

October 17, 2017
Regular Board Meeting
Judicial Annex Building
Live Oak, Florida

6:00 p.m.

The Suwannee County Board of County Commissioners met on the above date and time for a regular session and the following were present: Chairman Ricky Gamble; Commissioner Don Hale; Commissioner Clyde Fleming; Commissioner Larry Sessions; and Commissioner Ronnie Richardson. Logan Woods, Deputy Clerk; Randy Harris, County Administrator; and James W. Prevatt, Jr., County Attorney, were also present.

Chairman Gamble called the meeting to order at 6:00 p.m. and asked County Administrator Harris to lead the invocation and the Pledge of Allegiance to the Flag of the United States of America.

APPROVAL OF MINUTES:

The first item on the agenda was to approve the minutes of the October 3, 2017 Regular Board Meeting.

Commissioner Sessions moved to approve the minutes of the October 3, 2017 Regular Board Meeting as written. Commissioner Richardson seconded, and the motion carried unanimously.

CONSENT:

The second item on the agenda was to approve payment of processed invoices.

SUWANNEE COUNTY
BOARD OF COUNTY COMMISSIONERS
WARRANTS ISSUED REPORT

10/17/2017

UND		
001	GENERAL REVENUE	\$ 987,321.34
116	FINE & FORFEITURE	\$ 27,284.34
117	911 ADDRESSING FUND	\$ 5,794.89
118	STATE ATTORNEY'S OFFICE	\$ 2,666.33
119	BUILDING DEPARTMENT	\$ 6,038.89
122	FIRE PROTECTION FUND	\$ 63,449.79
128	EMERGENCY MGT FUND	\$ 10,891.74
129	LAW EDUCATION	\$ 895.00
131	TOURIST PROMOTION	\$ 4,066.05
140	ROAD & BRIDGE	\$ 265,491.98
171	LIBRARY	\$ 84,265.10
172	RECREATION	\$ 57,266.30
351	RENOVATIONS/CONSTRUCTION	\$ 9,910.99
402	SOLID WASTE COLLECTION	\$ 88,233.11
403	SOLID WASTE DISPOSAL	\$ 73,357.96
404	WATER PLANT	\$ 3,319.88
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		\$ 1,690,253.69

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**Board of County Commissioners over \$10,000.00
 Warrants Issued Analysis**

Please find below a list of payments \$10,000.00 and above that will be approved for disbursement on 10/17/17

<u>Vendor</u>	<u>Date</u>	<u>Check No.</u>	<u>Amount</u>	<u>Description</u>
City of Live Oak	10/5/2017	178733	17,791.90	Utilities
Agency for Health Care Admin	10/5/2017	178754	67,999.61	October indigent/ Nursing home care
Anderson Columbia	10/13/2017	178771	81,902.11	29th Road
Jim Hinton Oil	10/13/2017	178792	41,987.77	Fuel
Waste Management	10/13/2017	178845	44,385.06	Waste hauling
Duval Asphalt Products	10/13/2017	178847	10,997.80	Asphalt
Ne-ro Tire and Brake Service	10/13/2017	178855	12,624.14	23 tires for motor graders
Neflin, Inc.	10/13/2017	178856	12,500.00	Overdrive subscription Oct. 1 - September 30
Windstream Corp	10/13/2017	178874	13,472.78	Communications
Sears Tile & Wood Flooring	10/13/2017	178888	11,793.51	Recreation bathroom renovation
FI Dept of Agriculture	10/13/2017	178899	30,698.58	FY17-18 County Forester Assessment FY 17-18 Fire Protection Assessment per acre
Shands UF	10/13/2017	178914	35,835.82	Indigent care / hospital bill
Ring Investments, LLC	10/13/2017	178924	17,834.00	Lease on tractor
Aecom Technical Services	10/13/2017	178944	12,989.00	Professional Svs/ Airport Grant
			<u>412,812.08</u>	

The third item on the agenda was to approve a Subterranean Termite Control Contract and Limited Warranty with Live Oak Pest Control, Inc. for the Airport Terminal. **(Agreement No. 2018-03)**

