

1999

January 6, 1999 - Special Meeting - 1:00 P.M.

753

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

Commissioners: Chairman, Vicki Phillips, First Vice Chairman, Brad Thorpe; Second Vice Chairman, Roger Batchelor; Jim Fowler and Gary Bartell
Attorneys: Larry M. Haag and Richard W. Wesch, Assistant
Administrator: Gary Kuhl
Clerk: Betty Strifler; Joanne B. Mishou and Cathy Davis, Deputy Clerks

The Chairman reviewed Board procedures for receiving public comment following motions, time constraints, etc.

#3- **CONSENT AGENDA**

Motion by Commissioner Bartell, seconded by Commissioner Fowler, to pull Item #3-SS (hazardous structures--to be rescheduled at another time); as well as Items #3-P, -U, -W -BB, -CC, and -QQ for discussion; and to approve the balance of the Consent Agenda:

#3-A Approve the minutes of the regular meeting held on December 15 and the special meeting held on December 18, 1998.

#3-B Approve general warrants dated 01/05/99 at a total of \$1,665,468.49, 01/04/99 at \$8,472.35 (Riverhaven Utilities). Approve emergency warrants dated 01/06/99 at \$438,726.98. Approve the payroll registers dated 12/17/98 at \$35,635.26, 12/18/98 at \$377,384.62, and 12/31/98 at \$1,593.46, \$401,242.72, and 12/31/98 at \$19,822.96.

#3-C.1 Approve budget transfers for outstanding purchase orders as shown in supporting documentation (filed with Clerk's agenda) for: General Fund, Fire Admin, MSTU Admin, Road & Bridge, 5-Year Road Program, Landfill, Library, Citrus Springs MSBU, and Public Utilities.

#3-C.2 Approve budget transfers: Sheriff: \$89,005 from #001-247-130 with \$10,824 to #001-3101-53000 and \$78,181 to #-56000. Financial Svcs: \$1,100 from #001-2111-54400 to #-54700. Systems Mgmt: \$12,195 from #001-2150-55270 to #-56400. Teen Court: \$11,000 from #079-334410 to #-334430. Beverly Hills VFD: \$3,763 from #155-3215-56300 to #-56400. Support Svcs Admin: \$60 from #176-5350-54201 to #-54100. SWM: \$1,361 from #401-5212-54612 to #-55270 and \$985 from #-56200 to #-56400.

#3-D Adopt and authorize the Chairman to sign:

RESOLUTION NO. 99-001

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE SPECIAL REVENUE BUDGETS FOR FY 1998/1999

WHEREAS, September 30, 1998 was the end of Board of County Commissioners' Fiscal Year; and

WHEREAS, Certain Special Revenue Funds had outstanding purchase orders as of 09/30/98; and
 WHEREAS, Proper accounting procedures require that payment for the goods or services requested under the outstanding purchase orders be charged against the County's 1999 Fiscal Year Budget; 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 1998/1999;

WHEREAS, FS 129.06(d) 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;

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Citrus County, Florida, in special session on the 6th day of January 1999, 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/ Vicki Phillips

VICKI PHILLIPS, CHAIRMAN

EXHIBIT "A"					
	ACCOUNT DESCRIPTION	AMOUNT		ACCOUNT DESCRIPTION	AMOUNT
LECANTO OFFICE BLDG			LECANTO SENIOR CENTER		
Revenue	Cash Carry Forward	65,853	Revenue	Cash Carry Forward	250
Expense	Maint - Building	65,853	Expense	Repair & Maint	250
ROAD IMPACT FEES/DIST 2			ROAD IMPACT FEES/DIST 5		
Revenue	Cash Carry Fwd	946,315	Revenue	Cash Carry Forward	1,123,466
Expense	CR-491/486 to SR-44	946,315	Expense	W Educational Path to Grover Cleveland	1,123,466
PARK DISTRICT 2 IMPACT FEES			COMMUNITY PARK 2 IMPACT FEES		
Revenue	Cash Carry Forward	1,849	Revenue	Cash Carry Forward	41,677
Expense	Professional Services	1849	Expense	Professional Services	41,677
PARK DISTRICT 3 IMPACT FEES			COMMUNITY PARK 3 IMPACT FEES		
Revenue	Cash Carry Forward	2,319	Revenue	Cash Carry Forward	8,005
Expense	Professional Services	2,319	Expense	Improvement O/T Buildings	8,005
BUILDING INSPECTION			LIMEORCK ROAD PROGRAM		
Revenue	Cash Carry Forward	20	Revenue	Cash Carry Fwd	334
Expense	Communications	20	Expense	Other Contract Svcs	334
FLEET MAINTENANCE			SUPPORT SERVICES ADMINISTRATION		
Revenue	Cash Carry Forward	6,120	Revenue	Cash Carry Forward	111
Expense	Computer Maintenance	2,350	Expense	Promotional Activities	111
	Building Maintenance	3770			
	Total	6,120			
COURTHOUSE RESTORATION PHASE IV			WATER QUALITY		
Revenue	Cash Carry Fwd	3,243	Revenue	Cash Carry Forward	236,686
Expense	Professional Services	3,243	Expense	Professional Services	236,686
EAST CITRUS COMMUNITY CENTER			LIBRARY TRUST		
Revenue	Cash Carry Forward	115	Revenue	Cash Carry Forward	4,783
Expense	Maintenance – Equipment	115	Expense	Dues, Memberships, etc.	4,783
CHASSAHOWITZKA RV CAMPGROUND			SCHITZER TRUST		
Revenue	Cash Carry Forward	1,409	Revenue	Cash Carry Forward	844
Expense	Testing	429	Expense	Dues, Memberships, etc.	844
	Improvements OT Bldgs	980			
	Total	1,409			
84-85 SPECIAL ASSESSMENT PROJECT			AVIATION – INV MASTER PLAN		

