

The Board of County Commissioners of Citrus County, Florida, met in regular session on the above date. The Chairman called the meeting to order and Commissioner Fowler led in the Invocation and the Pledge of Allegiance to the U.S. Flag.

Commissioners:	Josh Wooten, Chairman; Vicki Phillips, First Vice-Chairman; Roger Batchelor, Second Vice-Chairman; Gary Bartell and Jim Fowler
Attorney:	Robert B. Battista
Administrator:	Kenneth E. Saunders, Jr., Assistant
Clerks:	Betty Strifler, Clerk; Theresa Steelfox and Glenda Brown, Deputy Clerks

#2 PUBLIC HEARINGS - WORKSHOPS - PERSONS TO APPEAR

#2-A OPEN TO THE PUBLIC

☛ Marc Wilson mentioned that the United States Army Corps of Engineers (Corps) would not have representation at the meeting today to discuss the muck removal and disposal permit problem. He urged the Board as well as the citizens to relay this emergency to the Corps again and to insist that the state representatives continue their efforts in solving the situation.

He voiced concerns regarding the estuarine system and stated that the County was in jeopardy due to the repositioning of the state's Coastal Aquatic Management Program (CAMA) with the Recreation and Parks Department. He said that the state had guaranteed that estuarine areas would be saved, and that this move would allow the estuarine areas to become recreational and might open the door to those lands being sold in the future. He asked the Board to review this situation because the estuarine areas were crucial to all aquatic life and served as a buffer from large storms. He also requested that the Board consider approving the agenda item today requesting application for development of a National Estuary Program for the Nature Coast estuaries.

The Chairman clarified that a representative from the Corps would be at the meeting today to discuss the Withlacoochee River Basin Study; however, there would not be a spokesperson to discuss the permitting problem for muck removal and disposal.

☛ Ruth Locklear stated that she wanted an answer to her previous request to close some roads through her property and obtain a quitclaim deed to those roads. She disclosed that she was in the process of taking action due to her son's attempt to acquire her property.

The Chairman explained to Ms. Locklear that she could make an application to vacate those roads; however, the Board could not assist with the problems with her son. In response to the Chairman's question, she stated that she had contacted the Code Enforcement Board (CEB). She added that if she had her son arrested for his actions, she

would look into charging the County with aiding and abetting because the County had not helped her.

☛ Judith Bannister, representing the Hernando Civic Club, read a letter petitioning the Board to take aggressive steps in repairing and restoring the Hernando Lake to its natural value and previous environmental conditions. She referred to a resolution passed by the Hernando County Commissioners dated April 18, 1955, which requested that a landowner remove illegal dikes he had installed within the lake (Potts Preserve). She asked the Board to review the original resolution and take necessary action to restore this area.

☛ Chester Bradshaw, chairman of the Friends of the Green Swamp, Inc. (FROGS), and member of the Hernando Civic Club, requested that the Board pass a resolution insisting that the current landowner remove the illegally installed dikes, which would resolve the problem of the Hernando Lake.

He advised that it would cost several thousand dollars to file a dredge and fill permit to remove the tussocks. He informed the Board of a High Efficiency Oil Burner developed by Tampa Electric Engineering, which was a less expensive and faster method of disposing of the tussocks by burning them on a barge on the lakes. He advised that the wildlife islands within the lakes used for tussock disposal areas were no longer wildlife habitats. He requested that this discussion be continued during the 3:00 P.M. presentation.

#3- **CONSENT AGENDA**

Upon motion by Commissioner Fowler, seconded by Commissioner Bartell, and carried unanimously, the Board pulled Item #3-D (Budget Transfers) for a future meeting, Item #3-CC (Litigation - Special Counsel), Item #3-FF (Proposed Southwest Florida Water Management District (SWFWMD) Water Use Permit, and Item #3-II (SWFWMD Agreement for Tussock Removal) for discussion, and approved the balance of the Consent Agenda, as follows:

#3-A Approved and authorized the Chairman to sign the minutes of the regular meetings held on December 9, 2003, and December 16, 2003.

#3-B Approved the following warrants: Payroll registers dated 12/23/03 at \$468,240.26, dated 12/24/03 at \$30,629.16, dated 01/07/04 at \$486,263.50, and dated 01/08/04 at \$28,804.87. Accounts Payable register dated 01/12/04 at \$4,661,383.46.

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

RESOLUTION NO. 2004-001

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE SHERIFF'S OFFICE SPECIAL REVENUE FUNDS BUDGETS FOR FISCAL YEAR 2003-04

WHEREAS, the Citrus County Sheriff is authorized by Florida Statutes to establish special revenue funds; and

WHEREAS, the Citrus County Sheriff has established the following special revenue funds: Radiological Emergency Planning, 911 Recurring, Law Enforcement Education Trust Fund, Intergovernmental Radio Fund, 911 Wireless, Self-Insurance Fund, Law Enforcement Block Grant 2003-LB-BX-1990, Emergency Management Assistance Trust Fund, Byrne Grant/Law Enforcement Mobile Communications Grant, Community Oriented Policing (COPS) Grant, EMS Matching Grant, Citizens Corp/CERT Grant, and V.O.C.A. (Victim Resource Advocate) V3125; 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 January 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
RADIOLOGICAL EMERGENCY PLANNING			
Revenues		Miscellaneous Revenue	200,577
		Total Revenues	\$200,577
Expenditures		Personal Services	91,359
		Operating Expenditures	92,696
		Non-Operating Expenditures	16,522
		Total Expenditures	\$200,577
911 RECURRING			
Revenues		911 System Charges	450,000
		Total Revenues	\$450,000
Expenditures		Personal Services	208,500
		Operating Expenditures	241,500
		Total Expenditures	\$450,000
LAW ENFORCEMENT EDUCATION TRUST FUND			
Revenues		Fines and Forfeitures	\$ 23,000
Expenditures		Operating Expenditures	\$ 23,000
INTERGOVERNMENTAL RADIO FUND			
Revenues		Other Fines and Forfeitures	268,000
		Total Revenues	\$268,000
Expenditures		Operating Expenditures	108,000
		Capital Outlay	160,000
		Total Expenditures	\$268,000

911 WIRELESS			
Revenues		Other Public Safety Charges	227,721
		Total Revenues	\$227,721
Expenditures		Personal Services	36,700
		Operating Expenditures	191,021
		Total Expenditures	\$227,721
SELF-INSURANCE FUND			
Revenues		Fees and Charges	1,400,000
		Investment Income	200,000
		Total Revenues	\$1,600,000
Expenditures		Operating Expenditures	1,600,000
		Total Expenditures	\$1,600,000
LAW ENFORCEMENT BLOCK GRANT 2003-LB-BX-1990			
Revenues		Federal Grant	\$ 40,217
Expenditures		Operating Expenditures	\$ 40,217
EMERGENCY MANAGEMENT ASSISTANCE TRUST FUND			
Revenues		State Grant	102,959
		Total Revenues	\$102,959
Expenditures		Personal Services	64,893
		Operating Expenditures	38,066
		Total Expenditures	\$102,959
BYRNE GRANT/LAW ENFORCEMENT MOBILE COMMUNICATIONS GRANT			
Revenues		Federal Grant	97,889
		Interfund Transfer	32,630
		Total Revenues	\$130,519
Expenditures		Operating Expenditures	80,000
		Capital Outlay	50,519
		Total Expenditures	\$130,519
COMMUNITY ORIENTED POLICING (COPS) GRANT			
Revenues		Federal Grant	5,902
		Interfund Transfer	1,967
		Total Revenues	\$7,869
Expenditures		Personal Services	7,869
		Total Expenditures	\$7,869
EMS MATCHING GRANT			
Revenues		State Grant	30,427
		Interfund Transfer	10,143
		Total Revenues	\$40,570
Expenditures		Operating Expenditures	40,570
		Total Expenditures	\$40,570
CITIZENS CORP/CERT GRANT			
Revenues		State Grant	10,883
		Total Revenues	\$10,883
Expenditures		Personal Services	2,488
		Operating Expenditures	8,395
		Total Expenditures	\$10,883

V.O.C.A. (VICTIM RESOURCE ADVOCATE) V3125			
Revenues		State Grant	64,647
		Interfund Transfer	16,162
		Total Revenues	\$80,809
Expenditures		Personal Services	80,809
		Total Expenditures	\$80,809

RESOLUTION NO. 2004-002

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING A SHERIFF'S OFFICE SPECIAL REVENUE FUND BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, the Citrus County Sheriff is authorized by Florida Statutes to establish special revenue funds; and

WHEREAS, the Citrus County Sheriff has established a Radiological Emergency Planning Fund; and

WHEREAS, the budget must be amended for an insurance reimbursement; 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 January 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		Miscellaneous Revenue	\$4,071
Expenditures		Operating Expenditures	\$4,071

RESOLUTION NO. 2004-003

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE SHERIFF'S OFFICE SPECIAL LAW ENFORCEMENT TRUST FUND BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, pursuant to the Florida Contraband Forfeiture Act, the Sheriff has established a Special Law Enforcement Trust Fund; and

