

The Board of County Commissioners of Citrus County, Florida, met in regular session on the above date at the Citrus County Courthouse in Inverness. The Chairman called the meeting to order, and Commissioner Batchelor gave the invocation and led the Pledge of Allegiance to the Flag.

Commissioners:	Josh Wooten, Chairman; Vicki Phillips, First Vice-Chairman; Roger Batchelor, Second Vice-Chairman; Gary Bartell and Jim Fowler
Attorneys:	Robert B. Battista and Michele Slingerland, Assistant
Administrator:	Richard Wm. Wesch
Clerks:	Theresa Steelfox and Glenda Brown, Deputy Clerks

The Chairman announced that the flower arrangement on the dais was from the residents of Suburban Acres. He read the accompanying card from the residents into the record, thanking the Commissioners for the actions taken in the construction of roads in their subdivision under the Private Road Construction Program. He also displayed the picture that was enclosed, and explained that it was one of the roads currently under construction in that subdivision.

2- **PUBLIC HEARINGS - WORKSHOPS - PERSONS TO APPEAR**

2-A **OPEN TO THE PUBLIC**

 Georgeanna R. Phelps distributed a timeline of events (filed with the Clerk's agenda) concerning a neighbor who wished to cut down a large tree located in the right of way. She explained that she spoke to several County staff members and received conflicting information. She questioned several issues regarding the County's tree specialist and tree-cutting company, who would be responsible to issue the utilization permit, how would she know if the utilization permit was issued, etc.

Mr. Wesch stated that he was not aware of the circumstances; however, he would research the issue and advise the Board and Mrs. Phelps of his findings.

 Dave Conant commented on an article that was recently in the Boston Herald newspaper written by Thomas and Deborah Fletcher called "Manatee Mavens Hit Citrus County, Florida". He wanted the Commissioners to know that good information was being presented about Citrus County in the northeast.

 Mike Gudis, on behalf of the Veterans Coalition, thanked the Board for their assistance in the location of the Veteran's Clinic at the Brown School facility.

He also referred to a newspaper article in the Chronicle and an e-mail from Paul Christensen, a member of the Sugarmill Woods Civic Association, (e-mail filed with the Clerk's agenda) regarding the water rates and the possible unfair accounting and management practices in Sugarmill Woods. He asked the Board to review this matter.

Commissioner Bartell stated that he had many discussions with staff regarding this matter and asked if staff could reply to Mr. Gudis' concerns.

Mr. Wesch stated that there were differing rates amongst the various service territories under the Citrus County Utility System, as well as under private providers. He added that it had been the practice of the Board that the rate for a given territory was reflective of the cost to produce that service in that area; therefore, the Board had not gone to uniform rates countywide.

Robert Knight, Utility Regulatory Director, stated that there was a rate difference between service territories and there was a justification for that rate difference. He explained that a gallonage charge for water included costs for customer billing, account maintenance, and maintenance of lines. He advised that the variable cost to produce water was 10 cents per 1,000 gallons and that the proposed bulk water agreement to the County was 86 cents to 87 cents per 1,000 gallons, which would be a significant amount of money that would be going to the Sugarmill Woods system. He added that in the proposed interlocal agreement, all other costs would be paid by the Citrus County Utility System and Chassahowitzka customers. He mentioned that the proposed interlocal agreement would be reviewed by the Water Authority Board to make sure it was cost effective for the Sugarmill Woods customers and the County, prior to the approval by this Board.

Commissioner Bartell reiterated that the interlocal agreement was a proposal from the Florida Governmental Utility Authority to bulk rate water to the County. He referred to a document prepared by Mr. Knight (filed with the Clerk's agenda) that factually explained the situation. He advised that Mr. Knight's document was distributed to the attorney for Sugarmill Woods, Mr. Christensen, and others. (1:17 P.M.)

3- **CONSENT AGENDA**

Upon motion by Commissioner Phillips, seconded by Commissioner Batchelor, and carried unanimously, the Board pulled item 3-X (WTOG Channel 44 Participation Agreement) and item 3-EEE (Revision of Administrative Regulation (AR) No. 11.07-3), and approved the balance of the Consent Agenda, as follows:

3-A Approved and authorized the Chairman to execute the minutes of the special meeting (Preliminary Budget Hearing) held on May 26, 2004, and the regular meeting held on June 8, 2004.

3-B Approved the following warrants: Payroll registers dated June 23, 2004, at \$505,903.62, dated June 24, 2004, at \$32,007.99, dated July 7, 2004 at \$520,873.79, and dated July 8, 2004, at \$31,975.49. Accounts Payable register dated July 12, 2004, at \$4,460,733.89. Emergency Check register dated July 13, 2004, at \$110,978.85.

3-C Adopted and authorized the Chairman to execute the following budget resolutions:

RESOLUTION NO. 2004-144

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE TRANSPORTATION CAPITAL BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, the Citrus County Board of County Commissioners received funds from the State of Florida Department of Transportation to purchase four (4) transit buses and radios for the buses; and

WHEREAS, available cash match needs to be appropriated to cover the cost of tags and miscellaneous items for the buses; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board's regular budget; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Citrus County, Florida as follows:

1. The Board does hereby amend its budget to include the estimated revenues and expenditures listed in Exhibit "A" attached hereto and made a part hereof by reference.
2. The Clerk of the Board is hereby directed to spread this resolution upon the minutes of the meeting held this date.

ADOPTED, in regular session this 13th day of July 2004, by the Citrus County Board of County Commissioners.

ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS

OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	129E-381-004	County Cash Match	\$500
Expenditures	129E-7227E-56400	Machinery and Equipment	\$500

RESOLUTION NO. 2004-145

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE AQUATIC SERVICES BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, on July 23, 2002, the Citrus County Board of County Commissioners approved a 10-year Cooperative Aquatic Plant Control Program Agreement with the Florida Department of Environmental Protection; and

WHEREAS, the Florida Department of Environmental Protection executed Task Assignment 3 of the project providing funds for aquatic vegetation control in Citrus County waterways during the 2004-05 State fiscal year; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board's regular budget; and

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ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	150-343-700	Aquatic Plant Control	4,339,316
		Total Revenues	\$4,339,316
Expenditures	150-6304-53400	Other Contractual Services	3,377,559
	150-6304-55207	Chemicals	961,757
		Total Expenditures	\$4,339,316

RESOLUTION NO. 2004-146

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE INVERNESS AIRPORT INFRASTRUCTURE GRANT BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, on April 27, 2004, the Citrus County Board of County Commissioners executed a Joint Participation Agreement with the State of Florida Department of Transportation; and

WHEREAS, on May 5, 2004, the State of Florida Department of Transportation executed the agreement providing funds for infrastructure development at the Inverness Airport; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board's regular budget; and

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ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	038-334-410	State Grant	200,000
	038-381-001	Transfer from General Fund	50,000
		Total Revenues	\$250,000

Expenditures	038-5795-53100	Professional Services	50,000
	038-5795-56300	Improvements other than Buildings	200,000
		Total Expenditures	\$250,000

RESOLUTION NO. 2004-147

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE HOME CARE FOR THE ELDERLY GRANT BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, on April 13, 2004, through Resolution 2004-077 the Citrus County Board of County Commissioners approved an application for financial assistance under the Home Care for the Elderly Program and a contract to provide services with Mid-Florida Area Agency on Aging, Inc.; and

WHEREAS, on June 25, 2004, Mid-Florida Area Agency on Aging, Inc. executed the contract providing funds to benefit elderly residents of the county; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board's regular budget; and

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ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	081E-334-691	State Grant	815
		Total Revenues	\$815
Expenditures	081E-5389E-51200	Regular Salaries and Wages	600
	081E-5389E-52100	FICA Taxes	46
	081E-5389E-52200	Retirement Contributions	67
	081E-5389E-52300	Life and Health Insurance	89
	081E-5389E-52400	Workers Compensation	13
		Total Expenditures	\$815

RESOLUTION NO. 2004-148

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE MEDICAID WAIVER PROGRAM BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, on April 13, 2004, through Resolution 2004-079 the Citrus County Board of County Commissioners approved an application for financial assistance under the Medicaid

Waiver Program and a contract to provide services with Mid-Florida Area Agency on Aging, Inc.; and

