

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

**Commissioners:** Commissioners Roger Batchelor, Chairman; Jim Fowler, First Vice-Chairman; Gary Bartell, Second Vice Chairman; Vicki Phillips and Josh Wooten

**Attorney:** Robert B. Battista

**Administrator:** Richard Wm. Wesch

**Clerks:** Betty Strifler, Clerk; Theresa Steelfox, Deputy Clerk

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

#2-A **CERTIFICATE OF APPRECIATION - LAWRENCE W. BUCHNER**

***Upon motion by Commissioner Phillips, seconded by Commissioner Bartell, and carried unanimously, the Board approved and authorized all Commissioners to sign a Certificate of Appreciation to Lawrence W. Buchner for 18 years of employment with Citrus County.***

#3- **CONSENT AGENDA**

***Upon motion by Commissioner Fowler, seconded by Commissioner Bartell, and carried unanimously, the Board pulled Item #3-DD (Phase 2, Landfill Design, Permitting and Construction Services), and Item #3-KK (Enviroglades, Inc. vs. Citrus County) for discussion and approved the balance of the Consent Agenda, as follows:***

#3-A Approved the minutes of the meeting held on August 14, 2001.

#3-B Approved the following warrants: Payroll registers dated 08/17/01 at \$465,236.13 and dated 08/23/01 at \$35,909.24. Accounts Payable register dated 08/27/01 at \$1,015,968.84. Emergency register dated 08/28/01 at \$8,460.04.

#3-C Approved the following budget transfers: **Admin. Svcs.:** \$15,000 from #001-2101-53440 and \$13,000 from #-56100 with \$8,000 to #-54700 and \$20,000 to #-54921. **OHR:** \$725 from #001-2107-51200 with \$200 to #-54000, \$200 to #-55400, and \$325 to #-55417, \$1,700 from #-51200 to #-51306, and \$1,000 from #-51200 to #-54201. **BOCC:** \$895 from #001-2109-54000 to #-54019. **MOD:** \$5,000 from #001-2670-51400, \$3,880 from #-53100, \$2,550 from #-54000, \$4,000 from #-55201, and \$3,400 from #-56400 with \$5,000 to #-51200, \$2,500 to #-53400, \$4,000 to #-54100, \$5,000 to #-54604, and \$2,330 to #-54605. **CDD:** \$1,100 from #107-2781-51200 to #-51306, \$57 from #-56400 and \$443 from #-51200 to #-55208, \$1,000 from #-54000 to #-55417, \$1,400 from #-3442-54000 to #-55208, and \$1,000 from #-54000 to #-54603. **FSD/Training Ctr.:** \$1,000 from #154-3225-54100 to #-54300. **DPS/Hazardous Mat.:** \$1,364 from #001-247-680 to #-3340-55201. **DPS/Animal Control:** \$750 from #001-5106-51306, \$8,872 from #-51400, \$300

from #-54000, \$1,252 from #-54600, \$300 from #-54605, \$1,301 from #-55205, \$1,000 from #-55210, \$600 from #-55400, \$1,760 from #-56400 with \$8,102 to #-51200, \$1,275 to #-54100, \$6,058 to #-55208, \$500 to #-55211, and \$200 to #-55417. **LSD:** \$4,014 from #131-6212-53400, \$20,000 from #-247140, and \$200 from #-55270 with \$3,484 to #-54605, \$530 to #-55100, \$2,000 to #-51200, \$5,200 to #-56400, \$100 to #-55417, \$600 to #-51306, and \$12,300 to #-56600. **ASD:** \$5,850 from #150-6304-51306, \$2,400 from #-51400, \$2,000 from #-53100, \$500 from #-54000, \$1,000 from #-54100, \$6,500 from #-54603, \$3,000 from #-54605, \$1,500 from #-55100, \$500 from #-55205, \$850 from #-55210, \$4,200 from #-55297, and \$605 from #-56400, with \$26,800 to #-53400, \$1,500 to #-55208, \$600 to #-54300 and \$5 to #-54921.

#3-D Adopted and authorized the Chairman to sign the following budget resolution:

RESOLUTION NO. 2001-225

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE LOW INCOME HOME ENERGY ASSISTANCE PROGRAM BUDGET FOR FISCAL YEAR 2000/2001

WHEREAS, on February 13, 2001 the Citrus County Board of County Commissioners executed Modification of Agreement No. 1 with the Florida Department of Community Affairs for the Low Income Home Energy Assistance Program; and

WHEREAS, on February 20, 2001 the Florida Department of Community Affairs executed the modification making additional funds available for energy assistance payments for low income 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 2000/2001; 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, in regular session on the 28th day of August 2001, 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.

ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF CITRUS COUNTY, FLORIDA

/s/ Roger Batchelor

ROGER BATCHELOR, CHAIRMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
<i>Revenues</i>	167B-331-590	Federal Grant – Other Economic	53,602
		Total Revenues	\$53,602
<i>Expenditures</i>	167B-5373B-51200	Regular Salaries and Wages	5,215
	167B-5373B-51205	Salaries – Outreach	9,709
	167B-5373B-52100	FICA Taxes	1,143
	167B-5373B-52200	Retirement Contributions	1,092

	167B-5373B-52300	Life and Health Insurance	2,530
	167B-5373B-52400	Worker's Compensation	106
	167B-5373B-53200	Accounting and Auditing	97
	167B-5373B-54201	Postage	374
	167B-5373B-54922	Energy Assistance Payments	11,316
	167B-5373B-54923	Energy Assistance – Crises	20,478
	167B-5373B-54924	Weather Related Emergency	958
	167B-5373B-55100	Office Supplies	234
	167B-5373B-55275	Computer Software	350
		Total Expenditures	\$53,602

#3-E Approved travel for Commissioners' Bartell and Phillips to attend the Legislative Strategy Retreat in Tallahassee, on September 12 - 13, 2001.

