Regular Meeting of the Citrus County Board of County Commissioners of Citrus County, Florida - 1:00 P.M.

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1. **Call to Order February 26, 2008 - Citrus County Courthouse, 110 North Apopka Avenue, Inverness, Florida**

Invocation

Pledge of Allegiance

Roll Call

BOARD MEMBERS: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, Second Vice Chairman John Thrumston, Commissioner Dennis Damato, and Commissioner Gary Bartell.

STAFF: County Attorney Robert Battista, Interim County Administrator B. Roger Pulley, and Deputy Clerks Glenda Brown and Sheila Johnston.

3. **PUBLIC HEARINGS - WORKSHOPS - PERSONS TO APPEAR**

3A. **CONSENT AGENDA (ITEMS LISTED IN SECTION NO. 2)**

Motion by First Vice Chairwoman Vicki Phillips, seconded by Commissioner Dennis Damato, to pull items 2J, 2L, 2P, 2HH, 2II, 2JJ, 2KK, 2LL, and 2MM, and approve the balance of the Consent Agenda items. Motion carried unanimously.

2. **CONSENT AGENDA ITEMS**

2A. **Approve the minutes of the regular meetings held on December 4, 2007, December 11, 2007 (Land Use Applications), December 18, 2007, January 8, 2008, and January 15, 2008 (Land Use Applications).**

2B. **Approve County warrants for payroll and accounts payable.**

2C. **Adopt and authorize the Chairwoman to execute resolutions adopting/amending the Insurance Trust Fund, Building Division, Library Services, Fleet Vehicle Trust**

Fund, and the General Fund budgets for fiscal year 2007/2008 (Resolution Nos. 2008-046 through 2008-050).

2D. **Approve budget transfers for the Teen Court Program, Office of Utility Regulation (2), Utilities System 1, Engineering, Road Impact Fees-District A, Housing Services, Aviation, and Citrus Springs MSBU (Municipal Services Benefit Unit) for fiscal year 2007/2008.**

2E. **Approve and authorize the Chairwoman to execute Releases of Liens for special assessments that have been paid in full as recorded in Resolution No. 81-03, reconfirmed by Resolution No. 93-172: Frank E. and Geraldine J. Meyer, Citrus County Land Bureau, and Joseph Mariniello. Resolution No. 2005-147: Ronald L. and Carlotta Yancy. Resolution No. 2006-142: Habitat for Humanity of Citrus County, Inc., and Resolution No. 2007-103: Harvey Michael and Carolyn Wirth.**

2F. **Approve and authorize the Chairwoman to execute Satisfactions of Judgments for James L. Bailey, Case No. 1996 CF 000752 and Clinton C. Brooks, Jr., Case No. 1997 CT 001751, formerly 97-1751-MM-02.**

2G. **Approve and authorize the Chairwoman to execute Connection Charge Installment Lien Agreements by and between the Citrus County Municipal Service Benefit Unit for Water and Wastewater Utility Services and Cheryl Platz Russell; Carl and Helen Long; Drucilla Dibble; Phil McBride; Larry Goff of Kay-Court Holdings; and Robert Phillips (2).**

2H. **Approve and authorize the Chairwoman to execute a letter to the Citrus County Code Enforcement Board thanking them for their commitment and dedication to the betterment of Citrus County.**

2I. **Approve and authorize the Chairwoman to execute Records Disposition Document Nos. BOCC-0005, BOCC-0006, and BOCC-0007 for disposition of records that have met assigned retention standards and are ready for disposition.**

2J. **Authorize staff to pursue negotiations as requested by Clark A. Stillwell, Esquire, on behalf of Gianni Development, Inc., to enter into a Development Agreement with Citrus County, a political subdivision of the State of Florida, pursuant to Chapter 78, Article II Development Agreements of the Citrus County Code, and Florida Statutes § 163.3220 et seq., for purposes of amending and extending the existing Development Agreement for ten years for the remaining Phases II and III of the development known as Crystal Pointe.**

Commissioner Phillips clarified that this item was not associated with the Crosland project; however, she questioned the portion of the agreement regarding exemption of meeting concurrency requirements. Director of Development Services Gary Maidhof explained the history of Crystal Pointe and the developer's desire to extend the agreement to lock in development standards for the vested project. He added that concurrency was met unless the Board did not approve extension of the agreement.

Lengthy discussion followed regarding the agreement, vested rights issues, concurrency standards, alternatives, and so forth.