<i>Revenue</i>	Cash Carry Forward	4,643	<i>Revenue</i>	Cash Carry Forward	11,569
<i>Expense</i>	Professional Services	4,643	<i>Expense</i>	Professional Svcs	11,569

AVIATION – CR MASTER PLAN			INVERNESS FUEL FACILITY		
<i>Revenue</i>	Cash Carry Forward	25,839	<i>Revenue</i>	Cash Carry Forward	80,900
<i>Expense</i>	Professional Services	25,839	<i>Expense</i>	Improvement O/T Bldgs	80,900
AVIATION – CRYSTAL RIVER MASTER PLAN			WASTEWATER EXPANSION		
<i>Revenue</i>	Cash Carry Forward	71,089	<i>Revenue</i>	Cash Carry Forward	136,033
<i>Expense</i>	Professional Svcs	71,089	<i>Expenses</i>	Improvement O/T Bldgs	136,033
PUBLIC UTILITIES			WATERWASTE RENEWAL AND REPLACE		
<i>Revenue</i>	Cash Carry Forward	4,748	<i>Revenue</i>	Cash Carry Forward	13,129
<i>Expense</i>	Maintenance– Equipment	1,564	<i>Expenses</i>	Maintenance– Equipment	13,129
	Other Contract Services	3,184			
	Total	4,748			

RESOLUTION NO. 99-002

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE SHERIFF'S OFFICE SPECIAL REVENUE FUND BUDGETS FOR FISCAL YEAR 1998/1999

WHEREAS, The Citrus County Sheriff's Office is authorized by Florida Statutes to establish Special Revenue Funds; and

WHEREAS, The Sheriff's Office has established the Emergency Management Assistance Trust Fund; Intergovernmental Radio Fund; Law Enforcement Education Second Dollar Trust Fund; Radiological Emergency Planning; 911 Recurring; Project Harmony Grant; Traffic Safety Grant; Citrus County Mobile Crime Prevention "Anti-Drug Abuse" Grant; Victims of Crime Act Grant (VOCA); 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 1998/1999;

WHEREAS, FS 129.06(d) 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;

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Citrus County, Florida, in special session on the 6th day of January 1999, 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/ Vicki Phillips
 VICKI PHILLIPS, CHAIRMAN

EXHIBIT "A"					
EMERGENCY MANAGEMENT ASSISTANCE TRUST FUND			INTERGOVERNMENTAL RADIO FUND		
<i>Revenue</i>	DCA Grant	99,274	<i>Revenue</i>	Moving Violations	90,360
<i>Expense</i>	Operating Expenses	34,082		Radio Lease	118,414
	Capital Outlay	31,000			208,774
	Debt Service	34,192	<i>Expense</i>	Operating Expenses	3,000
		99,274		Capital Outlay	62,560
				Debt Service	143,214
					208,774
LAW ENFORCEMENT EDUCATION SECOND-DOLLAR TRUST FUND			PROJECT HARMONY GRANT		
<i>Revenue</i>	Traffic Fines	14,000	<i>Revenue</i>	State Grant	20,250
<i>Expense</i>	Operating Expenses	14,000	<i>Expense</i>	Operating Expenses	20,250
911 RECURRING			RADIOLOGICAL EMERGENCY PLANNING		