The fourth item on the agenda was to approve a Work Site Agreement with the Department of Corrections and Public Service Agency. **(Agreement No. 2018-04)**

The fifth item on the agenda was to approve a Change Order with V. E. Whitehurst & Sons, Inc. for work associated with resurfacing of 180th Street. Budget Impact: Funded by FDOT. **(Agreement No. 2016-106-01)**

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The sixth item on the agenda was to approve a MapFlex Upgrade as a sole source and authorization of payment to AK Associates in the amount of \$20,744.40. Budget Impact: 911 Addressing carry forward.

The seventh item on the agenda was to approve a revised agreement with Suwannee County Fire Rescue and EMS Management and Consultants Group. (**Agreement No. 2017-61-02**)

The eighth item on the agenda was to approve a resolution associated with lease purchase agreements for budgeted equipment in the Road Department. (**Resolution No. 2018-03**)

The ninth item on the agenda was to approve Addendum One to the Interlocal Agreement with the Town of Branford regarding \$50,000 payment for recreational purposes. (**Agreement No. 2013-83-01**)

Commissioner Richardson moved to approve Consent Agenda Items 2-9. Commissioner Sessions seconded, and the motion carried unanimously.

PROCLAMATIONS AND PRESENTATIONS:

The tenth item on the agenda was to adopt a resolution proclaiming the week of October 16-21, 2017 “Working Forest Week”.

Paul Williams, Senior Forester with the Florida Forest Service, thanked the Commissioners and then read the proclamation into the record. Mr. Williams also noted the importance of forestry in Suwannee County.

Commissioner Fleming moved to adopt a resolution proclaiming the week of October 16-21, 2017 “Working Forest Week”. Commissioner Hale seconded, and the motion carried unanimously. (Resolution No. 2018-04)

COMMISSIONERS' ITEMS:

There were none.

COUNTY ATTORNEY ITEMS:

There were none.

STAFF REPORTS:

The eleventh item on the agenda was Staff Reports.

Ms. Katherine Allen, UF/IFAS Suwannee County Extension Director, stated that the Extension Office recently installed new signs, which were provided by the University of Florida at no cost to the County. Ms. Allen then updated the Board on various Extension Office activities and upcoming ag-related events. She also noted that planning for the next year's programs had begun and asked for Commissioners' input in regards to upcoming events so they could be incorporated in the schedule.

GENERAL BUSINESS:

The twelfth item on the agenda was to discuss, with possible Board action, a Business Incentive Grant application by The Works.

Dr. Alvin Jackson, Economic Development Director, discussed in detail the proposed incentive application known as "The Works". Dr. Jackson noted that the company was a manufacturer of structural products. He then discussed the Business Incentive Grant point system established by the County in a previous year, which helped to determine the face value of the

application. Dr. Jackson further elaborated on the different point values The Works received on their application. He also discussed the benefits of the business, including the possibility of numerous job opportunities.

Discussion continued on the various direct and indirect benefits brought by the business applicant.

Dr. Jackson recommended approval of the application by The Works.

Commissioner Hale asked when the project would be completed and when the hiring of employees would begin. Dr. Jackson replied that jobs would be phased in over two years, and that the business would be fully staffed and established by 2019.

Commissioner Richardson noted he would have to abstain from voting since he had a business affiliation with the company.

Brief discussion ensued on the amount of jobs created per year.

Commissioner Fleming made a motion to approve the Business Incentive Grant application by The Works. Commissioner Sessions seconded, and the motion carried unanimously, with Commissioner Richardson abstaining due to a conflict of interests (4-0).

The thirteenth item on the agenda was to discuss, with possible Board action, an extension of the Medical Marijuana Dispensary Moratorium for an additional three months.

