

**REGULAR MEETING  
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS  
DECEMBER 7, 2010**

The Regular Meeting of the Board of Levy County Commissioners was held on December 7, 2010, at 9:00 AM in the Levy County Board of County Commissioners meeting room, with the following Commissioners present:

Chairman Danny Stevens  
Comm. Marsha Drew  
Comm. Ryan Bell

Also present were:

County Attorney – Anne Bast Brown  
County Coordinator – Fred Moody  
Assistant to the County Coordinator – Dick Tummond

Chairman Stevens called the meeting to order at 9:00 AM. Bruce Greenlee 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. Bell and the MOTION CARRIES.

<b>CHECK NUMBER</b>	<b>103212-103369</b>
<b>FUND</b>	<b>AMOUNT</b>
GENERAL REVENUE	1,173,316.95
ROAD	114,229.97
SHIP	42,873.00
TRANSPORTATION	31,547.58
COURT FACILITIES	24,843.84
PROGRESS ENERGY	706.26
EMS	36,625.01
FIRE	8,268.98
TOURIST DEVELOPMENT	1,306.44
UTILITIES	1,732.47
DRUG TASK FORCE	2,556.50
CAPITAL PROJECTS	22,161.54
LANDFILL	62,161.88
<b>TOTAL</b>	<b>\$ 1,522,330.42</b>

**MINUTES**

Approval of Minutes for the Regular Meeting held November 16, 2010.

Comm. Drew made a motion to approve the minutes for the Regular Meeting held November 16, 2010 with the changes as stated. Second was made by Comm. Bell and the MOTION CARRIES.

**ZONING**

Attorney Brown swore in members of the audience and Commissioners wishing to speak for or against the items to be presented by Mr. Corbitt.

Comm. Stevens asked if there were any ex-parte communications by the Board members.

<sup>1</sup>. Comm. Stevens stated he had ex-parte communication regarding the Special Event item. <sup>2</sup>Comm. Drew stated she had ex-parte communication also on the Special Event.

Rob Corbitt, Director

A. SEP 3-10, Special Event "Return to Rosewood."

Mr. Corbitt presented and requested Board approval of SEP 3-10, Special Event "Return to Rosewood", a memorial event on January 2, 2011 from 8:00 A.M. to 5:00 P.M by property owners James Cornett and Marvin Dunn. The number of people expected to attend will be between 50 to 200. Parking will be handled on the property and along the limerock road.

The Commissioners had concerns regarding parking and emergency vehicle accessibility.

Mr. Dunn spoke and addressed the parking issue and stated there would be eight people available, four of which would handle the parking. He stated he is expecting 100 vehicles or less. Mr. Dunn asked for amendment to the Special Event to include Tony's Seafood to provide clam chowder, coffee and cold drinks.

Comm. Drew stated she was concerned with the site plan as presented. She requested a more detailed site plan. The Commissioners asked if Mr. Dunn could give parking options and provide a more detailed site plan at the next meeting before they will make a decision. The Commissioners will need the paperwork by Monday of next week to allow staff time to review.

B. Ha.Va. 9-10, Hardship Variance, Kooi.

Mr. Corbitt requested Board approval of Ha.Va. 9-10, Hardship Variance by Ailien R. and Jack R. Kooi to allow for a second dwelling in order for a family member to care for her husband.

There was discussion as to whether or not they would be a University Oaks water system customer and the need for an easement to be recorded.

Atty. Brown stated her office will get an easement ready to record by the end of the week.

Comm. Stevens asked if there was anyone wishing to speak for or against the Hardship Variance. Mr. Corbitt asked if it would be necessary to record the Hardship Variance. The Commissioners agreed it would not need to be done at this time, but would be discussed at a later date.

Comm. Drew made a motion to approve the Hardship Variance as requested. Second was made by Comm. Bell and the MOTION CARRIES.

C. FP 2-10, Final Plat "Blackwell Estates."

Mr. Corbitt requested Board approval of FP 2-10, Final Plat "Blackwell Estates." Patrick Durbin, representing Phyllis F. Blackwell was in attendance.

Comm. Stevens asked if there was anyone wishing to speak for or against the Final Plat as presented. There were none.

