

**REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
JUNE 4, 2013**

The Regular Meeting of the Board of Levy County Commissioners was held on June 4, 2013 at 9:00 AM in the Levy County Board of County Commissioners meeting room, with the following Commissioners present:

Chairman Ryan Bell
Comm. John Meeks
Comm. Mike Joyner

Also present were:

County Attorney – Anne Bast Brown
County Coordinator – Fred Moody
Clerk of Court – Danny J. Shipp

Comm. Bell called the Meeting to order at 9:00 A.M. Comm. Joyner gave the invocation, followed by the Pledge of Allegiance.

EXPENDITURES

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

CHECK NUMBER	111795-111948
FUND	AMOUNT
GENERAL REVENUE	1,191,690.83
ROAD	167,835.39
SHIP	450.00
NSP	27,246.40
TRANSPORTATION	4,872.36
911	14,000.00
COURT FACILITIES	6.00
PROGRESS ENERGY	3,177.64
EMS	25,708.70
FIRE	66,650.51
TOURIST DEVELOPMENT	3,161.72
CDBG	4,000.00
UTILITIES	2,244.15
DRUG TASK FORCE	14,126.00
CAPITAL PROJECTS	33,616.67
LANDFILL	3,739.85
TOTAL	\$ 1,562,526.22

MINUTES

The minutes for the Regular Board Meeting held on May 7, 2013 were presented for approval.

Comm. Joyner made a Motion to approve the minutes for the Regular Board Meeting held on May 7, 2013 with the correction of time printed on page 7 as presented. Second was made by Comm. Meeks and the MOTION CARRIES.

PUBLIC HEARING

Bill Hammond, Development Director

- A. PP 3-13 Croft Land Surveying representing Jerry and Linda Orenchak, petitioning the Board for a Preliminary Plat of "Oak Manor Estates, Re-Plat of Lots 9 and 10", a residential subdivision located in Section 2, Township 11S, Range 14E, in Levy County. Said parcel contains 13.78 acres more or less. This plat will consist of two (2) residential lots. The zoning designation is "ARR" Agriculture/Rural Residential.

Atty. Brown asked if any of the Commissioners had any ex-parte communication with any of the petitioners. There were none.

Atty. Brown administered swearing in of the audience for any who would wish to speak regarding the petitions presented.

Mr. Hammond presented for Board approval PP 3-13, a Preliminary Plat of "Oak Manor Estates, Re-Plat of Lots 9 and 10" as submitted by Croft Land Surveying representing Jerry and Linda Orenchak.

Comm. Bell asked if anyone in the audience would like to speak for or against the petition as presented. There were none.

Comm. Meeks made a motion to approve PP 3-13, a Preliminary Plat of "Oak Manor Estates, Replat of Lots 9 and 10" as requested. Second was made by Comm. Joyner and the MOTION CARRIES.

- B. SE 3-12 Clyde McGarva representing Landrum Memorial American Legion Post 236, petitioning the Board for a Special Exception to allow on-premise sales and consumption of alcohol in a chartered or incorporated private country club or lodge, on a parcel of land located in Bronson Heights Subdivision, Lot 2, Block 13, in Section 21, Township 12S, Range 17E. Said parcel contains 1.78 acres more or less. This parcel has a zoning designation of "RR-2" Rural Residential-2 and a land use of "LDR" Low Density Residential.

Comm. Bell asked if anyone in the audience would like to speak for or against the petition as presented.

The following members of the audience spoke in favor of the Petition: Clyde McGarva, Pat Plemmons, and Gary Johnson.

Comm. Joyner made a motion to approve SE-12, a Special Exception to allow on-premise sales and consumption of alcohol in a chartered or incorporated private country club as requested. Second was made by Comm Meeks and the MOTION CARRIES.

FLORIDA DEPARTMENT OF TRANSPORTATION

Bill Henderson

Presenting the Florida Department of Transportation's County Transportation Priorities.