WHEREAS, on June 25, 2004, Mid-Florida Area Agency on Aging, Inc. executed the contract providing funds to benefit elderly residents of the county; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board's regular budget; and

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Citrus County, Florida as follows:

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ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	117E-346-900	Fees for Services	52,285
	117E-346-901	Assisted Living Facility Waiver	19,474
		Total Revenues	\$71,759
Expenditures	117E-5311E-51200	Regular Salaries and Wages	26,415
	117E-5311E-52100	FICA Taxes	2,021
	117E-5311E-52200	Retirement Contributions	2,068
	117E-5311E-52300	Life and Health Insurance	4,465
	117E-5311E-52400	Workers Compensation	575
	117E-5311E-53486	Contract Services – Meals	10,384
	117E-5311E-53488	Contract Services – Companionship	3,142
	117E-5311E-54000	Travel and Per Diem	150
	117E-5311E-54004	Travel – Administration	708
	117E-5311E-54005	Travel – Volunteer	1,131
	117E-5311E-54100	Communications Services	100
	117E-5311E-54160	Postage	108
	117E-5311E-54300	Utility Services	150
	117E-5311E-54605	Equipment Maintenance	67
	117E-5311E-54676	Copier Maintenance	83
	117E-5311E-55100	Office Supplies	334
	117E-5311E-55107	Program Supplies	167
	117E-5311E-55400	Dues, Books, Subscriptions	50
	117E-5311E-55417	Training	167
		Total Expenditures Dept. 5311E	52,285
Expenditures	117E-5401E-51200	Regular Salaries and Wages	13,625
	117E-5401E-52100	FICA Taxes	1,042

	117E-5401E-52200	Retirement Contributions	1,067
	117E-5401E-52300	Life and Health Insurance	2,219
	117E-5401E-52400	Workers Compensation	304
	117E-5401E-54000	Travel and Per Diem	150
	117E-5401E-54004	Travel – Administration	467
	117E-5401E-54100	Communications Services	60
	117E-5401E-54160	Postage	33
	117E-5401E-54300	Utility Services	83
	117E-5401E-54605	Equipment Maintenance	33
	117E-5401E-54676	Copier Maintenance	25
	117E-5401E-55100	Office Supplies	197
	117E-5401E-55107	Program Supplies	53
	117E-5401E-55400	Dues, Books , Subscriptions	33
	117E-5401E-55417	Training	83
		Total Expenditures Dept. 5401E	19,474
		Total Expenditures	\$71,759

RESOLUTION NO. 2004-149

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE COMMUNITY CARE FOR THE ELDERLY GRANT BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, on April 13, 2004, through Resolution 2004-076 the Citrus County Board of County Commissioners approved an application for financial assistance under the Community Care for the Elderly Program and a contract to provide services with Mid-Florida Area Agency on Aging, Inc.; and

WHEREAS, on June 25, 2004, Mid-Florida Area Agency on Aging, Inc. executed the contract providing funds to benefit elderly residents of the county; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board’s regular budget; and

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BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	183E-334-691	State Grant	203,831
	183E-381-004	County Cash Match	25,473
		Total Revenues	\$229,304

Expenditures	183E-5345E-51200	Regular Salaries and Wages	120,993
	183E-5345E-52100	FICA Taxes	9,256
	183E-5345E-52200	Retirement Contributions	13,466
	183E-5345E-52300	Life and Health Insurance	22,247
	183E-5345E-52400	Workers Compensation	5,340
	183E-5345E-53486	Contract Services - Meals	21,821
	183E-5345E-53487	Contract Services – Ear	12,617
	183E-5345E-54000	Travel and Per Diem	932
	183E-5345E-54004	Travel – Administration	7,064
	183E-5345E-54005	Travel – Volunteer	3,393
	183E-5345E-54100	Communications Services	2,040
	183E-5345E-54160	Postage	1,200
	183E-5345E-54300	Utility Services	1,680
	183E-5345E-54605	Equipment Maintenance	1,290
	183E-5345E-54676	Copier Maintenance	210
	183E-5345E-55100	Office Supplies	2,935
	183E-5345E-55107	Program Supplies	1,220
	183E-5345E-55400	Dues, Books, Subscriptions	1,000
	183E-5345E-55417	Training	600
		Total Expenditures	\$229,304

RESOLUTION NO. 2004-150

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE COMMUNITY CARE FOR THE ELDERLY GRANT BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, on April 8, 2003, through Resolution 2003-072 the Citrus County Board of County Commissioners approved an application for financial assistance under the Community Care for the Elderly Program and a contract to provide services with the Mid-Florida Area Agency on Aging, Inc.; and

WHEREAS, funds are available from the close of the grant that are available to be carried forward; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board’s regular budget; and

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/s/ Betty Strifler

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BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues		Cash Carry Forward	28,403
		Total Revenues	\$28,403
Expenditures	183E-5338E-51200	Regular Salaries and Wages	16,635
	183E-5338E-52100	FICA Taxes	1,272
	183E-5338E-52200	Retirement Contributions	1,239
	183E-5338E-52300	Life and Health Insurance	4,050
	183E-5338E-52400	Workers Compensation	210
	183E-5338E-53400	Other Contractual Services	997
	183E-5338E-56400	Machinery and Equipment	4,000
		Total Expenditures	\$28,403

RESOLUTION NO. 2004-151

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE DRUG COURT BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, the Citrus County Court Alternatives Program has received funds from the State of Florida, Department of Children and Families; and

WHEREAS, these funds must be used for program related expenditures; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board's regular budget; and

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OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	040-334-999	State Non-Grant Revenue	\$6,250
Expenditures	040-5750-53400	Other Contractual Services	\$6,250

RESOLUTION NO. 2004-152

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE ROAD IMPACT FEES DISTRICT 8 BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, the City of Crystal River has requested funds from the Transportation Impact Fee Fund for the Crystal Street Realignment Project; and

WHEREAS, this project may be funded with transportation impact fees; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board's regular budget; and

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OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues		Cash Carry Forward	\$59,050
Expenditures	613-2811-56355	Crystal Street Alignment	\$59,050

RESOLUTION NO. 2004-153

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE LIBRARIES BUDGET FOR FY 2003-04

WHEREAS, the Division of Library Services has received donations from the Friends of the Floral City Library, Friends of the Coastal Region Library, and Friends of the Homosassa Library; and

WHEREAS, these funds will be used to purchase books, DVDs, CDs, and out-of-state newspaper subscriptions; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board's regular budget; and

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BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	131-366-907	Donations – Friends of the Library	\$7,605
Expenditures	131-6212-56600	Library Books - Publications	\$7,605

RESOLUTION NO. 2004-154

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE LIBRARIES BUDGET FOR FY 2003-04

WHEREAS, the Division of Library Services receives funds from the Florida Arts License Tag Program when residents of the County purchase a special Florida Arts License Tag; and

WHEREAS, these funds will be used to purchase arts-related materials and programming; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2003-04; and

WHEREAS, Section 129.06(d), Florida Statutes, provides that the Board may amend its budget by resolution spread upon its minutes to appropriate and expend funds from a source not anticipated in the Board’s regular budget; and

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/s/ Betty Strifler

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OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	131-335-715	Florida Arts License Plates	\$100
Expenditures	131-6212-53400	Other Contractual Services	\$100

3-D Approved the following budget transfers: **Human Resources Department:** \$400 from #001-2107-54000 and \$400 from #-55417 with \$100 to #-55400 and \$700 to #-54700. **Department of Public Works/Administration:** \$8,000 from #001-2140A-56300 to #-56200. **Elections:** \$4,000 from #001-2441-51301, \$6,000 from #-53400, \$14,250 from #-54160, \$2,000 from #-54408, and \$5,000 from #-54700 to #-56400. **Engineering Division (ED):** \$300 from #102-4104-54605 to #-54400, and \$6,500 from #-51400 to #-51306. **ED/Water Quality:** \$550 from #001-5425-53100 to #-55208. **ED/Chassahowitzka Regional Wastewater System:** \$116,000 from #322-5752-56300 to #-53100. **Solid Waste Management/Long Term Care:** \$1,500 from #401-5216-54605 to #-55210. **Community Support Services Division (CSSD)/Title III C1:** \$240 from #181E-5370E-54012 to #-55417. **Parks and Recreation/Chassahowitzka Campground:** \$500 from #108-6150-55275 to #-55210.