WHEREAS, the Sheriff will donate the funds collected to the following: Crime Prevention Campaign, Project Graduation at Citrus High School and Lecanto High School, Youth Summer Programs, FI-Pac, Shared Service Alliance, and Childhood Development; 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		Contraband and Forfeiture	\$20,674
Expenditures		Operating Expenditures	\$20,674

RESOLUTION NO. 2004-004

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

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	040-334-999	State Non-Grant Revenue	6,250
		Cash Carry Forward	9,957
		Total Revenues	\$16,207

Expenditures	040-5750-53400	Other Contractual Services	16,207
		Total Expenditures	\$16,207

RESOLUTION NO. 2004-005

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

WHEREAS, the Citrus County Sheriff's Office has been awarded a Local Law Enforcement Block Grant; and

WHEREAS, some of these grant funds will be used by the Citrus County Adult Drug Court for drug testing supplies; 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

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		Cash Carry Forward	\$1,855
Expenditures	040D-5750D-55200	Operating Supplies	\$1,855

RESOLUTION NO. 2004-006

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE CRYSTAL RIVER AIRPORT LAND PURCHASE GRANT BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, on April 22, 2003, 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, 2003, the State of Florida Department of Transportation executed the agreement providing funds for the purchase of land at the Crystal River 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	072-334-410	State Grant	120,000
	072-381-001	Transfer from General Fund	40,000
		Total Revenues	\$160,000
Expenditures	072-5780-56100	Land	160,000
		Total Expenditures	\$160,000

RESOLUTION NO. 2004-007

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE INVERNESS AIRPORT RUNWAY SEALING/MARKING GRANT BUDGET FOR FY 2003-04

WHEREAS, on April 8, 2003, 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, 2003, the State of Florida Department of Transportation executed the agreement providing funds for sealing/marketing of the runway 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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BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	073-334-410	State Grant	80,000
	073-381-001	Transfer from General Fund	20,000
		Total Revenues	\$100,000
Expenditures	073-5781-56300	Improvements other than Buildings	100,000

	Total Expenditures	\$100,000
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RESOLUTION NO. 2004-008

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 applied for a Universal Service discount on telecommunications and internet service; and

WHEREAS, this refund was received in September 2003 and has not been fully appropriated; and

WHEREAS, these funds will be used to purchase a copier, shelving, and battery back-ups for 10 computer workstations; 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		Cash Carry Forward	11,239
		Total Revenues	\$11,239
Expenditures	131-6212-55100	Office Supplies	539
	131-6212-55120	Non-Capital Equipment	300
	131-6212-55270	Computer Accessories	1,000
	131-6212-56400	Machinery and Equipment	9,400
		Total Expenditures	\$11,239

RESOLUTION NO. 2004-009

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 Coastal Region Library; and

WHEREAS, these funds will be used to purchase library books and publications and oversized book supports; 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	Donation – Friends of the Library	2,250
		Total Revenues	\$2,250
Expenditures	131-6212-55200	Operating Supplies	250
	131-6212-56600	Library Books - Publications	2,000
		Total Expenditures	\$2,250

RESOLUTION NO. 2004-010

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE UTILITIES RENEWAL AND REPLACEMENT BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, on September 9, 2003, the Citrus County Board of County Commissioners approved a contract for the design, permitting, and bid administration of a solids de-watering system at the Brentwood Wastewater Treatment Plant; and

WHEREAS, funds need to be carried forward from the 2002-03 budget for this project; 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		Cash Carry Forward	\$69,910
Expenditures	452-9400-53100	Professional Services	\$69,910

RESOLUTION NO. 2004-011

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE UTILITIES WASTEWATER EXPANSION BUDGET FOR FISCAL YEAR 2003-04

WHEREAS, bids have been received for the County Road 486 Road Widening Project from Forest Ridge Boulevard to U.S. Highway 41; and

WHEREAS, funds need to be appropriated for the new utility infrastructure portion of the project; 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

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		Cash Carry Forward	\$3,456,844
Expenditures	451-9600-56300	Improvements other than Buildings	\$3,456,844

#3-E Approved and authorized the Chairman to sign Releases of Lien for special assessments: Resolution No. 2001-202: James and Patricia Otenbaker, AK# 1012899 (1D). Resolution No. 2001-186: Adele Watson, AK# 1651361.

#3-F Approved and authorized the Chairman to sign Satisfactions of Judgment for: Bruce Holden Lacey, Case No. 02-02883-MM; David E. Pruitt, Case No. 02-03182-MM; William Nathan Leeser, Case No. 02-03073-MM; Joseph Boule Jr., Case No. 02-03841-MM; Kennard Clyde Bouk III, Case No. 03-00042-CF; Terry Ann Thomas, Case No. 03-000446-CT; Pearl James Braddy, Case No. 03-001038-CT; Steven Edward Degennaro, Case No. 03-000726-MM; Paul A. Fried, Case No. 01-02331-TC; Dennis Allen Hall, Case No. 03-001746-CT; Lorie Ann Martin, Case No. 03-00458-MM; Bradley Adison Trent, Case No. 02-02387-MM; Dale Ray Vanmeter, Case No. 03-000996-CT; Joseph Edward Ward, Case No. 03-000874-CT; Michael Vincent Mike, Case No. 1998 MM 000374 and 1998 MM

001696; and Lawrence Stanley Holtsclaw, Jr., Case No. 1988 MM 006037 and 1990 MM 010088.

#3-G Approved the following wire transfers:

Heritage Consultants, Inc.	\$ 12,448.23	12/03/03
Heritage Consultants, Inc.	\$ 9,939.51	12/22/03
Preferred Governmental Claims Solutions	\$ 3,758.07	12/01/03
Preferred Governmental Claims Solutions	\$ 19,353.37	12/05/03
Preferred Governmental Claims Solutions	\$ 6,120.81	12/12/03
Preferred Governmental Claims Solutions	\$ 6,900.03	12/19/03
Preferred Governmental Claims Solutions	\$ 1,525.35	12/30/03
US Postal Service	\$ 13,000.00	12/08/03
US Postal Service	\$ 13,000.00	12/24/03
Bank of America	\$ 36,853.24	12/15/03
Wright Express	\$ 3,957.18	11/26/03
Wright Express	\$ 4,572.63	12/24/03
Florida Department of Revenue	\$ 866.64	12/18/03
Advance Title & Settlement Service	\$ 3,718.37	12/10/03
Title Offices LLC	\$ 3,152.44	12/12/03
First American Title Insurance	\$ 3,886.29	12/19/03
American Title Services of Citrus Co. Inc.	\$ 16,500.00	12/19/03
American Title Services of Citrus Co. Inc.	\$ 14,500.00	12/19/03
Citrus Land Title	\$ 5,348.95	12/19/03
First American Title Insurance	\$ 4,908.85	12/19/03
First Title Company Inc.	\$ 5,405.63	12/22/03

#3-H Authorized the Property Appraiser's Office to donate two surplus modular desk workstations and miscellaneous furniture to the United Way, and to delete those items from their Capital Assets Listing.

#3-I Authorized the donation of the following items to Blind Services and the Brentwood Foundation, and the deletion of those items from the County's Capital Assets Listing.

12625	Mitac P133 Computer	Blind Services
03060	Hoosier Exec Desk	Blind Services
03064	Hoosier Exec Desk	Blind Services
03479	Hoosier Clerical Desk	Blind Services
09799	Walnut Desk	Blind Services
09967	Chairs (2)	Blind Services
13058	Uptech Computer System	Blind Services
10058	Non-Voice Communicator	Brentwood Foundation
10059	Non-Voice Communicator	Brentwood Foundation
10060	Non-Voice Communicator	Brentwood Foundation
10061	Non-Voice Communicator	Brentwood Foundation
10062	Non-Voice Communicator	Brentwood Foundation
10062	Non-Voice Communicator	Brentwood Foundation

