

MARCH 19, 2013

JASPER, FLORIDA

REGULAR SESSION

The Board of County Commissioners, Hamilton County, Florida, met in regular session on Tuesday, March 19, 2013, at 6:00 p.m. in the Board Meeting Room, 207 Northeast First Street, Jasper, Florida. Present were Commissioners Josh Smith, Robert Brown, Randy Ogburn, Beth Burnam and Buster Oxendine, a full Board being present. Also present was County Attorney John McCormick and Attorney Cliff Adams. County Coordinator Danny Johnson was absent due to being sick.

The meeting was called to order by Chairman Randy Ogburn and led in prayer by John McCormick with the Pledge of Allegiance being led by Chairman Ogburn.

COMMENTS FROM THE PUBLIC

There were no comments from the public.

CONSENT AGENDA

- Motion by Commissioner Smith to approve the Consent Agenda and to pull Item #1 (Minutes) and Item #4 (FHP IRC Request). Second was made by Commissioner Burnam, motion carried with a unanimous vote. John Dinges, with the SRWMD, explained the request from the SRWMD to declare April as Water Conservation Month in Hamilton County. Item #4 of the Consent Agenda will be placed on the agenda for the next meeting awaiting a legal opinion.

ROAD PAVING PROJECTS – STATUS REPORT

Engineer Greg Bailey gave the Board a status report on the current road and building projects.

WHITE SPRINGS STREETS – Mr. Bailey advised the Board that the contractor is working on the Cauthen project and will then be moving to Kendrick Street upon completion. Mr. Bailey presented the Board with invoice # 13-2430 from Florida Fill & Grade for the White Springs Streets.

- Motion by Commissioner Smith to approve the pay request for Florida Fill & Grade as recommended by Engineer Greg Bailey in the amount of \$52,906.50. Second was made by Commissioner Oxendine, motion carried with a unanimous vote.

FDOT PAVING PROGRAMS – Mr. Bailey advised the Board that they will need to provide a list of roads for the FDOT programs and that he will prepare a letter for the Chairman's signature for the resurfacing and turn lane issue at the Hamilton County High

School entrance. The Board discussed the programs and derived the following priorities for submission: CIGP – SW 107th Avenue / SW55th Drive, SCOP - #1 SW 79th Drive, #2 SE 141st Blvd. and #3 NW 86th Blvd. and SCRAP - #1 CR-137 and #2 NW 63rd Ave.

JASPER POLICE DEPARTMENT – REQUEST FOR IRC FUNDS – CHIEF JEFF MCGUIRE AND SGT. MATTHEW MORGAN

SGT. Matthew Morgan, with the City of Jasper Police Department, explained the Jasper Police Departments IRC request for hardware and software. The Board questioned the licensing cost as to whether the expense would be legal through the IRC fund. Commissioner Smith stated that he discussed this request with the Department of Management Services to which they stated that the labor and licenses would be covered, however, the radar units being requested by FHP would not. Clerk of Court Greg Godwin explained that the county doesn't participate in the program with the DMS and is under a different set of rules and guidelines. SGT. Morgan read a portion of a 2005AGO in order to clarify the Florida Statutes in regards to the allowances of the IRC fund. Chairman Ogburn advised the Board that FHP's request was for \$11,000. Sheriff Reid addressed the Board and advised that his dispatch radios are out of date and will need to be replaced at the end of this fiscal year which he was planning to use approximately \$40,000 from the IRC fund. After a lengthy discussion, the Board agreed to table the issue until the next regular Board meeting to allow legal staff time to review the request and determine the legality of the expenditure of the IRC funds. Chief McGuire stated that he would be fine with the action taken by the Board.

REGIONAL GOVERNMENT – BOB BURTON

Bob Burton addressed the Board in regards to Habitat #1 of the United Nations and advised the Board that Harvey Ruvlin influences the courts due to being a delegate of the CCOC. Mr. Burton read a quote from Mr. Ruvlin and stated that each voter must support the constitution. Mr. Burton then stated that information regarding the fraudulent use of government contracts and land use policies which will eventually limit economic development. Mr. Burton then quoted Allison Bailey, the founder of Lucas Trust, as the author of the land use policy for the United Nations. Mr. Burton also stated that Christianity must overthrow these fraudulent activities and that NESCO International Law will stand against the UN and their regional government practices. Mr. Burton explained that he is in a petition drive for 433 signatures called reasonable doubt of public trust and will need the Board's support to help stop the regional government. Mr. Burton stated that the people will have the last say and that he is available at all times.