Mr. Henderson presented the Florida Department of Transportation's County Transportation Priorities to the Board. The County is due to have their priority list to the Department of Transportation by July 1st. Some of the projects Mr. Henderson specifically spoke of were:

Highways: State Highways

Resurfacing - SR 24 from SR 55 (US 19) to Bronson City Limits for 2015

Sidewalk - SR 55 (US 19/98) from Withlacoochee River to Inglis Avenue for 2014

Highways: Local Roads

Resurfacing - CR 40 East from US 19/US 98 to Marion County Line for 2014

Highways: Off State Hwy. Sys./Off Fed. Sys.

Bridge Replacement - C St. Cedar Key Channel Bridge #340014 for 2017

Bridge Replacement - CR 456 (Gulf Blvd.) at Lewis Pass Bridge #340011 for 2017

Bridge Replacement - CR 456 (Gulf Blvd.) Creek to Daughtry Bayou Bridge #340010 for 2017

Bridge Replacement - CR 326 at Wacasassa River Bridge #340016 for 2015

Resurfacing - NW 110th Ave/Clay Landing Road from SR 320 to end of road for 2016

SUPERVISOR OF ELECTIONS

Tammy Jones

Requesting conceptual approval of funding for purchasing of a new voting system with an estimated range of \$250,000 and authority to proceed with the purchasing process.

Mrs. Jones spoke to the Board informing them of the outdated voting equipment currently used in the Elections Office in need of replacement. The estimated cost would be around \$250,000 for the purchase of a new voting system and this purchase will be made with the upcoming budget.

The Commissioners agreed by consensus to authorize Mrs. Jones to proceed with seeking a company and pricing information for the purchase of a new voting system. She will then bring this information back to the Board for approval of the purchase.

LEVY COUNTY SHERIFF'S OFFICE

Sheriff Bobby McCallum

Request approval and Chair signature on the Certificate of Participation for the Drug Task Force, Edward Byrne Memorial Justice Assistance Grant Program.

Sheriff McCallum requested Board approval and signature of the Chairman on the Certificate of Participation for the Drug Task Force, Edward Byrne Memorial Justice Assistance Grant Program in the amount of \$46,605. These funds help supplement salaries or purchase equipment for the Task Force.

Comm. Meeks made a motion to approve submittal and Chairman's signature on the Certificate of Participation for the Drug Task Force, Edward Byrne Memorial Justice Assistance Grant Program. Second was made by Comm. Joyner and the MOTION CARRIES.

Sheriff McCallum also reported to the Board of the Chiller situation at the Jail. He stated they should have all quotes to present at the next Board meeting.

PUBLIC COMMENTS

Lt. Tremblay of the Chiefland Police Department spoke to the Board of a Self-Defense Program called the Suwannee Valley RAD Program for Ladies which will begin in July. There will be a \$25 registration fee to participants, but upon completion of the program, the fee is refunded. Lt. Tremblay stated the startup cost for materials and supplies will be about \$9,500. The program is offered to ladies of the Levy, Dixie, and Gilchrist area and he will be making this same presentation to them as well.

The Board agreed this program would be beneficial and would like to discuss funding assistance during budget talks which will begin soon. Lt. Tremblay will be invited to come back before the Board at that time to request funds with the other non-profit organizations.

Mr. Shipp also suggested Lt. Tremblay speak with area Legislators for funding as well. There could be a fee added to a traffic ticket designated for this type of program.

UNISON SITE MANAGEMENT

Larry Siegel, Site Development Officer

Presenting Offer Letters for the cell site lease conversion program.

Mr. Siegel of Unison Site Management, LLC spoke to the Board of an offer for cell site lease options for the county. He proposed an offer to purchase a defined easement for the cell site lease conversion program for \$164,905.

After discussion and questions to Mr. Siegel, the Board agreed to decline his offer.

DEPARTMENT REPORTS

COUNTY COORDINATOR

Fred Moody

- A. Request to ratify the Master Collective Bargaining Agreement between Levy County Board of County Commissioners and Northeast Florida Public Employee's Local 630 Laborers' International Union of North America, AFL, CIO.

