

The Board of County Commissioners of Citrus County, Florida met in regular session on the above date at the Citrus County Courthouse in Inverness.

Present: Vicki Phillips, Chairwoman; Gary Bartell, First Vice-Chairman; Jim Fowler, Second Vice-Chairman; Dennis Damato and Joyce Valentino

Attorney: Robert B. Battista

Administrator: Richard Wm. Wesch

Clerks: Glenda Brown and Theresa Steelfox, Deputy Clerks

The Chairwoman called the meeting to order, Commissioner Fowler gave the invocation, and Commissioner Bartell led the Pledge of Allegiance to the Flag.

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3- **CONSENT AGENDA**

***Upon motion by Commissioner Fowler, seconded by Commissioner Damato, and carried unanimously, the Board approved the following consent agenda items and authorized the Chairwoman to execute all related documents:***

3-A Minutes of the regular meetings held on April 26, 2005, and May 10, 2005, and the special meeting (preliminary budget hearing) held on May 17, 2005.

3-B Payroll registers dated May 24, 2005, for \$555,237.89, dated May 26, 2005, for \$31,668.07, and dated June 7, 2005, for \$598,899.48. Accounts Payable registers dated June 9, 2005, for \$29,685.37, and dated June 10, 2005, for \$6,761,798.18.

3-C Budget Resolutions:

RESOLUTION NO. 2005-098

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF  
CITRUS COUNTY, FLORIDA, AMENDING THE PARK IMPACT FEES  
DISTRICT 4 BUDGET FOR FISCAL YEAR 2004-05

WHEREAS, the City of Inverness submitted invoices for the Wallace Brooks Park shuffle board courts; and

WHEREAS, these invoices are impact fee eligible and additional funds need to be appropriated; 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 2004-05; 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 14<sup>th</sup> day of June 2005, by the Citrus County Board of County Commissioners.

BOARD OF COUNTY COMMISSIONERS  
OF CITRUS COUNTY, FLORIDA

ATTEST:

/s/ Betty Strifler

/s/ Vicki Phillips

BETTY STRIFLER, CLERK

VICKI PHILLIPS, CHAIRWOMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	630-361-200	SBA Interest	1,193
	630-363-272	Impact Fees	1,193
	630-400-200	Cash Carry Forward	13,803
		Total Revenues	\$16,189
Expenditures	630-2824-56385	Whispering Pines Park	16,189
		Total Expenditures	\$16,189

RESOLUTION NO. 2005-099

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE GENERAL FUND BUDGET FOR FISCAL YEAR 2004-05

WHEREAS, on July 13, 2004, the Board of County Commissioners approved an escrow account for Animal Services for citation filing fees due to Article V legislation; and

WHEREAS, the funds collected will be used to pay for state required court costs; 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 2004-05; and

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

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OF CITRUS COUNTY, FLORIDA

ATTEST:

/s/ Betty Strifler

/s/ Vicki Phillips

BETTY STRIFLER, CLERK

VICKI PHILLIPS, CHAIRWOMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	001-354-110	Animal Control Violations	\$4,000
Expenditures	001-5106-54900	Other Current Charges & Obligations	\$4,000

RESOLUTION NO. 2005-100

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE BOATING IMPROVEMENT AND PARK IMPACT FEES BUDGETS FOR FISCAL YEAR 2004-05

WHEREAS, projects to improve and expand boat ramps may be funded with impact fees; and

and WHEREAS, these projects budgeted for the 2004-05 fiscal year are being transferred to impact fees funds; 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 2004-05; 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/ Vicki Phillips

VICKI PHILLIPS, CHAIRWOMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
<b>BOATING IMPROVEMENT</b>			
Revenues	065-400-200	Cash Carry Forward	\$(154,343)
Expenditures	065-6115-56326	Boat Ramp Improvements	\$(154,343)
<b>PARK IMPACT FEES/DISTRICT 1</b>			
Revenues	636-400-200	Cash Carry Forward	\$5,043
Expenditures	636-2836-56326	Boat Ramp Improvements	\$5,043
<b>PARK IMPACT FEES/DISTRICT 4</b>			
Revenues	639-400-200	Cash Carry Forward	\$149,300
Expenditures	639-2839-56326	Boat Ramp Improvements	\$149,300

RESOLUTION NO. 2005-101

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE ROAD IMPACT FEES DISTRICT A AND ROAD IMPACT FEES DISTRICT C BUDGETS FOR FISCAL YEAR 2004-05

WHEREAS, the Citrus County Board of County Commissioners has undertaken the following road widening projects: County Road 486 from Forest Ridge Boulevard to U.S. Highway 41 and County Road 491 from County Road 486 to Pine Ridge Boulevard; and

WHEREAS, additional funds need to be appropriated to cover the increased cost of land acquisition; 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 2004-05; 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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OF CITRUS COUNTY, FLORIDA

ATTEST:

/s/ Betty Strifler

/s/ Vicki Phillips

BETTY STRIFLER, CLERK

VICKI PHILLIPS, CHAIRWOMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
<b>ROAD IMPACT FEES/DISTRICT A</b>			
Revenues	662-400-200	Cash Carry Forward	\$330,000
Expenditures	662-2831-56359	Hwy. 486 to Pine Ridge	\$330,000
<b>ROAD IMPACT FEES/DISTRICT C</b>			
Revenues	664-400-200	Cash Carry Forward	\$190,000
Expenditures	664-2833-56361	Forest Ridge to US 41	\$190,000

RESOLUTION NO. 2005-102

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, ADOPTING THE LLEBG DRUG COURT GRANT BUDGET FOR FISCAL YEAR 2004-05

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 2004-05; 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

/s/ Vicki Phillips

BETTY STRIFLER, CLERK

VICKI PHILLIPS, CHAIRWOMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	040F-334-900	Other State Grants	5,757
	040F-381-040	Transfer from Drug Court	639
		Total Revenues	\$6,396
Expenditures	040F-5750F-55200	Operating Supplies	6,396
		Total Expenditures	\$6,396

RESOLUTION NO. 2005-103

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE DRUG COURT BUDGET FOR FISCAL YEAR 2004-05

WHEREAS, the Citrus County Drug Court will receive funds for Drug Court Participation Fees collected from clients in the program; and

WHEREAS, these funds will be used to offset the cost of 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 2004-05; 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/ Vicki Phillips

VICKI PHILLIPS, CHAIRWOMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	040-342-800	Drug Court Participation Fees	\$1,500
Expenditures	040-5750-55200	Operating Supplies	\$1,500

RESOLUTION NO. 2005-104

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY, FLORIDA, AMENDING THE OCCUPATIONAL LICENSES BUDGET FOR FISCAL YEAR 2004-05

WHEREAS, on December 7, 2004, the Citrus County Board of County Commissioners approved an agreement for the Challenger World event to be held in Citrus County; and

WHEREAS, this event will be funded by the Tourist Development Council and Occupational License Fees; and

WHEREAS, this was not included in the original budget process; therefore, it is necessary for the Board to amend the budget for fiscal year 2004-05; 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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BOARD OF COUNTY COMMISSIONERS  
OF CITRUS COUNTY, FLORIDA

ATTEST:

/s/ Betty Strifler

/s/ Vicki Phillips

BETTY STRIFLER, CLERK

VICKI PHILLIPS, CHAIRWOMAN

<b>EXHIBIT "A"</b>			
	ACCOUNT NUMBER	ACCOUNT DESCRIPTION	AMOUNT
Revenues	112-400-200	Cash Carry Forward	\$25,000
Expenditures	112-2790-58221	Special Projects	\$25,000