Comm. Bell made a motion to approve FP 2-10, Final Plat, "Blackwell Estates," contingent upon satisfaction of taxes. Second was made by Comm. Drew and the MOTION CARRIES.

D. FP 3-10, Final Plat "Saratoga South."

Mr. Corbitt requested Board approval of FP 3-10, Final Plat "Saratoga South." Jason Murphy, representing Croft Land Surveying was in attendance.

Comm. Stevens asked if there was anyone wishing to speak for or against the Final Plat as presented. There were none.

Comm. Drew made a motion to approve the FP 3-10, Final Plat, "Saratoga South." Second was made by Comm. Bell and the MOTION CARRIES.

## **DANNY STEVENS, CHAIRMAN**

A. Introduction of Gwen Pra from the Department of Transportation. – TABLED -

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1. Ex-Parte Communication Comm. Stevens  
2. Ex-Parte Communication Comm. Drew

## **LIZZIE R. JENKINS, EXECUTIVE DIRECTOR**

- A. Invite "Roots in the City" join with the Real Rosewood Foundation, Inc. "History Day," which is an established event with no required permit, convening April 16, 2011 at the Rosewood Baseball Park/Track.

Ms. Jenkins spoke to the Board and extended invitation to Mr. Dunn and his organization to the Real Rosewood Foundation, Inc. "History Day". She then read aloud an invitation for Mr. Dunn's event not yet approved she had received and then provided the Board with a copy of the invitation.

## **FIRE BOARD, SPECIAL REVIEW COMMITTEE**

Chiefland Vice-Mayor Teresa Barron

- A. Request Board direction to improve financial efficiency and the level of service in the area of Fire Protection/First Responders.

Mrs. Barron requested Board direction to improve financial efficiency and the level of service in the area of Fire Protection/First Responders. The Committee formed by the Fire Advisory Board to review the Mizell Hodges report would like to confirm the Commissioner's approval of the committee's formation, their objectives, and if they are willing to consider changes in the Fire Service. At this time, the members on the committee are: Williston Mayor Gerald Heathcoat, Commissioner Marsha Drew, Chiefland Vice-Mayor Teresa Barron, Levy County Fire Chief Rick Bloom, and Yankeetown Fire Chief Paul Shearer.

Daryl Diamond provided handouts to board members and then spoke on behalf of Peaceful Acres Civic Association. He stated they feel they have been left out of the process and would like to be included.

Comm. Bell made a motion to do the research and/or notify all municipalities they need to have representation on the Fire Advisory Board, as they are the ones who will bring the decision to this and if there is a problem within the municipality, decisions can then be made from their suggestions. Second was made by Comm. Drew and the MOTION CARRIES.

The dates of the meetings will be posted on Board of County Commissioner's website.

The meeting recessed at 10:38 A.M.

The meeting reconvened at 10:48 A.M.

## **NATURE COAST BUSINESS DEVELOPMENT**

Pat O'Neal

- A. Annual Contract for Nature Coast Business Development.

Mr. O'Neal requested Board approval of the Annual Contract for Nature Coast Business Development.

Comm. Drew made a motion to approve the Annual Contract for Nature Coast Business Development. Second was made by Comm. Bell and the MOTION CARRIES.

- B. Appointment to the North Florida Economic Development Partnership Board.

Mr. O'Neal requested the Board appoint someone to the North Florida Economic Development Partnership in place of former Commissioner Lilly Rooks.

Comm. Drew made a motion to appoint Comm. Bell to the North Florida Economic Development Partnership Board. Second was made by Comm. Bell and the MOTION CARRIES.

## **LEVY COUNTY SHERIFF'S OFFICE**

Lt. Scott Finnen

- A. Presentation of Public Safety Leadership Academy.

Lt. Finnen gave information to the Board on the Public Safety Leadership Academy, a six-week program offered at Central Florida Community College. He stated the program could be beneficial to anyone in a managerial position within the county.

Mike Colacone from Central Florida Community College also spoke to the Board and gave further information on the program.

## **PUBLIC COMMENT**

Daryl Diamond from South Levy County asked to place an item on the next agenda regarding the nuclear power plant issue. He stated he will contact the Board office to be placed on the agenda.

