

**September 16, 2014**

**JASPER, FLORIDA**

**REGULAR SESSION**

The Board of County Commissioners, Hamilton County, Florida, met in regular session on Tuesday, September 16, 2014, at 6:00 p.m. in the Board Meeting Room, 207 Northeast First Street, Jasper, Florida. Present were Commissioners Robert Brown, Randy Ogburn, Buster Oxendine, Josh Smith and Beth Burnam, a full Board being present. Also present was County Attorney John McCormick, Attorney Cliff Adams and County Coordinator Louie Goodin.

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

**COMMENTS FROM THE PUBLIC**

Chris Mericle addressed the Board and read a letter thanking the Board for the passing the Resolution in support of relocating the Sabil Trail Pipeline. Mr. Mericle stated that currently they are pursuing an alternate route to the east rather than the proposed route that would have been in the proximity of several springs and the Withlacoochee River. Commissioner Burnam questioned Mr. Mericle as to the cost of the study that was provided by the citizens group, to which Mr. Mericle stated that the cost was \$5,000. Mr. Mericle again thanked the Board for their support.

Dale Ann Worthington addressed the Board regarding the Recreation Center. Ms. Worthington stated that Recreation Department employee Pablo Garcia is doing a great job with the programs at the Recreation Center; however, she shared her concerns in regards to the lack of a presence from Recreation Director Chuck Burnett. Ms. Worthington advised the Board that the a/c unit in the concession stand runs 24/7 and that the water fountain's water is hot. Chairman Smith questioned staff about the fact that the water fountain was supposed to have been replaced several weeks ago. Ms. Worthington then thanked the Board again for the Recreation Department being a nice facility but was still displeased with the lack of presence by Mr. Burnett.

George L. Roberson shared his concern regarding the lack of reclamation by PCS Phosphate and how the land was assessed due to not being reclaimed.

Chuck Lambert, with the Hamilton County School District's General Services, requested assistance from the Road Department for a couple of loads of dirt to fill in a wash out at South Hamilton Elementary School. The Board directed County Coordinator Louie Goodin to take a look at the issue and assist in whatever way possible.

## **ROAD PAVING PROJECTS – STATUS REPORT**

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

**CR-135** – Mr. Bailey presented the Board with a summary of daily hours worked per the inspector for the Hunter Creek Bridge construction. Mr. Bailey stated that Anderson Columbia is currently welding the plates for the Bridge and that according to the work schedule provided that the project should be complete around November 17<sup>th</sup>. The Board discussed the contract and possibility of charging liquidated damages at the end of the project due to the original promise that the Bridge would be completed within the appropriate timeline. The Board's legal staff advised that according to the contract the Board could charge \$500 per day. The Board stated their dissatisfaction with the timeliness of the project and also their concern that they advised the constituents in the area of a timeline and they are not even close to a completion date.

## **SHIP PROGRAM – STATUS REPORT**

Ship Administrator Spencer Nabors presented the Board with a status report of the current Ship projects that are under construction and pending action. Mr. Nabors also stated that the Annual Report for the 2011-2012 and 2013-2014 fiscal years have been submitted to DEO.

## **HEALTH DEPARTMENT CONTRACT – BRENDA BROWN AND MARK LANDERS**

Mark Landers, with the Health Department, presented the Board with the 2014 – 2015 Annual Report for the Health Department. Mr. Landers also discussed the services being provided and how the programs are affecting the community. Mr. Landers stated that the roof is fixed and Commissioner Burnam questioned Mr. Landers in regards to the patient count for the Primary Care Clinic.

- Motion by Commissioner Ogburn to approve the 2014-2015 contract for the Health Department. Second was made by Commissioner Oxendine, motion carried with a unanimous vote.

## **PUBLIC HEARING – HAMILTON COUNTY EMERGENCY MANAGEMENT ORDINANCE**

Chairman Smith recessed the regular Board meeting and called the public hearing to order at 6:50 p.m.

County Attorney John McCormick read the title of the Ordinance which basically establishes the chain of command in an emergency situation.

There being no further discussion from the Board or public, Chairman Smith closed

the public hearing and reconvened the regular Board meeting at 6:52 p.m.

- Motion by Commissioner Ogburn, to approve the Emergency Management Ordinance as presented. Second was made by Commissioner Burnam, motion carried with a unanimous vote.

