85</b>

**LCNR EXPENDITURES**

Comm. Mills 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.

<b>CHECK NUMBER</b>	<b>146948</b>
<b>FUND</b>	<b>AMOUNT</b>
GENERAL REVENUE	2,467.32
ROAD	409.20
TRANSPORTATION	7.18
MISC GRANTS	44.99
EMS	73.17
FIRE	83.04
BLDG INSPECT & SAFETY	5.58
CAPITAL PROJECTS	45.15
LANDFILL	371.16
<b>TOTAL</b>	<b>\$ 3,506.79</b>

**AMB SUPPLY, INC. (DBA LEVY JONES) EXPENDITURES**

Comm. Mills 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.

<b>CHECK NUMBER</b>	<b>146949</b>
<b>FUND</b>	<b>AMOUNT</b>
GENERAL REVENUE	944.35
ROAD	452.60
MISC GRANTS	360.00
EMS	780.06
FIRE	685.04
<b>TOTAL</b>	<b>\$ 3,222.05</b>

**MINUTES**

The minutes for the Farmland Preservation Workshop held on August 2, 2022 and the Regular Meeting held on August 16, 2022 were presented for Board approval.

Comm. Mills made a motion to approve the minutes for the Farmland Preservation Workshop held August 2, 2022 and the Regular Meeting held August 16, 2022 as presented. Second was made by Comm. Rooks and the MOTION CARRIES.

**AGENDA ADDITIONS, DELETIONS, MODIFICATIONS**

Comm. Rooks made a motion to approve the agenda with no changes. Second was made by Comm. Brooks and the MOTION CARRIES.

**PROCLAMATIONS/RECOGNITIONS**

- A. Recognition of James Harris for 22 years of loyal and dedicated service to the citizens of Levy County was done by Vice-Chairman John Meeks, who also presented Mr. Harris with a plaque.

- B. Veterans Services Director, Olajuwon White requested Board approval of a Proclamation identifying the week of November 7<sup>th</sup> – 13<sup>th</sup>, 2022 as Operation Green Light for Veterans Week. Mr. White then read the Proclamation into public record.

Comm. Rooks made a motion to approve the Proclamation identifying the week of November 7<sup>th</sup> – 13<sup>th</sup>, 2022 as Operation Green Light for Veterans Week as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

**PUBLIC COMMENTS**

Maria Wise spoke to the Board regarding remote public participation in Board of County Commissioner meetings. Linda Cooper also urged the Commissioners to explore options making the meetings available online and for the public to be able to participate.

Vice-Chairman John Meeks stated emails were received from Deborah Speelman and Gina Berriola concerning the purchase of property near Gulf Hammock, which has been rumored to be the site for a primate facility. The Board has a statement on the Board of County Commissioners website. An email from Matthew Yohn was also read into public record concerning the times of the Board meetings.

**LEVY COUNTY SHERIFF’S OFFICE**

Mike West, 911 Coordinator

- A. Requesting Board approval and the Chairman’s signature on the Florida 9-1-1, Region 3, Next Generation 9-1-1 Project Memorandum of Understanding. This Florida 9-1-1, Region 3, Memorandum of Understanding allows an Interlocal Agreement between Levy County and 14 other counties. The MOU is a requirement of the State E 9-1-1 Board to receive multiple –year funding to support NG 9-1-1 systems and services.
- B. Requesting Board approval and the Chairman’s signature on the E911 State Grant Application for Region 3, Regional Project-Levy. This grant will enable Levy County to join with 14 other counties in Florida, Region 3, to have a vendor provide a regional GIS repository to assist the counties and the region with the ability to share both Individual County and regional data. No matching funds are required.

Comm. Rooks made a motion to approve items A & B with the Chairman’s signature on each as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

**PLANNING & ZONING**

Stacey Hectus, Director

- A. PUBLIC HEARING – Requesting Board approval of Ordinance No. 2022-18: Dan and Crystal Pinkston, owners of Infinity Pink Holdings, LLC, requesting the Board’s approval to adopt a Small Scale Land Use Amendment on approximately 5 acres (a portion of parcel number 0433100100) located on NE HWY 27 Alt, Williston, FL from Urban Medium Density Residential (UMDR) to Commercial (C), located in Section 01, Township 13, Range 18. Said parcel is located within the Williston MSD.

Swearing in was done by Atty. Shalley for items A and B. Ex-parte communication was declared by Comm. Brooks.

Vice-Chairman John Meeks asked if anyone in the audience would like to speak regarding the item presented. Those who spoke were: Diane Garte and Crystal Pinkston.

Comm. Brooks made a motion to approve Ordinance No. 2022-18 as requested. Second was made by Comm. Mills and the MOTION CARRIES.

- B. PUBLIC HEARING – Requesting Board approval of Ordinance 2022-19: Dan and Crystal Pinkston, owners of Infinity Pink Holdings, LLC, requesting Board approval to amend the Zoning Map Atlas by rezoning certain real property consisting of approximately 11.61 acres (parcel ID 0433100100) generally located on NE HWY 27 Alt., Williston, FL from single-family residential, urban (R-2) and neighborhood commercial (C-2) to moderately intensive commercial (C-3); located in Section 01, Township 13, Range 18, said parcel is located within the Williston MSD.