## **DEPARTMENT REPORTS**

### **COUNTY COORDINATOR**

Fred Moody

- A. Correction of Appointments to Meridian Behavioral Healthcare and Rural Conservation and Development.

Mr. Moody stated two appointments made at the last meeting need to be changed as listed below: The appointment from Meridian Behavioral Healthcare needs to be moved from Comm. Bell to Comm. Drew. The Rural Conservation and Development needs to be moved from Comm. Drew to Comm. Bell. Comm. Bell made a motion to change the appointments as stated above. Second was made by Comm. Drew and the MOTION CARRIES.

- B. Agreement between Levy County and Davis, Monk & Company and Carr, Riggs & Ingram, LLC.

- C. Amended Agreement between Levy County and Carr, Riggs & Ingram, LLC.

Mr. Moody requested Board approval of Novation of Agreement by Substitution of New Party for Discharged Party and an Amendment to Agreement between Levy County and Davis, Monk & Company and Carr, Riggs & Ingram, LLC.

Comm. Drew made a motion to approve both the Novation of Agreement by Substitution of New Party for Discharged Party and an Amendment to Agreement as presented. Second was made by Comm. Bell and the MOTION CARRIES.

- D. Resolution 2010-71 to Provide for the Appointment of a Director and an Alternate to the Board of Directors for the North Florida Broadband.

Mr. Moody requested Board approval of Resolution 2010-71 to Provide for the Appointment of a Director and an Alternate to the Board of Directors for the North Florida Broadband and read the Resolution title into record. Comm. Drew made a motion to approve Resolution 2010-71 as presented. Second was made by Comm. Bell and the MOTION CARRIES.

- E. Appointment of a 2<sup>nd</sup> Commissioner to the Small County Coalition Board of Directors.

Mr. Moody requested appointment of a second Commissioner to the Small County Coalition Board of Directors.

Comm. Bell made a motion to appoint Comm. Drew to the Small County Coalition Board of Directors. Second was made by Comm. Drew and the MOTION CARRIES.

Mr. Moody stated a workshop had been set with the consultants on the Assessments on January 18<sup>th</sup> at 1:00 P.M.

**ASSISTANT TO THE COUNTY COORDINATOR**

Dick Tummond

A. Williams Communication Service Agreement.

Mr. Tummond requested Board approval of the Williams Communication Service Agreement. He stated there are two changes in the contract as originally presented. In Section (1.)(e.) concerning replacement of radios in the event of the unavailability of parts has been deleted. The other change is regarding the response time on dispatch equipment to be increased from one hour to two hours to respond. The contract amount remains the same at \$41,138.16 for covering 329 radios and \$13,010.40 for covering dispatch equipment for a total amount of \$54,148.56 for one year, which is payable in two six-month payments.

Comm. Drew made a motion to approve the Williams Communication Service Agreement as presented. Second was made by Comm. Bell and the MOTION CARRIES.

**SHIP/WATER**

Dick Tummond

A. Satisfaction of Mortgage.

Mr. Tummond requested Board approval of a Satisfaction of Mortgage for Ann Santagata in the amount of \$8,332 in Rehabilitation Assistance.

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

B. Deferred Payment Loans.

Mr. Tummond requested Board approval of the following Deferred Payment Loans:

Cody Cross/Audra Smith	\$18,600
Gail Musolino	\$ 8,840
Russell S. and Jessica F. Grimes	\$15,283

Comm. Bell made a motion to approve the Deferred Payment Loans as presented. Second was made by Comm. Drew and the MOTION CARRIES.

**EMERGENCY MANAGEMENT**

Mark Johnson, Director

A. Annual Agreement between Levy County Emergency Management and Withlacoochee Regional Planning Council.

Mr. Johnson requested Board approval of the Annual Agreement between Levy County Emergency Management and Withlacoochee Regional Planning Council.

Comm. Drew made a motion to approve the Annual Agreement between Levy County Emergency Management and Withlacoochee Regional Planning Council as presented. Second was made by Comm. Bell and the MOTION CARRIES.

B. Request permission to purchase a new Portable Radiation Detection Monitoring System for the Levy County Radiological Emergency Planning Program.