Revenue	Telephone Surcharge	464,000	Revenue	Florida Power Corp	243,446
Expense	Salaries/Benefits	120,000	Expense	Salaries & Benefits	83,553
	Operating Expenses	247,431		Operating Expense	65,586
	Admin Fee	11,681		Administrative Fee	17,897
	Debt Service	84,888		Debt Service	76,410
	Total	464,000		Total	243,446
TRAFFIC SAFETY GRANT			VICTIMS OF CRIME ACT (VOCA) GRANT		
Revenue	State Grants	56,845	Revenue	State Grant	52,555
Expense	Capital Outlay	56,845		Transfer In-kind	4,011
CITRUS COUNTY MOBILE CRIME PREVENTION "ANTI-DRUG ABUSE" GRANT				Transfer Match	9,128
Revenue	State Grant	99,197		Total	65,694
	Interfund Transfer	33,066	Expense	Personal Svcs	58,624
		132,263		Operating Expenses	3,059
Expense	Operating Expenses	2,263		Capital Outlay	4,011
	Capital Outlay	130,000		Total	65,694
	Total	132,263			

RESOLUTION NO. 99-003

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
CITRUS COUNTY, AMENDING THE CHASSAHOWITZKA RIVER
CAMPGROUND SPECIAL REVENUE FUND BUDGET FOR FY 1998/1999

WHEREAS, the Citrus County Board of County Commissioners entered into a twenty year agreement with the Southwest Florida Water Management District to operate and maintain the Chassahowitzka River Campground as a recreational area for the public; and

WHEREAS, the County makes improvements to the sites; and

WHEREAS, the Parks and Recreation division has obtained quotes for installation of fire rings for the fifty one (51) campsites; 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 1998/1999;

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ATTEST:

/s/ Betty Strifler
BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Vicki Phillips
VICKI PHILLIPS, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT DESCRIPTION	ACCOUNT NUMBER	AMOUNT
Revenue	Cash Carry Forward		\$8,000
Expenditures	Miscellaneous Supplies	108-6150-55210	\$8,000

RESOLUTION NO. 99-004

A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING
THE COURT FACILITY FEE BUDGET FOR FY 1998/1999

WHEREAS, on December 15, 1998 the Citrus County Board of County Commissioners approved the consultant contract with Architects Design Group, Inc.; and

WHEREAS, the contract provides a schematic design for the new Judicial Court Facility; 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 1998/1999;

WHEREAS, FS 129.06(d) 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;

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ATTEST:

/s/ Betty Strifler

BETTY STRIFLER, CLERK

BOARD OF COUNTY COMMISSIONERS
OF CITRUS COUNTY, FLORIDA

/s/ Vicki Phillips

VICKI PHILLIPS, CHAIRMAN

EXHIBIT "A"			
	ACCOUNT DESCRIPTION	ACCOUNT NUMBER	AMOUNT
<i>Revenue</i>	Cash Carry Forward		\$150,000
<i>Expenditures</i>	Judicial Court Facility	057-5721-53100	\$150,000

#3-E Approve and authorize the Chairman to sign Satisfaction of Connection Charge Installment Lien Agreement for George T. and Roxanne L. Slider.

#3-F Approve and authorize the Chairman to sign Satisfactions of Judgment for Geraldine Gardner, Case No. 98-2077-MM.

#3-G Accept the completed Wesley Jones Park Improvements Project, and approve final payment of \$33,996.78 to Charles H. Adams Builders.

#3-H Accept the completed Building #3001 Remodeling Project and approve the final payment of \$10,059.85 to R.E. Graham Contracting, Inc.

#3-I Acknowledge receipt of a Joint Audit Report for the period of FY 1996/1997 and Year to Date 1998, for the Nature Coast Soil & Water Conservation District, Brooksville Office.

#3-J Approve use of the Old Courthouse grounds on January 22 by Citrus Right to Life Chapter to commemorate the anniversary of Roe v. Wade.

#3-K Approve Records Destruction Request Nos. 224 and 225 (Clerk's Administration and Clerk's Bookkeeping).

#3-L Cancel the November 23 and December 28, 1999 Board meetings, and set special meetings to conduct regular business for November 16, 1999 and December 21, 1999.

#3-M Appoint David Langer to the Planning Development and Review Board Alternate position to fill an unexpired term that will expire on November 30, 2000.

#3-N Approve travel for all commissioners and Mr. Kuhl to attend the Florida Legislative Day in Tallahassee on March 24, 1999.

#3-O Authorize staff to advertise the Public Notification of EDA's Finding of No Significant Environmental Impact as a requirement for the County's \$1,000,000 grant application.