3-E Approved and authorized the Chairman to execute Satisfactions of Judgment for Caroline M. Bertino, Case No. 2000 CT 001089; Dustin Gregory Brown, Case No. 03-000684-CT; Franklin Ray Nix, Case No. 02-00533-MM; James Bradley Thomas, Case No. 03-001187-MM; Mark Christopher Guido, Case No. 2002 MM 003313; and Lonnie Lee Lamkin, Case No. 1996 CT 002848.

3-F Acknowledged receipt of Tentative Resolution #1 2004-2005 from the Citrus County Mosquito Control District.

3-G Approved and authorized the Chairman to execute Satisfactions of Lien filed by and on behalf of the Citrus County Municipal Service Taxing Unit for water and wastewater utility services with Ruth Smith Twiggs, Ace Hardware of Hernando, Inc., and Robert V. and Mary M. McCarthy.

3-H Approved and authorized the Chairman to execute Releases of Lien for special assessments, which had been paid in full: Resolution No. 85-70 reconfirmed by Resolution No. 93-173: Lino-Dora Merzi, Alternate Key (AK) No. 1140862, F 00040310. Resolution No. 98-091: Ralph R. and Helga M. Edwards, AK No. 1656094 (W), A C & R Homes of Citrus, Inc., AK No. 2678658 (W), and John L. Bloomquist, AK No. 1637236 (W). Resolution No. 2000-132: Warren and Dorothy Goldy, AK No. 2598441 (OA). Resolution No. 2001-202: Thomas B. and Patricia J. Newell, AK No. 1945046 (1D), Jack V. and Dorothy B. Lyons, AK No. 1974771 (1D), Doris T. Pastl, AK No. 1979170 (1E), and Erma L. Shepherd, Trustee, AK No. 1971934 (1E). Resolution No. 2002-141 and Resolution No. 2002-142: Juan and Neveida Perez, AK No. 1658616 (2A) and Richard Michael and Lottie Margaret Burns, AK No. 1639573 (2A). Resolution No. 2003-139: Jo Ann Petraglia, AK No. 1648637. Resolution No. 2003-151: Daniel and Dorothy Combs, AK No. 1752086 (3B). Resolution No. 2003-154: Patricia Butler, AK No. 2254742 (3C).

3-I Approved the following items for deletion from the County’s capital asset list:

Support Services		
Property Identification No.	Description	Condition
13338	Uptech Computer System	Non-Repairable
13336	Uptech Computer System	Non-Repairable
13340	Uptech Computer System	Non-Repairable
12624	Mitacp 133 PC	Non Repairable
11188	Digital Service Unit	Non-Repairable
13319	Lanier Copy Machine	Non-Repairable
3059	Two-Door Storage Unit	Obsolete
Fire Services		
2354	Water Conditioner	Non-Repairable
12311	Water Conditioner	Non-Repairable
6670	Water Conditioner	Non-Repairable
Library Services		
8861 / G175	Library Furnishings / Chair	Non-Repairable

3-J Approved the following wire transfers:

Heritage Consultants, Inc.	\$10,433.49	06/09/04
Heritage Consultants, Inc.	\$13,306.19	06/23/04
Preferred Governmental Claims Solutions	\$ 7,801.17	06/08/04
Preferred Governmental Claims Solutions	\$13,377.52	06/15/04
Preferred Governmental Claims Solutions	\$ 7,577.81	06/21/04
Preferred Governmental Claims Solutions	\$ 3,193.98	06/29/04
Bank of America	\$66,521.80	06/16/04
Wright Express	\$18,281.27	06/25/04
US Postal Service	\$13,000.00	06/02/04
US Postal Service	\$13,000.00	06/30/04
Florida Department of Revenue	\$ 1,361.22	06/17/04
American Title Services of Citrus Co., Inc.	\$16,500.00	06/10/04

3-K Approved the donation of the following obsolete Dell Computer Systems, including CPUs, monitors, keyboards, and mice to the Inverness Christian Academy:

Property Identification Numbers	
14365	14892
14418	14493
14874	14895
14359	14893
14361	14360

3-L Approved and authorized the Chairman to execute the Great Florida Birding Trail Sign Maintenance Agreement with the Florida Fish and Wildlife Conservation Commission for the maintenance of signage on the bird trail along various County roads in an amount not to exceed \$200 annually.

3-M **(1)** Accepted a Warranty Deed from Paul Lee and Betty Lee Huffstutler for a future sewage lift station site in a portion of Blue River Cove East, and **(2)** directed the Clerk to place the acceptance stamp upon the deed and record in the public records.

3-N Approved and authorized the Chairman to execute a Release of Lien in Code Enforcement Case No. 03-120 filed against Mazzi/Merit Properties Two, LTD at \$1,300.

3-O Approved and authorized the Chairman to execute a Release of Lien in Code Enforcement Case No. 03-342 filed against Mazzi/Merit Properties Two, LTD at \$514.65.

3-P Approved and authorized the Chairman to execute a Contract for Sale and Purchase with Jimmy and Myra L. Bellamy for Lots 66 and 67, Townsite of Hernando, for the County Road (CR) 486 Road Improvement Project from Forest Ridge Boulevard to US-41, Hernando.

3-Q Approved and authorized the Chairman to execute a Right of Entry Agreement with Citrus Hills Investment Properties for the CR-486 Road Improvement Project from Forest Ridge Boulevard to US-41, Hernando.

3-R Approved and authorized the Chairman to execute the Substantially Similar Plat of Costa & Son Inc. Addition (PLT-04-11), a Replat of Lot 35, and directed the Clerk to record the plat in the public records.

3-S Adopted the AR No. 12.12-1, Medication Guidelines and Regulations.

3-T Approved and authorized the Chairman to execute Water and/or Wastewater Developer's Agreements between the Citrus County Municipal Service Benefit Unit (MSBU) for Water and/or Wastewater Services and Ira J. and/or Sally L. Pyles, James G. Goodwillie III, and Linda F. Goodwillie, Walter H. Read, Leonard and Karen Feutz, William E. Denny, Chester W. Segers, and Foster Panza for the estimated cost to extend and install a two-inch water line plus connection fees to their residences on East Charleston Court, Hernando.

3-U Approved and authorized the Chairman to execute preventative maintenance fixed rate agreements (PM Solutions) with Ring Power Corporation on the following Caterpillar heavy equipment located at the Central Landfill: 826G Compactor, 950G Front End Loader 1, 950G Front End Loader 2, and 623F Scrapers, for a period of two years or 2,000 hours, whichever comes first.

3-V Approved and authorized the Chairman to execute a Right of Entry Agreement with the Italian Social Club of Citrus County for the CR-486 Road Improvement Project from Forest Ridge Boulevard to US-41, Hernando.

3-W **(1)** Approved and authorized the Chairman to execute a Permanent Reassignment of Development Rights Agreement with Virginia Yanko, DVR No. 2004-022, AK Nos. 1883341 and 1183359 for residential properties within MSBUs for installation of water and wastewater systems for Chassahowitzka Water Quality Assessment District, and **(2)** directed the Clerk to record the agreement in the public records.

3-Y Approved revisions to the 2003-2004 Citrus County Health Department Annual Contract to reflect an increase in federal funding at \$13,617 for the Bio-terrorism Program.

3-Z Set public hearings as shown to consider amendments to the Citrus County Comprehensive Plan (COMP) Ordinance No. 89-04 as amended and the Land Development Code (LDC) Atlas Ordinance No. 90-14:

Adoption Workshop:	September 28, 2004, at 2:00 P.M.
Adoption Hearing:	October 12, 2004, at 5:01 P.M.