10063	Non-Voice Communicator	Brentwood Foundation
10064	Non-Voice Communicator	Brentwood Foundation
10065	Non-Voice Communicator	Brentwood Foundation
10066	Non-Voice Communicator	Brentwood Foundation
10067	Non-Voice Communicator	Brentwood Foundation
10068	Non-Voice Communicator	Brentwood Foundation
10069	Non-Voice Communicator	Brentwood Foundation
10149	Non-Voice Communicator	Brentwood Foundation
10150	Non-Voice Communicator	Brentwood Foundation
10440	Non-Voice Communicator	Brentwood Foundation
10442	Non-Voice Communicator	Brentwood Foundation
10533	Non-Voice Communicator	Brentwood Foundation
10816	Non-Voice Communicator	Brentwood Foundation
10817	Non-Voice Communicator	Brentwood Foundation
10818	Non-Voice Communicator	Brentwood Foundation
10819	Non-Voice Communicator	Brentwood Foundation
10820	Non-Voice Communicator	Brentwood Foundation
10821	Non-Voice Communicator	Brentwood Foundation
10822	Non-Voice Communicator	Brentwood Foundation
10823	Non-Voice Communicator	Brentwood Foundation
11004	Non-Voice Communicator	Brentwood Foundation
11005	Non-Voice Communicator	Brentwood Foundation
11006	Non-Voice Communicator	Brentwood Foundation
11007	Non-Voice Communicator	Brentwood Foundation
11008	Non-Voice Communicator	Brentwood Foundation
11009	Non-Voice Communicator	Brentwood Foundation
11010	Non-Voice Communicator	Brentwood Foundation
11011	Non-Voice Communicator	Brentwood Foundation
11012	Non-Voice Communicator	Brentwood Foundation
11013	Non-Voice Communicator	Brentwood Foundation
11014	Non-Voice Communicator	Brentwood Foundation
11015	Non-Voice Communicator	Brentwood Foundation
11016	Non-Voice Communicator	Brentwood Foundation
11017	Non-Voice Communicator	Brentwood Foundation
11018	Non-Voice Communicator	Brentwood Foundation
11019	Non-Voice Communicator	Brentwood Foundation
11020	Non-Voice Communicator	Brentwood Foundation
11021	Non-Voice Communicator	Brentwood Foundation
11259	Non-Voice Communicator	Brentwood Foundation
11260	Non-Voice Communicator	Brentwood Foundation

#3-J Authorized the following items for deletion from the County's Capital Assets Listing:

Haz-Mat		
14135	Suncoast Computer	Obsolete
12546	Dell Computer	Obsolete
10848	Motorola Mobile Radio	Obsolete
14058	Draeger CMS Analyzer	See Memo

11576	Gem Standard Computer	Obsolete
Fire Services		
6478	Motorola Portable Radio	Non-Repairable
6482	Motorola Mobile Radio	Non-Repairable
6549A	Motorola Portable Radio	Non-Repairable
6902A	Motorola Mobile Radio	Non-Repairable
7193	Motorola Portable Radio	Non-Repairable
7194	Motorola Portable Radio	Non-Repairable
7709	Motorola Portable Radio	Non-Repairable
7710	Motorola Portable Radio	Non-Repairable
8497	Motorola Portable Radio	Non-Repairable
8905	Motorola Portable Radio	Non-Repairable
9922	Motorola Portable Radio	Non-Repairable
6471A	Motorola Portable Radio	Non-Repairable
6471B	Motorola Portable Radio	Non-Repairable
6838	Maniken-Med-E-Trainer	Non-Repairable
6886A	Motorola Portable Radio	Non-Repairable
7904	Motorola Portable Radio	Non-Repairable
8287	Motorola Portable Radio	Non-Repairable
8407A	Motorola Portable Radio	Non-Repairable
8898	Motorola Portable Radio	Non-Repairable
8980A	Motorola Mobile Radio	Non-Repairable
8980B	Motorola Mobile Radio	Non-Repairable

#3-K Adopted and authorized the Chairman to sign a resolution authorizing the contract with the Mid-Florida Area Agency on Aging, Inc., for financial assistance to provide services under the LSP Respite Services Program effective January 1, 2004, through June 30, 2004, at \$13,994.50. **RESOLUTION NO. 2004-012**

#3-L Approved and authorized the Chairman to sign a contract with Professional Engineering Consultants Inc. (PEC), for materials testing associated with the CR-491 Road-Widening Project at \$165,030.

#3-M Approved and authorized the Chairman to sign the First Amendment Misdemeanor Criminal Conflict Contract with Carney & Associates, P.A., and Howard H. Babb, Jr., Public Defender, to extend the December 30, 2003, ending date to June 30, 2004, at \$1,166.67 per month.

#3-N Approved and authorized the Chairman to sign the Purchase Agreement with Ralph Peck for a Temporary Construction Easement, Parcel 754 of the CR-486 Road Improvement Project from Forest Ridge Boulevard to US-41, Hernando.

#3-O Accepted the following deeds and easements, and directed the Clerk to place the acceptance stamp thereon and record in the public records:

UTILITY, DRAINAGE AND ACCESS EASEMENT DEEDS:
Parcel 806 - Grantor: Charles Hwang

Parcel 807 - Grantor: Heritage Land Development LLC
TEMPORARY CONSTRUCTION EASEMENTS:
Parcel 707 - Grantor: Heritage Land Development LLC
Parcel 719 - Grantor: Good Shepherd Lutheran Church of Hernando
Parcel 726 - Grantor: Robert H.B. Netzer and Laurel D. Netzer
Parcel 781 - Grantor: Charles Hwang
Parcel 792 - Grantor: Buckhorn Property Holdings LLC

#3-P Set the following public hearings to consider amendments to the Citrus County Land Development Code (LDC), Ordinance No. 90-14 at the Citrus County Courthouse, 110 North Apopka Avenue, Room 102, in Inverness:

DATE AND TIME	APPLICATION
Workshop: January 27, 2004 at 2:15 P.M.	AA-03-24 (Mitcheson) Redesignation from LDR, Low Density Residential District, to LDR*, Low Density Residential District, allowing mobile homes, on Tract B of MSP-03-02, accepted February 05, 2003, in Section 28, Township 19 S, Range 18 E.
Hearing: February 10, 2004 at 2:00 P.M.	

#3-Q Set the following public hearings to consider amendments to the LDC (Ordinance No. 90-14) at the Citrus County Courthouse, 110 North Apopka Avenue, Room 102, in Inverness:

DATE AND TIME	APPLICATION
Workshop: January 27, 2004 at 2:25 P.M.	PDO-03-05 (Wallace for Prime Forest Partners) Amendment to a previously approved Planned Development Overlay, amending Lots 412, 413, 414, and 415, of Parcel 22300, Forest View Mobile Home Estates, in Section 4, Township 19 S, Range 17 E.
Hearing: February 10, 2004 at 2:10 P.M.	

#3-R Approved and authorized the Clerk to release the development loan for Skyview Villas II (replat) and to place the facilities on private perpetual maintenance as the project met the requirements of the LDC pursuant to the Department of Public Works.

#3-S Approved and authorized the Chairman to sign the First Amendment to Agreement with the SWFWMD for design and construction of the Homosassa Regional Wastewater and Reuse Project - Phase IV: Chassahowitzka Wastewater Collection System (K222-4) to modify the contract schedule to coincide with the County's current project schedule.

#3-T Ratified an amendment to the Marion-Citrus Mental Health Centers, Inc., Articles of Incorporation to reflect a name change from the Marion-Citrus Mental Health Centers, Inc., to Centers, Inc.

#3-U Approved and authorized the Chairman to sign Agreements with the Citrus County Fair Association, Inc., for two free educational booths, (4-H & Extension), during the week of the County Fair, March 22, 2004, through March 27, 2004.

#3-V Set the following public hearings to consider amendments to the LDC (Ordinance No. 90-14) at the Citrus County Courthouse, 110 North Apopka Avenue, Room 102, in Inverness:

DATE AND TIME	APPLICATION
<p>Workshop: February 24, 2004 at 2:00 P.M.</p>	<p><u>D-03-05, Avis Craig for The Villages of Citrus Hills (f/k/a/ Citrus Hills II)</u></p>
<p>Hearing: March 9, 2004 at 5:01 P.M.</p>	<p>A resolution determining that the proposed changes to The Villages of Citrus Hills (f/k/a Citrus Hills II) Development of Regional Impact (DRI), Notice of Proposed Change (NOPC), does not constitute a substantial deviation from the Development Orders approved in Resolution Numbers 98-19, 2000-016, 2000-063, 2000-159, 2001-151, 2002-044, and 2003-126.</p>

#3-W Approved and authorized the Chairman to sign the Standard Form of Agreement Between Owner and Design/Builder, Part 2 Agreement, with R. E. Graham Contracting, Inc., for basic services to the Extension Services and Environmental Health Department Building at \$934,000, and the corresponding Notice of Commencement.

#3-X Approved and authorized the Chairman to sign the First Amendment to Agreement No. 03CON000057 with the SWFWMD for the Davis Lake Restoration Diagnostic Study (K930) at \$278,517.

#3-Y Accepted the following deed and easements for the CR-486 Road Improvement Project, and directed the Clerk to place the acceptance stamp thereon and record in the public records:

GENERAL WARRANTY DEED
Parcel 142 - Grantor: John R. Mack, Jr. and Karen S. Mack, husband and wife
TEMPORARY CONSTRUCTION EASEMENTS
Parcel 742 - Grantor: Theodore Couch, Trustee
Parcel 744 - Grantor: Theodore Couch, Trustee
Parcel 754 - Grantor: Ralph Peck

#3-Z Approved and authorized the Chairman to sign the Citrus County Development Order/Permit Application and the Notice of Commencement for the installation of a storage shed at the Homosassa Area Recreation Park as outlined in the Adopt-A-Park Program partnership with the West Citrus Soccer League.

#3-AA Approved the revised Athletic Organization Agreement to be more conducive with set deadlines and more informative regarding the recently installed Thor Guard Lightning Systems.