3-D Budget Transfers: **Landfill:** \$5,000 from #401-5212-60050 to #-54520 and \$12,200 from #-5212-60050 to #-5216-54600. **Systems Management:** \$5,000 from #001-2150-53400 with \$4,490 to #-51306, \$450 to #-52100, and \$60 to #-52400. **Geographic Information System:** \$22,000 from #001-2151-51200 to #-53100. **Maintenance Operations:** \$11,000 from #001-2670-54100 to #-55208 and \$4,850 from #-56400 with \$960 to #-54615, \$985 to #-55270, and \$2,905 to #-55275. **Code Enforcement:** \$1,361 from #001-3345-51200 to #-51306 and \$90 from #-56400 to #-55201. **Animal Services:** \$1,500 from #001-5106-55210 to #55100. **Aviation:** \$7,000 from #001-7201-53409 and \$1,000 from #-53400 to #-54600. **State Housing Initiative Partnership:** \$150,000 from #133D-5304D-54918 to #-54926. **Elections:** \$6,000 from #001-2441-54160 and \$2,300 from #-2440-54700 with \$6,000 to #-2440-54615, \$1,200 to #-2440-54000, and \$1,100 to #-2440-55417, and \$1,051 from #-2441-51301 with \$35 to #-2440-53400, \$201 to #-2440-55221, \$638 to #-2441-51306, \$8 to #-2441-52500, and \$169 to #-2441-54400. **Drug Court Program:** \$1,345 from #040-5750-51200 to #-51306. **Social Services:** \$265 from #001-5220-54615 to #-54100. **Veterans Services:** \$112 from #001-2991-53480 to #-55417. **Community Care for the Elderly:** \$2,764 from #183E-5338E-55270 to #-56400. **East Citrus Community Center:** \$300 from #196-5393-55115 to #-55275. **Inverness Community Center:** \$400 from #196-5394-54605 and \$500 from #-54600 to #-55275. **West Citrus Community Center:** \$300 from #022-5423-55115 to #-55275. **Aquatic Services:** \$4,800 from #150-6304-51200 to #-51306. **Fleet Management:** \$2,028 from #550-4150-56400, \$1,002 from #-55275, and \$1,130 from #-55417 with \$371 to #-54615 and \$3,789 to #-55270. **Building Division:** \$13,200 from #066-3445-56400 to #-55270. **Fire Rescue:** \$430 from #154-3200-54605 to #-55417, \$505 from #-54605 to #-54000, \$352 from #-55270 to #-55275, and \$420 from #-55221 to #-54400. **Teen Court:** \$14,314 from #079E-2160E-51200, \$78 from #-54160, and \$1,430 from #-56400 with \$160 to #-53100, \$2,650 to #-53400, \$1,530 to #-54000, \$1,400 to #-54603, \$4,500 to #-54700, \$2,500 to #-55120, \$1,572 to #-55200, and \$1,510 to #-55417.

3-E Satisfactions of Judgment for Lori L. Carl, Case No. 1996 CO 002975, and Thomas B. Lee, Jr., Case No. 2001 MM 002358.

3-F Releases of Liens for special assessments that had been paid in full: Resolution No. 86-29 reconfirmed by Resolution No. 93-216: Lynne Thorsen, Alternate Key (AK) Nos. (H) 1984947 and (H) 1984955; Resolution No. 99-099: Ben and Jerry A. McLeod, AK No. 1743257 (Z), Gunther and Irene Koll, Trustees, AK No. (Z) 1646634, and Richard and Patricia Koll, AK No. (Z) 1646642; Resolution No. 2001-202: Michael D. and Elaine B. Moore, and Robert M. and Sandra Edwards, AK No. 1980259 (1E); Resolution Nos. 2002-142 and 2001-141: Ricky A. and Cheryl A. Stevens, AK No. 2464879 (2A); and Resolution No. 2003-158: Anna M. Stewart, AK No. 1872596 (3E), and Charlotte H. and Kathleen Williams, AK No. 1872872 (3E).

3-G The following wire transfers:

Heritage Consultants, Inc.	\$ 13,500.21	05/10/05
Heritage Consultants, Inc.	\$ 8,047.24	05/24/05
Preferred Governmental Claims Solutions	\$ 11,770.01	04/29/05
Preferred Governmental Claims Solutions	\$ 50,237.87	05/02/05
Preferred Governmental Claims Solutions	\$ 212.07	05/05/05
Preferred Governmental Claims Solutions	\$ 4,150.52	05/09/05
Preferred Governmental Claims Solutions	\$ 6,062.86	05/13/05
Preferred Governmental Claims Solutions	\$ 51,637.08	05/23/05
Preferred Governmental Claims Solutions	\$ 26,442.18	05/31/05
Bank of America	\$142,888.77	05/13/05
United States Postal Service	\$ 13,000.00	05/09/05
Florida Department of Revenue	\$ 1,474.18	05/20/05
Florida Department of Revenue	\$171,360.84	05/04/05
Florida Department of Revenue	\$ 7,466.85	05/10/05
Citrus County Sheriff's Department	\$ 1,503.71	05/20/05
Wright Express	\$ 26,437.87	05/25/05
Pappas Title d/b/a Southeast Title Insurance Co.	\$ 4,143.36	05/05/05
American Title Service of Citrus Co. Inc.	\$ 15,949.88	05/17/05
First American Title Insurance Co.	\$ 16,500.00	05/17/05
Citrus Land Title	\$ 16,382.19	05/25/05
American Title Service of Citrus Co. Inc.	\$ 16,500.00	05/25/05
Pappas d/b/a Southeast Title Insurance Co.	\$ 10,000.00	05/31/05

3-H Partial release of retainage for \$600,000 to Asplundh Environmental Services Inc.

3-I Donation of the following Library furniture to the Friends of the Citrus County Library System:

Asset Number	Property Description
8859-P/312	Table/Wood / 30" x 60" x 24"
8859-P/200	Table/Wood / 36" x 60"

8859-P/8	Chair/Wood/Slat Back
8859-P/224	Chair/Wood/Slat Back
8859-P/264	Chair/Wood
8859-P/267	Chair/Wood
8859-P/273	Chair/Wood
8859-P/297	Chair/Wood/Task on Wheels
8859-P/320	Chair/Wood/Natural Oak
8859-P/337	Display Stand/Card Store Style/Tiered on Slant

3-J Deletion of the following items from the County's capital asset list:

Asset Number	Property Description	Condition
<b>Fire Services</b>		
11788	Motorola Mobile Radio 581AVJ0838	non-repairable
10115	Motorola Portable Radio 422AMY0114	obsolete
8899	Motorola Portable Radio 422AMY0113	obsolete
6908	Motorola Mobile Radio 433HGY3515	obsolete
8027	GE Masterexec II Radio 0051535	obsolete
3045	GE Masterexec II Radio 1160102	obsolete
<b>Parks &amp; Recreation</b>		
12522	Wave Slide	not cost effective to repair
<b>Support Services</b>		
12597	Eight Door Refrigerator	non-repairable
8944	GE Microwave	non-repairable
15704	Fellowes Powershredder	non-repairable
<b>Health Department</b>		
11873	Hewlett Packard Printer	obsolete
15012	Dell Computer System	obsolete
14937	Dell Computer System	obsolete
15000	Dell Computer System	obsolete
15003	Dell Computer System	obsolete
14743	Dell Computer System	obsolete
15001	Dell Computer System	obsolete
15002	Dell Computer System	obsolete
14613	Dell Computer System	obsolete
14999	Dell Computer System	obsolete
14942	Dell Computer System	obsolete
14945	Dell Computer System	obsolete
14938	Dell Computer System	obsolete
15026	Dell Computer System	obsolete
14997	Dell Computer System	obsolete
14617	Dell Computer System	obsolete
14614	Dell Computer System	obsolete
14616	Dell Computer System	obsolete
14996	Dell Computer System	obsolete
14998	Dell Computer System	obsolete
14940	Dell Computer System	obsolete
14946	Dell Computer System	obsolete