Location:	Citrus County Courthouse, 110 North Apopka Avenue, Inverness
Applications:	<p><u>CPA-04-02, Department of Development Services (DDS)</u> Text amendment to the Capital Improvements Element to update information pertaining to capital projects and costs.</p> <p><u>CPA-04-03, DDS</u> Text revision to the COMP to clarify language about the Coastal High Hazard Area (CHHA), to provide for additional standards for development within the CHHA.</p> <p><u>CPA/AA-04-11, DDS</u> Amendment to re-assign 6,425 acres more or less of the land use for all Mixed Use (MXU) designated properties and certain Southwest Florida Water Management District (SWFWMD) owned lands in the Chassahowitzka area, making the LDC Atlas consistent with the COMP and the Generalized Future Land Use Map (GFLUM).</p> <p><u>CPA/AA-04-13, Key Training Center</u> Request to amend the LDC Atlas and GFLUM from Medium Density Residential (MDR) and Low Density Residential (LDR) Districts to Public/Semi-Public/Institutional (PSI) District to allow for the expansion of the Key Training Center facilities located off North Van Nortwick Road in the Lecanto area. (43.2 acres more or less)</p> <p><u>CPA/AA-04-14, Clark A. Stillwell, Esquire for Richard T. and Marion Carroll, Co-Trustees</u> Re-designation of approximately 17 acres from Industrial District (IND), to General Commercial District (GNC) on the LDC Atlas map and the GFLUM on Parcel 11100 in Section 10, Township 19 South, Range 19 East to provide consistency with historical changes in the surrounding land uses from IND to GNC.</p>

3-AA Approved and authorized the Chairman to execute the Youth Athletic Organization Agreement with the Citrus Youth Conference Organization (Crystal River Sharks) for the use of Bicentennial Park in conjunction with other leagues as necessary for their 2004 season.

3-BB Awarded a new bid to Integrity Well & Pump Company in the increased amount of \$44,343 from the Withlacoochee River Water Supply Authority Renewal/Replacement Account No. 453-9700-54605 to perform needed repairs to Wells No. 6 and No. 7 at the Charles A. Black Water Treatment Plant.

3-CC Waived and refunded the \$106 fee for a Baseball/Softball Clinic held by Brent Hall of Bulldog Baseball League of Citrus County, Inc., on June 24, 2004, at the Bicentennial Park Facility.

3-DD Approved and authorized the Chairman to execute Amendment Number 1 to Agreement for Professional Services with Hoyle, Tanner & Associates, Inc., (Project No. 109112.07) Grover Cleveland Library Site Development at \$10,770.

3-EE (1) Approved and authorized the Chairman to execute the Substantially Similar Plat of Twin Acres (PLT-04-13), a Replat of Lot 17, Block C, Herculacres Unit 1, and (2) directed the Clerk to record the plat in the public records.

3-FF Adopted and authorized the Chairman to execute a resolution requesting that an easement be granted across Rails to Trails by the Board of Trustees for the Internal Improvement Fund of the State of Florida for installation and maintenance of a stormwater pipe as part of the Courthouse Annex Project. **RESOLUTION NO. 2004-155**

3-GG Approved and authorized the Chairman to execute an Indemnity Agreement with DLW Properties, L.L.C., for installation of a sewer lateral and underground electric connection on CR-491 at West Jerwayne Lane, and associated swale grading for two non-residential driveways at North Dacie Point and West Jerwayne Lane.

3-HH Approved and authorized the Chairman to execute Work Authorization No. 2004-01 with C & D Engineering, Inc., for construction administration services at \$116,000 for the Homosassa Wastewater Collection System - Phase IV (Chassahowitzka) Project.

3-II Approved and authorized the Chairman to execute Addendum "A" of the Transportation Disadvantage Contract with the Citrus County School Board to increase charges for mileage and driver expenses.

3-JJ Approved and authorized the Chairman to execute the Volunteer Placement Agreement between the Medicaid Waiver Program and the Nature Coast Volunteer Center Senior Companion Program to provide 2,900 units of service to eligible 60+ Citrus County residents beginning July 1, 2004, and ending June 30, 2005, to coincide with the dates of the Medicaid Waiver Program.

3-KK (1) Accepted a Warranty Deed from William H. DuBois for Lot 18, Block J, Hilltop, for the Croft Avenue Road Improvement Project, and (2) directed the Clerk to place the acceptance stamp upon the deed and record in the public records.

3-LL Adopted and authorized the Chairman to execute a resolution to continue and expand the existing VeriTracks Contract with Veridian Information Solutions, Inc. **RESOLUTION NO. 2004-156**

3-MM Approved and authorized the Chairman to execute Supplemental Agreement No. 3 with Veridian Information Solutions, Inc., to extend the terms of the agreement by exercising the second one-year renewal option and amending the expiration date to June 8, 2005.

3-NN Approved and authorized the Chairman to execute a Right of Entry Agreement with Joseph A. and Marie E. Cosentino for the CR-486 Road Improvement Project from Forest Ridge Boulevard to US-41, Hernando.

3-OO Designated the reconfiguring of the eastern portion of West Test Court to a one-way (eastbound) street, and authorized staff to proceed with the required signage and striping.

3-PP Approved and authorized the Chairman to execute Change Order No. 1 to the Advance Construction Services, Inc., Agreement for Landfill Phase 2 Expansion (Bid 071-03), by extending the project completion date by 108 days at no additional cost to the existing contract.

3-QQ Authorized staff to advertise a Request for Qualifications (RFQ) to provide utility related and other engineering consulting services through a master agreement for a period of up to three years.

3-RR Approved a travel request for Commissioner Bartell to attend the Florida Chamber course, "Avoiding the Politics of Water Shortage", July 20 and 21, 2004, held at the Marco Island Marriott Resort and Golf Club.

3-SS Set a public hearing on July 27, 2004, at 2:15 P.M. in the Citrus County Courthouse, 110 North Apopka Avenue, Inverness to consider an amendment to Chapter 42 of the Citrus County Code (Ordinance 97-05) regarding onsite sewage disposal systems (septic tanks), private wells, and septage/sludge disposal.

3-TT Approved and authorized the Chairman to execute the Citrus County State Housing Initiative Partnership (SHIP) Agreement with Creative Choice Homes XXVIII, LTD., at \$150,000 under the Citrus County Rental Development Strategy to assist with the construction of Marina Del Ray, a 100-unit affordable rental development in Beverly Hills.

3-UU Approved and authorized the Chairman to execute a letter to be sent to the U.S. Department of Agriculture supporting the Boys and Girls Clubs of Citrus County, Inc., in obtaining permanent mortgage financing for the construction of a clubhouse in Beverly Hills.

3-VV Set a public hearing on July 27, 2004, at 2:30 P.M. in the Citrus County Courthouse, 110 North Apopka Avenue, Inverness on an Ordinance of Citrus County revising and amending the Citrus County Code Chapter 102 relating to standards and construction specifications for water and wastewater systems.

3-WW Set a public workshop on August 10, 2004, at 2:00 P.M. and a public hearing on September 14, 2004, at 2:00 P.M. in the Citrus County Courthouse, 110 North Apopka Avenue, Inverness to consider application OA-04-03, DDS, an amendment to the LDC, Ordinance No. 90-14, amending the state highway access management standards.

3-XX Approved and authorized the Chairman to execute an Indemnity Agreement with Citrus Sertoma Club, Inc., for the installation of temporary signs for their upcoming Oktoberfest.

3-YY Approved and authorized the Chairman to execute the Substantially Similar Plat of Celina Hills Addition (PLT-04-06), a Replat of Lot 7B, and directed the Clerk to record the plat in the public records.

3-ZZ Set a public hearing on August 10, 2004, at 2:15 P.M. in the Citrus County Courthouse, 110 North Apopka Avenue, Inverness on an Ordinance amending Section 66-36 of the Citrus County Code titled "Water Shortage" by providing for a variance to the irrigation schedules defined in Florida Administrative Code, Chapter 40D-21.

3-AAA Approved and authorized the Chairman to execute Change Order No. 2 to the agreement with John Rife Corporation, Inc., (Bid No. 049-04) at \$3,098 for revisions to the Inverness Health Department Reception Remodel and a 30-day time extension.

3-BBB Approved and authorized the Chairman to execute a Release of Lien for a special assessment, which had been paid in full: Resolution No. 75-64: Remigio Valdivia, AK No. 1800871.

3-CCC Approved and authorized the Chairman to execute an Indemnity Agreement and a Stewardship Agreement with the Brentwood Farms Property Owners Association, Inc., to plant trees and other approved vegetation and place irrigation within the County right-of-way for beautification enhancement purposes along CR-486 (Phase 2 construction).

3-DDD Authorized the County Attorney to execute an engagement letter with Fowler White Boggs Banker P.A. for representation in the Ownby case.