#3-BB Approved and authorized the Chairman to sign the Contract Amendment with the Florida Department of Corrections revising the submission of invoices and the Contract Manager identifying information.

#3-DD Set the following public hearings to consider the Evaluation and Appraisal Report for the Citrus County Comprehensive Plan (COMP) at the Citrus County Courthouse, 110 North Apopka Avenue, Room 102, in Inverness:

Adoption Workshop	February 10, 2004 at 2:20 P.M.
Adoption Workshop	March 9, 2004 at 2:30 P.M.
Adoption Hearing	April 13, 2004 at 2:00 P.M.

#3-EE Authorized the use of the Historic Courthouse steps for the annual Roe vs. Wade Commemorative Service on January 22, 2004, from 10:30 A.M. until 1:00 P.M., as well as the placement of 420 white crosses on the surrounding lawn (January 22 only).

#3-GG Approved and authorized the Chairman to sign the Sprint Centurion Service Agreement for maintenance on the Centurion Telephone/Voice System located at the Extension Office, from February 1, 2004, through January 31, 2005, at \$106 per month.

#3-HH Approved changing the titles of the following positions within the Department of Public Safety:

- From Fire Prevention Coordinator to Section Chief of Fire Prevention
- From Fire Training Officer to Section Chief of Fire Training
- From Hazardous Materials Coordinator to Section Chief of Special Operation
- From Fire Services Director to Fire Chief

#3-JJ Set the following public hearings to consider amendments to the COMP (Ordinance No. 89-04 as amended) and the LDC (Ordinance No. 90-14) at the Citrus County Courthouse, 110 North Apopka Avenue, Room 102, in Inverness:

DATE AND TIME	APPLICATION
Adoption Workshop: January 27, 2004 at 2:35 P.M.	CPA/AA-04-05, (Haag for Beville) Redesignation from PSO, Professional Services/Office District, to GNC, General Commercial District, on Parcel 43322, in Section 04, Township 19 S, Range 18 E.
Adoption Hearing: February 10, 2004 at 2:50 P.M.	

#3-KK Approved and authorized the Chairman to sign Task Agreement No. 6 to Master Agreement for Solid Waste Engineering, Planning and Environmental Services with SCS Engineers for landfill gas monitoring and reporting from January 1, 2004, through December 31, 2006, in an amount not to exceed \$43,330.

#3-LL Authorized the Human Resources Department to distribute the changes to the Employee Handbook effective January 1, 2004, to all employees.

#3-MM Approved and authorized the Chairman to sign Form 4 Annual "Choose Life" Speciality License Plate Report to DHSMV By County for fiscal year ending September 30, 2003.

#3-NN Approved and authorized the Chairman to sign The Gale Group Subscription and License Agreement to provide library patrons online access via the County Library's network to the Opposing Viewpoints Resource Center, Business & Company Resource Center, Contemporary Literary Criticism database resources effective December 30, 2003, through December 29, 2004, at \$14,573.29.

#3-OO Approved and authorized the Chairman to sign the Retail Order with EGP, Inc., for the purchase of a Kyocera Mita 4030 Digital Imaging System at \$5,895 to be located in the Library Administrative Offices, and the Comprehensive Customer Support Agreement for maintenance of this copier at .01 cent per copy.

#3-PP Approved and authorized the Chairman to sign an Electronic Products License Agreement with ProQuest Information and Learning Company to provide library patrons online access via the County Library's network to access the Heritage Quest genealogy database effective November 2003 through October 2004 at \$2,690.

#3-QQ Approved and authorized the Chairman to sign the Service Proposal with Mettler-Toledo, Inc., for scheduled maintenance of the County Landfill scales from November 1, 2003, through October 30, 2004, at an amount not to exceed \$11,117.

#3-RR Approved a request by the Road Maintenance Division (RMD) to proceed with FEMA funded repairs to storm damaged roads, waived formal bid procedures, and awarded the project to Pave Rite, Inc., at \$45,329.38, as the lowest of three FEMA approved quotations.

#3-SS Approved and authorized the Chairman to sign a Water and/or Wastewater Developer's Agreement with Margaret Nesbitt agreeing to pay the Citrus County Municipal Service Benefit Unit the actual cost to extend and install a water line to her new residence at 490 East Dakota Court in Citrus Hills plus connection fees of \$1,723.

#3-TT Set a public hearing on January 27, 2004, at 1:50 P.M. at the Citrus County Courthouse, 110 North Apopka Avenue, Room 102, in Inverness on an ordinance amending Chapter 94, Citrus County Code, amending Article III, Section 94-141 thereof to provide for the County Tourist Development Plan; by amending the FY 2003-2004 Tourist Tax Fund; by providing for severability; by providing for inclusion in the Code; and by providing an effective date.

#3-UU Approved and authorized the Chairman to sign an Indemnity Agreement with the Visitor for the installation of temporary signs for their upcoming Health Showcase.

#3-VV Approved and authorized the Chairman to sign the Substantially Similar Plat of Crystal Harbor Estates (PLT-03-11), and directed the Clerk to record in the public records.

#3-WW Approved the ranking of Ashbritt, Inc., and Asplundh Environmental Services, Inc., for emergency debris management, and authorized staff to negotiate contracts with both firms upon receipt of the insurance requirements.

#3-XX Approved the following Bid Committee Report: **(1)** Bid No. 018-04, RMD, mowing of county right of ways, awarded on a split bid basis to Griffith Morris Group, d/b/a Ferngrove Property Maintenance, Pine Ridge Property Owners Association, Inc., and Gilmer Lawn Service, Inc., as the lowest bidders (district breakdown and unit prices listed in the supporting documents); **(2)** Bid No. 043-04, HSD, home repairs, awarded RHB 2002-030 at the base bid plus alternates total of \$13,115 to Donle Enterprises as the lowest bidder; **(3)** Bid No. 030-03, SSD, food services, renewed the current bid with GA Food Services at the revised rates listed in the supporting documents; and **(4)** Bid No. 068-01, SSD, home health care services, renewed the current bid with A+ Health Care Specialists at the revised rates listed in the supporting documents.

#3-CC **LITIGATION - SPECIAL COUNSEL**

Commissioner Batchelor questioned the need to retain a special counsel to represent the County in current and future litigation regarding property located at 1489 South Ozello Trail pertaining to violations of the LDC.

Mr. Battista explained that the attorney for the CEB could only advise the CEB during their meetings and could not prosecute cases before the judiciary. He stated that the County Attorney's role was to participate as prosecutor, and that Florida Statute prohibited the County Attorney's office from acting as both prosecutor and legal advisor to the Code Enforcement staff and the CEB. He further stated that the issues involved in this property developed during his first year as County Attorney when his office acted as advisor to the CEB; therefore, it would be inappropriate for his office to prosecute the case. He added that his office and many members of County staff would probably be witnesses in this matter.

Upon motion by Commissioner Batchelor, seconded by Commissioner Fowler, and carried unanimously, the Board authorized the County Attorney's Office to retain special counsel to represent the County in current and future litigation regarding property located at 1489 South Ozello Trail pertaining to violations of the Citrus County Land Development Code.

#3-FF **PROPOSED SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT (SWFWMD) WATER USE PERMIT**

Commissioner Bartell recognized and thanked Utilities Interim Director Robert Knight, Assistant Utilities Director Bob Merkel, and the SWFWMD staff for resolving the issues of the water use permit without going into an administrative hearing; thereby, saving the County \$200,000.

Upon motion by Commissioner Bartell, seconded by Commissioner Phillips, and carried unanimously, the Board authorized the Interim Director of the Utilities Division to appear before the Governing Board of the Southwest Florida Water Management District during their meeting of January 20, 2004, to voice approval of the proposed and revised water use permit.

#3-II **SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT (SWFWMD) AGREEMENT FOR TUSSOCK REMOVAL**

The Chairman thanked Sam Lyons and the Withlacoochee River Basin Board (WRBB) for their cooperation and assistance of \$100,000 toward the tussocks problem.

Upon motion by Commissioner Wooten, seconded by Commissioner Phillips, and carried unanimously, the Board approved and authorized the Chairman to sign the Cooperative Agreement with the Southwest Florida Water Management District at \$100,000 to assist in the removal of tussocks on Lake Tsala Apopka.

#3-D **BUDGET TRANSFERS**

Commissioner Phillips questioned if all the budget transfers were pulled or if it was for a specific one. Mr. Saunders clarified that only the Citrus Springs MSBU Budget Transfer at \$9,400 should be pulled for further review.