Attorney Stillwell discussed the vested rights determination, concurrency issues, construction of Phase II, and so on. Discussion continued.

Motion by Commissioner Gary Bartell, seconded by Second Vice Chairman John Thrumston, to approve item 2J with the condition that concurrency must be met before the Board would approve extending the Development Agreement. Motion carried unanimously.

After further discussion on the motion, the Board requested that Mr. Battista review the exceptions in state statute regarding expiration (of development agreements).

The Chairwoman opened the hearing for public comment. Mr. Maidhof addressed Morris Harvey's comments regarding high performance-based septic systems. He further advised that the Department of Community Affairs (DCA) found the Springs Protection amendment inconsistent with the Comprehensive Plan on setbacks and high performance; however, he would soon have a conference call with the DCA to resolve the issue. Discussion continued.

After the vote on the motion, Mr. Maidhof informed that staff had asked an attorney to create a standardized master development agreement, which would resolve many concerns. Discussion followed.

2K. **Adopt and authorize the Chairwoman to execute a resolution to realign or reassign all Citrus County residents and businesses to post offices located within the boundaries of Citrus County (Resolution No. 2008-051).**

2L. **Approve and authorize the Chairwoman to execute a Maintenance Easement Agreement with Joyce Parker involving her residence at 10849 E. Gobbler Drive, Floral City, Florida.**

Director of Development Services Gary Maidhof affirmed Commissioner Phillips' statement that maintenance easement agreements between two adjoining property owners are normally handled administratively; however, in this instance, the County is the abutting property owner and staff did not have the authority to authorize the request.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Second Vice Chairman John Thrumston, to approve item 2L. Motion carried unanimously.

2M. **Authorize staff to sell vehicles and equipment as listed in the backup through GovDeals on-line auction service and direct the Clerk to release titles for same.**

2N. **Approve and authorize the Chairwoman to execute a Hernando Beach Park Facility Use Agreement with the Citrus County Rotary Club for the use of Hernando Beach for the 2008 Boat Races that will take place March 27 through 31, 2008.**

2O. **(1) Approve and authorize the Chairwoman to execute a Water and/or Wastewater Developer's Agreement with Lonnie and Rhonda Rogers agreeing to pay an estimated cost of $4,973.48 plus connection fees to extend and install a 2" water line to the property located at 6796 W. Macopin Lane, Crystal River, and (2) direct the Clerk to record the agreement in the public records.**

2P. **Approve deletion of Asset No. 10910, 20" Portable Video System, Serial Number No. SB2980593, from the Division of Community Support Services and the removal of the same item from the County's capital asset list.**

(**Clerk's note:** Interim County Administrator Roger Pulley stated that this item was sent to his office in error and should not have been placed on the agenda.)

2Q. **Approve the following: (1) the Supervisor of Elections to use the Old Extension Building for secure storage, (2) Maintenance Operations to re-roof and make alterations to the Old Extension Building in an amount not to exceed $29,623, (3) Maintenance Operations to proceed with asbestos abatement and associated repairs in an amount not to exceed $25,300.92, and (4) interior improvements to the Old Extension Building to provide secure space for the Supervisor of Elections at a cost not to exceed $2,587.50.**

2R. **Set the Capital Improvement Program Workshop for FY 2009/2013 on Tuesday, May 27, 2008, at 2:00 P.M. at the Citrus County Courthouse, 110 North Apopka Avenue, Room 100, Inverness, Florida.**

2S. **Set preliminary budget hearings for the FY 2008/2009 Budget on Tuesday, July 29 and Wednesday, July 30, 2008, at 9:00 A.M. each day at the Citrus County Courthouse, 110 North Apopka Avenue, Room 100, Inverness, Florida.**

2T. **(1) Approve and authorize the Chairwoman to execute a Replat/Substantially Similar Plat of Huffman's Addition to Floral City, located in Section 15, Township**

20 South, Range 20 East, lying east of US Highway 41 South, and south of East Orange Avenue, in the Floral City area, and (2) direct the Clerk to record the plat in the public records.