### **PUBLIC HEARING – SE 14-02 – GLAWSON INVESTMENTS D/B/A BIENVILLE PLANTATION**

Chairman Smith recessed the regular Board meeting and called the public hearing to order at 6:55 p.m.

Land Use Administrator Megan Carter explained the action before the Board which is a request for a special exception by Glawson Investments to secure the appropriate license from the State of Florida to sell alcoholic beverages by the glass to their members and guests for consumption on the premises. Ms. Carter also stated that the Planning and Zoning Board approved the special exception with the condition that it is not to be open to the public. The Board questioned the enforcement of the alcohol consumption and also when and how it will be served. Mr. Jimmy Johnson, with Bienville Plantation, addressed the issue and explained the consumption issues and stated that this is just another amenity that is currently not being offered to their customers.

There being no further questions from the Board or public, Chairman Smith closed the public hearing and reconvened the regular Board meeting at 7:05 p.m.

- Motion by Commissioner Burnam to approve SE 14-02 (Glawson Investments D/B/A Bienville Plantation). Second was made by Commissioner Oxendine, motion carried with a four (4) to one (1) vote. Voting against the motion was Commissioner Ogburn.

### **OPERATION “AT HOME” INC. – BRENDA NORRIS – REQUEST FOR STORAGE SPACE**

Brenda Norris and April Perez were present in order to request the Board to provide space at the Courthouse Annex for the storage of non-perishable foods. Ms. Perez explained the services being provided by their organization and also advised the Board that Operation “At Home” is currently a 501-C3. Ms. Perez gave several heart felt examples of people that are being helped by their organization. Ms. Perez then stated that they are seeking assistance from the county for space and for the power and rent to be waived to allow for their limited funding to be spent on the food. Ms. Norris then advised the Board that the space would need to be climate controlled. County Coordinator Louie Goodin stated that space is available and that he has discussed the available space with Ms. Perez and Ms. Norris. The Board discussed the issue that an individual from White Springs issues a similar request of the Board and was denied due to insurance and liability issues. The Board agreed to allow the Clerk to place the item back on the agenda for the October 7<sup>th</sup> meeting in order to allow legal staff time to review the minutes from the previous request and possible liability issues.

## **CONSENT AGENDA**

- Motion by Commissioner Ogburn to approve the Consent Agenda and pull item 6 (Gibson Park Boat Ramp Invoice). Second was made by Commissioner Burnam, motion carried with a unanimous vote.

## **NW 23<sup>RD</sup> BLVD DEED ACCEPTANCE**

Attorney Cliff Adams presented the Board with a deed (#37 Charlene Robinson) for acceptance for the NW 23<sup>rd</sup> Blvd. paving project.

- Motion by Commissioner Burnam to approve and accept the deed (#37 Charlene Robinson) for the NW 23<sup>rd</sup> Blvd. as recommended by Attorney Adams. Second was made by Commissioner Brown, motion carried with a unanimous vote.

Mr. Adams advised the Board that Attorney Andrew Decker is representing a couple of the landowners and that he will meet with him to discuss their issues and report back to the Board.

## **FINAL SITE PLAN – GIBSON PARK BOAT RAMP – DISCUSSION**

Commissioner Oxendine stated concerns about the construction of the Gibson Park Boat Ramp. County Coordinator Louie Goodin provided the Board with a copy of the operational site plan for the Gibson Park Improvements. The Board discussed the issues regarding the plans and construction and was concerned about the location of the parking area and the removal of the trees. After a lengthy discussion, the Board directed staff to have the dirt removed from around the trees and to allow the Board members to take a look at the site prior to the next Board meeting in order to possibly change the parking area.

## **CONSENT AGENDA ITEM #6 – GIBSON PARK RENOVATIONS INVOICE**

- Motion by Commissioner Ogburn to approve the invoice for D & L Contracting, LLC in the amount of \$45,194.27 for the Gibson Park Renovations based on adequate retainage still owed. Second was made by Commissioner Brown, motion carried with a unanimous vote.

## **APPROVE BILLS**

- Motion by Commissioner Oxendine to approve the bills (vouchers 104167 – 104512 and checks 046715 – 046814). Second was made by Commissioner Burnam, motion carried with a unanimous vote.