Upon motion by Commissioner Bartell, seconded by Commissioner Phillips, and carried unanimously, the Board approved the following budget transfers:
TOURISM/FLORIDA STATE FAIR GRANT: \$970 from #160B-2122B-54809 to #-56400.
CIP: \$1,000 from #001-2140-56400 to #-53100. **ELECTIONS:** \$625 from #001-2441-54700 to #-55275 and \$3,800 from #2441-54700 to #-56400. **FSD:** \$20,000 from #154-9996-60120 to #-3200-53400. **DPS/CE:** \$12,825 from #001-3345-56400 to #-51306, and \$240 from #-54000 to #-55400. **CSD:** \$256 from #001-5225-54100 to #-51306. **HSD/SHIP:** \$31,560 from #133B-5304B-54330 to #-54928, \$22,496 from #-54926 to #-53400, and \$1,938 from #-58200 to #-54630. **HSD/LIHEAP:** \$2,874 from #167D-5373D-54924 to #-54923. **SSD/CCEP:** \$660 from #183D-5345D-52200 to #-54400. **SSD/CSS:** \$450 from #176-5350-51200 to #-51306. **P&R/CHASSAHOWITZKA CAMPGROUND:** \$1,000 from #108-6150-51200 to #-51306, and \$150 from #-54100 to #-53451. **LSD:** \$550 from #131-6212-56600 to #-55120. **ESD/CANNING CTR:** \$800 from #001-6308-51200 to #-51306. **UR/UTILITY FEE TRUST:** \$25 from #645-6400-55100 to #-54022. **OMB/CITRUS SPRINGS MSBU:** \$11,815 from #730-8200-54500 to #-8225-54500. **DPW/CITRUS SPRINGS MSBU:** \$695 from #730-8200-55203 to #-56400.

#2-B **EMPLOYEE SERVICE AWARDS**

The following employees were recognized for their years of service to the County:
5 Years: Lesa R. Ehlers and Anne T. Murtha. **10 Years:** Pamela J. Baize, James Maynard, Francie M. (Mitch) Roe, and James (Jim) Saltmarsh. **15 Years:** Sherry Guess.
(1:32 P.M.)

#7- **COMMISSIONER JOSH WOOTEN, CHAIRMAN**

#7-A **TRANSPORTATION DISADVANTAGED COORDINATING BOARD**

Commissioner Phillips nominated Dominic H. Christofaro, Jr., to fill a new position for a Citizen's Representative of the Florida Association for Community Action on the Transportation Disadvantaged Coordinating Board for a term that would expire on January 16, 2005.

Upon motion by Commissioner Bartell, seconded by Commissioner Batchelor, and carried unanimously, the Board ceased nominations.

#7-B **TOURIST DEVELOPMENT COUNCIL**

Upon motion by Commissioner Fowler, seconded by Commissioner Phillips, and carried unanimously, the Board accepted with regret the resignation of Shay Baranowski and announced a position on the Citrus County Tourist Development Council for an owner or operator of a motel, hotel, recreational vehicle park, or other tourist accommodation in Citrus County that was subject to the Tourist Development Tax and was an elector of Citrus County for a term that would expire on July 31, 2005.

#10- **COMMISSIONER GARY BARTELL**

#10-A **TOWN HALL MEETINGS**

Commissioner Bartell requested Board approval to schedule town hall meetings to provide information to citizens and to receive citizens' comments regarding the Homosassa Wastewater and Chassahowitzka Water/Wastewater Projects.

Upon motion by Commissioner Batchelor, seconded by Commissioner Phillips, and carried unanimously, the Board authorized staff support for two town hall meetings to provide information to citizens and to receive citizens' comments regarding the Homosassa Wastewater and Chassahowitzka Water/Wastewater Projects.

#2-C **PROCLAMATION - VOLUNTEER BLOOD DONOR MONTH**

Upon motion by Commissioner Phillips, seconded by Commissioner Batchelor, and carried unanimously, the Board approved and authorized all Commissioners to sign a proclamation declaring the month of January as Volunteer Blood Donor Month.

#10-B **NATIONAL ESTUARY PROGRAM (NEP)**

Commissioner Bartell stated that this issue was a result of the last Goal Setting Session regarding the County's Estuary Program and the possibility of inclusion into the NEP. He requested that the Board consider asking the Withlacoochee Regional Planning Council (WRPC) to schedule a workshop to determine if there was interest in the NEP and to identify the benefits and pitfalls. He added that he did not know of any detrimental values for inclusion in the NEP, and that it would be a way to protect the estuaries and potentially create federal funding mechanisms for environmental issues on the west side of the County.

Commissioner Batchelor expressed concern as to whether this would impose additional restrictions on water usage in the areas proposed. He remarked that he thought Citrus County had more waterway restrictions and protection for manatees than any other county in Florida.

Development Services Director Gary Maidhof agreed with Commissioner Batchelor that this County had been very pro active in protecting the local waterways. He indicated that there were four designated areas in the NEP in Florida, Tampa Bay,

Sarasota Bay, Charlotte Harbor, and Indian River Lagoon, which were overseen by the Environmental Protection Agency (EPA). He explained that in the NEP process a council was formed consisting of governmental agencies to identify the strengths, weaknesses, and potential problems existing within an estuary, then plans were established to provide answers and implement corrective actions. He added that with the NEP designation, the County could tap into federal funding to accomplish projects.

He pointed out that the downside to this issue was that problems would be identified, and would require action and funds from local government, for example, storm water control. He specified that the first priority would be to contact the WRPC to find out if they were interested in nominating the Nature Coast estuaries for the NEP. He said that he did not believe the County would be successful in petitioning solely and should submit this as a regional coastal estuary from Levy County through Hernando County. He added that the next step would be to persuade the governor to submit the estuary to the EPA, and if the EPA administrator concurred, a conference would be scheduled with all involved governmental agencies, large corporations, and others to develop a comprehensive management plan to prioritize needs in protecting the estuaries. He mentioned that while the NEP would assist with the funding of ground projects, a secondary program through the National Oceanic and Atmospheric Administration (NOAA) would help fund research, such as improving and protecting fisheries, etc. He added that this program would protect the estuaries and reverse any damages.

Commissioner Wooten stated that he was intrigued by the program and would support the request. Mr. Maidhof responded to his question regarding specific issues by stating that federal permitting projects, new federal activities, water transfers, etc., would be impacted by the NEP designation; however, local government would have control over speed zones, restraint zones, etc.

Commissioner Batchelor remarked that the federal government was involved in controlling speed zones in the Kings Bay area, and the U.S. Fish and Wildlife Service was involved in controlling speed zones on the river. He reiterated his concerns of more regulation and restricted usage of boat traffic on the waterways.

Mr. Maidhof replied that this would not lead to new federal regulations. Regarding the speed zones, he explained that the U.S. Fish and Wildlife Service regulations applied within the National Wildlife Refuge, and that the manatee speed zone was a state rule that was a companion to the County's Manatee Protection Plan. He stated that from a regulatory standpoint, the NEP designation would apply more to storm water standards or FDOT road projects, which required federal permits.

Commissioner Batchelor stated that although he would support reviewing the NEP, he might not support it if he found out that other restrictive measures were taken regarding the NEP designation.

Mr. Maidhof concurred and stated that this was the first step. He suggested that as long as the County remained an active participant in the process, he thought the County would maintain control.

Motion by Commissioner Phillips, seconded by Commissioner Bartell, to approve and authorize the Chairman to sign a letter to Michael Moehlman, Executive Director of the Withlacoochee Regional Planning Council to schedule an agenda item at a future meeting to discuss the development of a National Estuary Program application packet to be delivered to the Governor's Office.

Commissioner Bartell stated that the NEP designation would give the County a funding mechanism and protection for many of the issues facing the County. He added that this would allow the Board to explore the possibility and make the decision in the future.

Commissioner Phillips concurred and stated that she did not want to make the waterways more restrictive; however, the Board should move forward with the process in order to obtain answers to the questions posed today. She added that she was in favor of Mr. Maidhof's recommendation of sending the request to the WRPC with the inclusion of Levy and Hernando Counties.

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

The Chairman recessed the meeting and reconvened at 2:11 P.M.
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#2-C PROCLAMATION – VOLUNTEER BLOOD DONOR MONTH - CONTINUED

Mr. Saunders read the proclamation into the record, and the Chairman presented the proclamation to Edward Downey, Scott Lockhart, and Donna Wyatt on behalf of Lifesouth Community Blood Centers, Citrus Region.

#2-D SV-03-03, THOMAS DAVID RECHEIZER

Margaret Beake, AIA, AICP, Senior Planner, Community Development Division (CDD) reviewed a petition by Thomas David Recheizer to vacate a portion of North Pistache Avenue in the Townsite of Crystal Park. She advised that the request was made to expand the width of the applicant's residential lot, that the right of way to be vacated had not been constructed and was vacant, that the platted north/south streets of this subdivision were largely not constructed, and that no further road construction was planned by the County. She stated that utility companies and County departments had no objection, and that the Plat Review Team (PRT) recommended approval on September 3, 2003. She stated that the request was consistent with COMP Policy 10.4.2, which she read into the record. She added that on November 6, 2003, the Planning and Development Review Board (PDRB) recommended approval by a 7-0 vote, and that staff had no objection and recommended 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 Bartell, seconded by Commissioner Batchelor, and carried unanimously, the Board adopted and authorized the Chairman to sign a resolution approving Street Vacation SV-03-03, as petitioned by Thomas David Recheizer. **RESOLUTION NO. 2004-013** (2:16 P.M.)