2U. **Approve and authorize the Chairwoman to execute a Cooperative Venture Agreement with the C.C.A.R.C. d/b/a Key Training Center for the Tree Enhancement Program. All costs are paid with funds generated by fines in the County's Tree Protection Regulations.**

2V. **(1) Approve and authorize the Chairwoman to execute a Replat/Substantially Similar Plat of Willis Landing, located in Section 35, Township 20 South, Range 17 East, lying west of US Highway 19 South, south of CR (County Road) 480 (West Miss Maggie Drive) in the Chassahowitzka area, and (2) direct the Clerk to record the plat in the public records.**

2W. **Approve deletion of a Motorola 800 MHZ Mobile Radio, Asset No. 17583, which was reported stolen from the Department of Public Works (DPW), Road Maintenance Division (RMD), and the removal of same item from the County's capital asset list.**

2X. **(1) Re-appoint Hank Hemrick to fill the alternate member position on the Construction Licensing and Appeals Board, and (2) re-appoint James White and Leonard Frishman to fill the regular member positions on the Construction Licensing and Appeals Board. All terms expire February 1, 2011.**

2Y. **Approve and authorize the Chairwoman to execute a Certificate of Acceptance for Subgrant Award for the 2008 JAGC In-Car Video for Countywide Patrol Units Grant for the Citrus County Sheriff's Office.**

2Z. **Approve and authorize the Chairwoman to execute a Memorandum of Understanding with Floral City Masonic Lodge No. 133 Free and Accepted Masons of Florida, which will allow the County to utilize the Floral City Masonic Lodge No. 133 property to be incorporated into the new Floral City Library construction and the Floral City Town Center design.**

2AA. **Approve donation of bookcases (part of Asset No. 07566-000 and listed in the supporting documentation) from the Division of Library Services to the Friends of the Floral City Library and the removal of same items from the County's capital asset list.**

2BB. **Approve deletion of Asset No. 16015 Baldor/Peerless Pool Pump (non-repairable) from Division of Parks and Recreation and the removal of same item from the**

County's capital asset list.

2CC. **Approve and authorize the Board to execute a proclamation declaring February 27, 2008, the Annual Nature Coast Envirothon.**

2DD. **Set a public hearing for the purposes of obtaining public comment regarding the Board serving as conduit issuer for Industrial Development Revenue Bonds for the Progress Energy Florida, Crystal River Power Plant Project on Tuesday, March 25, 2008, at 2:30 P.M. at the Citrus County Courthouse, Room 100, 110 North Apopka Avenue, Inverness, Florida.**

2EE. **Approve and authorize the Board to execute a proclamation declaring the week of March 3 through 7, 2008, "Citrus County Parents and Children Week".**

2FF. **Approve and authorize the Chairwoman to execute a contract with the Citrus County Fair Association, Inc., for an educational booth for the 4-H Youth Program and the Citrus County Extension Services during the week of March 17 through 22, 2008, at no cost.**

2GG. **Approve donation of the following items from Systems Management to the Red Eagle Lodge of West Central Florida, Inc., and removal of same items from the County's capital asset list: Dell Desktop PC's and 3 monitors, Property ID No. 16696,16697,16781,16599,17312,16782,16777, and non-asset Dell PC's: Serial No. B97GF41, 2RZL241, and D3XD141.**

2HH. **Approve placing the roadway and drainage facilities in Bellamy Ridge (PLT-05-08) on private perpetual maintenance and authorize the release of their development loan pursuant to the recommendation of the DPW.**

> (**Clerk's note:** County Attorney Robert Battista pulled this item and stated that it would be brought back at a later date.)

2II. **Approve placing the roadway and drainage facilities in Brentwood Villas VI (PLT-04-27) on private perpetual maintenance and authorize the release of their development loan pursuant to the recommendation of the DPW.**

> (**Clerk's note:** County Attorney Robert Battista pulled this item and stated that it would be brought back at a later date.)

2JJ. **Approve placing the roadway and drainage facilities in Westford Villas (PLT-05-06) on private perpetual maintenance and authorize the release of their development loan pursuant to the recommendation of the DPW.**

(**Clerk's note:** County Attorney Robert Battista pulled this item and stated that it would be brought back at a later date.)

2KK. **Approve and authorize the Chairwoman to execute an Indemnity Agreement with Ackley Investments II, Inc., d/b/a Nature's Resort RV Park in order to install 30lf of 4" force main and a 4"x8" wet tap assembly in the right-of-way of West Halls River Road.**

Commissioner Bartell made brief comments regarding this item and stated that this was a positive step toward the removal of antiquated package plants and septic tanks.

Motion by Commissioner Gary Bartell, seconded by First Vice Chairwoman Vicki Phillips, to approve item 2KK. Motion carried unanimously.