#3-F Accepted a Warranty Deed for Lot 18, Block H, of Hiltop, signed by Virginia Fraley, and authorized the Clerk to place the acceptance stamp upon same and record in the Public Records.

#3-G Approved and authorized the Chairman to sign Contract No. 1923, with the Florida Department of Corrections at \$44.57 per inmate per day.

#3-H Approved and authorized the Chairman to sign the First Amendment to the Agreement with the Southwest Florida Water Management District (SWFWMD) for the Homosassa South Fork Water Quality Project (P812) - SWFWMD Contract #99CON000138, extending the contract expiration date from August 31, 2001 to December 31, 2001.

#3-I Approved Modification #3, Amendment to Professional Services Agreement with James Duncan and Associates, Inc., for additional research and analysis on law enforcement issues regarding the Impact Fee Update.

#3-J Approved and authorized the Chairman to sign an Interlocal Agreement for Public Educational Facility Siting in Citrus County with the City of Inverness, the City of Crystal River, and the School Board, to support efforts that facilitate coordination of planning for the location and development of public educational facilities.

#3-K Approved and authorized the Chairman to sign State of Florida Electronic Payment Authorization and Direct Deposit Sign-up Forms for the Department of Health and Division of Support Services Grants and the Library Services and Technology Act Grant.

#3-L Approved and authorized the Chairman to sign a Memorandum of Agreement with the State of Florida, Department of State, Division of Elections, to receive \$55,314.05 to be utilized for voter education and pollworker recruitment and training for the 2002 election cycle.

#3-M Approved and authorized the Chairman to sign a Memorandum of Agreement with the State of Florida, Department of State, Division of Elections, to receive \$131,250 to be utilized for voter systems assistance.

#3-N Authorized staff to prepare and place the required Request for Qualifications advertisement to acquire the services of an engineering design consultant to provide roadway design, permitting and construction supervision services for the construction of the roadway between CR-491 and Citrus Springs Boulevard, which would serve the proposed Proline Boats facility in Holder.

#3-O Approved and authorized the Chairman to sign a Satisfaction of Mortgage on behalf of David W. Stoll at \$2,647.18.

#3-P Approved and authorized the Chairman to sign a Satisfaction of Subordinate Mortgage on behalf of David W. Stoll at \$10,794.80.

#3-Q Authorized staff to prepare and mail petition letters to the affected property owners for both the Lake Tsala Gardens and Inverness Golf and County Club Estates for proposed water system projects.

#3-R Approved Tasks 2 through 5 as described in Professional Engineering Consultants, Inc., proposal for additional engineering services for CR-491 road widening at \$80,139.

#3-S Approved and authorized the Chairman to sign Rehabilitation Agreements with Lois M. Andrews, Myrna R. Smith, Lori Jean Crise, and John R. and Florence L. Moore for home repairs that had been completed through the State Housing Initiative Partnership Program (SHIP) in the grant funded amount of \$11,482.50.

#3-T Approved the Landfill Maintenance Coordinator part-time position to a full-time position.

#3-U Adopted and authorized the Chairman to sign a Resolution to set a public hearing on September 25, 2001, at 1:30 P.M., in the Commission Room, Masonic Building, 3rd Floor, 111 West Main Street, Inverness, for Street Vacation SV-01-03, as petitioned by Berryman & Henigar on behalf of the State of Florida.

**RESOLUTION NO. 2001-226**

#3-V Set a public hearing on September 11, 2001, at 1:40 P.M., in the Commission Room, Masonic Building, 3rd Floor, 111 West Main Street, Inverness, regarding the proposed time extension to DCA Grant #99DB-4Z-05-19-01-E78 for the Homosassa Area Wastewater Collection System Project – Phase 1, and authorized advertisement of same.

#3-W Approved Thomas E. Gregory as a general contractor to participate in the CDBG Housing Rehabilitation Program.

#3-X Accepted four Temporary Construction Easements: Parcels 750A, 769, 776 and 777, acquired for the CR-491 Road Improvement Project, and authorized the Clerk to place the acceptance stamp upon same and record in the Public Records.

#3-Y Approved and authorized the Chairman to sign U.S. Department of Housing and Urban Development (HUD) Housing Assistance Payments Contracts with James Alvin Clark at \$270 per month, Frederick and Marjorie Copeland at \$450 per month, and Holly Simmons at \$418 per month.

#3-Z Approved and authorized the Chairman to sign a Satisfaction of Mortgage on behalf of Rodney and Christine Rupp at \$2,769.83.

#3-AA Approved applications for Tax Deeds and authorized payment to Janice A. Warren, Citrus County Tax Collector, at \$15,800.

#3-BB Approved the ranking for design services relative to the construction documents for the Bicentennial Park and authorized staff to negotiate a contract with Wade-Trim, Inc.

#3-CC Approved waiving the Citrus County Auditorium rental fees at \$156.46 for the Inverness Little League.

#3-EE Approved and authorized the Chairman to sign Satisfactions of Judgment for Joyce Marie Langham, Case No. 96-2465-TC/MM; William J. Grant, Case No. 2000-2378-TC; John Thomas Thistle, Jr., Case No. 99-741-CF and No. 96-425-CF; Harmon C. Stevenson III, Case No. 2001-886-TC; and Scott Alan Knight, Case No. 99-704-TC.

#3-FF Approved and authorized the Chairman to sign a Connection Charge Installment Lien Agreement for Kenneth and Maria Pearce.

#3-GG Acknowledged receipt of Report No. 02-015, School District of Citrus County, Florida Education Finance Program, Full-Time Equivalent Students, and Student Transportation for fiscal year ended June 30, 2000.

#3-HH Acknowledged receipt of the Southwest Florida Water Management District, Tentative Budget Submission for Fiscal Year 2001-2002.

#3-II Approved use of the Historic 1912 Courthouse steps on October 7, 2001 from 6:30 P.M. until 8:30 P.M. for the National Alliance of the Mentally Ill candlelight vigil.