At the meeting of the Board of County Commissioners of Citrus County, Florida, held in the County Commission Chambers, Room 102, Citrus County Courthouse, 110 North Apopka Avenue, Inverness, Florida 34450, at 1:45 P.M. on the 13th day of January 2004, Commissioner Bartell introduced and moved for the adoption of the following:

RESOLUTION NO. 2004 – 013

WHEREAS, a Petition was presented to the Board of County Commissioners by Thomas David Recheizer, who purports to be the owner of a portion of North Pistache Avenue between Lots 579.5 and 582, Townsite of Crystal Park (Section 16, Township 18 South, Range 17 East), as recorded in Plat Book 1 Page 2, public records of Citrus County, Florida, more fully described in Exhibit "A" which is attached hereto and made a part hereof by reference; and

WHEREAS, said Petition requested the Board to vacate, abandon and discontinue the above-described portion of North Pistache Avenue, Townsite of Crystal Park (Section 16, Township 18 South, Range 17 East), more fully described in Exhibit "A" which is attached hereto, and made a part hereof by reference; and

WHEREAS, the Board adopted a Resolution calling for a public hearing to determine the advisability of closing, vacating, abandoning and discontinuing the previously described portion of North Pistache Avenue, Townsite of Crystal Park, to be held in the County Commission Chambers, Room 102, Citrus County Courthouse, 110 North Apopka Avenue, Inverness, Florida 34450, at 1:45 P.M. on the 13th day of January, 2004; and

WHEREAS, Notice of such hearing was published in accordance with the law at the expense of the Petitioner; and

WHEREAS, a hearing has been held in accordance with such Resolution, Notice, and the law pertaining thereto; and

WHEREAS, this Board has determined that the unnamed portion of North Pistache Avenue, between Lots 579.5 and 582, Townsite of Crystal Park (Section 16, Township 18 South, Range 17 East), as recorded in Plat Book 1, Page 2, public records of Citrus County, Florida, more fully described in Exhibit "A" which is attached hereto and made a part hereof by reference, should be closed, vacated, discontinued and abandoned, and any right of Citrus County and the public in and to any lands delineated on said recorded plat, as said portion of the street and alleyway should be renounced and disclaimed.

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

1. That the above-described portion of North Pistache Avenue, between Lots 579.5 and 582, Townsite of Crystal Park (Section 16, Township 18 South, Range 17 East), as recorded in Plat Book 1, Page 2, public records of Citrus County, Florida, more fully described in Exhibit "A" which is attached hereto and made a part hereof by reference, be and the same are hereby closed, vacated, abandoned and discontinued, and any right of Citrus County or the public in and to the same, or in and to the lands delineated on said recorded plat of the same, is hereby renounced and disclaimed.

2. That this Resolution shall be spread upon the Minutes of this Board meeting.
3. That this Resolution shall be signed by the Chairman of this Board, attested by the Clerk of this Board, and the seal of this Board shall be affixed thereto.
4. That notice of the adoption of this Resolution shall be published in a weekly newspaper authorized by law to publish legal notices in Citrus County, Florida, within thirty (30) days from this date.
5. That the proof of publication of notice of public hearing, the resolution as adopted, and the proof of publication of the notice of the adoption of such resolution shall be recorded in the deed records of the county.
6. That the Clerk of the Board is hereby directed to forward a certified copy of this Resolution to the petitioner and all abutting property owners.

Motion seconded by Commissioner Batchelor and carried for adoption by the Board on the 13th day of January 2004.

ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Josh Wooten

JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"

All that portion of North Pistache Avenue lying between Lot 582 and the east 1/2 of Lot 579, as per plat of the Townsite of Crystal Park, recorded in Plat Book 1, Page 2, public records of Citrus County, Florida

#2-E D-03-02, ROCK CRUSHER DEVELOPMENT OF REGIONAL IMPACT (DRI)

Mr. Maidhof advised that the following applications were quasi judicial and Mrs. Slingerland polled the Board for ex parte communications relating to application D-03-02 and AA-03-22. All Commissioners replied that they had no previous communications regarding either item.

Mr. Maidhof announced that he was not aware of any Intervenors, and Jenette Collins, AICP, Principal Planner, CDD presented the following staff report:

Applicant Number/Name:	D-03-02, Gerald A. Figurski, P.A. on behalf of Gulf Highway Land Corporation/Henry Dingus, Jr., for Rock Crusher DRI, Notice of Proposed Change (NOPC)
Property Data:	Sections 06, 07, and 18, Township 19 South, Range 18 East, and Sections 12, 13, and 26, Township 19 South, Range 17 East, more specifically described as Rock Crusher Road DRI. 1,505 acres
Staff/PDRB Recommendation:	Approval
Public Hearing	January 27, 2004

She stated that the proposal did not constitute a substantial deviation pursuant to Chapter 380.06(19), Florida Statutes. She advised that the DRI was a mixed-use development that included single and multi-family residential, office, and commercial areas, and the project was determined to be a DRI in 1985. She mentioned that this DRI was comprised of 17-recorded subdivisions and 2 undeveloped areas, one in the Cinnamon Ridge locale and the second located on the northwest corner of CR-490 and

South Rock Crusher Road. She outlined and explained staff's analysis in determining that a substantial deviation was not evident as a result of the following proposed changes:

1. The NOPC proposed to extend build-out date to March 31, 2006, by 4 years, 11 months and proposed to extend Development Order expiration date to March 31, 2011, by 4 years, 11 months.
2. The NOPC proposed change to timing of payment for developer's pro rata share of the cost of signalization at certain named intersections as named in Section K. (3) of the Development Order, to be paid without objection when 70% of the certificates of occupancy had been issued by Citrus County for Unit Four, Phase One, of Cinnamon Ridge or when a plat for a yet undeveloped residential section of the DRI was recorded in the public records, whichever was earlier.
3. The NOPC proposed to amend the wording of the Development Order to reflect that the total acreage of the approved DRI to be 1,505 acres rather than 1,497 acres.

She stated that based on staff's report and feedback from the WRPC, staff had no objections to this NOPC.

Mr. Figurski requested the Board's approval.

The Chairman opened the public workshop for public comment. With no public comment, the Chairman closed the public portion of the public workshop. (2:23 P.M.)

#2-F AA-03-22, LARRY CLARK FOR WILLIAM R. STOCKER, SR.

Mr. Maidhof read the ordinance preamble into the record, and Mrs. Beake gave the following staff report:

Applicant Number/Number:	AA-03-22, Larry Clark for William R. Stocker, Sr.
Land Use:	Re-designation from PDR, Planned Development, Multifamily Residential Use to PDR, Planned Development Single-Family Use
Property Data:	Section 17, Township 20 South, Range 18 East; more specifically, Lot 12, Block B-B of Cypress Village, Sugarmill Woods. Approximately 1.9 acres
Staff/PDRB Recommendation:	Approval
Proposed Project:	Replat resulting in four single-family lots of record

She stated that the requested land use re-designation did not require an amendment to the Generalized Future Land Use Map (GFLUM) or require a binding letter from the Department of Community Affairs (DCA) due to the reduction in density. She added that the proposal was consistent with the development patterns of the surrounding area and would not be detrimental to present and future adjacent land uses. She advised that the re-designation would be compatible with the remainder of the street because it had already been re-designated as single-family.

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

Upon motion by Commissioner Batchelor, seconded by Commissioner Fowler, and carried unanimously, the Board adopted and authorized the Chairman to sign an ordinance, amending the Atlas of the Citrus County Land Development Code, Ordinance No. 90-14, by modifying a previously approved master plan for the planned development of Sugarmill Woods, Cypress Village, by changing the land use designation of certain property located in Section 17, Township 20 South, Range 18 East, from PDR (multi-family) to PDR (single family); providing for repeal of conflicting ordinances; and providing for an effective date in accordance with AA-03-22, Larry Clark for William R. Stocker, Sr. **ORDINANCE NO. 2004-A01** (2:26 P.M.)

#2-G **AD HOC FLORIDA WORLD WAR (WW) II MEMORIAL COMMITTEE**

Wes Stow, chairman of the Citrus County AD Hoc Florida WW II Memorial Committee (Committee) presented a final report of their fundraising work. He stated that this project was a joint effort with a great deal of support, and he particularly thanked Colonel Curt Ebitz and Commissioner Wooten. He advised that the Committee had reached \$22,500 of their targeted goal of \$25,000, with the possibility of one more donation. He recognized all the members of the Committee and stated that without their efforts this could not have been accomplished. He remarked that this County could be proud that they were the first county to raise a significant amount of money, and if their target were reached, they would be the only county in Florida to accomplish this goal. He thanked the Board for establishing the Committee and for allowing the citizens to be recognized in creating this memorial.