DISCUSSION OF COUNTY LAND USE OPERATIONS

Commissioner Oxendine stated that he had this issue placed on the agenda in order to discuss the Land Use operations. Commissioner Oxendine stated that he was concerned about how the office is being handled and was under the understanding that the day to day Land Use activities was to be handled by the Building Department. Building Official John Auer explained the direction that he was given by staff and how it was being carried out. Mr.

Auer stated that if Ms. Nabors is tasked with the Land Use issues that she will need to be trained. Land Use Administrator Greg Bailey stated that he and Megan Carter have agreed to train Ms. Nabors in the day to day requests and that for all other issues she would be setting up appointments for himself or Ms. Carter. Mr. Auer suggested that the Board develop a compliance certificate in order to ensure the correct information. Commissioner Smith questioned as to whether there is a checklist online that describes and informs the applicants of the information that will be required. Mr. Bailey stated that everyone is working together to make the Land Use process as simple as possible. The Board again stated that they just wanted to be sure as to how the department was being handled.

USE OF ELECTIONS POLLING PLACE IN WHITE SPRINGS AS FOOD PANTRY

Richard Marshall addressed the Board and thanked them for everything that is being done in White Springs. Mr. Marshall advised the Board that he is here to combat hunger in White Springs and needs to be allowed to utilize the Elections building as the New Hope Food Pantry. Mr. Marshall stated that he intends to set-up distribution points throughout the county and not just in White Springs. Mr. Marshall then stated that he follows the USDA guidelines. Chairman Ogburn explained that the Inter-Local Agreement that was previously approved with the Town of White Springs was to allow adult education in the Elections Building. County Attorney John McCormick stated that he was concerned about the liability of housing a food pantry in a county building. Mr. Marshall stated that he was covered under the Good Samaritan Act and in compliance with USDA regulations. Chairman Ogburn questioned Mr. Marshall as to why the Town of White Springs withdrew from the food pantry to which Mr. Marshall stated that there were issues that just couldn't be worked out. White Springs resident Joe Griffin advised the Board that their organization has already passed sever USDA inspections and need to be allowed to use the Elections facility. Commissioner Smith questioned the Good Samaritan Act and how the liability would be covered to protect the county. Attorney Cliff Adams stated that the organization will need to get a certificate of liability that leaves the county harmless to any liability. Mr. Marshall advised that their organization is not opposed to purchasing a general liability policy naming the County as additional insured. The Board then questioned Mr. Marshall as to their 501C3 status to which Mr. Marshall stated that he is operating under his ministry rather than creating a 501C3. The Board after a lengthy discussion agreed to allow legal staff to review the liability issue and report back to the Board at the next regular meeting. Mr. Griffin then asked the Board if they would be favorable to allow the building to be used if the liability issue is resolved. The Board stated that they would be inclined to allow the use of the building if there are no liability issues regarding the county.

DISCUSSION OF SENIOR CITIZEN BUILDING LETTERING

Commissioner Burnam advised the Board as to what has been accomplished with the lettering for the Senior building. Commissioner Burnam presented the Board with different styles and sizes of lettering for the building and stated that the injection molded letters would cost approximately \$228.40 and Solid Aluminum \$1,092.00. LaBarfield Bryant thanked the Board and presented them with a thank you letter from their family for the naming of the Senior Center after their mother. Ms. Bryant also thanked the Board and requested that the

Board notify them when the letters have been installed in order for the family to hold a dedication of the building. The Board agreed by unanimous consent.

- Motion by Commissioner Burnam to approve the injection molded letters in the amount of \$228.40. Second was made by Commissioner Brown, motion carried with a unanimous vote.

REQUEST FOR OFFICE SPACE AT ANNEX – HAMILTON COUNTY ALCOHOL AND OTHER DRUG PREVENTION COALITION

Executive Director of the Alcohol and Drug Coalition Grace McDonald addressed the Board and requested to be allowed to utilize space at the Courthouse Annex.

- Motion by Commissioner Smith to allow the Hamilton County Alcohol and Other Drug Prevention Coalition to occupy space at the Courthouse Annex. Second was made by Commissioner Brown, motion carried with a unanimous vote.

FLORIDA LEADERS ORGANIZED FOR WATER (FLOW)

Chairman Ogburn stated that there is nothing to report at this time regarding FLOW.