## **SR-6 / I-75 WATER / SEWER PLANT**

County Coordinator Louie Goodin advised the Board of the lightening damage that has occurred at the Water / Sewer Plant and that he is having issues getting quotes for the

approximately \$8,000 worth of repairs. Chairman Smith stated that the Board needs a Certified Electrician & Maintenance person on staff when needed and will also need an Instrumentation Specialist to deal with the PLC's of the plant.

- Motion by Commissioner Oxendine to declare an emergency and allow County Coordinator Louie Goodin to make the necessary repairs to the plant and to use the City of Jasper's Instrumentation Specialist at their contracted rate. Second was made by Commissioner Ogburn, motion carried with a unanimous vote.

## **CORRESPONDENCE AND ANNOUNCEMENTS**

- County Coordinator Louie Goodin requested permission to attend a Risk Management Conference, the Board approved by unanimous consent.
- Mr. Goodin advised the Board that he is working on the possibility of being able to have the Class I waste hauled to the Aucilla River Landfill and should have the quote by the next Board meeting.
- Commissioner Burnam discussed with the Board the possibility of reimbursing the residents that have paid approximately \$5,000 for the Sabel Trail Pipeline study. Chairman Smith advised that he and staff have worked relentlessly on the issue and that according to an individual they were not interested in being reimbursed. The Board discussed the issue; however, took no action. George L. Roberson stated that he didn't feel that the Board took the time to check into the Sabel Trail Pipeline issue, the Board stated strongly that the accusation is not true.
- Commissioner Burnam stated that since Inez Nichols is working as the Nurse Practitioner at the Primary Care Clinic that the patient numbers should increase and that the move should allow them to specialize in different areas to better serve the public.
- Commissioner Burnam also suggested that the Board consider hiring a grant writer for the County allowing the individual to have a performance based salary.
- Commissioner Burnam discussed the issue with sections of Graham Acres Subdivision being zoned Agriculture and a few of the residents threatening to purchase multiple lots and park their equipment in the subdivision. Commissioner Burnam suggested that the Board consider making an application for a Land Use Change from Ag to residential, which would protect the other neighbors from this type of activity. After a lengthy discussion, the Board was hesitant to take such action due to the possibility of many others wanting the Board to take similar action.
- Commissioner Oxendine questioned staff as to whether the Landfill rate changes have been posted and advertised, Mr. Goodin stated that the new rates have been posted at the Landfill and will be in the next addition of the Jasper News.

- Commissioner Oxendine discussed with the Board the location and need to do something in regards to public awareness for the Primary Care Clinic. The Board agreed and stated that they would allow staff time to check and see what could be done.
- The Board agreed for Mr. Goodin to check the Dr.'s Clinic Building and see what repairs need to be made and report back to the Board.
- County Attorney John McCormick presented the Board with an email response from Dr. Pennock regarding the redistricting process. Dr. Pennock suggested a telephonic / skype meeting with the Board sometime between September 24<sup>th</sup> and September 26<sup>th</sup>. After a brief discussion, the Board agreed to hold the meeting at 9:00 a.m. on Friday, September 26, 2014.
- Mr. McCormick also discussed with the Board the memo from Environmental Attorney Scott Shirley regarding the supplemental information for the PCS Phosphate 2013 Annual Progress Report and 2014 Estimates.
- The Board agreed by unanimous consent to allow Commissioner Brown to serve on the Value Adjustment Board.
- Commissioner Smith requested that the Board allow Engineer Greg Bailey to take a look at a small portion of NW 69<sup>th</sup> Blvd. in order to possibly mill where the road intersects with SR-6 due to the washing of dirt onto SR-6 and causing an unsafe condition when we experience a heavy rain. The Board agreed by unanimous consent.
- The Board also agreed for Mr. Goodin to get quotes for a shelter that would cover the pumps at the SR-6 / I-75 Water / Sewer Plant.
- Commissioner Oxendine discussed with the Board a water issue on CR-150 and will let the Road Department check with the land owners in order to seek to rectify the problem.

There being no further business before the Board, the Chairman adjourned the meeting at 10:05 p.m.

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JOSH SMITH, CHAIRMAN

ATTEST:

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GREG GODWIN, EX-OFFICIO CLERK