Vice-Chairman John Meeks asked if anyone in the audience would like to speak regarding the item presented. There were none.

Comm. Mills made a motion to approve Ordinance No. 2022-19 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- C. Staff needs guidance from the BOCC to see if they would be in favor of a revision to the code to allow for internally illuminated, LED, moving text, changeable copy in residential districts, but only on the State roads to include 24, 27, Alt. 27, 121, 129, 19/98.

Omar Ortiz thanked the Board for their consideration on this item.

Consensus was given by the Board to move forward with revision to the code as explained by Ms. Hectus.

## **MOSQUITO CONTROL**

Matt Weldon, Director

Requesting Board approval for Resolution 2022-62 to amend the final budget for FY 2022-23. Mr. Weldon stated a notice was received from Florida Department of Agriculture (FDACS) advising the yearly funding increased to \$38,892.42 resulting in an increase of \$867.00 to funding for FY 2022-2023 for the State Mosquito Control Fund (104).

Comm. Brooks made a motion to approve Resolution 2022-62 as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

## **ROAD DEPARTMENT**

Alice LaLonde, Administrative Coordinator

- A. Requesting Board approval of an update on the CR347 SCRAP project. Mrs. LaLonde stated the original grant was to fund the paving and widening of the road by 1 ft. for 3.95 miles. She was notified by the engineers for this project of permit changes with FDOT and changes to the scope of the project to 1.76 miles. This will bring the end of the project to the main waterway on the road to avoid permitting issues. The proposed total cost for the project would be \$1,866,918. If the remainder of the road is re-surfaced and widened, it would be the responsibility of the County.

Comm. Brooks made a motion to table any action on this item and requested Mrs. LaLonde bring back an estimate for the Road Department to pave the remaining portion of the road. Second was made by Comm. Rooks and the MOTION CARRIES.

- B. Mrs. LaLonde provided the Commissioners with the FDOT Tentative Five-Year Work Program for Fiscal Years 2023-2024 and 2027-2028 and a brochure outlining the various State grant opportunities. A hybrid public hearing is scheduled for Thursday, December 1, 2022 in Jacksonville. The Open House is from 4:30 P.M. to 6:30 P.M. and their presentation will be at 6:00 P.M. Mrs. LaLonde stated she has flyers available if anyone is interested and will place them on the back table of the meeting room today.

## SOLID WASTE

Rod Hastings, Administrative Director

- A. Requesting Board authorization of the application for a FY 22-23 Small County Solid Waste Grant from FDEP, approval of the Grant Agreement, authorize the Administrative Director of Solid Waste to serve as Grant Manager on behalf of the County, and adopt Resolution 2022-63. Approval of the Agreement allows for the acceptance of the grant funds in the amount of \$93,750 for FY 2022-2023 and is for the operation of the Landfill.

Comm. Mills made a motion to authorize the application for the FY 22-23 Small County Solid Waste Grant from FDEP, approval of the Grant Agreement, authorize the Administrative Director of Solid Waste to serve as Grant Manager and approve Resolution 2022-63 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- B. Requesting Board approval to purchase a Roll-off Mack truck by utilizing Small County Consolidated Grant in the amount of \$93,750 via the Florida Sheriff's Association State Contract. Additional costs for the purchase of the truck will be utilized with Landfill Budget funds. The total cost for the truck is \$204,237.00.

Comm. Brooks made a motion to approve the purchase of a Roll-off Mack truck as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

- C. Requesting Board approval of the Scope of Work Agreement from FDEP for the FY22-23 Waste Tire Amnesty Grant and to adopt Resolution 2022-64. This is an annual re-occurring grant in the amount of \$25,000.

Comm. Mills made a motion to approve the Scope of Work Agreement from FDEP and Resolution 2022-64 as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

## TRANSIT

Connie Conley, Director

- A. Requesting Board approval of the Medicaid Waiver Services Agreement for the period of 12/01/2022 to 11/30/2027 and requesting approval for the Director to sign the agreement. This agreement is for the transportation of residents to the Levy ARC. The purchase for requesting approval of the Director to sign the agreement is whomever signs the agreement must submit with the agreement, a local background check, a Level II background check, every three years must provide a certificate for completing "ADP Zero Tolerance Course", copy of FL driver's license and Attestation of Good Moral Character. These documents are a requirement of being employed at Levy County Transit and must be kept up to date.

Comm. Brooks made a motion to approve the Medicaid Waiver Services Agreement and have the Director sign as requested. Second was made by Comm. Mills and the MOTION CARRIES.

- B. Requesting Board approval of the Transportation Contract with Suwannee River Economic Council. Transportation is provided to county residents to the Suwannee River Economic Council meal site in Chiefland.

Comm. Rooks made a motion to approve the Transportation Contract with Suwannee River Economic Council as requested. Second was made by Comm. Brooks and the MOTION CARRIES.