14939	Dell Computer System	obsolete
15004	Dell Computer System	obsolete
14944	Dell Computer System	obsolete
14941	Dell Computer System	obsolete
14995	Dell Computer System	obsolete
<b><sup>1</sup>Road Maintenance</b>		
15575	Wacker Plate Compactor	used for parts
14923	Vibratory Compactor	used for parts
<b>Systems Management</b>		
14449	Sony 6500 Monitor	obsolete
14871	IQ Computer System	obsolete
14452	Dell Computer	obsolete
14835	Dell Computer	obsolete
14798	Dell Computer	obsolete
14821	Dell Computer	obsolete
14363	Dell Computer	obsolete
14419	Dell Computer	obsolete
14313	Suncoast Business Systems Computer	obsolete
14703	Dell Computer	obsolete
14843	Dell Computer	obsolete
14204	Suncoast Business Systems Computer	obsolete
14362	Dell Computer	obsolete
14364	Dell Computer	obsolete
13902	Micromania Computer	obsolete
14041	Suncoast Business Systems Computer	obsolete
14494	Dell Computer	obsolete
14487	Dell Computer	obsolete
14400	Dell Computer	obsolete
14837	Dell Computer	obsolete
14412	Dell Computer	obsolete
14496	Dell Computer	obsolete
14497	Dell Computer	obsolete
15224	Dell Computer	obsolete
14850	Dell Computer	obsolete
13940	Sony 400PS Monitor	irreparable
13968	Sony 400PS Monitor	irreparable
<b>Public Utilities</b>		
14102	IQ Computer System	obsolete
14347	Dell Computer	obsolete
14350	Dell Computer	obsolete
14007	Micron Computer	obsolete
14349	Dell Computer	obsolete
<b>Alternative Court</b>		
14676	Gateway Laptop Computer	irreparable
<b>Court Services</b>		

<sup>1</sup> Item 3-H, 10/11/05

12691	Laptop Computer	obsolete
13910	Dell Computer System	obsolete

3-K A resolution authorizing the application and execution of a contract for funding of Drug Court programs with the Department of Health and Human Services, and authorizing the signatories for such instruments, effective July 1, 2005, through June 30, 2006, in an amount to be determined. **RESOLUTION NO. 2005-105**

3-L Staff's request to terminate the Florida Department of Environmental Protection, Land and Water Conservation Fund Program FY 2004-2005 - Project Agreement - Acquisition (LW493) for expansion of Goldendale Boat Ramp because property adjacent to the ramp was not available.

3-M Community Agency Agreement with Florida Power Corporation d/b/a Progress Energy Florida, Inc., for utility payments made on behalf of very low-income families under Department of Community Affairs Low Income Energy Assistance Program.

3-N Change Order No. 8 for \$27,000 and Modification of Agreement No. 5 Task Authorization No. 2-Phase 2 Landfill Expansion (approved August 28, 2001) with Stearns, Conrad, and Schmidt Consulting Engineers, Inc., d/b/a/ SCS Engineers to extend the project completion date 73 days.

3-O Settlement and payment of \$100,000 for an incident at a boat ramp on the Homosassa River involving claimant Robert F. Romaine, deceased.

3-P **(1)** Substantially Similar Plat of Converse Commons, and **(2)** that the plat be recorded in the public records.

3-Q **(1)** Permanent Reassignment of Development Rights Agreement with Raymond G. Dohle, Alternate Key (AK) No. 1183961 , DVR 2005-005 for residential properties within municipal service benefit units for installation of water and wastewater systems for Chassahowitzka Water Quality Assessment District, and **(2)** that the agreement be recorded in the public records.

3-R Use of the Historic Courthouse grounds by the New Inverness Old Towne Association for the "Treasures on the Square" event for June 25, 2005, from 2:00 P.M. to 5:00 P.M.

3-S Stewardship Agreement with the Citrus Springs Civic Association authorizing the removal of unlawful signs placed in rights-of-way beginning June 14, 2005, for no more than three years with a renewal clause of five years.

3-T A resolution setting a public hearing on July 12, 2005, at 2:05 P.M. at the Citrus County Courthouse, 110 North Apopka Avenue in Inverness for Plat Vacation PV-05-01 as petitioned by Robert L. and Ingrid S. Henigar. **RESOLUTION NO. 2005-106**

3-U Notice of Commencement with Petroleum Aids, Inc., to be submitted with the permit application for the demolition of the Crystal River Fuel Site.

3-V Administrative Regulation 12.01-8 entitled "Indigent Burial Guidelines and Regulations."

3-W State Revolving Fund Amendment 1 Grant Assistance Agreement LP0305 with the State of Florida Department of Environmental Protection to extend the completion date for the Chassahowitzka Wastewater Collection System until December 31, 2006.

3-X A public workshop set for July 12, 2005, at 4:00 P.M. at the Citrus County Courthouse, 110 North Apopka Avenue in Inverness to review and discuss design options for improvements to the intersection of Croft Road and County Road (CR) 486.

3-Y Contractual Services Agreement with the Florida Department of Agriculture and Consumer Services to provide instructors and a training facility at the Fire Training Center for the Division of Forestry Wildland Fighter Trainees to the state mandated standard of Firefighter I beginning June 14, 2005, and ending June 30, 2006.

3-Z Amendment No. 10 to the Professional Services Agreement with Hoyle, Tanner, & Associates, Inc., for the Inverness Airport Runway 01-19 Environmental Assessment, and the application for federal assistance for the new project cost.

3-AA A letter to the Bureau of Water Facilities Funding, Department of Environmental Protection requesting authorization to incur cost for the Citrus County Chassahowitzka Area Drinking Water State Revolving Fund Loan.

3-BB Application for Florida Department of Law Enforcement Justice Edward Byrne Justice Assistance Grant and all accompanying documents for funding the Citrus County Sheriff's Office Enhanced Law Enforcement Mobile Communications and Street Video Project.

3-CC Change Order No. 2 with C & D Engineering, Inc., and Pave-Rite, Inc., extending the completion date of the Bicentennial Park and Bluebird Springs miscellaneous improvements to July 24, 2005.

3-DD Certificate of Substantial Completion with C & D Engineering, Inc., and Pave-Rite, Inc., for Phase I of the Bicentennial Park and Bluebird Springs improvements.

3-EE Public hearings set as shown to consider amendments to the Citrus County Land Development Code (LDC) Ordinance No. 90-14 at the Citrus County Courthouse, 110 North Apopka Avenue in Inverness:

Date and Time	Applications
<b>Workshop:</b> July 12, 2005, at 3:15 P.M.	<u>CPA/AA-05-06</u> (Felix and Stephen Dziedziech)
	<u>CPA/AA-05-10</u> (William E. and Ruth E. Willis)
<b>Hearing:</b> August 9, 2005, at 5:30 P.M.	<u>CPA/AA-PDO-05-14</u> (Paradise Development Group)

3-FF Staff's request to obtain an appraisal and a review appraisal for two parcels currently required for the Inverness Airport expansion and proceed with negotiations for acquisition.

3-GG Indemnity Agreement and Stewardship Agreement with the Terra Vista Property Owners Association to plant trees and other vegetation and place irrigation within the County right-of-way for beautification enhancement purposes along CR 486 (Phase 3 of construction).

3-HH Settlement of Parcels 112 and 112A (Beverly Hills Development Corporation) of the CR 491 condemnation for \$459,050 plus payment of attorney fees of \$79,656 and expert costs of \$22,970.

3-II License Agreement with the American Society of Composers, Authors, and Publishers (ASCAP) to perform copyrighted music during County sponsored events for \$860 per year.

3-JJ Appointment of Richard L. Brynes to fill a regular member position on the Special Library District Advisory Board for a term that would expire on September 30, 2006.

3-KK Ranking of firms and negotiations of contracts with the top ranked firm, Nabors, Giblin & Nickerson for bond counsel, and a contract with the second ranked firm, Holland & Knight for disclosure counsel.

3-LL Awarded Bid No. 050-05, Utilities, Laboratory Services to Southern Analytical Laboratories, Inc., as the only bidder meeting the specifications. (1:03 P.M.)

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

### 2-A **OPEN TO THE PUBLIC**

2-A.1 Frank Shepard mentioned that he had written a letter to the Board on June 13 regarding the continuing problem of airboat noise. He remarked that the problem had been debated publicly and that there had been numerous publications in the newspaper. He pointed out that the Florida Fish and Wildlife Commission (FFWC) had completed their study; however, he did not think it would result in any significant changes. He expressed gratitude to Commissioner Bartell for addressing the issue at a public meeting in Homosassa, and stated that voluntary efforts might work with the tour airboat operators, but he was doubtful it would work with the troublesome air boaters on the lakes. He suggested that Commissioner Bartell and Ron Bailey (Citrus County Airboat Alliance) talk to the air boaters on the lakes as well. He asked the Board to review his suggestions about establishing idle zones and developing an ordinance similar to the one adopted in

Hernando County. He stressed that something needed to be done now to alleviate the problem and that the Board should not wait for the FFWC report.