Mr. Moody requested Board approval to ratify the Master Collective Bargaining Agreement between Levy County Board of County Commissioners and Northeast Florida Public Employee's Local 630 Laborers' International Union of North America, AFL, CIO. Approval of this agreement provides a 3% wage increase for the county employees, which excludes the Fire and EMS employees as they have their own Union Contract. This increase will be effective on the first payroll following this Board meeting and will remain until September 30, 2014. Mr. Moody stated there had been discussion for the Board to provide for the Constitutional Officers and the Sheriff's office to give the same to their employees.

Comm. Meeks made a motion to ratify the Master Collective Bargaining Agreement as requested. Second was made by Comm. Joyner and the MOTION CARRIES.

- B. Request approval to pay invoices submitted by Rockcoustic Systems, Inc. for services (drywall, etc.) provided at the new Public Safety Complex; formerly Levy Forestry Camp.

Mr. Moody requested Board approval to pay Rockcoustic Systems, Inc. for services provided at the new Public Safety Complex. The invoices submitted to date total \$41,246.

Mr. Moody also stated the Department of Public Safety has been contacted by the College of Central Florida regarding use of part of the facility for Paramedic Training Classes.

Mr. Knowles stated the next Paramedic Program will be at the new Public Safety facility in August.

Comm. Meeks made a motion to pay Rockcoustic Systems, Inc. as requested. Second was made by Comm. Joyner and the MOTION CARRIES.

Mr. Shipp expressed concerns regarding the lack of a budget, bids, quotes or purchase orders for this project.

Mr. Moody requested each Commissioner to work with the Clerk's Finance Department over the next two weeks regarding the budget to bring information back at the next Board meeting.

PLANNING

Jeffrey Winter, Jordan & Associates

Requesting Board approval to waive the requirement described in Chapter VI, Section F of the county's adopted HAP to withhold 20% in retainage from each draw request to allow for the release of withheld retainage associated with the original scope of work (completed) and to withhold 20% in retainage only from the approved change order(s) for the LC-05: Hammock Project.

Mr. Winter explained the situation involving LC-05: Hammock Project and requested Board approval to waive the requirement to withhold 20% in retainage from each draw request to allow for the release of withhold retainage associated with the original scope of work (completed) and to withhold 20% in retainage only from the approved change order(s).

Comm. Meeks made a motion to approve the request to waive the retainer on the 20% requirement as requested. Second was made by Comm. Joyner and the MOTION CARRIES.

PUBLIC SAFETY

David Knowles, Director

Requesting the Chairman's signature on the Memorandum of Understanding between Levy County and the City of Cedar Key.

Mr. Knowles requested Board approval for the Chairman's signature on the Memorandum of Understanding between Levy County and the City of Cedar Key.

Mr. Knowles stated the Memorandum of Understanding is for a 50/50 matching grant program sponsored by the Florida Forest Service which is a part of the community ICOMM Communications program for the subscriber user equipment and will offset their cost. Mr. Knowles also requested the Board approve the Chairman's signature on other Memorandum of Understanding forms for the other municipalities which follow this same format.

Comm. Meeks made a motion to approve the Chairman's signature on the Memorandum of Understanding between Levy County and the City of Cedar Key as presented as well as other Memorandum of Understandings with the other municipalities which follow this same format. Second was made by Comm. Joyner and the MOTION CARRIES.

Mr. Knowles invited everyone to the Public Safety Expo Saturday at the Bronson Sports Complex. The Opening Ceremony will be at 10:45 A.M.

NON-AGENDA ITEM – ROAD DEPARTMENT

Mr. Greenlee requested the Board hear a non-agenda item request from the Road Department.

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

Mr. Greenlee requested Board approval to purchase two (2) new mowing tractors using the Florida Sheriff's Association state bid rather than submitting for bids for this purchase. Mr. Greenlee stated the estimated cost for the two (2) John Deer 90 hp cab tractors would be around \$50,000.

Comm. Joyner made a motion to approve the purchase of two (2) new tractors as requested by using the Florida Sheriff's Association state bid. Second was made by Comm. Meeks and the MOTION CARRIES.