- C. Requesting Board approval to submit Section 5311 Grant applications to rehab the LCT building to include: converting current bay into a maintenance shop, adding on an additional maintenance bay, rehabbing current offices, paving, and all other equipment needed for a maintenance shop.

Comm. Brooks made a motion to approve submittal of Section 5311 Grant applications as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

**PROCUREMENT**

Alicia Tretheway, Coordinator

A. Requesting Board approval to increase the thresholds established in Ordinance 2018-005. The changes to the Purchasing Thresholds are listed below:

	<u>Current Thresholds</u>	<u>Proposed Thresholds</u>
Micro Procurement	\$0.01 - \$3,000	\$0.01 - \$4,999.99
Small Procurement – 3 quotes required	\$3,000 - \$19,000	\$5,000 - \$25,000
Competitive Sealed Bids	\$20,000 or more	\$25,001 or more

Comm. Brooks made a motion to increase the Purchasing Thresholds as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

B. Mrs. Tretheway provided the Board with a timber harvest update as requested.

Comm. Rooks made a motion to table this item until the next meeting. Second was made by Comm. Mills and the MOTION CARRIES.

C. Mrs. Tretheway provided the Board with an update on the Town of Inglis CPTA Grant. A response had not been received from the Mayor of the Town of Inglis, however, they are scheduled to meet this evening.

Jack Schofield, representing Withlacoochee Aquatic Restoration, spoke regarding this item. Andrew Carswell, County Engineer also spoke.

Comm. Rooks made a motion to table this item until a response could be received from the Town of Inglis. Second was made by Comm. Brooks and the MOTION CARRIES.

**NON-AGENDA ITEM**

Wilbur Dean requested Board approval for a non-agenda item to be presented.

Comm. Brooks made a motion to hear a non-agenda item as requested. Second was made by Comm. Mills and the MOTION CARRIES.

Mr. Dean presented a Proclamation and recognition of the retirement of Comm. Lilly Rooks. Mr. Dean then read the Proclamation into public record.

Those who spoke were: Christ Doolin, Cheryl Sanders, Anne Bast Brown, Sheriff McCallum, Ted Glass, Matt Weldon, Darlene Slattery and Tim Hodge.

The meeting recessed at 11:48 A.M.

The meeting reconvened at 11:56 A.M.

**PUBLIC COMMENT**

**COMMISSIONERS' REPORTS**

**Comm. Brooks** reminded everyone to vote today. A Veteran’s Day Parade will take place this Friday at 11:00 A.M. and invited everyone to attend.

**Comm. John Meeks** stated the owner of the property located across the street from the County Government Complex. Natalie Thomas, indicated she would be willing to trade this for a County-owned piece of property.

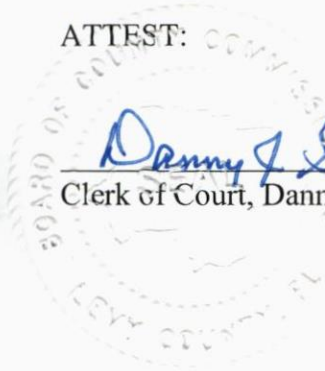
**Comm. Mills** announced the Yankeetown Seafood Festival will take place November 19<sup>th</sup> and 20<sup>th</sup> and she encouraged everyone to attend. She stated the Board is working with Property Appraiser, Jason Whistler for the collection of new, unwrapped toys for “Toys for Tots” in boxes placed in the hallway and at the Courthouse. Comm. Mills also announced Don Quincey, Chiefland Agriculturist was nominated for the Florida Agriculture Hall of Fame.

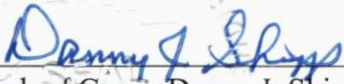
**Comm. John Meeks** stated Mr. Dean has worked with Natalie Thomas, the owner of the property located across the street from the County Government Complex and she is willing to trade this for a portion of the 21 acres the county owns on CR 337.

**Comm. Rooks** thanked everyone, as she will now enjoy her retirement.

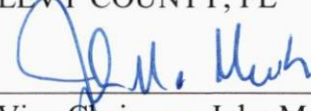
THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 12:11 P.M.

ATTEST:



  
Clerk of Court, Danny J. Shipp

BOARD OF COUNTY COMMISSIONERS  
LEVY COUNTY, FL

  
Vice-Chairman, John Meeks





**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 November 8, 2022

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

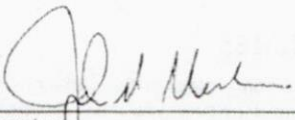
- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained, or
- inured to the special gain or loss of \_\_\_\_\_, 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

11/08/2022  
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 11/8/2022	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 November 8, 2022 :

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

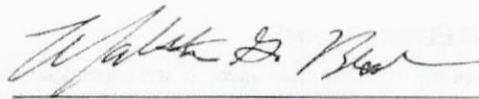
- inured to my special private gain or loss.
- inured to the special gain or loss of my business associate, \_\_\_\_\_ ;
- inured to the special gain or loss of my relative, \_\_\_\_\_ ;
- inured to the special gain or loss of \_\_\_\_\_ by whom I am retained, or
- inured to the special gain or loss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

11/8/22  
Date Filed

  
Signature

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