Colonel Ebitz expressed appreciation for the support of Citrus County's veterans. He gave a brief history of the bills that Governor Bush signed into law on May 13, 1999, authorizing the memorial and establishing the WW II Memorial Trust Fund. He updated the Board on the status of the memorial, which would be completed and dedicated in November at the Florida Museum of History. He advised that there was a permanent exhibit on display in the Florida Museum of History, which was dedicated December 7, 2001. He added that this location was important because there were 200,000 visitors per year, most of which were young students. He reported that an interactive website was launched in 2001, which was a plethora of WW II history pertaining to Florida's contributions to that great conflict. He added that a supplementary WW II curriculum was in final stages of development, and that a 40-page color Heritage Trail Guide was waiting funding for publication. He introduced Matt Ubben, Legislative Affairs Director for the Florida Department of Veterans Affairs (VA) and presented a check for \$22,500 from the Committee to the Florida WW II Trust Fund. He added that the Fallen Heroes of Citrus County had expressed interest in donating the remainder of their goal after payment of outstanding debts.

Mr. Ubben stated that from the beginning this project had captured the hearts of everyone who participated in seeing this memorial come to completion. He reported that the construction of the monument would be finished in March and dedicated on Memorial

Day weekend and would be an exact replica of the Florida pillar that would be part of the national monument. He advised that the state of Texas wanted to duplicate the accomplishments of Florida. He gave an analysis of the funding contributions toward the total goal of \$801,000, and reported that to date the \$22,500 check represented more than one-tenth of the cash contributions and approximately three-quarters of the total goal.

On behalf of the Committee, Governor Bush, and VA Executive Director Rocky McPherson, he presented a certificate of appreciation to the Board for leadership and support of the Citrus County Ad Hoc Florida World War II Memorial Committee. He thanked the Citrus County Chronicle, Tax Collector Janice Warren for contributions during the tag renewal period, and Colonel Ebitz for his passion in this effort.

Mr. Stow thanked the Board for their support and stated that the Committee came close and might meet their goal. He reiterated that Citrus County could be proud because they were first in the state to accomplish its mission.

Upon motion by Commissioner Fowler, seconded by Commissioner Phillips, and carried unanimously, the Board acknowledged the final report of the Citrus County AD Hoc Florida World War II Committee and presentation of a check for \$22,500 to the Florida Department of Veterans Affairs for the Florida World War II Memorial Trust Fund.

The Chairman recessed the meeting and reconvened at 3:04 P.M.

#2-H **UNITED STATES ARMY CORPS OF ENGINEERS (CORPS)**
WITHLACOOCHEE RIVER BASIN STUDY

The Chairman recognized the following members in the audience: Representative Charles Dean; Janet Oehmig, Legislative Assistant to Senator Nancy Argenziano; Shirley Anderson representing Congresswoman Ginny Brown-Waite; Mike Henson representing Senator Bob Graham; Wayne Sawyer with the Lake Tsala Apopka Basin Recreation & Water Advisory Board; Sam Lyons with the WRBB; Jimmy Brooks with SWFWMD; Edwin Roman and Ken Denson with the Florida Fish and Wildlife Commission (FFWCC); and Terry Sullivan with the Department of Environmental Protection (DEP).

Aquatic Services Director Mark Edwards introduced Nancy Allen with the Corps Planning Section, whom he said would give a presentation on the Withlacoochee River Basin Study (Study). He stated that attempts to have a representative from the Corps Regulatory Division to discuss the wildlife habitat islands permitting issues were unsuccessful.

Ms. Allen advised that she was the Planning Technical Lead for the Study, which meant that she coordinated all the technical entities, engineers, and environmentalists, and that she would write the final report. She then proceeded with the presentation (filed with the Clerk's agenda). She stated that the Corps was presently starting the second year of a five-year feasibility phase of the Study to determine the recommended plan and/or federal

interest at a cost of \$2.9 million, and that up to 50 percent could be work-in-kind performed by the sponsor (SWFWMD).

She summarized the accomplishments to date, which included completion of seven public and agency workshops, problem statements summarized, creation of the Study objectives, creation of the Study's web page (www.basinstudy.org), the first SWFWMD status report (in-kind services), proposed fiscal year 2004 in-kind-services request, five team meetings, Watershed Evaluation Contract, and Cultural Resources Contract. She reported that the five top concerns of the workshops were water levels, education, structure modifications, water supply, and water quality. She added that there were 60 problem statements collected for the Study, of which 39 were non-Corps problems, which were sent to the appropriate agencies to address. She explained the in-kind services for fiscal year 2003, and stated that the final presentation for the Watershed Evaluation Contract would be February 4, 2004, and that the Cultural Resources Contract investigations final report would be submitted on July 12, 2004.

She listed the current work items and next steps for the Study. She reported that fiscal year 2004 funding was \$209,000 with \$121,000 for the Watershed Evaluation Contract, \$50,000 for the Cultural Resources Contract, \$38,000 for Corps salaries, and that SWFWMD provided an in-kind match of \$209,000. She explained that funds were recalled for other Corps needs in 2003; therefore, funds that were earmarked for the historical biological mapping for Lake Tsala Apopka and some aerial (LIDAR) mapping would not be completed in 2004 unless SWFWMD could provide the services or if excess funds became available later. She stated that the proposed fiscal year 2004 in-kind services included aerial mapping at \$311,415, western terminus restoration at \$125,000, and eastern Hernando Withlacoochee Watershed Management Plan at \$184,000. She mentioned that \$434,500 would be needed for fiscal year 2005. She gave a funding summary from fiscal year 2003 to 2004, and reported shortages to date at \$558,000, which included recalled funds.

She reported the status of the Continuing Authority Program (CAP) for the Tsala Apopka Lake System Aquatic Restoration Project by stating that the Corps was waiting for the CAP work allowances, which should be received during the month of January. She added that she would advise the County if that project received funding.

The Chairman expressed concern that the Board had informed the citizens that the global solution to this problem was coming from this five year Study, and that the Corps had failed to notify the County that funding was in arrears. He questioned how this situation could be rectified and the Board be kept informed on something this important.

Ms. Allen responded by stating that the sponsor (SWFWMD) was informed and suggested that the County be placed on the Corps quarterly status mailing list. She relayed a message from Richard Bonner, Deputy District Engineer for Project Management, who said that the colonel and the chief of planning would be glad to meet with the Board on the regulatory issues regarding Lake Tsala Apopka and the tussock problem.

The Chairman requested that she provide Mr. Bonner's telephone number to Mr. Edwards. He stated that it was imperative that she send a message to Mr. Bonner that the County was running out of space to dispose of the tussocks, and that this County needed cooperation and assistance from the Corps to make this happen. He was worried that this Study might not be the cure all for the lake system, and that the federal government might have other priorities.

Commissioner Bartell stated that the quarterly reports would be helpful to the County. Ms. Allen suggested that the County access the web page to check the updated quarterly status reports due to the expense of mailing.

Commissioner Fowler remarked that the Board's frustration was that for years there was the assumption that this Study was being performed, and then the Board was informed a few years ago that the Study had not even begun. He mentioned that the Hernando County Commission Board plead with the Corps to help Citrus County correct the deteriorating situation in the lake chains 53 years ago, that the County was still waiting, and that help was needed soon because there would be another drought.

Ms. Allen stated that a lot of headway had been made, that the project was going well, especially considering the financial restraints, and that it would continue to proceed. She also stated that she thought the pending CAP Project would be beneficial as well.

She answered Commissioner Bartell's questions by stating that she should find out soon if the CAP Project would be funded in 2004, and that she would advise Mr. Edwards of the result. She added that it was too late for the Board to do anything about the CAP in 2004 because the decision for funding had already been made; however, now was the time for the Board to become involved with the 2005 re-study.

Representative Dean stated that time was running out with regard to the conditions of the permit and questioned if anything could be done to energize or extend the permit application process. Ms. Allen said that question should be addressed in a meeting with the Chief of Planning. Representative Dean replied that everyone understood protocol in meetings; however, there was \$500,000 in funding and machines were in the water. He emphasized that something needed to be done prior to setting a meeting because the water was dropping fast and the County needed to move forward.

She suggested calling Mr. Bonner, John Hall, Chief of Planning, and the colonel directly. Commissioner Bartell recommended contacting Mr. Bonner because he was extremely helpful in obtaining the muck permits.

The Chairman remarked that he was appalled that the Regulatory Section of the Corps failed to send a representative to the meeting today knowing that congressional and senate representatives and their aides were attending. Ms. Allen said that she would deliver that message.

Ms. Oehmig advised that Senator Argenziano had requested that the Corps send a representative to the meeting today, and that she was not happy when she found out no one would attend. She also stated that Senator Argenziano was upset about the lack of interagency cooperation with the Corps, particularly with the permitting problem of the lakes system during the drought. She added that Senator Argenziano's contact was Joe Burns in the Corps Legislative Affairs Office.

Ms. Anderson stated that the office of Congresswoman Brown-Waite would continue communication with the Corps in trying to resolve this issue and would stay in contact with Mr. Edwards.

The Chairman advised that a transcript of this discussion and unanswered questions would be sent to Senator Nelson's office.