#3-JJ Approved and authorized the Chairman to sign an Indemnity Agreement with Citrus Sertoma for the installation of temporary signs for their upcoming Oktoberfest.

#3-LL Adopted and authorized the Chairman to sign a Resolution relating to the Riverhaven Wastewater Special Assessment District (1999) removing two parcels from the

assessment roll approved on July 24, 2001, due to the fact that the property owners had obtained a lot reconfiguration which combined three lots into one.

**RESOLUTION NO. 2001-227**

#3-MM Approved and authorized the Chairman to sign Change Order No. 1 to the existing agreement with Ryan, Inc., to provide the necessary construction services to allow the Homosassa Springs State Wildlife Park to connect to the Southwest Regional Wastewater Collection System, in accordance with the agreement with the State of Florida Department of Environmental Protection.

#3-NN Acknowledged receipt of the annual audit of the Citrus County Economic Development Council, Inc., for fiscal years ending September 30, 2000 and 1999.

#3-OO Approved and authorized the Chairman to sign the Youth Athletic Organization Agreement with the West Citrus Soccer League for the use of Homosassa Springs Area Recreation Park for their 2001-2002 soccer season.

#3-PP Approved use of the Historic 1912 Courthouse grounds for the Veterans Memorial Service to be held on Saturday, November 10, 2001 at 11:00 A.M. as well as use of the Courthouse facilities between the hours of 9:00 A.M. and noon.

#3-DD **PHASE 2 LANDFILL DESIGN, PERMITTING & CONSTRUCTION SERVICES**  
Mr. Wesch clarified that the recommended action should have included authorizing the Chairman to sign the contract with SCS Engineers.

***Upon motion by Commissioner Fowler, seconded by Commissioner Batchelor, and carried unanimously, the Board 1) confirmed staff recommendation to select SCS Engineers for Phase 2 Landfill engineering services, 2) approved and authorized the Chairman to sign a Contract and Agreement for Solid Waste Engineering, Planning and Environmental Services for Phase 2 Landfill with SCS Engineers in an amount not to exceed \$699,000 for design, permitting, bidding services, construction phase services and certification, and 3) adopted and authorized the Chairman to sign the following budget resolution:***

RESOLUTION NO. 2001-228

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE LANDFILL BUDGET FOR FY 2000/2001

WHEREAS, on June 12, 2001 the Citrus County Board of County Commissioners approved and authorized staff to begin negotiations with engineering consultants for design and permitting of Phase 2 of the landfill expansion; and

WHEREAS, the funding for the engineering services portion of the expansion is included in the fiscal year 2001-2002 proposed budget; and

WHEREAS, funds are currently available through cash carry forward to begin engineering 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 2000/2001; and

WHEREAS, Section 129.06(e), 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, in regular session on the 28<sup>th</sup> day of August 2001, 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.

ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF CITRUS COUNTY, FLORIDA

/s/ Roger Batchelor

ROGER BATCHELOR, CHAIRMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
<u>Revenues</u>		Cash Carry Forward	699,000
<u>Expenditures</u>	401-5212-53100	Professional Services	699,000

**#3-KK ENVIROGLADES, INC. VS. CITRUS COUNTY**

Mr. Battista responded to Commissioner Wooten's question by stating that the complaint was received from Enviroglades, Inc., last Friday and that the law suit would be handled by his office. He added that the Attorney for Enviroglades, Inc. had contacted him and wished to settle the issue, that one release of lien had been received from the major sub-contractor, that contact had been made with the other sub-contractors, and that he hoped the issue would be settled this week.

***Upon motion by Commissioner Bartell, seconded by Commissioner Phillips, and carried unanimously, the Board acknowledged receipt of the complaint filed in Enviroglades, Inc. vs. Citrus County.***

**#2-B RECREATIONAL DEVELOPMENT ASSISTANCE PROGRAM**

Mr. Wesch stated that Representative Nancy Argenziano would not be attending the meeting due to the check from the Florida Recreational Development Assistance Program being presented to Parks and Recreation on August 22, 2001.

**#2-K.2 OA-01-01, AVIS CRAIG FOR THE VILLAGES OF CITRUS HILLS**

***Upon motion by Commissioner Fowler, seconded by Commissioner Batchelor, and carried unanimously, the Board approved rescheduling the public workshop for application OA-01-01, Avis Craig for The Villages of Citrus Hills, per Ms. Craig's request. (1-205/1:11 P.M.)***

**#4- BID COMMITTEE REPORT**

**#4-A & B JON BOATS AND WITHLAPOPKA BRIDGE SLOPE REHABILITATION**

***Upon motion by Commissioner Batchelor, seconded by Commissioner Fowler, and carried unanimously, the Board awarded: A) Bid No. 111-01, P&R, purchase of 12 Jon Boats to Millers Boating as the lowest bidder at \$1,235 per boat, for a total cost of \$14,820; and B) Bid No. 112-01, ED, Withlapopka Bridge Slope rehabilitation to R & G Construction at \$172,880 as the lowest bidder and authorized the Chairman to sign the contract documents.***