3-FFF Authorized the County Attorney's Office to seek a court injunction against William O. and Dora F. White to correct the continuing problem of junkyard conditions at 2349 North Lakefront Drive, Hernando.

3-GGG Approved and authorized the Chairman to execute a Release of Lien in Code Enforcement Case No. 03-052/WS filed against Robert L. and June T. Brown d/b/a Brown's Auto World at \$1,096.19.

3-HHH Approved and authorized the Chairman to execute a Release of Lien in Code Enforcement Case No. 03-372 filed against Penny E. King and Michael D. Verdone at \$163.95.

3-III Approved and authorized the Chairman to execute a Release of Lien in Code Enforcement Case No. 99-78 filed against Daniel R. Atwood at \$890.

3-JJJ Approved and authorized the Chairman to execute a Release of Lien in Code Enforcement Case No. 03-574 filed against Clara G. Radford at \$1,200.

3-KKK Approved and authorized the Chairman to execute a Release of Lien in Code Enforcement Case No. 01-123 filed against Carl and Johnny Howard at \$50.

3-LLL Approved and authorized the Chairman to execute a Release of Lien in Code Enforcement Case No. 03-046 filed against Saloon Bar & Grill, Inc., at \$2,122.80.

3-MMM Approved the following Bid Committee Report: **(1) Bid No. 060-04, Maintenance Operations Division (MOD)**, transportable pre-cast concrete buildings, awarded to J. E. Hill Contractor, Inc., as the lowest bidder meeting the specifications; **(2) Bid No. 063-04, MOD**, fire alarm and suppression system testing, awarded to WL Barton d/b/a A1 Alarm Systems as the lowest bidder; **(3) Bid No. 065-04, CSSD**, private pay in home services, awarded to NurseTemps, Inc., as the primary contractor and Nature Coast Volunteer Center as the back up contractor for respite, homemaking, and personal care, and awarded Nature Coast Volunteer Center as the primary contractor and NurseTemps, Inc., as the back up contractor for the Companionship Program; **(4) Bid No. 073-04, MOD**, court resurfacing, awarded to Bentley Striping Co. as the lowest bidder; **(5) Bid No. 075-04, MOD**, concrete flat work, awarded to Wayne Bass Concrete as the only bidder; **(6) Bid No. 079-04, Housing Services Division (HSD)**, home repairs, awarded RHB 2003-018 at the base bid of \$16,656.35 to Heath Restoration Contractor, Inc., as the lowest bidder; and **(7) Bid No. 083-03, CSSD**, janitorial services for the senior/community centers, renewed the current bid with Coverall of North Central Florida under the same terms and conditions listed in the bid documents. (1:18 P.M.)

3-EEE **REVISION OF AR NO. 11.07-3**

Commissioner Phillips explained that this was the administrative regulation for the policies and procedures establishing the private road municipal service benefit units for construction. She stated that she could not support this item because she still had a concern with the Private Road Construction Program because 70 percent of the returned letters favoring the proposed assessment was needed to proceed with the program, and she did not agree with making improvements to private property without approval from the property owners.

Upon motion by Commissioner Wooten, seconded by Commissioner Fowler, the Board adopted Administrative Regulation No. 11.07-4, Policy and Procedures Establishing Private Road Municipal Service Benefit Units for Construction with Open Graded Asphalt Mix and Perpetual Maintenance. Motion carried. Voting aye: Commissioners Bartell, Batchelor, Fowler, and Wooten. Voting nay: Commissioner Phillips.

3-X **WTOG-TV 44 PARTICIPATION AGREEMENT**

Mr. Wesch explained that this item was an agreement with WTOG-TV 44 for advertisement services. He stated that after further review staff had decided to proceed in a different manner, and therefore requested that no action be taken at this time.

6- **COUNTY ADMINISTRATOR'S REPORT**

6-A **ARTICLE V IMPACTS - LAW LIBRARY/GUARDIAN AD LITEM PROGRAM**

Mr. Wesch stated that due to recent Article V legislative changes, the County now had the obligation to fund the utilities and space needs of the Guardian Ad Litem Program, as well as the Law Library. He requested authorization to relocate the Law Library from its

current location in the Courthouse to the Lakes Region Library and utilize the Courthouse space for the Guardian Ad Litem Office, which was currently located in the Masonic Building. He explained that relocating the Guardian Ad Litem Office would be a budget savings of rental and utility dollars, and having the Law Library in the Lakes Region Library would afford greater opportunities for use to the public.

Upon motion by Commissioner Phillips, seconded by Commissioner Bartell, and carried unanimously, the Board approved the relocation of (1) the Law Library from the second floor of the Citrus County Courthouse to the Lakes Region Library in Inverness, and (2) the Guardian Ad Litem Office from the second floor of the Masonic Building to the space currently occupied by the Law Library. (1:22 P.M.)

13- **ANY OTHER COUNTY BUSINESS - ACCEPTED BY MOTION ONLY**

13-A **ESCROW ACCOUNT FOR ANIMAL CONTROL CITATION FILING FEES**

Mr. Wesch requested that the Board establish an escrow account at \$1,000 for Animal Control citation filing fees, due to the Article V legislation and the requirement of the County to pay the Clerk a \$10 fee per violation.

Upon motion by Commissioner Bartell, seconded by Commissioner Phillips, and carried unanimously, the Board (1) authorized staff to establish an escrow account with the Clerk of the Courts, on behalf of the Animal Control Division to pay filing fees for violation issues, (2) approved the following budget transfer: **ANIMAL CONTROL:** \$1,000 from #001-5106-56400 to #-54900, and (3) authorized staff to request a warrant be issued payable to Betty Strifler, Clerk of the Courts, at \$1,000. (1:23 P.M.)

13-B **USE OF THE HISTORIC COURTHOUSE GROUNDS**

Upon motion by Commissioner Fowler, seconded by Commissioner Bartell, and carried unanimously, the Board approved a request by Paul Pilney to use the Historic Courthouse grounds for a political commercial to be filmed July 14, 2004, from 11:00 A.M. until 12:00 noon.

7- **COMMISSIONER JOSH WOOTEN, CHAIRMAN**

7-A **AFFORDABLE HOUSING ADVISORY COMMITTEE**

Upon motion by Commissioner Fowler, seconded by Commissioner Phillips, and carried unanimously, the Board accepted with regret the resignation of L. Douglas Alles, and announced a vacancy for a Low Income Advocate position on the Affordable Housing Advisory Committee.

7-B **AFFORDABLE HOUSING ADVISORY COMMITTEE**

Commissioner Batchelor nominated Emily Ruiz-Angelo to fill a Member At-Large position on the Affordable Housing Advisory Committee for a term that would expire on April 25, 2006.

Upon motion by Commissioner Bartell, seconded by Commissioner Phillips, and carried unanimously, the Board ceased nominations. (1:26 P.M.)

13-C ESCROW ACCOUNT FOR ORDINANCE VIOLATION FILING FEES

Mr. Battista explained that this was another escrow account necessary due to the Article V legislation. He added that this escrow account at \$2,000 would be established to satisfy the filing requirements of the Sheriff's Office on ordinance violations and the County Attorney's Office for the filing of legal proceedings.

Upon motion by Commissioner Phillips, seconded by Commissioner Bartell, and carried unanimously, the Board (1) authorized staff to establish an escrow account with the Clerk of the Courts, on behalf of the County Attorney's Office, to pay filing fees; (2) approved the following budget transfer: ADMINISTRATIVE SERVICES: \$2,000 from #001-999-60050 to #-2101-54900, and (3) authorized staff to request a warrant be issued payable to Betty Strifler, Clerk of the Courts, at \$2,000.

13-D INDEMNITY AGREEMENT - BERGER CONSTRUCTION

Upon motion by Commissioner Fowler, seconded by Commissioner Batchelor, and carried unanimously, the Board approved and authorized the Chairman to execute an Indemnity Agreement with Berger Construction (Ken Berger) for the purpose of clearing trees and brush on the unimproved road right-of-way known as West Wheeling Lane for ingress and egress to allow access of heavy equipment to that site for home construction.

(1:28 P.M.)