Mr. Sawyer described the problems the County had in obtaining permits to remove muck from the lakes four years ago, and the problems the residents had when trying to perform work along the shoreline. He explained the difficulties the Lakes Advisory Board had in receiving a response from the Corps when informed of the emergency. He stated that he contacted Senator Argenziano's office who then contacted the colonel; however, a response was not received in time to remove the muck at a lower cost and now the navigational waters were blocked. He said that if the tussock piles were not removed from the wildlife islands soon, the islands would sink and further block the water, which would be even more costly to remove. He questioned why the Corps were sitting on a bureaucratic situation and letting the expenses mount. He voiced frustration for the residents of the County, the Lakes Advisory Board, and the Commissioners, and stated that he wanted answers.

Commissioner Phillips remarked that she was discouraged because the tussock and muck problems were not new issues, and that the Corps, the FFWCC, and the EPA needed to work together to find a solution on a statewide basis. She recommended that those agencies develop a repetitive permit that would apply to the same situation in the same area for the same purpose, so that those agencies would not have to review every circumstance.

Mr. Wilson stated that he was enthralled by the government representation for this project. He agreed with Commissioner Phillips that permitting and funding should be in place for the next emergency scenario and that interagency cooperation was paramount.

Mr. Bradshaw reported the historical events that lead to the Hernando County Resolution in 1955, and his attempts and efforts to remove the illegal berms from the lake system in the Potts Preserve area. He asked the Board to adopt a resolution requesting that the present landowner remove all fill and restore the natural conditions of the lake system. He showed slides of muck piled high on the wildlife islands and reiterated that it was possible to burn the material with a High Efficiency Oil Burner. He stated that there were citizens willing to perform the work. He requested that the Board approach the Corps

with the idea of emergency temporary storage until a removal plan was devised rather than trying to create a permanent enlargement of a wildlife habitat. He further stated that he would be glad to accompany staff to talk to Mr. Bonner and convince the Corps that the County was trying to improve and restore the lakes.

The Chairman stated that staff would review his recommendations and consult with the agencies involved. Mr. Bradshaw added that he would share additional pertinent information with staff.

Barbara Hinkle, assistant director of Teen Court, reported that Teen Court participants had been performing community service by working with Mr. Bradshaw on some lake restoration projects. She stated that Teen Court participants were excited about taking an active role in volunteering to help with cleaning up the lakes. She added that Teen Court participants were covered by workers compensation, and that appropriate facilities and chaperones had been provided by Mr. Bradshaw. She further stated that this was a win-win situation, and that other counties and organizations wanting to provide community service could become involved in reclaiming the County's natural resources.

Mr. Roman advised that the FFWCC had contributed money toward the tussock-harvesting project; however, time was running out and funds might not be available as of June 30. He also stated that the FFWCC had committed to developing a plan to solve some of the tussock and shoreline problems of the lakes chain, and that it would help if the permitting problems could be solved.

Representative Dean voiced his support of the FFWCC and their master plan to develop a lake restoration plan for Davis Lake and the entire lake system.

Mr. Edwards gave a PowerPoint presentation regarding the tussock problems on the Tsala Apopka Chain, which included tussock formation and tussock control (filed with the Clerk's agenda). He defined tussocks as massive floating islands of mud and grasses and described how and why tussocks formed. He stated that all three major pools (Floral City, Inverness, and Hernando) had tussocks, but that Lake Todd and Lake Dodd experienced the majority. He showed pictures of the floating islands in various areas of the lake and discussed the blockage issues. He reviewed the plan and costs for removal of tussocks, the fund contribution amounts of involved agencies, wildlife islands, milestone events, permitting issues, projects that were submitted for the CAP Program, etc. (4:08 P.M.)

#2-1 WITHLACOCHEE REGIONAL PLANNING COUNCIL (WRPC)

Mr. Moehlman made a presentation pertaining to an Interlocal Agreement between Citrus, Hernando, Levy, Marion, and Sumter Counties clarifying the procedures for the adoption of a budget and the establishment of the annual membership dues for the WRPC. He distributed a copy of the proposed Interlocal Agreement, a copy of the 1998 Interlocal Agreement, and a document indicating the existing board quorums and the proposed board quorums (filed with the Clerk's agenda). He explained that the requirement of a super quorum for the adoption of a budget and the establishment of the annual membership dues would be changed to a majority quorum. He added that the Levy

County Board of County Commissioners unanimously approved the proposed Interlocal Agreement last week, and that Citrus County was his second stop.

Commissioner Phillips stated that she was appointed to sit on the committee that reviewed the proposed Interlocal Agreement. She explained that the committee suggested that the Interlocal Agreement be changed to allow a majority quorum to approve the budget process due to the difficulty of getting a super quorum and the WRPC sometimes operating for months without an approved budget.

Upon motion by Commissioner Phillips, seconded by Commissioner Batchelor, and carried unanimously, the Board approved and authorized the Chairman to sign an Interlocal Agreement with the Boards of County Commissioners of Hernando County, Levy County, Marion County, and Sumter County. (4:15 P.M.)

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

#13-A **HEALTH DEPARTMENT FEES**

Mr. Battista requested that this item be pulled from the agenda due to the Health Department fee issue being readdressed by the State Department of Health. He stated that the item would be brought back to the Board if appropriate.

#13-B **CR-486 LAND ACQUISITION**

Mr. Battista requested Board approval of the proposals for three land acquisitions for the CR-486 Project. He explained that the action today would allow staff to proceed with making the offers and acquiring the land for the prices stated. He added that the settlements were all within the perimeters that were discussed in the Board's Executive Session with John C. Pelham, P.A. of Pennington Moore Wilkinson Bell & Dunbar.

Upon motion by Commissioner Wooten, seconded by Commissioner Bartell, and carried unanimously, the Board (1) approved the settlement of Parcel 201 of the CR-486 Project at \$40,000 to the property owner and \$2,376 to their attorney, (2) the settlement of Parcel 135 of the CR-486 Project at \$29,050 including attorney's fees, and (3) settlement of Parcel 822 of the CR-486 Project at \$16,500 including all costs and fees.

The Chairman recessed the meeting and reconvened at 5:06 P.M.
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#2-J **TOURIST TAX BUDGET FOR FISCAL YEAR 2003-2004**

Tourism Development Manager Mary Craven stated that the Tourist Development Council (TDC) had recommended an amendment to the fiscal year 2003-2004 Tourist Tax Budget for the purchase of a vehicle and advertising wrap for the Tourism Development Program. She explained that the Tourism Development Office had very frequent and sometimes unique transportation requirements, that the Tourism Development Office used the car pool vehicle for over 100 trips for 150 days for the past 11 months, and that personal vehicles were used when the car pool vehicle was not available. She added that the advertising wrap on the van would serve as a marketing tool when the van was in use. She informed the Board that the allocation of \$21,000 from the Tourist Tax Budget would include the van purchase, advertising wrap, fuel, and

maintenance. She proceeded to show the Board renderings of the van with the advertising wrap.

Commissioner Wooten stated that the TDC had slowly moved their budget away from using ad valorem tax to using tourist tax revenue. He added that this amendment would complete the cycle of having the TDC completely self-sustaining. Ms. Craven replied to Commissioner Wooten's comments by stating that she was not aware of any other administrative costs that the TDC Budget did not cover.

Mr. Battista clarified that the action of the Board today, if approved, would be to adopt a budget resolution for the Tourist Tax Budget, and that an ordinance amendment would be prepared for the next meeting to adopt the County Tourist Development Plan.

Ms. Craven replied to Commissioner Batchelor's question regarding other costs by stating that the \$21,000 would include annual vehicle maintenance and the advertising wrap.

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

Mr. Lyons, a member of the TDC, requested that the Board support the TDC Budget amendment due to the TDC now being self-sufficient. He stated that the van with the advertising wrap would be a mobile billboard worth approximately \$500 to \$1,000 per month in advertising, and that this was a good marketing tool.

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

Upon motion by Commissioner Bartell, seconded by Commissioner Phillips, and carried unanimously, the Board adopted and authorized the Chairman to sign a resolution amending the Tourist Tax Budget for fiscal year 2003-2004.

RESOLUTION NO. 2004-014 (5:14 P.M.)

RESOLUTION NO. 2004-014

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

WHEREAS, the Tourist Development Council has approved the purchase of a vehicle for the Citrus County Tourism Program; and

WHEREAS, this vehicle is necessary to transport display exhibits that promote tourism in Citrus 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:

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 16th day of December 2003, by the Citrus County Board of County Commissioners.

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

ATTEST:

/s/ Betty Strifler
BETTY STRIFLER, CLERK

/s/ Josh Wooten
JOSH WOOTEN, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues		Cash Carry Forward	21,000
		Total Revenues	\$ 21,000
Expenditures	160-2122-54603	Vehicle Maintenance	250
	160-2122-54921	Advertising	2,650
	160-2122-55208	Fuels and Lubes	1,100
	160-2122-56400	Machinery & Equipment	17,000
		Total Expenditures	\$ 21,000

There being no other business to come before the Board, the Chairman adjourned the meeting. (5:15 P.M.)

ATTEST: _____, Clerk _____, Chairman