**#4-C⇒M BID RENEWALS**

**Upon motion by Commissioner Batchelor, seconded by Commissioner Bartell, and carried unanimously,** the Board approved renewing the current contracts: **C)** Bid No. 98-80, RMD, traffic signal maintenance, with Control Specialists Company under the same terms and conditions stated in the original bid documents; **D)** Bid No. 99-121, DPW, mowing of the Crystal River Airport, with Earth Movers at an estimated yearly cost of \$11,293.95 at the same terms and condition stated in last's years renewal; **E)** Bid No. 99-122, DPW, mowing of the Inverness Airport, with Gilmer Lawn Service at an estimated yearly cost of \$9,705 at the same terms and condition stated in last's years renewal; **F)** Bid No. 00-010, RMD, limerock base material, with Crystal River Quarries, Inc., at \$3.60 per ton, reflecting a 3% increase in accordance with the bid proposal; **G)** Bid No. 00-015, RMD, emulsified asphalt grade AE-90 and AE-90 modified, with Central Materials Co., reflecting a 5% increase in accordance with bid proposal; **H)** Bid No. 01-008, RMD, filament engineering fabric, with R.H. Moore & Associates, Inc., for Polyjute at \$.42 per sy, Curlex I at \$.58 per sy, Curlex II at \$.72 per sy, and North American Green S-75 at \$.58 per sy, reflecting a 2% increase in accordance with bid proposal; **I)** Bid No. 01-009, RMD, Type II and Type III Asphaltic Concrete with Gulf Atlantic Culvert Co., for round corrugated pipe and bands - 15", 18", 24", 30", 42", 48" and arch corrugated pipe and bands -17"x13", 21"x15', 28"x20", 35"x24", reflecting a 4% increase in accordance with the bid proposal; **J)** Bid No. 01-022, RMD, roadside herbicide, with Central Materials Company, Inc. for Type II at \$33.60 per ton and Type III at \$33.60 per ton, reflecting a 5% increase in cost in accordance with the bid proposal; **K)** Bid No. 037-01, RMD, roadside herbicide, with Agro Distribution, d/b/a Pro Source One at \$36.98 per gallon, reflecting a 5% increase in cost in accordance with the bid proposal; **L)** Bid No. 99-03, ASD, mechanical harvesting, Tsala Apopka, Inverness Pool, with Smolensky Underwater Weed Harvesting under the same terms and conditions stated in the bid proposal and authorized the Chairman to sign the extension letter; and **M)** Bid No. 99-01, 99-02, 99-04, 99-05, ASD, mechanical harvesting, Crystal River, Homosassa River, Tsala Apopka Hernando Pool and Floral City Pool, with Citrus Maintenance, Inc., with a negotiated price adjustment of 3% increase in accordance with the contract, and authorized the Chairman to sign the extension letter. Unit prices are listed in the back up material.

#4-N **RFP 01P-011, MARION COUNTY, COOPERATIVE FUEL**

**Upon motion by Commissioner Batchelor, seconded by Commissioner Fowler, and carried unanimously,** the Board approved allowing Citrus County to utilize the Marion County Cooperative Fuel proposal awarded to Petroleum Traders for the purchase of 87 Octane at a \$.0258 delivery charge. (I-270/2:13 P.M.)

#6- **COUNTY ADMINISTRATOR'S REPORT**

#6-A **ADMINISTRATIVE REGULATION (AR) - INMATE MEDICAL SERVICES**

Mr. Wesch stated that the proposed AR would implement a medical co-payment system for inmates that initiate a request for medical treatment at the County jail. He explained that the proposed fee schedule represented a nominal fee to be charged to the inmate's personal account, and the system does not include a public lien; however, an "in-facility lien" would remain on file for three years from the date of release for possible payment, etc. He emphasized that no inmate would be deprived of medical treatment, but the AR goals



were to help make the jail more self-sufficient, and to have an effect on spurious medical calls by inmates due to the financial responsibility attached to it.

***Upon motion by Commissioner Bartell, seconded by Commissioner Fowler, and carried unanimously, the Board approved and implemented Administrative Regulation No. 10.08, entitled Inmate Medical Services, that would charge a nominal fee for inmates who initiate a request for medical treatment at the County jail.*** (I-331/1:15 P.M.)

#2-C **NATURE COAST EMERGENCY MEDICAL FOUNDATION INC.**

Teresa Gorentz, Executive Director of Nature Coast Emergency Medical Services, Inc., presented a follow-up report regarding the efficiency of operations. She gave a slide presentation (filed with the Clerk's agenda) which described the system design, field operations, specialty services, billing information, statistics, medical control, and classes offered. (I-807/1:29 P.M.)

#2-D **ABATEMENT OF NUISANCES**

Mr. Battista explained that the purpose of the public hearing was to adopt an ordinance amending Section 46-34 of the Citrus County Code titled "Abatement of Nuisances", providing that interest be charged on demolition liens.

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 Fowler, seconded by Commissioner Bartell, and carried unanimously, the Board adopted and authorized the Chairman to sign an ordinance amending Section 46-34 of the Citrus County Code titled "Abatement of Nuisances" by providing that interest be charged on demolition liens; providing for severability; providing for inclusion in the code; and providing for an effective date.***

**ORDINANCE NO. 2001-A27** (I-872/1:31 P.M.)

#6-B **PUBLIC SAFETY RELOCATION**

Mr. Wesch stated that per Board direction, staff had investigated a plan to relocate Public Safety to the Lecanto Government Building and addressed the Sheriff's space needs by providing 3,100 square feet of the Kensington Fire Station. He added that \$54,950 had been budgeted inclusive of constructing the space in the Lecanto Government Building, required furniture, and associated moving expenses. He advised that the Sheriff's Office would be responsible for construction costs and relocation expenses to the Kensington Fire Station. He mentioned that the truck bays and five offices located in the bay area of the Kensington Fire Station would remain for Fire Protection Services.

Commander Robert Blume, Sheriff's Office, stated that the Staff Services Division would be moved to the new location, which would include approximately 11 people. He also stated that the meeting room would be used for a training area and an area for victim advocates. He explained that the vacated area in the Operations Center would allow their evidence area to expand, however, they would still need the added bay on the backside of the building.

**Upon motion by Commissioner Wooten, seconded by Commissioner Fowler, and carried unanimously, the Board approved the plan to relocate Public Safety to the Lecanto Government Building and to provide 3,100 square feet in the Kensington Fire Station for the Sheriff's space needs.** (I-1083/1:37 P.M.)

#7- **COMMISSIONER ROGER BATCHELOR, CHAIRMAN**

#7-A **TOURIST DEVELOPMENT COUNCIL**

Commissioner Bartell nominated Frances Roberts to serve on the Tourist Development Council, for a term that would expire on July 31, 2002.

**Upon motion by Commissioner Batchelor, seconded by Commissioner Phillips, and carried unanimously, the Board ceased nominations.** (I-1111/1:38 P.M.)