Chairwoman Phillips stated that she had no problem examining Mr. Shepard's suggestions; however, she firmly believed that the Board should delay further action until the FFWC reported their findings. Mr. Shepard replied that it was uncertain when the FFWC's study would be available; therefore, he asked that staff at least consider, evaluate, and offer a response to his suggestion of idle zones. (1:08 P.M.)

2-A.2 Donna Schmid, president of the Humanitarians of Florida, stated that the Humanitarians were willing and able to work with Citrus County Animal Control and the Board to devise a plan to help control and reduce the animal population in the County. She suggested that rather than the proposed ordinance (OA-05-08 Domestic Pets in Residential Districts), a better solution would be a more aggressive spay and neuter program with financial assistance from the County to help people alter pets. She reported that thousands of taxpayer dollars were spent every year to kill unwanted cats and dogs, and that most people with multiple pets were trying to help animals. She advised that the Humanitarians owned and operated the Manchester House, a low cost spay/neuter clinic, in Crystal River, and that over 5,000 cats and dogs had been altered in less than two years. She recommended that more funds be reserved for animal services with perhaps a mobile spay/neuter clinic. She added that the Humanitarians would do anything the Board directed in helping the animals one at a time.

2-A.3 Kyleen Gavin, a writer for the pet talk column in the Citrus County Chronicle, stated that some of the motivating factors for the proposed animal ordinance were nuisance pets and animal hoarding. She distributed and discussed several pieces of information regarding nuisance pets and animal hoarding (filed with the Clerk's agenda). She advised that individual agencies could not deal with animal hoarders because animal hoarding was an illness. She added that this ordinance would not stop animal hoarding or nuisance pets and it should not be passed. She offered her services as a consultant on a pro bono basis to any task force that was developed. (1:15 P.M.)

2-A.4 Michelle L'Heureaux, president of "Home at Last Pet Adoptions, Inc.", reiterated that the proposed ordinance would not work because hoarders would not register their animals or apply for a special use permit; however, an aggressive spay/neuter program would work. She also suggested a mobile spay/neuter clinic, a voucher system offered by the County to the public at a low cost using the clinics and veterinarians already in place, and forming a joint venture between rescue groups and the County. She advised that Marion County's spay/neuter program included microchip, rabies vaccination, testing, and other services for only \$40. She also offered her services for a citizen advisory board to help the County. (1:18 P.M.)

2-A.5 Joanne Vantine spoke in favor of the animal ordinance, but did not think the proposal to allow six dogs (domestic pets) in residential areas was intrusive enough, and suggested limiting the number to two dogs (domestic pets) per household. She distributed

pictures (filed with the Clerk's agenda) of a dog kennel and unleashed dogs roaming in her neighborhood (Citrus Springs), and asked the Board to adopt the proposed ordinance.

2-A.6 Gordon Leonard, representing Belmont Hills, spoke against the potential land exchange for state property along State Road (SR) 44 for the development of a park for the following reasons:

- Existing parks should be expanded and parks should be built in neighborhoods rather than on a four-lane expressway.
- The location near Lowe's and Wal-Mart was inappropriate due to the traffic and small space.
- The cost of a water park, baseball park, and parking was approximately \$8,000,000, not including yearly maintenance.
- The County should not consider a water park since there were restrictions on lawn watering.
- A water park would be a financial failure.
- Some citizens could not afford to pay a user fee due to the increased gas tax and other reasons.
- The land on the west side of Lowe's was a natural barrier for preventing sprawl, noise, congestion, and litter.

He informed the Board that a representative would attend every meeting from now on to discuss reasons for objecting to this park, especially a water park.

2-A.7 Charles Koonz also addressed the water park issue and commented that Commissioner Valentino was the only Board member who expressed hesitation during the most recent discussion of the issue. He talked about the value of the land, liability issues, the need for green space, residences in Belmont Hills adjoining the property, and so on.

2-A.8 Chuck Carr represented a number of working people who requested that hearings on the proposed animal ordinance be held in the evening when they could attend. He proclaimed that the proposed ordinance was a violation of his constitutional rights and an intrusion into peoples' private lives. Linda Perry stated that it was a violation of civil rights.

2-A.9 Mary Jane Gorton spoke in opposition of the proposed animal ordinance and talked about a very successful program called the Friends of Animals, Inc., which helped spay pets for less money. She discussed a few of the many ads published in the Citrus County Chronicle listing free dogs and cats. She added that she would be in favor of a law that would require the spaying and neutering of mixed breed cats and dogs.

2-A.10 Frank Yetner and Jane Fricano contradicted the proposed pet ordinance because it was too intrusive, laws and ordinances were in place for people who neglected and abused animals, persons trained to help and those who properly cared for animals should not be penalized unless they were hoarding, and noise and nuisance ordinances should be enforced.

2-B **EMPLOYEE SERVICE AWARDS**

2-B.1 The following employees were recognized for their years of service to the County. **5 Years:** Robert (Bob) Glancey, Jr. **10 Years:** Christine (Chrissee) Brown, Thomas Mount, Jr., Deborah Robitaille, Michael Schenider, and Tonya Sharp.

2-B.2 **CERTIFICATE OF APPRECIATION - MARILYN J. HUNT**

***Upon motion by Commissioner Fowler, seconded by Commissioner Bartell, and carried unanimously, the Board approved and authorized all Commissioners to execute a certificate of appreciation to Marilyn J. Hunt for 19 years of dedicated service to Citrus County.*** (1:44 P.M.)

2-C **NUMBER OF PETS PER HOUSEHOLD**

Helene Morris addressed the Board regarding the proposed ordinance that would limit pet ownership by citizens in the County. She stated that the ordinance would not alleviate overcrowding at Animal Control nor solve the problem of animals that had not been neutered or spayed, but would exacerbate the situation. She alleged that the ordinance was aimed at preventing hoarding; however, it penalized law-abiding animal lovers and rescuers of abused and unloved animals, and that rescuers would be forced to choose which animal they would help; thereby, placing an additional burden on Animal Control.

She spoke about some of her experiences with abused, neglected, and rescued pets. She pointed out that the ordinance would force a pet owner to pay \$300 to \$400 in fees for each animal, would allow County workers and other law enforcement officers to enter a citizen's premises anytime without a signed warrant, and deny pet lovers their constitutional rights. She suggested that if Animal Control and other County staff members would work together with pet rescue groups and breeders, a worthwhile law could be developed to help the less fortunate animals. She recommended that money spent on this intrusive regulation be used for spay and neuter programs and pet vaccinations, which would encourage more responsible pet ownership and might alleviate some of the crowded situations at Animal Control. She referred to a St. Petersburg Times newspaper article stating that none of the surrounding counties had adopted such an ordinance, and that a person from the television show Dateline talked about this country being a pet nation, that people considered their pets as family, and that pets helped peoples' stress levels. She questioned the reason dogs and cats were discriminated against, yet nothing was said or done about people having exotic and dangerous pets.

She added that she would be in an impossible situation between giving up a constitutionally guaranteed right of unwarranted searches or being illegal if the proposed ordinance was approved, and she pleaded with the Board not to make her choose. She also offered her services to assist in developing a better regulation.

Commissioner Fowler praised Ms. Morris for the presentation and was appreciative of all who came to the meeting and spoke about the pet ordinance. He said that the public should attend Board meetings because many times decisions were made that intruded into people's lives.

Ms. Morris advised that she had received several phone calls from citizens wishing to voice their opinions at the meeting; however, they told her they were afraid to speak because of retribution. The Chairwoman reiterated that the Board was glad Ms. Morris addressed the issue and shared her thoughts. She stated that she was sorry some citizens felt apprehensive about speaking at the meetings because the public was offered an opportunity to speak at the beginning and at the end of each meeting. She further stated that she hoped the press would help convey the message that there would never be retribution from this Board for anyone wishing to speak and that public input was always welcome. (1:58 P.M.)

2-D **ECONOMIC DEVELOPMENT COUNCIL QUARTERLY REPORT**

Jack Reynolds, president of the Economic Development Council (EDC) stated that the EDC had forwarded information regarding the recent vote on the Inverness Airport Business Park (included in the agenda back material). He extended an invitation to anyone wishing to tour other business parks.