#3-Q Approve and authorize the Chairman to sign documents to release the Development Loan for Black Diamond, Second Addition (N. Wacheshesaw Plantation Loop/Private Subdivision).

#3-R Approve and authorize the Chairman to sign FCC Form 486 (Receipt Of Service Confirmation Form) and FCC Form 472 (Billed Entity Applicant Reimbursement Form) for the FCC/SLC Universal Service Discounts.

#3-S Approve and authorize the Chairman to sign an Authorization and Agreement with Florida Power for seven street lights to be added to the Citrus Springs Subdivision.

#3-T Accept a Warranty Deed from Hampton Hills, A Florida General Partnership, for property in Sections 23, 24, and 26, Township 18, Range 18, for use as right-of-way in connection with the CR-486 Improvement Project; direct the Clerk to place the Board's acceptance stamp thereon and to record same in the public records of Citrus County.

#3-V Approve and authorize the Chairman to sign a Satisfaction of Lien on Construction Licensing & Appeals Board Citation No. 0095 against William McCarthy.

#3-X Accept a Warranty Deed from Margaret Lambert for Lots 14-21, Block 294, Plat of Villa Terrace Unit No. 9 of Homosassa (in re: Homosassa Wastewater Project); direct the Clerk to place the Board's acceptance stamp thereon and to record same in the public records.

#3-Y Adopt and authorize the Chairman to sign a resolution authorizing the Chairman or Vice Chairman to sign applications, contracts, and amendments to provide services under the Emergency Home Energy Assistance for the Elderly Program funded by the Mid-Florida Area Agency on Aging. **RESOLUTION NO. 99-005**

#3-Z Approve and authorize the Chairman to sign Exhibit "A" of the Hansen Technology Agreement (for purchase of equipment).

#3-AA Approve and authorize the Chairman to sign a ten-year warranty for the roof work on the Citrus County Auditorium.

#3-DD Authorize advertising to request proposals for Consultant Services for the grant administration services on the Fiscal Year 1999 Economic Development and other programs.

#3-EE Approve and authorize the Chairman to sign Southwest Florida Water Management District Cooperative Funding Agreement #99CON000076 at \$1,000,000 for the Homosassa Wastewater Collection System Project.

#3-FF Approve and authorize the Chairman to sign Southwest Florida Water Management District Cooperative Funding Agreement #98CON000043 at \$125,000 for the Southwest Reuse Feasibility Study.

#3-GG Adopt and authorize the Chairman to sign a resolution dissolving the Veterans Affairs Advisory Board. **RESOLUTION NO. 99-006**

#3-HH Cancel the Adoption Workshop set on January 12 and the Hearing on January 26, both at 5:05 P.M., for the Small Scale Amendment CPA/AA-99-06, Citrus County Art League, Inc., and set Adoption Workshop on February 9 at 5:35 P.M. and the Adoption Hearing on March 9 at 5:10 P.M., to be held in the Commission Room, 111 West Main Street, Inverness.

#3-II Approve and authorize the Chairman to sign the 1999 Title III Mammography Services Agreement with Citrus Diagnostic Center.

#3-JJ Approve and authorize the Chairman to sign a Mortgage Satisfaction for Angela Anderson in the amount of \$5,293.81.

#3-KK Approve and authorize the Chairman to sign a Second Modification to Developer's Agreement between the Citrus County Municipal Service Benefit Unit for Water and Wastewater Utility Services and Arbor Lakes Partnership, a Florida General Partnership.

#3-LL Approve and authorize the Chairman to sign a Rehabilitation Agreement for Thelma J. Brown.

#3-MM Approve and authorize the Chairman to sign the 1999 Transportation Services Contract with the Mid-Florida Area Agency on Aging, Inc. in the amount of \$30,000.

#3-NN Approve and authorize the Chairman to sign the 1999 Title III B Legal Assistance Services Contract with the Mid-Florida Area Agency on Aging, Inc. in the amount of \$3,280.

#3-OO Approve and authorize the Chairman to sign the 1999 GA Food Services Contract with the Mid-Florida Area Agency on Aging, Inc. in the amount of \$190,165.

#3-PP Approve and authorize the Chairman to sign a Rehabilitation Agreement for Patricia F. Stevenson.

#3-RR Approve and authorize the Chairman to sign Section 5311 and 5310 Grant Applications with Florida Department of Transportation, and related documents; adopt and authorize the Chairman to sign a resolution authorizing the Support Services Director to file the application and to sign all other documents required in connection therewith.

RESOLUTION NO. 99-007

#3-TT Adopt and authorize the Chairman to sign a resolution pertaining to the recording of instruments in branch offices; and providing an effective date.