#7-B **JOINT MEETING WITH CITRUS COUNTY SCHOOL BOARD**

The Chairman stated that he had received a request from Patience Nave, School Board Chairman, proposing a joint meeting on October 11, 2001 at the Withlacoochee Technical Institute with the Citrus County School Board where general items of concern and long term goals could be discussed.

**Motion by Commissioner Batchelor, seconded by Commissioner Fowler, to approve authorizing staff to make the appropriate arrangements for the Citrus County School Board and the Board of County Commissioners to participate in a joint meeting on October 11, 2001 at the Withlacoochee Technical Institute, where general items of concern as well as long term goals would be discussed.**

Discussion ensued regarding discussing new ideas, the need for an agenda prior to the meeting, pursuing other successful joint projects such as the Open Gym Program, the need to cooperate with the School Board, the last joint meeting being very productive and informative, etc.

Mr. Wesch stated that Mrs. Nave suggested that School Board Superintendent David Hickey, Mrs. Nave, Commissioner Batchelor, and himself meet on September 13, 2001, to develop an agenda to be presented to the respective Boards prior to the joint meeting.

**The Chairman called a question on the motion, and the motion carried unanimously.** (I-1500/1:48 P.M.)

Commissioner Fowler left the meeting.
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#2-E **AMENDMENT TO SOLID WASTE**

Mr. Battista explained that the purpose of the public hearing was to adopt an ordinance amending Chapters 82 and 90 of the Citrus County Code pertaining to solid waste.

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 Phillips, and carried unanimously, the Board adopted and authorized the Chairman to sign an ordinance amending Chapters 82 and 90 of the Citrus County Code; amending Section 82-101, Certification of Collectors; by amending Section 90-731, Interpretation and Definitions; amending Section 90-735, Prohibited Waste; amending Section 90-748, Collector Information; amending Section 90-751, Enforcement; amending Section 90-762, Scope and Purpose; amending Section 90-764, Rates for Nonresidential (commercial) Solid Waste Disposal; amending Section 90-765, Payment and Collection of Commercial Disposal Fee; and amending Section 90-766, Adjustments to Charges and Appeal; providing for inclusion in the Code; providing for severability; and providing an effective date.***

**ORDINANCE NO. 2001-A28** (I-1582/1:50 P.M.)

#12- **COUNTY ATTORNEY'S REPORT**

#12-A **WEST RIVERWOOD DRIVE**

***Upon motion by Commissioner Bartell, seconded by Commissioner Phillips, and carried unanimously, the Board approved and authorized the Chairman to sign the Prescriptive Plat of West Riverwood Drive and directed the Clerk to record the plat in the public records.***

#12-B **2001 PRIVATE ROAD MAINTENANCE PROGRAMS (PRMP)**

Mr. Battista reviewed the letter from Holland & Knight Law Firm regarding the analysis of the PRMP. He added that in reviewing the analysis and in follow up conversations with the Law Firm, the issues of right-of-way ownership was key to the constitutional frailties identified. He advised that as the program was currently designed, the County would be unable to obtain the necessary loan(s) to fund the road improvements. He recommended that the Board adopt a resolution directing the Clerk to withhold the assessment rolls previously adopted for the various PRMPs and to refund any prepayments. He stated that staff could be directed to readdress the PRMP by determining new perimeters and then possibly be able to proceed next year.

Commissioner Batchelor stated that he knew that this delay in the PRMP would disappoint a lot of people. He added that the legal issues needed to be addressed before proceeding.

***Motion by Commissioner Batchelor, seconded by Commissioner Phillips, to adopt and authorize the Chairman to sign a resolution rescinding Resolution No. 2001-149, the 2001 Private Road Maintenance Program, and Resolution No. 2001-205, the 2001 Private Road Maintenance Program (Suburban Acres).*****RESOLUTION NO. 2001-229**

Commissioner Phillips stated that at the last meeting there were discussions of revisiting the procedures and requirements of the PRMP, that she understood the

disappointment of the citizens, that there needed to be a sound program in place, and that she appreciated Mr. Battista researching the issue and bringing the information to the Board.

Commissioner Wooten agreed that the PRMP could not proceed as it was designed, and wished that these issues had come forward earlier. He added that there was a need to proceed as soon as possible and asked if the PRMP could proceed if people along the same road wanted to pay cash for the assessment. Mr. Battista replied by stating that the County could act as a facilitator between the property owners and the contractor as long as any County costs were reimbursed. Mr. Wesch replied to Commissioner Wooten by stating that petitioners would be notified by first class mail of the Board's actions today. He advised that Florida Highway Products had stated that they would hold the line on costs even though there was a possible delay of 12 months.

James Carra stated that he had borrowed the money to pay for the road assessment, that he had a sale contract pending, that appraisals and surveys had been done, that money had been spent in anticipation of the road, and that he could be sued.

Discussion ensued regarding the date of the contract, that the Commissioners had taken an oath to uphold the law, that the paid assessments would be refunded, that other people would also be upset, that the PRMP would be reviewed and then possibly move forward.

Commissioner Bartell suggested that Mr. Carra meet with Mr. Battista to review his case. He added that consideration would be taken for Mr. Carra due to it not being his fault that the PRMP was being delayed, and that each case would need to be reviewed individually by the County Attorney.

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

(I-2416/2:00 P.M.)

The Chairman recessed the meeting and reconvened at 2:20 P.M.
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#2-F **UTILITIES ORDINANCE AMENDMENT**

Mr. Battista explained the purpose of the public hearing was to adopt an ordinance to amend Section 102-81 of the Citrus County Code by providing a new definition for installment agreements. He added that this amendment would allow for a consumer who has a Florida Department of Environmental Protection (FDEP) permitted on-site wastewater treatment plant and desired to connect to the service unit's system, to have the option of a 20-year installment agreement.

The Chairman opened the public hearing for public comment.