Brett Wattles, EDC Executive Director, presented the EDC Quarterly Report for January 1 through March 30, 2005, and stated that during that time a "strengths, weaknesses, opportunities, and threats" meeting was conducted with a wide representation of communities. He presented highlights of the report as follows:

**Strategic Alliances**

- EDC continued to strengthen strategic alliances
- Strategic planning process had been developed and would become a part of the agreement for the coming three years

**Communications**

- Bi-weekly articles in the Citrus County Chronicle
  - Updating the EDC website

**Marketing**

- Developed a brochure to highlight partnership activities between the EDC, the Chamber of Commerce, Central Florida Community College, Workforce Development Task Force, and other agencies

**Industrial Property**

- Active in development of a business park at the Inverness Airport
  - Identified appropriate properties for industrial classification

**Projects**

- Providing assistance to three companies in expanding or locating businesses

**Micro Loans**

- New loan completed to Big Belly Deli for \$5,000
  - Funding left for two more loans



Mr. Wattles distributed an updated funding agreement for the Board's consideration, a copy of the updated By-Laws of the EDC, and a letter from the Tampa Bay Partnership commending Citrus County for the additional gas tax (filed with the Clerk's agenda).

He explained to the Board that the changes in the by-laws were mostly minor typographical errors and clarifications of some language. He mentioned that the EDC was pleased that the loan failure rate was only 25 percent, that two loans had been paid off, and that funds from the loans were returned to the program to support other companies.

(2:09 P.M.)

Commissioner Bartell left the meeting

2-E **CERTIFICATE OF RECOGNITION - TERRY HAWKS**

***Upon motion by Commissioner Fowler, seconded by Commissioner Phillips, and carried unanimously, the Board approved and authorized all Commissioners to execute a certificate of recognition to Terry Hawks for her outstanding accomplishment of placing second in the 2005 Florida Paratransit Roadeo.*** (2:11 P.M.)

**The Chairwoman recessed the meeting and reconvened at 2:24 P.M.**

Commissioner Bartell returned to the meeting

2-F **AWARD OF EXCELLENCE - COMMUNITY DEVELOPMENT DIVISION**

Chuck Dixon, AICP, Community Development Division (CDD) Director, stated that he was pleased to present to the Board an award of excellence from the Florida Planning and Zoning Association (FPZA) for the "Old Homosassa" Area Redevelopment Plan (Plan) in the redevelopment/revitalization category. He mentioned that Citrus County had not achieved an award from the FPZA since the design of Black Diamond. He stated that the Plan stemmed from the Waterfronts Florida Program, and that Old Homosassa was unique because it was an unincorporated area and the Comprehensive Plan (COMP) was used to formulate its own element as part of the Future Land Use Element to implement the community's vision for the future.

Chairwoman Phillips accepted the award and stated that although it was presented to the Board, staff and volunteers from the Homosassa area deserved the credit for making this happen. (2:27 P.M.)

6- **COUNTY ADMINISTRATOR'S REPORT**

6-A **TRANSPORTATION IMPACT FEE AGREEMENT**

Mr. Wesch advised that this item was a request for a Transportation Impact Fee Agreement with the Villages of Citrus Hills (Hampton Hills, Brentwood Farms Limited Partnership, Celina Hills Associates, Citrus Hills Investment Properties, and Canterbury Lakes, Inc.). He advised that the County's Impact Fee Ordinance provided for independent assessment when a development had characteristics that might qualify it for a revised fee. He stated that pursuant to that provision, the applicant had performed an

analysis demonstrating a traffic impact lower than the standard, that the request was consistent with the County's impact fee analysis, and that staff agreed with the conclusions reached by the traffic consultant, and he requested approval.

***A motion was made by Commissioner Fowler and seconded by Commissioner Damato to approve and authorize the Chairwoman to execute the Transportation Impact Fee Agreement based upon individual assessment with Hampton Hills, Brentwood Farms Limited Partnership, Celina Hills Associates, Citrus Hills Investment Properties, and Canterbury Lakes, Inc, pursuant to Section 54-4(a)(5) of the Citrus County Code.***

The Chairwoman pointed out that this was a normal request under the Impact Fee Ordinance, that there were conditions, that it was limited to residential construction, and there would be consequences if the existing recreational amenities were closed or major modifications were made to the development order. She questioned if the applicant was required to provide notification for closing amenities, and if not, would there be a penalty. Gary Maidhof, Department of Development Services (DDS) Director, stated that there were no requirements to disclose notification; however, in view of the high profile of the facilities, staff would know very quickly, which would trigger cessation of the reduced rate, and another traffic impact analysis would be requested. Mr. Wesch added that staff would also know if the recreational facilities were closed because the grounds would most likely be used for another purpose, which would require permitting.

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

(2:30 P.M.)

6-B **REQUEST FOR PROPOSAL - EMERGENCY OPERATIONS CENTER (EOC)**

Mr. Wesch stated that during the 2005 Goal Setting Session, the Board requested that staff analyze whether the EOC should remain under the Sheriff's Office or if it should be overseen by the Board. He specified that due to the complex nature of the operation and the need for both staffs to work together during emergencies, it might be more feasible to have an outside consultant perform this analysis.

Commissioner Bartell questioned if an objective had been identified or if the reason for the analysis was strictly financial. Chairwoman Phillips commented that emergency management was specific and unique, and she thought it was time to reevaluate the issue.

Commissioner Fowler stated that he was not interested in hiring an outside consultant for \$30,000 to evaluate the Sheriff's operation of the EOC, and that he had doubts about whether a consultant could evaluate the effectiveness of preparing and handling emergencies. He specified that EOC Director Captain Joe Eckstein and staff had outstanding qualifications and responded well during emergencies, particularly the exemplary manner in which they performed last year during the hurricanes. He suggested that the same philosophy be applied to this situation as that of the firefighters (merging the

Emergency Medical Services (EMS) and Fire Services), which was to not fix something that was not broken.

Chairwoman Phillips advised that she had raised the issue at the Goal Setting Session because the Board declared emergencies, provided funding, transportation to evacuate people, shelter and sandbags during emergencies, and the recovery process afterwards. She explained that the Sheriff's Involvement with emergency management was coordinating the EOC; however, the boards of county commissioners supervised all emergency management procedures in all 67 counties, and Citrus County was only one of three or five counties where the Sheriff administered emergency management. She said that she thought a consultant would analyze salaries first because Sheriff's deputies were paid high-risk retirement benefits, and other counties were managing emergencies through County employees who were educated in the area of emergency management. She implied that her interest in evaluating the situation had no bearing on the Sheriff's performance or the EOC's outstanding job, but as custodian of the County's finances; she thought procedures should be reevaluated occasionally.

The Commissioners discussed the following: spending \$30,000 to analyze an operation that was working well would be wasteful and probably have a detrimental effect on the very people this County depended upon for health, safety, and welfare; staff had not presented any shortfalls of the EOC; the financial aspect should be reviewed as a budgetary item; an evaluation was not necessary unless there were deficiencies in the performance of individuals in the EOC; due to taking up valuable staff time and resources, comments made at the Goal Setting Sessions should not be investigated or researched unless there was a consensus of the Board, and so on.

Commissioner Fowler recommended that suggestions of Commissioners at Goal Setting Sessions be placed on a future Board meeting agenda to find out if the Board was still interested in moving forward. Commissioner Phillips explained that there was a consensus of three Commissioners regarding this issue at the last Goal Setting Session; however, she and the other Board members agreed with Commissioner Fowler's recommendation.

Discussions continued regarding focusing on other issues, not wasting \$30,000 on a consultant when there was no compelling argument from staff concerning the performance of the EOC, evaluating the cost of the EOC without hiring an outside consultant, requesting that the Sheriff provide the cost of the EOC over the past three years, and provide a comparison of operational costs of other counties similar in size.

Commissioner Phillips stated that she would move to ask the Sheriff to accommodate the Board in looking at a comparison of counties by providing his costs for only the emergency management of the EOC. Mr. Wesch indicated that he would make that request to the Sheriff on behalf of the Board; however, he was concerned that after comparisons, staff would be preparing an in-house financial analysis identical to that of the EMS issue.