RESOLUTION NO. 99-008

Motion carried unanimously.

#2-A **PRESENTATION OF EMPLOYEE SERVICE PINS**

The Chairman presented the employee service pins to the following individuals:
5 Years: Linda Evans, Catherine Humphrey, James Maynard, Francis (Mitch) Roe, James Saltmarsh, and Theodore E. (Tad) Stone, III. 10 Years: Sherry L. Guess, Ruth Hancock, and John Korinek. (Pamela Baize was unable to be present to receive her five-year pin.) (I-232)

#3-P, -U, and -W **DANKA EQUIPMENT MAINTENANCE AGREEMENTS**

Mr. Haag recommended the Danka contracts be revised to include a termination clause so that the County may terminate the contract(s) at will, and was confident the company would agree with the amendment.

Motion by Commissioner Bartell, seconded by Commissioner Fowler, to approve and authorize the Chairman to sign the following three maintenance agreements with Danka, with the recommendation as to termination:

#3-P Maintenance agreement with Danka for Library Services' Minolta 2080 copies, SNs 31742655 and 3172467.

#3-U Maintenance agreement with Danka for Maintenance Operations Division's Minolta 5000 copier, SN 33117734.

#3-W Maintenance agreement with Danka for Aquatic Services' Minolta 2080 Copier, SN 31701392. **Motion carried unanimously.** (I-270)

#3-QQ **CONTRACT WITH TAMPA BAY ENGINEERING FOR UPGRADING FUEL TANKS**

Mr. Kuhl noted that questions had been raised regarding how Tampa Bay Engineering (TBE) was chosen to perform upgrades to fuel sites. Ernest Hutman, Maintenance Operations, advised that DEP had recommended upgrades which must be performed on fuel sites, that TBE was selected in 1988 as an engineering consulting firm on an as-needed basis; that TBE had solicited and received three quotes from companies for the actual work' that an additional 15% engineering fee had been negotiated down to 12%, thus effecting a cost reduction from the cost of \$90,636 as shown in the agenda, to \$88,579. Commissioner Bartell suggested establishing in future engineering contracts an actual percentage engineering fee to eliminate discretionary fees.

Motion by Commissioner Bartell, seconded by Commissioner Fowler, to approve and authorize the Chairman to sign an agreement with Tampa Bay Engineering at the amended amount of \$88,579 to perform upgrades at the three county fuel sites and approve a

budget transfer of \$88,579 from Admin Services/Facilities Maintenance, Account #001-247-200 (Reserve for Contingency) to #001-2101-53400 (Other Contractual Services). (Further discussion regarding payment which is to be made on a monthly basis as the work progresses.) **Motion carried unanimously.** (I-472/1:15 P.M.)

#3-BB **FORT ISLAND GULF BEACH EXPANSION & BEACH RENOURISHMENT PROJECTS**

Contracts with DSA Group, Inc. for professional consulting services for the above-referenced projects were postponed until after the Goal Setting Workshop (01/19/99), at which time park priorities and impact fees will be discussed. (I-557/1:17 P.M.)

#4- **BID COMMITTEE REPORT - COMMISSIONER THORPE**

#4-A **BID NO. 99-053, SWM, REPAIR PHASE 1A UTILITY SYSTEMS AT LANDFILL**

Motion by Commissioner Thorpe, seconded by Commissioner Phillips, to award to F & H Electrical Contractors, Inc. at the base bid plus options for a total cost of \$40,653.67 as the lowest bidder. **Motion carried unanimously.**

#4-B **BID NO 98-098, ENGINEERING, DUVAL ISLAND BRIDGE**

Motion by Commissioner Thorpe, seconded by Commissioner Phillips, to award Pressure Concrete the alternate bids #1 and #2 totaling \$70,875; approve a budget transfer of \$70,875 from the 5-Year Road Program, #326-247-200 (Reserve for Contingency/Gas Tax Funds) to #326-4110-56343 (Duval Island Bridge).

(Commissioners Batchelor, Bartell, and Phillips opined that the work—on guardrails, handrails, parking, etc.—at the Duval Island Boat Ramp as required by the Americans with Disabilities Act [ADA] should be funded by ADA funds rather than from gas taxes. Discussion ensued, with information being presented by:

♿ Kenneth Saunders, DPW Director - advised the work did not involve the bridge structure;

♿ Richard Wesch - addressed the issue of ADA project funding and was concerned about draining that fund with just one project so encouraged the transfer; he noted efforts to identify and perform “paths of travel” work such as parking, ramps, etc., as being the more cost efficient/effective opportunity to bring the County into compliance with ADA regulations;

♿ Mr. Haag – advised gas taxes can only be spent for transportation; suggested prorating costs between ADA and Parks and Recreation since the work involves guardrails for the road/bridge and some is for guardrails being installed at a recreational facility;

♿ Gary Herndon - recommended withholding a decision so staff can determine how to properly allocate the expense for the project; explained boating improvement funds are already allocated for CIP projects; etc.)