STATUS OF HOSPITAL PROPERTY / RURAL HEALTH CLINIC

County Engineer Greg Bailey advised the Board that the asbestos survey has been let for bids with the information to be formally submitted to the Clerk's office on March 28, 2013 at 11:00 a.m. The Rural Health Clinic will be discussed during the meeting with the Hospital Board on Wednesday, March 20th at 5:30 p.m.

2006 TAX CERTIFICATES

County Attorney John McCormick presented the Board with information regarding the available lots for the 2006 tax certificates and recommended that the Board take no action on the certificates.

- Motion by Commissioner Burnam to accept the recommendation of County Attorney John McCormick and to not accept any of the 2006 tax certificates. Second was made by Commissioner Brown, motion carried with a unanimous vote.

GREENE / GRIMSLEY PROPERTY

The Board discussed the property and how the Board wishes to proceed with the construction of a parking lot. The Board suggested that a survey of the property be done prior to doing anything to the property.

- Motion by Commissioner Oxendine to allow the County Road Department to remove and demolish the structure and for staff to have the property surveyed by surveyor

Donald Lee. Second was made by Commissioner Burnam, motion carried with a unanimous vote.

DISASTER HOUSING – ORDINANCE

County Attorney John McCormick requested that the Board allow additional time to prepare the ordinance.

STONINGTON INSURANCE COMPANY CASE – STATUS REVIEW

County Attorney John McCormick advised the Board that he is awaiting a confirmation letter from FACT, the county's insurance company.

SHELTER FOR RECREATION CENTER

Clerk of Court Greg Godwin explained to the Board in the absence of County Coordinator Danny Johnson that a quote from Ellis Roofing regarding the Recreation Center's shelter was received in the amount of \$550.00 which was lower than the other quote, however, not the preferred quote per the procurement policy. Commissioner Smith stated that the approximate cost of a 30X80 would be \$12,000 and a 30X60 \$9,000. After a lengthy discussion the Board stated that they would like to see a drawing and have Building Official John Auer review the plans and further discuss the shelter at the next regular Board meeting.

RECREATION DEPARTMENT BACKGROUND CHECKS

The Board discussed the use of background checks for the coaches at the Recreation Department. After a brief discussion agreed to use SSCD for the background checks at a cost of \$18 each and allow the Recreation Board to enforce the policy.

VETERANS MEMORIAL PARK – STATUS REPORT

Chairman Ogburn stated that there was nothing to report at this time regarding the Veteran Memorial Park. Glen Miller advised the Board that the bricks are being sold.

APPROVE BILLS

- Motion by Commissioner Smith to approve the bills (vouchers 094522 – 094873 and checks 041415 – 041573). Second was made by Commissioner Burnam, motion carried with a unanimous vote.

SUWANNEE VALLEY TRANSIT AUTHORITY – RESOLUTION

- Motion by Commissioner Smith to declare an emergency and approve the resolution for SVTA combining the local advisory boards. Second was made by Commissioner Brown, motion carried with a unanimous vote.

FDOT EXCESS PROPERTY

- Motion by Commissioner Burnam to declare an emergency and approve the Quit Claim Deed for the FDOT excess property per recommendation of County Attorney John McCormick. Second was made by Commissioner Oxendine, motion carried with a unanimous vote.

CORRESPONDENCE AND ANNOUNCEMENTS

- Commissioner Brown advised the Board that he had the Road Department provide dirt for a church that is in his district.
- Commissioner Oxendine discussed with the Board the letter from Matt Marable in regards to the shelter height at the Senior Center building. Due to the fact that the Board doesn't intend to take action at this time, the Board directed County Coordinator Danny Johnson to issue a letter to Mr. Marable.
- The Board agreed by unanimous consent to pursue the collection of additional gas tax through Loves Truck Plaza.
- The Board requested that the Clerk place the relocation of the "Old Camp School" on the agenda for the next Board meeting.
- Chairman Ogburn announced the Hospice meeting on April 6, 2013 at 5:30 p.m. at the Rembert Farm in Alachua.

There being no further business before the Board, the Chairman recessed the meeting at 9:07 p.m. until the meeting with the Hospital Board on Wednesday, March 20, 2013 at 5:30 p.m.

RANDY OGBURN, CHAIRMAN

ATTEST:

GREG GODWIN, EX-OFFICIO CLERK