Commissioner Bartell disagreed, and stated that this request was specific to the financial aspect only, that the Sheriff should be able to provide those numbers, and that staff could then compare the operational costs of emergency management of counties similar in size. Commissioner Fowler remarked that it might be premature to do a comparison because of the tremendous differences in counties, but stated that obtaining a breakdown of the costs of the EOC over the past three years would help.

***A motion was made by Commissioner Phillips and seconded by Commissioner Bartell to request the Sheriff to provide his operational costs for the Emergency Operations Center (emergency management) for the last three budget years.***

Commissioner Bartell commented that the Board could consider a per capita rate of other comparable counties to identify whether this County was in the same realm.

The Chairwoman told Commissioner Valentino that she expected all of EOC's finances to be from the General Fund and that the Sheriff would provide a breakdown of his budget costs to the Board. Commissioner Fowler suggested that the Board also ask the Sheriff for his budget for courthouse security.

***An amended motion was made by Commissioner Phillips and seconded by Commissioner Bartell to request the Sheriff to provide his operational costs for the Emergency Operations Center (emergency management) and courthouse security for the last three budget years.***

The Chairwoman explained to Dave Conant that the Board had approved a Request for Qualifications (RFQ) for the EOC building, but had not chosen the architect, and that the funds were in the Board's budget. Mr. Wesch stated that the RFQ was in final review and should be presented within the next week or so.

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

(2:56 P.M.)

6-C ***LAKESIDE COUNTRY CLUB RESTAURANT***

Mr. Wesch requested Board authorization to pursue expedited code enforcement action pursuant to Administrative Regulation 13.09, due to several issues with regard to the operation of the Lakeside Country Club Restaurant (for example the adequate water flow for fire sprinkler protection and proper land use based on current utilization).

***A motion was made by Commissioner Fowler and seconded by Commissioner Phillips to authorize staff to expedite code enforcement action on the owners of the Lakeside Country Club Restaurant (Vander Valk, Inc.).***

Commissioner Bartell suggested notifying the DBPR (Department of Business and Professional Regulation) of the Board's action today. Commissioner Phillips agreed and suggested encouraging the DBPR to enforce of the closure of the restaurant.

**An amended motion was made by Commissioner Fowler and seconded by Commissioner Phillips to (1) authorize staff to expedite code enforcement action on the owners of the Lakeside Country Club Restaurant (Vander Valk, Inc.), and (2) direct staff to send a letter to the Department of Business and Professional Regulations seeking enforcement of their actions.**

Mr. Battista explained that if the motion carried, staff would file an injunctive order tomorrow and a hearing would be set as soon as possible.

Discussion ensued regarding compliance issues, penalties for people that continually ignore the law, involving the DBPR so that they could levy the higher penalties, and so on.

**The Chairwoman called a question on the motion and the motion carried unanimously.** (3:01 P.M.)

Assistant County Attorney Michele Lieberman polled the Board for ex parte communications for applications PDO-05-03 (Van Nierson) and OA-05-04 (DDS). Commissioners Bartell and Damato stated that they had attended a workshop in Old Homosassa regarding the Old Homosassa Special Overlay District (OA-05-04), and Commissioners Fowler, Phillips, and Valentino replied that they had no previous communications regarding those applications.

**2-G PLANNED DEVELOPMENT OVERLAY (PDO)-05-03, HEINZ VAN NIERSON (RIVERSIDE LODGE)**

Rhonda Lake, Coordinator, CDD, presented a slide presentation, and Sue Farnsworth, Environmental Planner, CDD, gave the following staff report:

<b>Application Number/Name:</b>	PDO-05-03, Heinz Van Nierson (Riverside Lodge)
<b>Property Data:</b>	Parcel 12300 in Section 8, township 19 South, Range 21 East, more specifically known as 12561 East Gulf to Lake Highway, Inverness. 10 acres ±
<b>Land Use:</b>	RVP (Recreational Vehicle Park)/Campground
<b>Proposed Project:</b>	Modify the approved site plan (clean up, installation of park models to replace existing mobile home and RV sites, restoration of the office/store)
<b>Staff/Planning Development and Review Board (PDRB) Recommendation:</b>	Approval with nine conditions listed in backup material
<b>Public Hearing:</b>	July 12, 2005, at 5:01 p.m.

Mrs. Farnsworth stated that the applicant was present, that there had been no public input, and so on.

Mr. Van Nierson stated that they were trying to update the old fish camp into an RV resort by placing park models that looked like log cabins on the old RV sites that were not appropriate for large RVs, and they wanted to remodel an old cabin into a camp store.

The Chairwoman opened the public portion of the workshop and asked if anyone wished to speak in favor or in opposition. With no public comment, the Chairwoman closed the public portion of the workshop.

**The Chairwoman recessed the meeting and reconvened at 3:20 P.M.**

2-H **ORDINANCE AMENDMENT (OA-05-04), DDS**

Margaret A. Beake, AIA, AICP, Senior Planner, CDD, explained that this staff initiated ordinance amendment was to amend the LDC atlas and to create LDC text for the Old Homosassa Area Redevelopment Plan (Plan). She presented a slide presentation (filed with the Clerk's agenda) and stated that there had been ten community and steering club meetings with approximately 125 people in attendance. She advised that the Waterfronts Florida Grant provided physical improvements, which included the landmark sign, an information kiosk, and shaded seating at the County boat ramp parking. She showed a slide of the Old Homosassa Special Overlay District in which the Plan standards would apply and represented the 1886 Town of Homosassa plat and properties along Mason Creek Road. She reviewed the supplemental environmental standards applicable to both residential and nonresidential projects, and the supplemental standards for home occupations, businesses, and multifamily projects. She summarized the allowed uses and presented three Plan Options for the Board's consideration.

- Option 1:** Aesthetic standards would be guidelines only (tripartite façade, porches, columns styles, traditional materials, signage limitations). All other standards would be mandatory.
- Option 2:** All standards shall be mandatory.
- Option 3:** Aesthetic standards would be mandatory for nonresidential projects and guidelines only for residential. All other standards would be mandatory.

She further explained that the overlay district and all options of the text amendment were consistent with the Plan in the COMP. She advised that staff recommended approval of Option 1 or 3 and the PDRB recommended Option 3 on May 5, 2005, with a vote of 5 to 3.

Mr. Maidhof replied to Commissioner Fowler's question regarding Option 2 by stating that all new construction would have to meet the new standards, and under the Building Code if damage to a building exceeded 50 percent, the structure would have to meet the new standards. He added that the Board could opt to extend the implementation date of the ordinance.

Commissioner Damato questioned if there were any land uses under the proposed Plan that differed from or would be more restrictive than those currently in effect, and if the Plan was compatible with the Coastal High Hazard Zone (CHHZ) standards. Mr. Maidhof stated that the Plan was compatible with the CHHZ standards and that there was other land uses (general commercial and industrial), most of which had been previously developed and had vested rights. He added that if the ordinance were adopted,

redevelopment of those tracts would fall into the new regulations, which would be more restrictive than the current regulations.

Commissioner Damato read a statement into the record in support of the Plan and standards (filed with the Clerk's agenda).

The Chairwoman opened the public portion of the workshop and asked if anyone wished to speak in favor.

Diann G. Schultz, Kevin Jenkins, and Iris Rose made brief comments in favor of the ordinance.

The Chairwoman then asked if anyone wished to speak in opposition.

Attorney Clark Stillwell commented that he agreed with the concept of the plan; however, questioned **(1)** the decrease in authorized uses in the Coastal and Lakes District, **(2)** there being no credit given for pervious type materials being used for ISR (impervious surface ratio), **(3)** multifamily standards allowing for multiple residential dwelling units on each lot of record, and **(4)** ADA requirements, fire safety for walkways, and the requirement of a variance with proven hardship for any impact to the wetlands. The Chairwoman requested that staff address Mr. Stillwell's questions prior to the next Board meeting, and Mr. Stillwell stated that he would also submit some alternatives. Commissioners agreed with staff's concept of ISR and were not interested in staff replying to Mr. Stillwell's question regarding that subject.

Douglas Head spoke in opposition to the mandatory standards and limiting people's freedom of choice. He asked the Commissioners to be fair when deciding on this ordinance.

With no further public comment, the Chairwoman closed the public portion of the workshop.