Richard Matassa, representing Natures Resort, thanked the Board for the option of the 20-year installment agreement. He suggested an additional change to the Ordinance or a condition in their utility agreement, regarding the use of historical data, such as the FDEP uses, for base calculation of flow and anticipated flows. Mr. Wesch

stated that staff could work with Mr. Matassa on his suggestion and report back to the Board.

Commissioner Bartell agreed that Mr. Matassa's suggestion was a separate issue and stated that there should not be a blanket agreement that would allow for any land use.

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 an ordinance amending Section 102-81 of the Citrus County Code by amending the definition of installment agreements in order to provide for a 20 year term for those customers presently utilizing a Florida Department of Environmental Protection permitted on-site wastewater treatment plant.*** **ORDINANCE NO. 2001-A29**

Commissioner Fowler returned to the meeting during the following presentation.
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#2-G **UTILITY RATE STUDY**

Mr. Wesch stated that Henry Thomas, Public Resources Management Group, Inc., would be presenting the final draft report of the utility rate study for possible implementation. He stated that if the Board accepted the rate study report and set the public hearing for September 11, 2001, it would give staff sufficient time to notify the system customers of the proposed rate increase. He added that the rate structure was built into the 2001-2002 budget.

Mr. Thomas presented a slide presentation (filed with the Clerk's agenda). He stated that the study was based on a 5-year financial forecast and discussed the following:

- ‡ Background and purpose of the study
- ‡ Financial planning criteria
- ‡ Revenue requirements assumptions
- ‡ Rate design
- ‡ Conclusions

He stated that the type of costs incurred by utilities were operations and maintenance, renewal and replacement, and capital expansion projects, and that there was a 4-step cost recovery strategy:

1. To phase in the monthly water and wastewater rates over the next several years.
2. To phase in connection fees over the same time period.
3. To increase bulk rates and phase in higher bulk rates over that time period.
4. To develop cost based miscellaneous charges and connection fees over time.

He added that the financial goal should be the lowest possible rate consistent with quality service and prudent financial management. He stated that the projected customer statistics and revenue projections were 8.4% annually for water customers and 12.1% for wastewater customers. He advised that the allocation of costs between water and wastewater systems would be an increase of 4 years at 7.5% in the water system and an increase of 3 years at 20% in the wastewater system. He explained that for 2002 the proposed conservative pricing method would maintain the current rate for the first 10,000 gallons and would increase as follows: 10,001 - 20,000 at 125%, 20,001 to 30,000 at 150%, 31,001 to 50,000 at 200% and above 50,000 at 300%. He advised that the proposed connection fees would remain the same for 2002 and would increase for water connection fees per ERU from \$895 in 2002 to \$1,141 in 2006 and for wastewater connection fees per ERU from \$1,504 in 2002 to \$2,838 in 2006. He mentioned other proposed miscellaneous service charges; i.e., customer deposits, rental dwelling unit, meter installation charges, water turn on, water turn on after hours, etc. He suggested charges for reclaimed water to be in a range of approximately 30 to 40 cents per 1,000 gallons.

***Motion by Commissioner Bartell, seconded by Commissioner Phillips, to 1) accept the rate study report; 2) set a public hearing on September 11, 2001 to implement the new utility rate structure; and 3) authorize staff to send notices to all utility customers advising them of the new rates.***

Discussion ensued regarding the date of the public hearing. Mr. Wesch stated that it was staff's desire to send out notices, and delaying the hearing would only give a few days before the October 1 effective date.

***Amended motion by Commissioner Bartell, seconded by Commissioner Phillips, to 1) accept the rate study report; 2) set a public hearing on September 11, 2001 at 3:30 P.M., to implement the new utility rate structure; and 3) authorize staff to send notices to all utility customers advising them of the new rates.***

Commissioner Phillips stated that there should be more leeway in the timeline in order to extend the time for the public hearing.

Sumner Waite requested that the public hearing be scheduled for September 25, 2001. He stated that there would not be enough time for public notice, that there should be at least a 30-day notice, that a notice of a proposed rate increase should be mailed, etc.

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

(II-1634/3:30 P.M.)

The Chairman recessed the meeting and reconvened at 3:41 P.M.
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#2-H ***OA-01-07, IMPACT FEE UPDATE - PUBLIC SAFETY***

Gary Maidhof, Director, Department of Development Services, stated that the proposed ordinance amendment contained a fee schedule that would increase impact fees for fire, law enforcement, and emergency medical services.

James Duncan, Duncan and Associates, Inc., presented a slide presentation (filed with the Clerk's agenda) and stated that functional population methodology was used to calculate public safety impact fees for over twenty years in the State of Florida and was the same methodology used in the calculation of the Counties 1988 fees. He added that the update to the communication system would be eligible for impact fees due to the system serving all three of the public impact fees. He advised that based on the projected population, the growth percentage of 2020 residents would be 31% and the growth share of the communication system cost would be \$1.78 million.

Mr. Maidhof requested October 1, 2001 as being the implementation date of the impact fees. He added that the impact fees were figured at 100% and if the Board would like staff to figure other percentages they could prepare them. He also stated that staff was unable to use the Sheriff's existing data due to it not being compatible with the Hansen data. He mentioned that with the implementation of the GIS System, and the development of a base map, more data would be available and staff could present that information at a future date.

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

Morris Harvey, Jim Bitter, and Joyce Valentino spoke in favor.

With no further public comment, the Chairman closed the public workshop and announced that the public hearing would be on September 11, 2001 at 3:00 P.M.

(II-2206/3:54 P.M.)

#2-1 **CITRUS COUNTY ECONOMIC DEVELOPMENT COUNCIL (CCEDC)**

Mr. Wesch stated that Brett Wattles, Interim Executive Director, and Bruce Schultz, CCEDC Treasurer, would be presenting the Funding Agreement (Agreement) for the CCEDC. He added that the volunteers of the CCEDC, Mr. Wattles, and the Board's legal staff had spent many hours preparing the Agreement.