Commissioners Thorpe and Phillips withdrew the motion and second in order that staff can have time to investigate allocation of gas tax and ADA funding sources.

Motion by Commissioner Thorpe, seconded by Commissioner Fowler, to award the contract to Pressure Concrete at the alternate bids #1 and #2 totaling \$70,875; and approve a budget transfer of \$70,875 with the funding coming from Board of County Commissioners’ general fund contingency account #001-247-200 to #001-2101-56343 (Duval Island Bridge), with the funds to be reimbursed later from the proper ADA and Gas Tax accounts. **Motion carried unanimously.** (I-1367/1:40 P.M.)

#2-B **ECONOMIC DEVELOPMENT COUNCIL (EDC) MATCHING FUNDS**

Michael Guidis introduced Richard Jensen, the new Executive Director of the Economic Development Council, and explained a request for \$32,598 in matching funds, pursuant to the Funding Agreement, reviewed available funding sources to match county funds. Discussion was held following the motion regarding support for economic development, the need for the director/EDC to work with the local business community on bringing outside business into Citrus County, and naming the County as an additional insured under their insurance policy. The Chairman welcomed Mr. Jensen, however, noted she was not in favor of the expenditure of funds.

Motion by Commissioner Fowler, seconded by Commissioner Batchelor, to approve a transfer of ~~\$32,598~~ \$33,598* as the first installment on matching funds, and to require that the County be named as an additional insured party in the EDC's insurance policy. **Motion carried. Voting Aye: Commissioners Fowler, Batchelor, Bartell, and Thorpe. Voting Nay: Commissioner Phillips.** **See 05/25/99 Minutes* (I-1679/1:50)

#4-C **BID NO 99-038, MAINTENANCE OPs, MOW VARIOUS COUNTY PROPERTIES**

Motion by Commissioner Thorpe, seconded by Commissioner Bartell, to award Task #1, the rough cut mowing of the berms at the Charles A. Black I Water Plant, to Pro-Green Services and Task #2, the rough cut mowing of ponds, berms and open areas at the Riverhaven Wastewater Treatment Plant, to Tender Touch Lawn Care as the lowest bidders. **Motion carried unanimously.** (I-1717)

#2-C **ORDINANCE AMENDING SECTION 18-87(K)(9)**

Mr. Wesch read the title of the following proposed ordinance and presented introductory comments regarding the amounts of fines for violations of building codes. He advised of a request to reduce the penalty for first and subsequent violation citations, and the desire to give more discretion to the Construction Licensing and Appeals Board (CLAB):

An Ordinance amending Section 18-87(k)(9) of Ordinance No. 97-05, as amended by providing for civil penalties of not more than \$1,000.00 to be levied by the Construction, Licensing and Appeals Board; amending Section 18-87(k)(18)(a) by establishing a civil penalty of \$250 for the first violation of Section 18-87(k)(1) of the Citrus County Code; and establishing a civil penalty of \$500 for each repeat violation of Section 18-87(k)(1) of the Code; by providing for a definition of repeat violations; etc.

Discussion ensued regarding the possibility of allowing written warnings, lowering the fine for first violations from \$500 to \$250, instituting a graduated fee schedule, allowing flexibility for first-time offenders, etc. Mr. Wesch was asked to take the proposed ordinance back to CLAB for development of a schedule of graduated penalties and establishment of a priority on the degree of infraction.

The Chairman opened the public hearing and asked for anyone in favor.

Dave Hutchins commented on notices and information given to contractors regarding their duties and violation of codes, explained that regulations differ between the cities and the County, etc. Brief discussion.

With no other public comment, the Chairman closed the public hearing.

Motion by Commissioner Bartell, seconded by Commissioner Thorpe, to send the issue back to the CLAB. *(Mr. Wesch advised he would expect the item to be back before the Board in March, and that he would provide the Board with updates during the process.)* **Motion carried unanimously.** (I-2560/2:09 P.M.)

#2-D **JEFFERSON C. ROGERS V. SUNSHINE MATERIALS, INC. AND ART WALKER, D/B/A ART WALKER PAVING AND CITRUS COUNTY**

Mr. Haag presented information relative to settlement of the above-referenced lawsuit that resulted from an automobile accident that occurred in 1995, noted his recommendation to settle for \$10,000 as the County's portion which he anticipated to be reimbursement to the County by the contractor.