2-1 ***BEVERLY HILLS MUNICIPAL SERVICES BENEFIT UNIT (MSBU)***

Mr. Battista advised that the proposed ordinance would disband the Beverly Hill Fire MSBU and include those properties in the Citrus County Fire Protection Taxing District.

The Chairwoman opened the public portion of the hearing and asked if anyone wished to speak in favor. Dave Conant supported this ordinance and requested that the Board vote in favor. The Chairwoman then asked if anyone wished to speak in opposition. With no further public comment, the Chairwoman closed the public portion of the public hearing.

***Upon motion by Commissioner Fowler, seconded by Commissioner Damato, and carried unanimously, the Board adopted and authorized the Chairwoman to execute an ordinance repealing Sections 90-641, 90-642, 90-643, 90-644, 90-645, 90-***

646, and 90-647 of the Citrus County Code relating to the Beverly Hills Municipal Services Benefit Unit; amending Section 90-31 providing for the inclusion of certain land within the Citrus County Fire Protection Taxing District; providing for severability; providing for inclusion in the Citrus County Code; and providing for an effective date.

**ORDINANCE NO. 2005-A20** (4:22 P.M.)

6-D **DOMESTIC PETS IN RESIDENTIAL DISTRICTS**

Mr. Wesch stated that at the direction of the Board during the 2005 Goal Setting Session staff developed an amendment (OA-05-08) to the LDC regarding the maximum number of animals allowed per property in select districts. He also stated that on June 2, the PDRB hosted a public workshop, and due to the tremendous amount of input received, as well as the PDRB's universal opposition to the ordinance amendment, the PDRB requested that the Board review the amendment and consider canceling the application.

***A motion was made by Commissioner Fowler and seconded by Commissioner Bartell, to discontinue the process for hearing application OA-05-08, Domestic Pets in Residential Districts.***

Discussion ensued regarding educating the public, developing a spay/neuter program, allowing the animal rescue groups to help the County with a solution to the problem, not ignoring the problem, enforcing the current ordinances, and so on.

***Commissioner Fowler called a question on the motion and the motion carried unanimously.***

6-E **APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE**

6-E.1 **CITRUS COUNTY RESOURCE CENTER/VA CLINIC**

***A motion was made by Commissioner Fowler and seconded by Commissioner Phillips to approve and authorize the Chairwoman to execute Change Order No. 1 from Caldwell Construction Co., Inc., for <\$148,053.38> for Bid No. 070-05, Citrus County Resource Center/VA Clinic.***

Discussion ensued regarding the particular HVAC unit, the HVAC manufacturer being a nationally recognized firm, maintenance contracts being available, and so on.

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

7- **COMMISSIONER VICKI PHILLIPS, CHAIRWOMAN**

7-A **TOURIST DEVELOPMENT COUNCIL**

***Upon motion by Commissioner Bartell, seconded by Commissioner Fowler, and carried unanimously, the Board accepted with regret the resignation of Dennis D. Seibert and announced a vacancy for an alternate member with technical qualifications position on the Citrus County Water and Wastewater Authority Board for a term that would expire on October 31, 2007.***

(4:41 P.M.)



7-B **TOURIST DEVELOPMENT COUNCIL**

7-B.1 **Upon motion by Commissioner Fowler, seconded by Commissioner Bartell, and carried unanimously**, the Board accepted with regret the resignation of Sam Lyons and announced a vacancy for one regular member position on the Tourist Development Council for a term that would expire on July 31, 2005.

7-B.2 The Chairwoman announced expiration of terms for two regular member positions on the Tourist Development Council for terms that would expire July 31, 2005, and the new terms would be for four years.

7-C **EXTERNAL AUDIT COMMITTEE**

Commissioner Bartell nominated Commissioner Phillips to serve on the External Audit Committee.

**Upon motion by Commissioner Fowler, seconded by Commissioner Bartell, and carried unanimously**, the Board ceased nominations. (4:42 P.M.)

12- **COUNTY ATTORNEY'S REPORT**

12-A **APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE**

12-A.1 **INDEMNITY AGREEMENT - VANDER VALK, INC.**

Mr. Battista explained that this item was regarding an indemnity agreement for Vander Valk, Inc., to install a four-inch water main crossing East Windmill Drive by jack and bore or direction bore method to provide fire protection to Lake Side Country Club. He explained that the signed indemnity agreement had been received by his staff, and he was requesting Board approval of the indemnity agreement pending receipt of proof of contractor general liability insurance for \$1,000,000 together with an endorsement showing Citrus County as the additional insured.

**A motion was made by Commissioner Bartell and seconded by Commissioner Phillips to approve and authorize the Chairwoman to execute the indemnity agreement with Vander Valk, Inc., to grant them the right to install a four-inch water main crossing East Windmill Drive, pending receipt of proof of insurance.**

Mr. Battista explained to Commissioner Damato that there was a requirement of 48-hours notice to the engineering division prior to work being done on this project; however, there was not a completion date stated in the agreement. He added that this was one of the two items that was involved in the code enforcement action under item 6-C and would be included in the injunctive order filed tomorrow, and it would be a detriment to Vander Valk, Inc., not to complete this four-inch water main timely.

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

14- **ANY OTHER BUSINESS OR PERSONS WISHING TO ADDRESS THE BOARD**  
14-A **GAS TAX**

Ann Schaw requested that the Board readdress the gas tax issue because it would put a hardship on the residents. She suggested that the Board look at other options for funding the roads.

The Chairwoman stated that the Board had already adopted the six-cent gas tax, that the tax would go into effect on January 1, 2006, and that the Board had looked at other revenue sources. She explained that the gas tax was a user fee, and that gas taxes and impact fees could be used to build and repair roadways.

**The Chairwoman recessed the meeting and reconvened at 5:17 P.M.**

Ms. Lieberman polled the Board for ex-parte communications regarding items 2-J (D-04-01), 2-K (AA-05-03), 2-L (AA-05-04), and 2-M (AA-05-05). All Commissioners replied that they had no previous communications concerning those applications.

2-J **D-04-01 - NOTICE OF PROPOSED CHANGE - BEVERLY HILLS 1981 DEVELOPMENT OF REGIONAL IMPACT (DRI)**

Mrs. Lake showed a slide presentation and Jenette B. Collins, AICP, Principal Planner, CDD, gave the following staff report:

<b>Application Number/Name:</b>	D-04-01, Clark A. Stillwell, on behalf of Beverly Hills Development Corporation, Inc.
<b>Property Data:</b>	Sections 1, 2, 11-15, and 22, Township 18 South, Range 18E, and Sections 6 and 7, Township 18 South, Range 19 East, more specifically described as the 1981 Beverly Hills DRI, 2,233 ± acre project.
<b>Staff/PDRB Recommendation:</b>	Approval with conditions
<b>Proposed Project:</b>	Request a Notice of Proposed Change (NOPC) to the Development Order for the Master Development Plan of the 1981 Beverly Hills DRI

Mrs. Collins explained that the proposed NOPC would: **(1)** extend the build-out date to October 20, 2011, five years from the last requested extension, **(2)** add a condition that after completion of the expansion of the CR 491 and CR 486, the developer would undertake a transportation analysis, which would address the traffic impacts of the 1981 Beverly Hills DRI, and **(3)** add a condition that within one year the development would submit a revised and restated 1981 Beverly Hills DRI Development Order, which would consolidate all of the previous resolutions into one document. She stated that there had been no changes to the proposal since the workshop. She advised that a letter had been received from the Withlacoochee Regional Planning Council (filed with the Clerk's agenda), which concluded that the proposed change would not constitute a substantial deviation.

Mr. Maidhof read the resolution title into the record.

Attorney Stillwell discussed the consolidation of previous resolutions and the three components of the NOPC. He talked about the 1989 traffic study that had been completed in Beverly Hills, the need for an accurate traffic baseline for this project, the new traffic study after the completion of the CR 491 and CR 486 road construction, the need for the additional extension, and so on.

The Chairwoman opened the public portion of the hearing and asked if anyone wished to speak in favor or in opposition. With no public comment, the Chairwoman closed the public portion of the public workshop.