COUNTY ATTORNEY

Anne Bast Brown

- A. Requesting to adopt Resolution 2013-24, objecting to the State's addition of two (2) Aquaculture Use Zones in the Cedar Key area.

Atty. Brown requested Board approval of Resolution 2013-24, objecting to the State's addition of two (2) Aquaculture Use Zones in the Cedar Key area.

Those in the audience who spoke regarding this topic were: Richard Viele, Rose Cantwell, Rick Cook and Mike Hodges. All were in support of the Resolution.

Comm. Meeks made a motion to approve Resolution 2013-24 as presented. Second was made by Comm. Joyner and the MOTION CARRIES.

- B. Requesting to approve Resolution 2013-25 amending Resolution 2013-08, establishing the Levy County RESTORE Act Advisory Committee and requesting to remove Shenley Neely, Planning Director, from the Levy County RESTORE Act Advisory Committee.

Atty. Brown requested Board approval of Resolution 2013-25 amending Resolution 2013-08, establishing the Levy County RESTORE Act Advisory Committee and requesting to remove Shenley Neely, Planning Director, from the Levy County RESTORE Act Advisory Committee. It had been discovered having a staff person on this committee was not going to work out as it would create an internal conflict for that person.

Comm. Meeks made a motion to approve Resolution 2013-25 as presented. Second was made by Comm. Joyner and the MOTION CARRIES.

- C. Presenting an update on recent legislation relating to ethics and public meetings requirements (Senate Bill No. 2, Chapter 2013-36 Laws of Florida, Senate Bill 50).

Atty. Brown advised the Board of a few of the recent legislation updates

Senate Bill No. 2 is now Chapter 2013-36, Laws of Florida and is in effect now. There are limitations on elected officials and other government employment they may have. There will be required ethics training for

the Board members and the Constitutional Officers not previously required. Atty. Brown stated she will be putting together some training sessions.

The Financial Disclosure Forms for elected officials have changed. The term “vendor” has been added in the gifts limitations as someone who is a prohibited donor for gifts.

Senate Bill 50 deals with public meetings and giving the public an opportunity to speak. Atty. Brown stated this Board is already compliant with this.

NON-AGENDA ITEM – SHERIFF’S OFFICE

Sheriff Bobby McCallum requested the Board hear a non-agenda item.

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

Col. Mike Sheffield provided bid information to the Board regarding the chiller at the jail. The bids are as follows:

W.W. Gay	\$69,465/Trane	\$71,845/Carrier	Parts Only/No Labor – 5 Years
Johnson Control	\$61,070/York	\$8,644/Parts & Labor	- 5 Year Service Agreement
Comfort Temp	\$65,000/Carrier	Parts and Labor	

Comm. Joyner made a motion to approve the bid from W.W. Gay to purchase the Trane unit for \$69,465 as presented. Second was made by Comm. Meeks and the MOTION CARRIES.

Comm. Joyner made a motion to hear a second non-agenda item from the Sheriff’s Department. Second was made by Comm. Meeks and the MOTION CARRIES.

Col. Sheffield requested the Board take action regarding the controls of the air conditioning system at the jail.

Comm. Meeks made a motion to purchase the control system with eight (8) control stations. Second was made by Comm. Joyner and the MOTION CARRIES.

COMMISSIONERS’ REPORTS

Comm. Meeks invited everyone to the Public Safety Expo to be held at the Bronson Sports Complex on Saturday beginning at 10:00 A.M.

Comm. Meeks informed everyone there will be a North Florida Broadband meeting in Bronson on June 12th at 11:00 A.M. in the Dogan S. Cobb Municipal Building.

At the Bronson City Council Meeting held last night it was decided for the Town of Bronson to join the North Florida Broadband Authority.

Comm. Bell reported the Chiefland Watermelon Festival held this past weekend was a success and seemed to be one of the most attended compared to past years.

Those members of the audience who spoke were: Dana Sheffield, Barney Cannon and Mayor Kirkland of Inglis.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 11:33 A.M.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL

Clerk of Court, Danny J. Shipp

Chairman, Ryan Bell