2-B EMPLOYEE SERVICE AWARDS

The following employees were recognized for their years of service to the County: **5 Years:** Charles Polisenno, Connie Sweat, and Mark Young. **10 Years:** Carolyn (Lynn) Ehley and Janice Springsteel. **20 Years:** Richard (Rick) Sims.

(1:31 P.M.)

2-C STREAMLINED 5-YEAR/ANNUAL PLAN FOR HOUSING URBAN DEVELOPMENT (HUD) SECTION 8 RENTAL ASSISTANCE

Gary Maidhof, DDS Director, advised the Board that the County must adopt a Streamlined 5-Year/Annual Plan (Plan) as part of the Quality Housing and Work Responsibility Act (QHWRA) beginning with the October 2005 fiscal year. He stated that the Plan described agency goals, strategies, policies, and procedures to attain those goals.

The Chairman opened the public hearing for public comment. With no public comment, the Chairman closed the public portion of the public hearing.

Upon motion by Commissioner Phillips, seconded by Commissioner Bartell, and carried unanimously, the Board approved and authorized the Chairman to execute the required Certification for the Streamlined 5-Year/Annual Plan for HUD/Section 8 Rental Assistance.

(1:34 P.M.)

10- COMMISSIONER GARY BARTELL

10-A FLORIDA ASSOCIATION OF COUNTIES UPDATE

Commissioner Bartell gave an update on the recent actions of the Florida Association of Counties (FAC) Board of Directors.

He addressed one issue as the state mandate placed on local governments to fund the Department of Juvenile Justice (DJJ), which would cost Citrus County approximately \$900,000. He advised that there had been an issue raised by the FAC and the League of Cities about the constitutionality of the action of the governor and the legislature. He stated that the FAC Board of Directors, with the advice of the legal council, voted to contest that action due to the sizeable amount of money costing local government, and the precedent it would set for future mandates. He explained that the FAC Board of Directors was requesting a voluntary appropriation assessment of local government to contest this action, and that Citrus County's portion would be \$884.

He advised that the second issue was the constitutional amendment for an additional homestead exemption of \$25,000. He stated that the FAC, the League of Cities, the Chambers of Commerce, and other entities had decided to establish an assessment, based on the population of each county and city, for an educational program. He mentioned that while an additional homestead exemption sounded beneficial initially, the funding for services would have to be made up somewhere else. He explained that the FAC was requesting \$7,369 from Citrus County for the educational program that would be presented statewide prior to the election.

He reported that the FAC was requesting a total of \$8,253 for both issues, and that the projected costs for those issues would be approximately 7.3 million dollars that would have to be shifted somewhere else.

Discussion ensued regarding the legality of county government spending money on legislative issues, educating the public with information that was factual and showed the implications of how the amendment would affect the people, the need for additional information from the FAC about the educational program, cost shifting, etc.

Upon motion by Commissioner Fowler, seconded by Commissioner Phillips, and carried unanimously, the Board authorized the \$884 expenditure for the special assessment to the Florida Association of Counties for the Department of Juvenile Justice cost shift issue. (Short discussion ensued prior to the vote regarding the new Secretary for the DJJ and the major changes that would be occurring in the future)

There was a consensus of the Board to table the issue regarding the allocation for the additional homestead exemption educational program until more information was received from the FAC. (1:53 P.M.)

The Chairman recessed the meeting and reconvened at 2:16 P.M.

2-D **OA-04-01, ORDINANCE AMENDMENT**

Mr. Maidhof read the ordinance preamble into the record and reviewed the assorted amendments as follows:

- Revision of the responsibilities of the Board specifically to hear administrative appeals of staff determinations of the LDC

- Required disclosure of existing development rights of third parties on properties submitted for development or redevelopment
- Establishment of a one-year expiration date of final site plan approvals when commencement did not occur and vested rights had not been established
- Required submittal of digital improvement plans within 30 days and submittal of "As-Builts" within specified time frames
- Authorization of administrative approval of Planned Development (PD) or PD Overlay modifications under specific conditions
- Revision of appeal criteria shifting review responsibilities from a hearing office to the Planning Development and Review Board (PDRB) or a special master
- Providing for criteria to address eminent domain cases as they affected existing development
- Modification of traffic study requirements to include temporary residential uses
- Modification of parking standards to preserve trees
- Modification of tree standards for subdivisions
- Modification of tree mitigation requirements for vacant lands

He advised that a modification to Section 2273 (Modification of a Planned Development or Planned Development Overlay) regarding public notification had been made based on the Board's discussion at the public workshop.

He added that another modification since the public workshop was made to Section 2500 (Appeals) regarding the County having the authority to select the special masters, and that the full cost of the special master would be paid by the appellant. He mentioned that this amendment would eliminate the hearing officer process currently being utilized, which had been untimely and troublesome to staff and appellants.

Commissioner Bartell asked if staff had researched the possibility of an administrative approval process for land use changes of small segments of a larger parcel rather than requiring the property owner to go through the PDRB process. Mr. Maidhof explained that those changes involved the LDC Atlas and the GFLUM, which were solely under the Board's authority; however, staff would try to initiate those changes to offset the impact to the property owners. He added that the Evaluation and Appraisal Report (EAR) amendments would include changes to the LDC Atlas and the GFLUM, and wherever possible staff would identify those small areas and correct them.

The Chairman opened the public hearing for public comment and asked if anyone wished to speak in favor or in opposition.

Clark Stillwell, representing the Citrus County Builders Association, endorsed the option to select a special master for appeals; however, believed that the person who loses the appeal should pay the cost. He suggested that guidelines be established for special masters to ensure a fair hearing for both parties.

Mr. Maidhof replied to Mr. Stillwell's suggestion by stating that an RFQ would be developed to identify special masters with qualifications in Florida land use law, that a

group of eligible special masters would be made available for appeals, and that the RFQ would be brought before the Board for approval.

With no further public comment, the Chairman closed the public portion of the public hearing.

Upon motion by Commissioner Bartell, seconded by Commissioner Batchelor, and carried unanimously, the Board adopted and authorized the Chairman to execute an ordinance amending Ordinance No. 90-14, the Citrus County Land Development Code, by providing for revisions to the Planning Development and Review Board's responsibilities; by providing for development rights disclosures within development permit applications; by providing for expiration of final site plan where commencement has not occurred; by providing for electronic and/or as-built improvement plan submittal; by providing for administrative approval for certain Planned Development Density Reductions; by providing for the Planning Development and Review Board to hear appeals; by providing for Eminent Domain Proceedings, Site Redesign, Plans, and Administrative Variances; by providing for expiration of biological surveys; by modifying traffic study requirements; by modifying parking requirements; by revising tree protection subdivision standards; by modifying tree mitigation requirements; and by providing for codification, severability, and an effective date, in accordance with Application OA-04-01.

ORDINANCE NO. 2004-A12 (2:31 P.M.)

2-E **PLAT VACATION PV-04-02, BRENDA MCKENZIE FOR JOHN AND MARY MCPHEE**

Margaret A. Beake, AIA, AICP, Senior Planner, Community Development Division (CDD), reviewed a request to vacate an eight-foot utility easement lying on the southerly boundary of Lot 43, Block A, Rolling Greens of Inverness, Unit No. 2. She stated that the request was made to eliminate a one-foot building encroachment into a platted eight-foot utility easement. She advised that the Plat Review Team (PRT) discussed the subject vacation on February 9, 2004, and had no objections. She added that the PDRB and staff recommended approval.

Brenda McKenzie made brief comments regarding the application and requested approval.

The Chairman opened the public hearing for public comment. With no public comment, the Chairman closed the public portion of the public hearing.

Upon motion by Commissioner Batchelor, seconded by Commissioner Fowler, and carried unanimously, the Board adopted and authorized the Chairman to execute a resolution approving Plat Vacation PV-04-02, as petitioned by Brenda McKenzie, on behalf of John and Mary McPhee. **RESOLUTION NO. 2004-157** (2:34 P.M.)

2-F 2004 SMALL SCALE CYCLE THREE AMENDMENTS

Mr. Maidhof stated that the following applications were quasi judicial, and Ms. Slingerland polled the Board for ex parte communications. All Commissioners replied that they had no previous communications regarding the applications.