**Upon motion by Commissioner Bartell, seconded by Commissioner Valentino, and carried unanimously, the Board adopted and authorized the Chairwoman to execute a resolution approving and making findings that the Notice of Proposed Change for the extension of the Development of Regional Impact build out date did not create a substantial deviation pursuant to Chapter 380.06(19) for the 1981 Beverly Hills Development of Regional Impact and superseding as to the Development of Regional Impact build out date prior resolutions of approval by the Board, 81-147, 83-36, 84-177, 85-251, 86-122, 87-177, 88-185, 89-148, 91-30, 93-127, 97-083, 97-121, 2000-062, and 2005-029. RESOLUTION NO. 2005-107 (5:25 P.M.)**

2-K **ATLAS AMENDMENT - AA-05-03 - JOHN AND EDNA SKAGGS**

Mr. Maidhof read the ordinance preamble into the record, Mrs. Lake showed a slide presentation, and Mrs. Beake gave the following staff report:

<b>Application Number/Name:</b>	AA-05-03, John and Edna Skaggs
<b>Land Use:</b>	Low Density Residential (LDR) to LDR* (mobile homes allowed)
<b>Property Data:</b>	Section 8, Township 21 South, Range 20 East, Parcel 11330, located in the Floral City area.
<b>Staff/PDRB Recommendation:</b>	Approval
<b>Proposed Project:</b>	To allow for the placement of a mobile home

Mrs. Beake added that the request to change one lot of record to allow mobile homes would not result in a change in residential density and that the requested land use redesignation would not require an amendment to the Generalized Future Land Use Map. She explained that the immediate surrounding area did not allow for mobile homes; however, there were some nonconforming mobile homes present, and that just outside of the immediate area mobile homes were allowed. She advised that the proposal was consistent with land use designations and development patterns of the surrounding area and would not be detrimental to present and future adjacent land uses.

Commissioner Bartell questioned Mrs. Beake's comments from the summary minutes of the PDRB meeting regarding the proposal not changing the residential density and that it was consistent with the surrounding area. He stated that his concern was with the compatibility issue with the surrounding properties. Mrs. Beake reiterated that the properties immediately abutting this property did not allow for mobile homes; however, the

areas just past that boundary did allow for mobile homes, and that the nature of the development within the LDR areas would not cause this application to be incompatible. She mentioned the other nonconforming uses; such as, mobile homes and a very old bar room. Commissioner Bartell stated that approval of this application by allowing a mobile home when it was surrounded by site built homes would be spot zoning. Mrs. Beake stated that the designation allowing mobile homes had been placed mostly on generally larger AGR (Agricultural District) and RUR (Rural Residential District) properties.

Mr. Skaggs stated that he had purchased the property assuming he could place a mobile home on his property because of the existing mobile homes in the surrounding area. He explained that he had spent a lot of money purchasing and cleaning up the property. He spoke about the property being zoned to allow modular homes and the cost increase between a modular home and a mobile home. He disagreed with Commissioner Bartell regarding spot zoning and requested that the Board approve the application.

The Chairwoman opened the public portion of the hearing and asked if anyone wished to speak in favor or in opposition. With no public comment, the Chairwoman closed the public portion of the hearing.

***A motion was made by Commissioner Fowler, to approve application AA-05-03, John and Edna Skaggs. Motion died for lack of a second.***

***A motion was made by Commissioner Bartell and seconded by Commissioner Phillips to deny application AA-05-03, John and Edna Skaggs.***

Commissioner Bartell stated that he realized Mr. and Mrs. Skaggs had made an investment on this property; however, the surrounding residents with site built homes had made investments on their properties also. He mentioned consistency issues, setting precedence, and so on. Commissioner Phillips concurred and stated that when reviewing applications for compatibility, the Board should look at the adjacent properties more than the surrounding properties, especially when there were site built homes present that would be encroached by a zoning that was not allowed.

***The Chairwoman called a question on the motion. Motion carried. Voting Aye: Commissioners Bartell, Damato, Phillips, and Valentino. Voting Nay: Commissioner Fowler.*** (5:34 P.M.)

2-L ***ATLAS AMENDMENT - AA-05-04 - IDA MAE CARROLL***

Mr. Maidhof read the ordinance preamble into the record, Mrs. Lake showed a slide presentation, and Joanna Coutu, AICP, Senior Planner, CDD, presented the following staff report:

<b><i>Application Number/Name:</i></b>	AA-05-04, Ida Mae Carroll
<b><i>Land Use:</i></b>	Medium Density Residential District (MDR) to General Commercial District (GNC)
<b><i>Property Data:</i></b>	Section 11, Township 19 South, Range 19 East, Golden

	Terrace Estates, south half of Lot 18
<b>Staff/PDRB Recommendation:</b>	Denial
<b>Proposed Project:</b>	To sell the property to be used as a quiet commercial business

Mrs. Coutu stated that the COMP showed this parcel lying in the commercial infill area on SR 44, which meant that a COMP amendment was not necessary; however, that did not mean an automatic change in designation, and that the compatibility issues had to be reviewed. She advised that the applicant did not have a specific proposed use for the site, that staff's opinion was that this designation would significantly intrude into the residential areas to the west and south of this site, that South Prospect Terrace would not be able to handle additional commercial traffic, and so on. She added that some objection letters were received and were part of the backup materials.

Wanda Wells, representing Mr. and Mrs. Carroll, made brief comments regarding the size of the property, the location of the property compared to surrounding commercial properties, the traffic on South Prospect Terrace, past problems with zoning on the property, the need for the entire parcel to be zoned with one designation, and so on.

Mr. Maidhof replied to Commissioner Damato's question regarding the use of the MDR portion of the property if a building was placed on the GNC portion by stating that there were ancillary uses that would be established from the commercial portion (parking, drainage). Mr. Maidhof made comments regarding the procedures for LDC and COMP amendments and then addressed questions by the Board regarding the designations of the surrounding properties.

The Chairwoman opened the public portion of the workshop and asked if anyone wished to speak in favor then in opposition.

John H. Campbell stated that he resided on East Nugget Lane off South Prospect Terrace, that most of the residents in the residential area were retired, that the existing commercial businesses did not disturb him, and that he was not in favor of the application.

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

***Upon motion by Commissioner Bartell, seconded by Commissioner Fowler, and carried unanimously, the Board denied application AA-05-04, Ida Mae Carroll, due to the infringement into a residential neighborhood and the compatibility issue. (5:50 P.M.)***

2-M **ATLAS AMENDMENT - AA-05-05 - AGNES FAYE BELLAMY**

Mr. Maidhof read the ordinance preamble into the record, Mrs. Lake showed a slide presentation, and Cynthia L. Jones, E. I., Planner, CDD, reviewed the following staff report:

<b>Application Number/Name:</b>	AA-05-05, Agnes Faye Bellamy
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<b>Land Use:</b>	GNC to GNC* (mobile homes allowed)
<b>Property Data:</b>	Section 04, Township 17 South, Range 18 East, tracts 44400-0030 and 44400-0040 of LLRS-04-01 an unrecorded subdivision located in the Dunnellon area
<b>Staff/PDRB Recommendation:</b>	Approval
<b>Proposed Project:</b>	Create a row of three mobile home lots along the east side of North Goldendale Avenue

Mrs. Jones explained that the request would **(1)** remove nonconformity with the existing mobile home on Lot 3 and **(2)** allow for a mobile home to be placed on Lot 4 for the applicant's daughter. She reviewed the surrounding property designations, stated that staff had received several letters and phone calls in support of the application, and so on.

Mrs. Bellamy made brief comments and requested approval of the application.

The Chairwoman opened the public portion of the workshop and asked if anyone wished to speak in favor or in opposition. With no public comment, the Chairwoman closed the public portion of the hearing.

***Upon motion by Commissioner Bartell, seconded by Commissioner Damato, and carried unanimously, the Board adopted and authorized the Chairwoman to execute an ordinance amending the atlas of the Citrus County Land Development Code, Ordinance No. 90-14, by changing the land use designation of certain property located in Section 04, Township 17 South, Range 18 East, from General Commercial to General Commercial allowing for mobile homes, in accordance with Application AA-05-05, Agnes Fay Bellamy.***  
**ORDINANCE NO. 2005-A21**

There being no other business to come before the Board, the Chairwoman adjourned the meeting. (5:54 P.M.)

ATTEST: \_\_\_\_\_, Clerk \_\_\_\_\_, Chairwoman