County Attorney Prevatt gave a brief history of the legislative approval of medical marijuana dispensaries and the previous moratorium passed by the County. He then discussed in great detail a recent legislative decision that exempted previous criteria established for treatment centers and dispensaries. County Attorney Prevatt stated that the Board now had the option to either ban dispensaries and treatment centers from the County altogether, or could permit and

locate dispensaries in the same manner as they would for a pharmacy. He noted that there were no restrictions on the number of facilities allowed, the County simply had to choose to ban or permit the establishment of dispensaries. By being treated as a pharmacy classification, County Attorney Prevatt detailed the types of locations the dispensary could be placed, pursuant to Land Development Regulations. He noted a concern that the County's LDRs did not have specific criteria for a pharmacy, but only for the retail sell of medicine. County Attorney Prevatt stated he needed direction from the Board as to how they wished to proceed and noted the different ways other counties were handling the issue.

Discussion ensued on the options the County had regarding the establishment of medical marijuana dispensaries and the different location restrictions.

Commissioner Fleming asked about the possibility of dispensaries being located near religious locations. County Attorney Prevatt replied that the current legislative guidelines did not list religious areas as an exempt location, but that none of the guidelines were completely finalized in the statute. He also stated that some counties had similar concerns and thus had chosen to ban dispensaries until legislative decisions were final.

Commissioner Sessions asked if there was a provision relating to how many dispensaries were allowed per capita. County Attorney Prevatt replied that there was not, but there was a possibility of the State being divided into five different zones based on population, each of which would have a limit to how many dispensaries were allowed.

Commissioner Richardson noted his concern about the agricultural and growing process behind the plant itself. County Attorney Prevatt replied that the growing process would be regulated and outlined by State legislature. He stated that all the plants would be grown inside a

facility in order to keep it contained and controlled, and that the State itself would be permitting the growing facilities.

Commissioner Richardson asked if current LDR restrictions could be further limited. County Attorney Prevatt replied that they could, but that an increase in restrictions would also affect regular pharmacies.

Discussion ensued on restrictions and possible locations.

Commissioner Hale asked if the Board had the option to reset the moratorium, since guidelines were not yet completely established. County Attorney Prevatt replied that they could, and suggested it be extended long enough to allow time for the legislature to meet and for its decisions to be finalized.

Discussion ensued on the possibility of reestablishing the moratorium.

Chairman Gamble asked if revising the LDRs would result in an automatic moratorium. County Attorney Prevatt replied that it would and then discussed the process that would occur if that was the decision of the Board.

Discussion continued on the necessary time period for revision of LDRs, possible lengths for a moratorium, and how to handle the issue in regards to future legislation and LDRs.

The Board agreed by consensus to authorize County Attorney Prevatt to look into revising LDRs to restrict pharmacies and marijuana dispensaries from commercial neighborhood classifications.

The fourteenth item on the agenda was to discuss, with possible Board action, the purchase of a knuckle boom truck (included in the budget).

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County Administrator Harris stated he was requesting authorization to bid for either one or two knuckle boom trucks, and then discussed previous information established during the budget workshops. He noted that the Board had previously authorized additional funding to purchase a larger knuckle boom truck. County Administrator Harris also mentioned that one truck had been damaged during clean up after Hurricane Irma, and that a heavier duty truck would greatly benefit the County. He stated it would be in the best interest of the County to go ahead and purchase two heavier duty knuckle boom trucks instead of just one, and then move older trucks to the Road Department. County Administrator Harris discussed the specifics of a lease for two heavy duty knuckle boom trucks and the cost to purchase the trucks directly using Solid Waste funds. He reiterated the need for two trucks, since they would benefit the County during hurricane season.

Discussion continued on how many trucks were currently in use at both the Public Works and Solid Waste departments, and which funds would be used to purchase the trucks.

Commissioner Sessions motioned to authorize bidding for two knuckle boom trucks. Commissioner Fleming seconded, and after brief discussion, the motion carried unanimously.

The fifteenth item on the agenda was to discuss, with possible Board action, awarding a bid and authorizing execution of a contract for US 90 four lane extension (turn lanes) from 175th Road to I-10/SR 10, pending FDOT concurrence.

This item was pulled for discussion at a later date.