2-F.1 CPA/AA-04-09, FREDERICK REEVES FOR HALLS RIVER DEVELOPMENT

Ms. Slingerland stated that staff received a facsimile from Mr. Reeves dated July 12, 2004, requesting that the entire County file from Halls River Development's first application (AA-00-12) be included in this application and considered by the Board. She advised that the request represented quite a number of documents; however, Mr. Maidhof was able to bring those original documents to the meeting. She added that the quasi judicial ordinance required that documentation be made part of the record five days prior to any hearing. She explained that staff would keep the documents in the County Attorney's office for two weeks for reviewing purposes. She remarked that if the documents were accepted the Board would need to determine if they were relevant to this application. She also mentioned that the documents would be copied for the Clerk's record after the public hearing.

Short discussion followed regarding the consideration of this application being separate from the previous application, the relevancy of the documents from the previous application, the request not being within the ordinance deadline, this application was to approve a land use designation only, etc.

Mr. Reeves stated that he was requesting the documents from the previous application to become a part of the record for this application because at the PDRB level there was some debate as to why the developer was trying to get this property rezoned. He advised that the developer was proposing the same project (54-unit shared ownership condominium) that was previously before the Board, and that the GNC designation supported that use. He stated that the documents could be made part of the public hearing, which would meet the five-day rule.

Commissioners discussed the following: that this application was for a land use change only, that anything allowable under a GNC designation could be built on that property, that the documents from the previous application had no relevance, that the documents would be allowed to be part of the public record for the public hearing as requested by Mr. Reeves.

Mr. Maidhof provided the following staff report:

Application Number/Name:	CPA/AA-04-09, Frederick T. Reeves, Esquire for Halls River Development, Inc.
Land Use:	GFLUM: from Low Intensity Coastal and Lakes District (CL) to General Commercial (GNC) LDC Atlas: From Mixed Used District (MXU) to GNC
Property Data:	Section 29, Township 19 South, Range 17 East (NE 1/4). Further described as all of that part of Lots 14 and 15 lying north of CR-490A, and a portion of Lot 3 located along the

	Hall's River, more specifically described in the legal description as part of a boundary survey submitted as part of this application and contained in the applicant's file. The subject property is approximately 9.5 acres ± located easterly of the existing Nature's Resort Campground at 10269 West Hall's River Road, Homosassa.
Staff/PDRB Recommendation:	Denial
Public Hearing:	July 27, 2004

Mr. Maidhof read segments from the staff report (Background, Description, Soil Information, Summary of Agency Comments, Staff Analysis, and Findings of Fact).

Mr. Reeves stated that the intended use for this property was the 54-unit shared ownership condominium, which was previously approved by the Board (AA-00-12), and then denied by Judge Springstead. He stated that he agreed with the basic facts of the staff report; however, remarked that the SWFWMD permit was changed from final action to proposed action pending the Board's decision on this application. He advised that his client had previously agreed to install at his expense, a lift station to accommodate increased flows from this project, and that they had received notification from the Homosassa Special Water District stating that they would service the project. He added that the SWFWMD had imposed a drainage system in order to approve the permit and that the drainage system would protect the ground water, the underlying rock, and the Halls River. He also discussed the policies cited in the staff report. He asserted that the MXU issue in this case was a result of the County's action, and that he believed the property rights prior to the MXU issue should be maintained.

Commissioner Phillips reiterated that this application was for a land use change only, that any GNC use would be allowed, that this application was not the same as the previous application, etc.

The Chairman opened the public workshop for public comment and asked if anyone wished to speak in favor, then opposed.

Jim Bitter stated that the information Mr. Reeves presented had nothing to do with this application, other than he was making his Bert Harris Claim. Dan Hillen, representing the Homosassa River Alliance, presented a letter (filed with the Clerk's agenda), which requested that the Board deny this application.

The Chairman closed the public portion of the public workshop.

Mr. Reeves stated that his client was ready, willing, and able to enter into a written agreement to limit the uses of that property to the 54-unit shared condominium.

Mr. Maidhof stated that the application received was a straight land use request to GNC, that the land use application was evaluated by staff, that the land use application

was presented to the PDRB, and that the process would have to start all over if the Board sought PDRB and/or staff's reevaluation.

Commissioner Bartell stated that he would be considering this application strictly as a land use change, and that the references to the previous application by Mr. Reeves were irrelevant. Mr. Maidhof restated that this application was not consistent with the COMP or the LDC, and that the PDRB supported staff's recommendation for denial.

Mr. Reeves commented that all of the issues relative to the project could be resolved by an agreement between the County and his client.

The Chairman reopened the public portion of the public workshop.

Blake Longacre, Halls River Development, Inc., stated that he had done everything he was supposed to do on this application. He expressed concern with the information he had received from staff, and requested a resolution on this project.

Mr. Maidhof stated that the application submitted was for a COMP and an LDC Atlas amendment on 9.5 acres from CL to GNC and from MXU to GNC. He again stated that staff reviewed the application, and that staff and the PDRB recommended denial.

Joyce Valentino spoke in opposition of the land use change, and stated that the information from the previous application should be considered irrelevant.

Mr. Longacre explained that at the beginning of this process, a meeting was held with many different departments to discuss the procedure he should take, and that no one was present from Zoning (Community Development Division).

With no further public input, the Chairman closed the public portion of the public workshop.

Mr. Maidhof advised that the meeting Mr. Longacre referenced was a pre application conference. He stated that a CDD planner, Sue Farnsworth, attended the meeting and that her memo regarding the meeting was in the backup material. He explained that it was not staff's responsibility to advise a client on how to obtain a land use change, and that staff reacted to applications only. (3:30 P.M.)

2-F.2 CPA/AA-04-10, J & K CONSULTANTS FOR VILLAGE LANE INC.

Ian McDonald, AICP, Senior Planner, CDD, presented the staff report as follows:

Application Number/Name:	CPA/AA-04-10, John Barnes of J & K Consultants for Marlo Macaisa of Village Lane, Inc.
Land Use:	GFLUM: from MDR to GNC LDC Atlas: from MDR* (mobile homes allowed) to GNC
Property Data:	Section 06, Township 19 South, Range 19 East, a portion of Lot 8, Block F, New Mayfield Acres Subdivision, located at the intersection of East Gulf to Lake Highway/State Road

	(SR) 44 and South Kensington Avenue between Lecanto and Inverness. Approximately 0.34 acres
Staff/PDRB Recommendation:	Approval
Public Hearing:	July 27, 2004

He stated that the subject property was the location of the old "Hughes Supply" business on SR-44. He reported that a small corner of the parcel was zoned residential; however, the property had been used as a business for many years, and that this change would make the entire parcel GNC. He added that the existing on site business had been expanded and refurbished, and that there were no concurrency issues with the application.

Commissioner Bartell commented that this was a typical example of an amendment that should be handled administratively rather than undergoing the PDRB and Board approval process. Mr. McDonald replied that staff would be reviewing those parcels in the COMP amendments.

Mr. Barnes agreed with Commissioner Bartell's comments and with staff's analysis of the application.

Mr. Maidhof responded to Commissioner Fowler's question regarding the subject property by stating that at one time the property had been rezoned for the purpose of a motel site. He added that staff's analysis of land use applications were on the highest and most intensive land use, not on the intended land use unless there was a PD Overlay. Short discussion followed.

The Chairman opened the public workshop for public comment and asked if anyone wished to speak in favor or in opposition. With no public input, the Chairman closed the public portion of the public workshop. (3:34 P.M.)

The Chairman recessed the meeting and reconvened at 3:53 P.M.

2-F.3 CPA/AA-04-12, DDS FOR FLOWERS BY BARBARA

Mrs. Beake summarized the staff report as follows:

Application Number/Name:	CPA/AA-04-12, Barbara Ramsay d/b/a Flowers by Barbara
Land Use:	GFLUM: From LDR to GNC LDC Atlas: From LDR* to GNC
Property Data:	Lot 2 of Parcel 42100, Section 3, Township 20 South, Range 20 East located at 5636 South Florida Avenue (US-41), Floral City. 0.23 acres ±
Staff/PDRB Recommendation:	Approval
Public Hearing:	July 27, 2004

She stated that this application was made in order to achieve consistency between the permitted commercial activity and the land use designation. She reported

that the flower shop established the County's intent for commercial use on the subject property, that changing the land use designation would be consistent with the LDC Atlas designations and uses in the area, and that the proposed amendment was consistent with the goals, objectives, and policies of the COMP.