Mr. Wattles stated that the Agreement was a performance-based document, which included measurables, defined outcomes, and accountability. He reviewed certain areas of the Agreement as follows:

Item 1, **Funding**: "the County does hereby agree to provide the Council the minimum of \$108,000.00 in FY 2001-2002 to be disbursed quarterly annually. Future funding shall be based upon the first year's funding as a percentage of the annual collections of funds from the occupational license fees.

Item 1b: No later than ~~October 4~~ December 1, 2001, the Council must develop and submit to the County for ratification, a ~~two~~ three year Strategic Action Plan with annual updates.

Item 7a, **Contract Measures and Performance Standards**: "The Council shall demonstrate that it facilitated the creation of at least 75 direct full-time or full-time export sector equivalent jobs annually which may not have been created but for the Council's active and pro-active role. ~~The salary level of each job so credited must annualize to 125% of the Citrus County median income pursuant to the most recent BEB Report.~~

Item 7b: The promotion and development of economic opportunity and marketing of Citrus County and the various sections within it, including the generation of at least 100 marketing leads or and projects annually.

Item 7c: The Council's Action Plan and its subsequent annual updates, as approved by the parties to this Agreement, shall further serve as the Council's measurables, desired outcomes and accountability for that fiscal year. The Council shall include in its annual report to the County their accomplishments in terms of these performance measures. The Council's June 2001 report to the County, a copy of which is hereby attached as Attachment "C", shall serve as the initial performance-based standards for Fiscal Year 2001-2002. Subsequently, the Council's annual Strategic Action Plan, as approved by the parties to this and future funding agreements, shall serve as the Council's performance-based standards within future fiscal years.

Item 10b, **Reports**: A presentation shall be made to the Board of County Commissioners on a ~~bi-annual~~ ~~an annual~~ a semi-annual basis.

Item 27, **Open Meetings**: The Council agrees, as a condition of funding by the County, that it shall conduct all of its meetings of the Board of Directors, ~~Executive Council, and any committees or subcommittees and Executive Committee~~ in a forum open to the public after providing adequate public notice of its intent to hold such meeting(s). An exception shall be made as to this open meetings requirement if in fact the Council, its Executive Board, or Board of Directors, ~~committee or subcommittee~~ is in fact meeting with or about a private corporation, partnership or person which has requested confidentiality pursuant to Section 288.075, Florida Statutes.

He stated that he hoped that the entire Board would approve the Agreement, and that the CCEDC Board approved the Agreement as it was presented.

Commissioner Phillips thanked Mr. Wattles and all of the CCEDC Board members for their hard work in developing the Agreement. She stated that she still had concerns regarding the paragraph on open meetings and wished that it could be rewritten to address the CCEDC operating under the rules of the Sunshine Law.

Mr. Schultz stated that they understood that Commissioner Phillips wanted the CCEDC to follow the standards with regard to the Sunshine Law and added that the language that was in the Addendum to the existing Funding Agreement would address her concerns. He read the modification from the Addendum into the record per the Board's request. Mr. Wesch suggested the following be inserted: "Executive Committee, or any other committee in which final action on behalf of the CCEDC is to be taken". Commissioner Bartell suggested the following "no member of the public shall be denied access to any meeting of any committee or subcommittee".



Commissioner Phillips requested that the contract to be more specific regarding the funding; i.e., a specific percentage. Commissioner Bartell suggested the Agreement read "up to a 5% increase over the first year".

Commissioner Phillips also discussed the membership of the CCEDC including the County Administrator as a voting member and the possible conflicts involved. She suggested that another member of staff should be designated to sit as the representative on the CCEDC.

The Chairman recessed the meeting and reconvened at 4:46 P.M.

Mr. Battista presented revised pages of the Agreement in regard to funding and open meetings. He explained the revisions as follows:

Item 1, **Funding**: Subject to the terms hereof the County does hereby agree to provide the Council the minimum of \$108,000.00 in FY 2001-2002 to be disbursed annually. Future funding shall be based upon the first year's funding as a percentage of the annual collections of funds from the occupational license fees. A five percent (5%) maximum increase will be permitted for the FY 2002-03 operating year. The first payment shall be available on October 1, 2001.

Item 27, **Open Meetings**: The Council agrees, as a condition of funding by the County, that it shall conduct all of its meetings of the Board of Directors and Executive Committee, or another committee in which final action on behalf of the Council is to be undertaken, shall be held in a forum open to the public after providing adequate public notice of its intent to hold such meeting(s). Furthermore, no member of the public shall be denied access to any meeting of any committee or subcommittee. An exception shall be made as to this open meetings requirement if in fact the Council, its Executive Board, or Board of Directors is in fact meeting with or about a private corporation, partnership or person which has requested confidentiality pursuant to Section 288.075, Florida Statutes.

Mr. Wattles stated that he agreed with the revisions, and that the CCEDC would post all meetings on their web site as soon as possible.

Mr. Wesch replied to Commissioner Fowler's question by stating the 5% increase was for the first year and an amendment could be done as needed.

***Motion by Commissioner Batchelor, seconded by Commissioner Fowler, to approve the Funding Agreement, as amended, with the Citrus County Economic Development Council, Inc.***

Jim MacIntosh spoke in opposition to the Agreement and stated that the only jobs created by the CCEDC had been at the Browns School. He also commented on the open meeting issue.

Don Sutton, Citrus County Chamber of Commerce, stated that the Chamber had supported CCEDC from the beginning. He added that economic development was a

necessity, and the CCEDC Board had done a lot of work to bring this Agreement to the Board.

Mr. Bitter spoke against the Agreement. He agreed with eliminating the County Administrator from the CCEDC Board. He added that there had been no benefits from the CCEDC since 1994.

Commissioner Phillips stated that she appreciated the public comments and hoped that the public would participate in the CCEDC meetings. She explained that the contract was for a three-year period but would be reviewed annually.

***The Chairman called a question on the motion, and the motion carried unanimously.*** (III-806/5:00 P.M.)

#2-J **DISSOLUTION OF THE ECOTOURISM COMMITTEE**

Mr. Wesch made brief comments and explained that this item had been continued from the August 14, 2001 meeting.