The Chairman opened the public hearing. With no one for or against the proposed settlement, the Chairman closed the public hearing. Mr. Haag advised the plaintiff sustained severe injuries and incurred over \$42,000 in medical expenses

Motion by Commissioner Bartell, seconded by Commissioner Phillips, to approve the settlement of the Rogers v. Sunshine Materials, Inc. and Art Walker d/b/a Art Walker Paving and Citrus County Commission at the amount of \$10,000. **Motion carried unanimously.** (II-2780/2:12 P.M.)

#4-D **BID NO. 99-045, SWM, PERMIT REQUIRED CONFINED SPACE ENTRY & REFURBISHING THREE 48,000 GALLON LEACHATE PROCESSING TANKS**

Motion by Commissioner Thorpe, seconded by Commissioner Batchelor, to award Bid No. 99-045 to Under Pressure Sandblasting at a cost not to exceed \$47,000 as the only bidder. (The project budget will cover all tank refurbishing at the base bid of \$41,100 and up to \$5,900 for repairs, if needed.) **Motion carried unanimously.**

#4-E **BID NO. 99-051, SWM, ON SITE YARD WASTE PROCESSING**

Motion by Commissioner Thorpe, seconded by Commissioner Batchelor, to award to Bullgator Enterprises, Inc. at \$7.97 per ton as the lowest bidder. **Motion carried unanimously.**

#4-F **BID NO. 98-014, UTILITIES, COLLECTION & ANALYSIS OF GROUNDWATER SAMPLES & ANALYSIS OF PUBLIC WATER SYSTEMS & WASTEWATER FACILITIES SAMPLES**

Motion by Commissioner Thorpe, seconded by Commissioner Fowler, to approve extending the current contract with Tri-Tech Analytical Laboratories, Inc. at \$19,085, the same terms and conditions stated in Bid No. 98-014. **Motion carried unanimously.**

#4-G **BID NO. 97-047, UTILITIES, SLUDGE HAULING**

Lou Badami advised that A-Able Septic-Sewer has five disposal fields that are approved by FDEP, that the contract requires a 30-day notification prior to cancellation, etc. Brief discussion.

Motion by Commissioner Thorpe, seconded by Commissioner Phillips, to approve extending the current bid with A-Able Septic-Sewer, Inc. under the same terms and conditions as stated in Bid No. 97-047. **Motion carried unanimously.**

#4-H **BID WAIVER REQUEST, UTILITIES, SURGE PROTECTION**

Mr. Badami advised that \$33,000 of the \$87,000 cost will be paid from a joint Withlacoochee Water Authority Board/Citrus County R&R fund, with the remainder from the Utility fund. It was noted, of course, that this would not protect against direct lightning strikes.

Motion by Commissioner Bartell, seconded by Commissioner Phillips, to approve waiving bid procedures and allow the Florida Power Corporation to furnish and install the equipment necessary to provide electrical surge and grounding protection at the County's water and wastewater plants. The estimated cost of this service is not to exceed \$87,000.

Motion carried unanimously.

(1-3245/2:20 P.M.)

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

#6-A **OFFICE SPACE AT THE GOVERNMENT CENTER IN CRYSTAL RIVER**

Mr. Kuhl advised of conversations with Florida State Senator Richard Mitchell's office regarding the need of office space—perhaps once a week—and suggested the possible use of the commission area at the Citrus County Government Center in Crystal River. Short discussion was held regarding the Board's desire to be provided with a schedule, who would be responsible for the cost of the telephone, etc. Commissioner Bartell advised the Senator indicated he would pay for any of his long-distance telephone calls.

Motion by Commissioner Bartell, seconded by Commissioner Batchelor, to authorize Sen. Mitchell to use the commission area at the Crystal River Government Center. *(Jim Bitter addressed the need for an additional telephone line, etc.)* **Motion carried unanimously.**

(11-86/2:30 P.M.)

#6-B **NEW AND REVISED ADMINISTRATIVE REGULATIONS (ARs)**

With regard to Administrative Regulation No. 7.08, Mr. Kuhl advised that a question was raised about the policy of having new department and division director appointments confirmed by the Board, and whether or not that was required. He advised Florida Statutes require confirmation of department directors, but not division directors. There was agreement to delete "division" director confirmation from AR 7.08, and to proceed to change the County Administrator portion of the County Code to reflect that desire.

The Chairman noted the need on the last page of AR 12.09 to insert the AR number.