The Chairman opened the public workshop for public comment and asked if anyone wished to speak in favor or in opposition. With no public input, the Chairman closed the public portion of the public workshop. (3:54 P.M.)

2-F.4 CPA/AA-04-15, CHERYL PHILLIPS

Mr. McDonald reviewed the following staff report:

Application Number/Name:	CPA/AA-04-15, Cheryl F. and Richard J. Phillips
Land Use:	GFLUM: From LDR to GNC LDC Atlas: From LDR* to GNC
Property Data:	Section 06, Township 19 South, Range 18 East, a portion of Block 23000, located in the northwest quadrant of the intersection of Lecanto Highway (CR-491) and Educational Path, about two miles south of the intersection of Gulf to Lake Highway (SR-44) and Lecanto Highway. 0.57 acres ± of a 14.7-acre ± parcel
Staff/PDRB Recommendation:	Approval
Public Hearing:	July 27, 2004

He advised that the request was to extend the current 300-foot GNC portion of the parcel by 100 feet to the standard depth of 400 feet, which would allow more flexibility in developing the property into a small strip center with a restaurant and other small businesses. He stated that the land use was consistent with the surrounding area and there were no concurrency issues; however, the location of the existing well and storage tank would be problematic for commercial site development and would probably need to be updated to serve the entire property.

Mrs. Phillips made a brief comment about the proposed increased impact fees.

The Chairman opened the public workshop for public comment and asked if anyone wished to speak in favor or in opposition. With no public input, the Chairman closed the public portion of the public workshop. (3:58 P.M.)

2-G REVISION OF THE ANIMAL CONTROL ORDINANCE

Chairman Wooten explained that this public hearing was to consider an ordinance repealing Chapter 14, Article II, otherwise referred to as the Animal Control Ordinance, to adopt resolutions renaming the Animal Control Division to Animal Services Division, and to establish fines and fees for violations of the subject ordinance.

Ms. Slingerland read the title to the proposed Animal Services Ordinance into the record. She explained that the process used in developing the ordinance and resolutions

included additions, deletions, and other changes requested by Public Safety Director Charles Poliseno and Animal Control Director Xan Rawls. She advised that she had reviewed the documents for concurrence with state law and provisions that would work best for this County. She stated that the ordinance draft was examined by the humanitarians, veterinarians, and Judge Mark Yerman, and that their comments were incorporated into the ordinance. She informed the Board that Mr. Poliseno held two public workshops, but no one attended. She pointed out that due to the various changes, staff felt it would be easier to repeal the old ordinance and write a new one; however, many provisions were still the same; for example, the \$5 fee assessed for training.

Mr. Poliseno reiterated that two workshops were held, one on the east side and one on the west side of the County on May 12, and May 13, 2004, and that there were no attendees at either workshop. He stated that input was considered from anyone who had suggestions regarding the new ordinance. He also stated that the name change from Animal Control Division to Animal Services Division would more accurately reflect all the services and functions provided by the division. He addressed some of the areas that had been incorporated into the new ordinance, including the following: **(1)** penalties for chronically at-large animals; **(2)** the microchip program that would become part of the animal adoption process; **(3)** a voucher program for the spaying and neutering of adopted animals; **(4)** a one-year or three-year licensing option for dogs and cats; **(5)** prior to taking animals to the shelter, animal control officers would be allowed to release captured animals to their owners with property identification; **(6)** language and provisions for public nuisance animals, hazardous dog classifications, wolf hybrid animals, and anti-tethering for domestic animals; and **(7)** fees changed.

Commissioner Bartell questioned if the ordinance was enforceable. Mr. Poliseno stated that staff did believe it was enforceable and Ms. Slingerland concurred. She added that Judge Yerman did have some concerns with the prior language of the ordinance; however, after staff made some modifications to emulate state statutes, he reviewed the draft and had no negative comments about the enforcement ability.

Discussion ensued as follows: the ordinance was user friendly by reuniting captured pets with their owners whenever possible before taking them to the animal shelter, and the option of a three year license registration; implanting microchips would assist the animal control officers in identifying animals, as well as decreasing the number of animals taken to the shelter; the Animal Services Division would implant microchips into anyone's animal for a fee, and so on.

Ms. Slingerland noted that the effective date of the new ordinance and the accompanying resolutions would be August 1, 2004, to allow staff time to educate the public, and to train employees on the implementation of the ordinance.

Commissioner Bartell thanked Mr. Poliseno, Ms. Rawls, and the Animal Services staff for their professionalism and efforts. Commissioner Phillips also expressed appreciation for staff's involvement with the various animal organizations, their dedication

in creating an ordinance that was fair and enforceable, and that provided for the safety and welfare of animals.

The Chairman opened the public hearing and asked if anyone wished to speak in favor. Dave Conant spoke in favor, but questioned the cost involved in changing the division's name to Animal Services. Mr. Poliseno specified that it was not staff's intent to change the name on everything at once, and that replacement supplies with the new name would be purchased as the existing supplies diminished.

Discussion followed regarding the Sheriff's deputies being familiar with the County's ordinances in order to enforce them, training and educating the public and the deputies on the provisions of this particular ordinance, the helpfulness of the Sheriff's Office with the enforcement of animal control, and so on.

Chairman Wooten then asked if anyone wished to speak in opposition. With no further public input, he closed the public portion of the public hearing.

Upon motion by Commissioner Bartell, seconded by Commissioner Batchelor, and carried unanimously, the Board adopted and authorized the Chairman to execute (1) an ordinance repealing in its entirety the text of Chapter 14, Article II, otherwise referred to as the Animal Control Ordinance of 1997, and supplanting it with the Animal Services Ordinance of 2004,

ORDINANCE NO. 2004-A13

(2) a resolution providing for a name change from Animal Control Division to Animal Services Division,

RESOLUTION NO. 2004-158

and (3) a resolution establishing fines and fees for violations of the Animal Services Ordinance of 2004.

RESOLUTION NO. 2004-159 (4:20 P.M.)

13-E **COURTHOUSE ANNEX - RELEASE OF RETAINAGE**

Mr. Battista stated that at the previous meeting held on June 22, 2004, the Board determined that the Courthouse Annex Project, also known as the Stovall Building, had reached substantial completion; therefore, the contractor (Dooley & Mack Constructors, Inc.) submitted a request for release of retainage at \$110,978.85. He further stated that a letter from the agent for the surety (Travelers Casualty and Surety Company of America), had been reviewed by the Clerk's Office, their attorney, and the County Attorney's Office, who all agreed that the surety provided the protection against any claims by subcontractors who had not given releases of waivers or liens.

Mr. Wesch responded to Chairman Wooten's question regarding the SWFWMD drainage permit by stating that the process was occurring, and that staff was comfortable with moving forward with this request.

Upon motion by Commissioner Wooten, seconded by Commissioner Batchelor, and carried unanimously, the Board approved release of retainage to Dooley & Mack Constructors, Inc., at \$110,978.85 for the Courthouse Annex Project, which had reached substantial completion.

(4:22 P.M.)

13-F ARTICLE V REVISION

Mr. Battista explained that pursuant to the Article V revision, Ms. Slingerland had produced a Memorandum of Understanding (MOU) that had been jointly developed and signed by Brad King, State Attorney for the Fifth Judicial Circuit. He stated that the MOU would allow the County Attorney's Office to prosecute ordinance misdemeanor violations brought by the Sheriff's Office, as well as those egregious code violation cases.

Motion by Commissioner Bartell, seconded by Commissioner Phillips, to approve and authorize the Chairman to execute the Memorandum of Understanding with the State Attorney's Office for the Fifth Judicial Circuit of Florida pertaining to the revision of Article V, Chapter 27, Florida Statutes.

Chairman Wooten stated that Ms. Slingerland was well suited for this responsibility and that he would support the request; however, he did not want this action to influence the Board's decisions regarding the County Attorney's Office in the future, namely the addition of a third attorney.

The Chairman called a question on the motion, and the motion carried unanimously

There being no other business to come before the Board, the Chairman adjourned the meeting. (4:26 P.M.)

ATTEST: _____, Clerk _____, Chairman