2LL. **Adopt and authorize the Chairwoman to execute a resolution acknowledging the requirement to fly the American Flag, manufactured in the United States of America, over government buildings in Citrus County.**

Commissioner Phillips pointed out that Mr. (Neville) Anderson's presentation (January 23, 2008) was to request that the Board make a statement to the legislative delegation and legislators to reopen an issue that would require everyone flying an American flag, to fly only flags manufactured in the U.S.A.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Second Vice Chairman John Thrumston, to direct staff to revise the resolution (according to Mr. Anderson's request) and bring it back to the next meeting. Motion carried unanimously.

2MM. **Bid/Award Recommendations:**

Commissioner Thrumston stated that he would not support the bid items because he believes the County should stop unnecessary spending. Discussion ensued regarding the bid items being discussed and voted on individually.

(1) Bid No. 072-06; Bid Renewal; Private Roadway Mowing, DPW/RMD: Approve and authorize the Chairwoman to execute the Bid Renewal Agreement with Griffith Morris Group Inc., dba Ferngrove Property Maintenance for one year with the same terms and conditions, expiring on April 6, 2009.

Commissioner Phillips explained that this was a private roadway mowing, that the citizens request the County to bid these mowings, and that the County is reimbursed by the citizens. She added that this was not an impact to the ad valorem budget.

Motion by Commissioner Gary Bartell, seconded by First Vice Chairwoman Vicki Phillips, to approve item 2MM (1). Motion carried unanimously.

(2) Bid No. 119-07; Bid Renewal; Aluminum Sign Blanks, DPW/RMD: Approve and authorize the Chairwoman to execute a Contract Renewal Agreement with Vulcan, Inc., for a six-month extension with the same terms and conditions, expiring on September 10, 2008.

Department of Public Works Director Glenn McCracken explained staff's need for the sign blanks, the amount of signs replaced annually, and the County standards.

Motion by Commissioner Gary Bartell, seconded by Commissioner Dennis Damato, to approve item 2MM (2). Motion carried unanimously.

(3) Bid Waiver; Furniture for Citrus County Jail Courtroom, Department of Public Safety (DPS): (A) approve and authorize the Chairwoman to execute a Proposal Agreement No. 12834 with Corporate Interiors, Inc., for the purchase of furniture, including delivery and installation for a cost of $57,049.60, and (B) approve the related budget transfer.

A lengthy discussion ensued regarding the need for staff to go through the bid process, the utilization of the courtroom, piggybacking the state contract, the furniture not being budgeted, needing more information, and so on.

Motion by Commissioner Gary Bartell, seconded by Second Vice Chairman John Thrumston, to table item 2MM (3). Motion carried unanimously.

(4) Sole Source Purchase; Diesel Exhaust Removal System, DPS/Fire Rescue Division: (A) Approve the sole source purchase of five NO SMOKE Diesel Exhaust Removal Systems from Ward Diesel Filter Systems for a cost including installation on the fire trucks of $43,370, and (B) approve the related budget transfer.

Department of Public Safety Director Charles Poliseno replied to the Commissioners' questions and comments regarding the need for this equipment, the safety issues, the different types of equipment available, finding other alternatives, budgetary constraints, and so on.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Commissioner Dennis Damato, to table item 2MM (4), until Mr. Poliseno does further research, takes into consideration the location for the six new fire engines with the exhaust equipment already installed, reviews the additional needs and type of exhaust equipment per fire station, and prepares a cost comparison. Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, Commissioner Dennis Damato, and Commissioner Gary Bartell. Voting Nay: Second Vice

Chairman John Thrumston.

(5) Bid No. 019-08; Emergency Generators for Lecanto Government Building and County Health Department Building, DPW/Maintenance Operations Division (MOD): Approve and authorize the Chairwoman to execute (A) an agreement with Gaudette Electric, Inc., for $337,796, with the option to purchase the generators and related equipment directly from the manufacturer, avoiding the expense of sales tax, and (B) the Notice of Commencement upon receipt of payment and performance bonds.

Mr. McCracken explained the need for the generators and addressed the Commissioner's questions.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Commissioner Dennis Damato, to approve item 3MM (5). Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, Commissioner Dennis Damato, and Commissioner Gary Bartell. Voting Nay: Second Vice Chairman John Thrumston.

Prior to the vote, Dave Conant and Morris Harvey commented on the issue.