Motion by Commissioner Phillips, seconded by Commissioner Batchelor, to approve new and revised Administrative Regulations: 7.07, Employee Education Reimbursement Program; 7.08, Personnel Actions, with the deletion in 7.08-1 of the word "Division" under Procedures, Item C; 7.12, Holiday Pay; 7.13, Filling a Budgeted Position with a Lower Job Classification; 7.15, Recruitment Expenses; 7.16, Compensation for Military Service; 7.18, Alcohol and Drug Testing Requirements for Designated Employees; 7.20, Harassment Policy; and 12.09, Use of the Extension Annex/Canning Center. **Motion carried unanimously.** (III-247/2:35 P.M.)

#7- **COMMISSIONER VICKI PHILLIPS, CHAIRMAN**

#7-A **ECOTOURISM COMMITTEE**

The following nominations were made for reappointment to the Ecotourism Committee: Commissioner Thorpe nominated Richard Yant, Commissioner Bartell nominated Sam Lyons, and Commissioner Fowler nominated Matthew A. Clemons.

Motion by Commissioner Fowler, seconded by Commissioner Batchelor, to cease nominations. **Motion carried unanimously.** (II-275/2:37 P.M.)

#10- **COMMISSIONER JIM FOWLER**

#10-A **LEGAL SERVICES OF COUNTY ATTORNEY, LARRY M. HAAG**

Commissioner Fowler explained his reasons for having asked for the resignation of Larry Haag, i.e., loss of confidence in Mr. Haag's legal advice in regard issues such as solid waste issues, expansion of the County Seat, branch offices of county officers such as the Sheriff or the Tax Collector; etc. (II-510/2:44 PM)

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

#12-A **FINAL PLAT OF SOUTHERN WOODS AT SUGARMILL WOODS PHASE III**

Motion by Commissioner Bartell, seconded by Commissioner Thorpe, to approve the plat of Southern Woods at Sugarmill Woods Phase III and place subdivision on three years Developer's Maintenance; authorize the Chairman to sign both the plat and the Maintenance Bond Agreement between Sugarmill Woods Communities, Inc. and Safeco Insurance Company of America; direct the Clerk to record the documents in the public records. (Application No. FPL-98-10-PPL-97-09). **Motion carried unanimously.**

#12-B **FINAL PLAT OF SOUTHERN WOODS AT SUGARMILL WOODS PHASE IIA**

Motion by Commissioner Thorpe, seconded by Commissioner Bartell, to approve the plat of Southern Woods at Sugarmill Woods Phase IIA and place subdivision on three years Developer's Maintenance; authorize the Chairman to sign both the plat and the Maintenance Bond Agreement between Sugarmill Woods Communities, Inc. and Safeco Insurance Company of America; direct the Clerk to record the documents in the public records. (Application No. FPL-98-09-PPL-96-11) **Motion carried unanimously.**

#12-C **CONSTRUCTION VARIANCE FOR BLACK DIAMOND 3rd ADDITION**

Jenette Collins presented information on a requested variance to the centerline right-of-way radius. She noted that if approved, the area should be posted at 20-mph speed limit to be consistent with FDOT manuals and standards.

Motion by Commissioner Bartell, seconded by Commissioner Phillips, to deny a construction variance request for the Black Diamond Third Addition as presented by Berryman & Henigar (PPL-98-15). (Brief discussion.) **Motion carried unanimously.**

#12-D **HY-POWER DAM**

Mr. Haag reviewed the Hy-Power Dam issue, advised county engineers had looked at the project and found nothing upon which to base an appeal. He recommended that the Board not object to the surface water permit of Hy-Power. (II-707)

#10-A (Cont.) Mr. Haag thanked the four Board members and the public for their support over the last month. (II-718)

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

#14-A Kim Williams advised of a citation (red tag) placed on a tiki hut at a bar in Ozello, that the builder failed to secure a building permit and although a certificate of occupancy had not been issued, the facility was being used. It was noted that the county had no enforcement powers to cause the operator to cease operations. Anthony Whittaker shed further light on the situation, as did Mr. Maidhof. Discussion ensued, with Mr. Wesch explaining jurisdictional problems with enforcement of codes, the willingness of the State Attorney and the judiciary to undertake this type of case if it involved the health, safety, and welfare of the public, etc.

Mr. Whittaker volunteered to assist in any manner with helping to get the operators of the tiki bar to quit operating while the red tag problem is being resolved. The Chairman reiterated that the Board had no jurisdiction, but that it might be pursued through the Florida Department of Professional Regulation. (II-1014/2:59 P.M.)

With no other business, the Chairman adjourned the meeting.

ATTEST: _____, Clerk _____, Chairman