Mr. Johnson requested Board approval to purchase a new Portable Radiation Detection Monitoring System for the Levy County Radiological Emergency Planning Program. The price of this piece of equipment will be \$12,195 and has been appropriated by Progress Energy in roll-over funds.

Comm. Drew made a motion to approve the purchase of the new Portable Radiation Detection Monitoring System as presented. Second was made by Comm. Bell and the MOTION CARRIES.

C. Request to purchase a new Radiological Emergency Response vehicle.

Mr. Johnson requested Board approval to purchase a new Radiological Emergency Response vehicle with Progress Energy funds and has been approved by Progress Energy and presented the following quotes to the Board members:

Stingray Chevrolet in Plant City	\$31,858.00
Scoggins Chevrolet in Chiefland	\$31,962.89
White Ford in Chiefland	\$32,117.10

Comm. Bell made a motion to approve the purchase from Scoggins Chevrolet, in order to do business within the County. Second was made by Comm. Drew and the MOTION CARRIES.

## **LIBRARY**

Lisa Brasher, Director

- A. Request approval to appoint Virginia Meisenheimer and David Kendall to the Putnam Alachua Levy Library Cooperation Board for a period of 2 years.

Ms. Brasher requested Board approval to appoint Virginia Meisenheimer and David Kendall to the Putnam Alachua Levy Library Cooperation Board for a period of two years.

Comm. Stevens stated he is in favor of staggering Board appointments to prevent losing senior representation. Comm. Stevens asked Ms. Brasher to have the members discuss who will be a three-year appointment member and who will be a two-year appointment member and bring back to the next Board meeting.

## **ROAD DEPARTMENT**

Bruce Greenlee, Administrative Superintendent

- A. Request to pursue right-of-way for NE 144<sup>th</sup> Ave.

Mr. Greenlee requested Board approval to pursue right-of-way for NE 144<sup>th</sup> Ave.

Comm. Bell made a motion to approve pursuing the right-of-way for NE 144<sup>th</sup> Ave. Second was made by Comm. Drew and the MOTION CARRIES.

- B. Request permission to purchase three dump trucks.

Mr. Greenlee requested Board approval to purchase three dump trucks through the Florida Sheriff's Association bid with trade-in of old trucks from Nextran Truck Center in Lake City in the amount of \$325,302.

Comm. Drew made a motion to approve the purchase of three dump trucks as presented. Second was made by Comm. Bell and the MOTION CARRIES.

## **ATTORNEY'S REPORT**

Anne Bast Brown, County Attorney

- A. Approval of Satisfactions of Judgment for James Young, Jr. in settlement of outstanding liens for fees for incarceration (\$50 per day jail fees), in order to clear title to the property subject to the liens, and direction to hold Satisfactions without recording until settlement payment of \$1,256.34 clears.

Atty. Brown requested Board approval of Satisfactions of Judgment for James Young, Jr. in the amount of \$500 and \$1,000 for two Judgments from May, 2005 and June, 2007. Atty. Brown stated there was a local attorney who negotiated the amount of \$1,256.34 with her, which is 60% of the original Judgment amount and interest.

Comm. Bell made a motion to approve the Satisfactions of Judgment for James Young, Jr. as presented. Second was made by Comm. Drew and the MOTION CARRIES.

**COMMISSIONERS' REPORTS**

Comm. Drew announced after the next Board meeting, there will be a small Christmas reception in the Board office.

Comm. Bell reported on meeting he attended with Rusty Skinner and the CLM Workforce Connection. He stated there had been a deficit of private sector business representation and asked if the other Commissioners knew of any private sector business people in their district as well as one organized labor representative willing to serve on this board.

Comm. Stevens reminded everyone today is Pearl Harbor Day's 69<sup>th</sup> Anniversary. He stated Ms. Pra could come in Friday around noon, but asked the other Board members if they would like to have her come back to the next Board meeting to have a chance to meet everyone. This was agreed on by the Board members present.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING ADJOURNED AT 11:52 A.M.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
LEVY COUNTY, FL

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Clerk of Court, Danny J. Shipp

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Chairman, Danny Stevens