Mary Craven, Tourism Program Manager, introduced Susan Davis, Chairman of the Ecotourism Committee (Committee). Ms. Davis thanked the Board for deferring this discussion and proposed the Committee be extended instead of dissolved. She stated that both the Tourist Development Council (TDC) and the Committee were needed. She introduced Amy Virgo, Nature Coast Tourism Development, Inc.

Ms. Virgo distributed a package of information (filed with the Clerk's agenda). She introduced herself and gave a description of her business, her background, and marketing plan. She stated that she had invested a considerable amount of money to target Eco-Tours, and was now utilizing the Eco-Tour Guide Program that was created by the Committee to sell vacation packages and Eco-Tour guides. She asked the Board to support the existence of the Committee and the idea that their role should be expanded. She also asked that the current TDC budget be revised to increase the amount from \$1,000 to \$72,500 in order to produce collateral material to sell vacation packages to the market nature-based activities that generate bed tax revenue and would include travel writers to be brought into Citrus County.

Chris Lloyd supported the Committee and said that he would like to see their roles expanded and stay under the umbrella of the County. He stated that he researched this item extensively and did not agree with Carl Kern's opinion on this issue. He encouraged the County to look for reasons to keep the Committee and not rely on thin legal arguments.

Discussion ensued regarding the Committee becoming a separate group from the TDC, changing the structure of the Committee, keeping the Committee together for now, legal issues, duplication of ideas, funding and staffing issues, marketing travel writers, etc.

Ms. Craven read the Statement of Purpose for the TDC. She listed the nature-based activities promoted by the TDC. She stated that the TDC brochure included all eco-adventures; i.e., fishing, hiking, swimming with manatees, canoeing. She added that the only tracking available to the TDC was by the bed tax revenues, which had increased by 67% over

the past six years, and would indicate that the TDC programs were working. She mentioned a new program that would target the group tour market, where the County would market and target group tour operators. She replied to Commissioner Fowler's question by stating the TDC had not been able to expend funds on ideas that the Committee had presented to them due to the Statute limitations; e.g., establishment of a canoe trail, establishment and development of an eco-guide training program.

**Directive:** Staff to determine where the Ecotourism Committee should be, present the list of activities for the \$72,500, and to determine if those activities could be funded under the Tourist Development Council's line item. (III-3291/5:58 P.M.)

#2-K.1 AA-01-09, DEPARTMENT OF DEVELOPMENT SERVICES (DDS)

Lou Phemister, Environmental Planner, CDD, stated that the amendment was staff initiated and summarized the staff report as follows:

<b>Applicant Name/Number:</b>	AA-01-09, DDS
<b>Land Use:</b>	Low Density Residential District (LDR), to Rural Residential District (RUR)
<b>Property Data:</b>	Section 3, Township 18 South, Range 17 East; more specifically, part of Parcel 31000, which property is located on the east side of North Citrus Avenue and immediately north of the Florida Power Corporation power line; and Section 5, Township 18 South, Range 17 East; more specifically, Parcels 13000 and 31000, which properties are located on West Larue-Denise Lane, and Parcel 33000, which is located on both the northeast and southeast corners of US-19 and West Watergate Lane.
<b>Staff/PDRB Recommendation:</b>	Approval
<b>Proposed Project:</b>	The application was made in order to make the Land Development Code (LDC) consistent with the Generalized Future Land Use Map (GFLUM), as a result of the Planned Service Area (PSA) line adjustment.
<b>Public Hearing:</b>	September 11, 2001 at 5:01 P.M.

He added that the properties in the amendment were originally part of a package of amendments put together by staff to address inconsistencies between the LDC and GFLUM. He advised that the property owners of the lands in this amendment had asked staff to withdraw these lands so that the property owners could pursue a Comprehensive Plan Amendment (CPA). He mentioned that due to the negative responses from the Department of Community Affairs, the property owners withdrew the CPA and now staff was again addressing the inconsistencies between the LDC and the GFLUM.

The Chairman opened the public workshop and asked for anyone to speak in favor, then opposed. With no public comment, the Chairman closed the public workshop.

(III-3526/6:02 P.M.)

#14- **PERSONS WISHING TO ADDRESS THE BOARD**

#14-A **TOURIST TAX**

Mr. Bitter spoke of the bed tax and suggested keeping the tax on hotel rooms to a minimum.

#14-B **OCCUPATIONAL LICENSE DENIAL**

Michael Moes spoke of his occupational license being deactivated because he hadn't met the criteria. He complained that due to the deactivation of his license he had been unable to file any State forms, etc. The Chairman suggested that he talk to the County Attorney to try to resolve the problem.

#14-C **WATER AND WASTEWATER STUDY**

Mr. Waite asked that the Water and Wastewater Study be reviewed prior to the September 11<sup>th</sup> meeting. He complained that the backup material was not in the library for public review. He stated that there was a problem with the 10,000-gallon cap and suggested taking off the irrigation well restriction from the Meadowcrest Development of Regional Impact (DRI). He also disagreed with the escalating rate for water use if the restrictions were not taken off for irrigation wells. He requested that the Board direct staff to come up with an alternate set of rates that would show what would happen if you cut the sewer cap to 6,000 gallons and put it into the base rate, or remove the restriction from the DRI.

Discussion ensued regarding water conservation, use of private wells, metering private wells, Southwest Florida Water Management District's actions, regulations of bottle water companies, etc.

Mr. Waite replied to Commissioner Bartell by stating that Meadowcrest was the only community that did not allow private wells per their DRI and Homeowner's Regulations. He also requested that the Board direct staff to renegotiate the consumptive use permit regarding escalating rates.

There being no other business to come before the Board, the Chairman adjourned the meeting. (IV-542/6:20 P.M.)

ATTEST: \_\_\_\_\_, Clerk \_\_\_\_\_, Chairman