The sixteenth item on the agenda was Additional Agenda Items.

There were two additional agenda items:

The first additional agenda item was to authorize the Chairman, County Administrator, and County Attorney to discuss the Railroad Spur Agreement with Klausner for a final decision.

County Administrator Harris stated that there had been a number of issues with the agreement and that it would be helpful to have authorization to conclude a discussion in order to proceed with a final decision. County Administrator Harris felt this was a necessary authorization in order to move forward with the rail spur.

Commissioner Hale asked if he was allowed to attend the meeting with Klausner. County Administrator Harris replied that the other commissioners could not be present at the meeting unless it was made a public hearing.

Discussion ensued on specifics of the agreement and the final negotiations.

Commissioner Richardson asked how much of the grant would be refundable. County Administrator Harris replied that the reimbursable amount was close to three million dollars.

Discussion ensued on Klausner and their style of business negotiations.

Commissioner Hale moved to authorize the Chairman, County Administrator, and County Attorney to discuss the Railroad Spur Agreement with Klausner for a final decision. Commissioner Richardson seconded, and the motion carried unanimously.

The second additional agenda item was to approve membership dues to the Florida Association of Counties for Fiscal Year 2017-18.

Commissioner Richardson moved to approve membership dues to the Florida Association of Counties for Fiscal Year 2017-18. Commissioner Fleming seconded, and the motion carried unanimously.

The seventeenth item on the agenda was public concerns and comments. (Filling out of Comment Card required, and forwarded to the Chairman or County Administrator. Individual speakers from the audience would be allowed three (3) minutes and a single representative or spokesperson would be allowed seven (7) minutes to speak following recognition by the Chairman and must speak from the podium – one (1) trip to podium).

Robert Ford of 8896 135th Loop, Live Oak, announced the upcoming Veteran's Day Parade on November 11 and noted that flyers were available in the lobby. Mr. Ford also mentioned that parade participation application forms were available.

The eighteenth item on the agenda was Administrator's comments and information.

County Administrator Harris discussed a recent meeting with the Florida Department of Transportation regarding the potential installation of traffic signals at the I-10/US 129 interchange. He stated that FDOT had decided to put the traffic signals into the five year plan, with the possible completion of another study within the next few years. County Administrator Harris also noted that FDOT lacked crash data from 2016 and 2017, but was hopeful traffic lights would be installed soon. County Administrator Harris then gave a brief update on Douglass Center restrooms, noting that bids for the work had been sent out and were expected by the end of November.

Commissioner Hale thanked the various County staff who had attended the FDOT meeting and mentioned that he was also hopeful for the installation of traffic lights at the interchange.

The nineteenth item on the agenda was Board Members' inquiries, requests, and comments.

Commissioner Hale had nothing to discuss.

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Commissioner Sessions noted that he attended safety meetings with the Florida Highway Patrol (FHP) and that he had mentioned some of the same concerns brought up during meetings with FDOT. He felt that having two different state entities aware of the issue would increase the chance of having traffic lights installed. Commissioner Sessions invited the other commissioners and County Administrator Harris to attend the next FHP meeting.

Commissioner Richardson commended the Sheriff’s department for their quick action in catching a bank robber in Branford.

Commissioner Fleming also commented on the FDOT meetings and the need for traffic lights at the I-10/US 129 interchange.

Chairman Gamble reiterated the upcoming Veteran’s Day Parade and that he also had some flyers if anyone was interested.

The twentieth item on the agenda was informational items.

The Board received notice of a proposed amendment to the City of Live Oak Community Redevelopment Agency Plan.

Commissioner Fleming moved to adjourn the meeting. Commissioner Hale seconded, and the motion carried unanimously.

There being no further business to discuss, the meeting adjourned at 7:08 p.m.

ATTEST:

_____, DC
BARRY A. BAKER
CLERK OF THE CIRCUIT COURT

RICKY GAMBLE, CHAIRMAN
SUWANNEE COUNTY BOARD OF
OF COUNTY COMMISSIONERS