(6) Bid No. 042-08; Purchase of Two Front End Wheel Loaders, DPW/Solid Waste Management Division: (A) approve replacing two existing machines that are being returned to Southern Equipment and Machinery who has defaulted on the existing Total Cost Purchase Agreement, and (B) approve and authorize the Chairwoman to execute a Total Cost Purchase Agreement with Highland Tractor Company, as the lowest most responsive and responsible bidder, for $513,150.

Mr. McCracken explained the justification for the purchase and addressed comments and questions from the Board.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Commissioner Dennis Damato, to approve item 2MM (6). Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, Commissioner Dennis Damato, and Commissioner Gary Bartell. Voting Nay: Second Vice Chairman John Thrumston.

Before the vote, the Chairwoman asked if anyone from the public wished to speak on the motion. Attorney Jim Neal, representing the lowest bidder, GS Equipment, discussed his client's qualifications, and stated that they met the bid requirements. He requested that the Board award the bid to GS Equipment, which would save $50,000.

Mr. McCracken disagreed with Mr. Neale, and read documentation into the record regarding the requirements and reasons for disqualifying GS Equipment. After a brief discussion, County Attorney Robert Battista concurred with staff's recommendation.

(7) Bid No. 030-08; Airboat and Trailer; DPW/Aquatics Division/MOD: approve and authorize the Chairwoman to execute an agreement with Diamondback Manufacturing, Inc., dba Diamondback Airboats, as the lowest most responsive and responsible bidder for one airboat and trailer for a lump sum price of $34,828.

Mr. McCracken stated that the lowest bidder was disqualified by the County's Risk Manager for not providing product liability insurance. Discussion followed regarding the hold harmless agreement, product liability assurance, the condition of the existing 14-year old airboat, safety issues, and so on.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Commissioner Dennis Damato, to approve item 2MM (7). Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, and Commissioner Dennis Damato. Voting Nay: Second Vice Chairman John Thrumston, and Commissioner Gary Bartell.

3B. **OPEN TO THE PUBLIC**

Joyce Helcher commented on tax issues and County Attorney Robert Battista addressed her questions regarding the lawsuit with Tom Dick.

Bob Jester spoke about an abandoned home in his neighborhood, the safety and health issues, and the need for the County to address the problem.

Al Grubman, representing TOOFAR (Taxpayers Outraged Organization for Accountable Representation), provided information on the lake system and an upcoming TOOFAR meeting.

Phyllis Jester complained about the Board's actions at previous meetings, and expressed concern with the code enforcement issues in her neighborhood. The Chairwoman stated that staff would review the situation again and prepare a status report for the Board.

Earl Eli made suggestions to cut the budget, spoke against further extension of a toll road, and asked to be considered for the County Administrator position.

3C. **SOLID WASTE MANAGEMENT ISSUES UPDATE**

(1) Presentation by staff regarding an update on Solid Waste Management issues and direction to staff on how to proceed.

(2) Approve and authorize the Chairwoman to execute an Amendment to Agreement with King Engineering Associates, Inc., to provide hard design and

permitting services for the transfer station and associated site improvements in an amount not to exceed $1,290,157.

(3) Approve related budget transfer.

A lengthy discussion ensued between the Commissioners and staff regarding the costs, pursuing a capital assessment program, updating County Code 82-78 based on a Supreme Court decision, preparing an RFQ (Request for Qualifications) and RFP (Request for Proposals) for a construction manager at Risk Services, dealing with possible liability issues, finding funding options, and so on.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Commissioner Gary Bartell, to approve item 3C (2) and (3). Motion carried unanimously.

Morris Harvey, representing the Fiscal Watch Committee of the Citrus County Council, complimented staff on the presentation and asked questions regarding the location for the transfer station.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Second Vice Chairman John Thrumston, to approve solicitation for a construction manager at Risk Services (RFQ/RFP), and authorize staff to investigate a capital project assessment to meet concurrency and to update Citrus County Code 82-78 for Board consideration and adoption related to mandating use of our facilities for disposal. Motion carried unanimously.

3D. **WATER AND WASTEWATER AUTHORITY BOARD**

Approve the Chairwoman to present an engraved plaque to Ronald F. Broadbent in recognition of eight years of dedicated service on the Water and Wastewater Authority Board.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Commissioner Gary Bartell, to approve item 3D. Motion carried unanimously.

3E. **MENTAL RETARDATION & DEVELOPMENTAL DISABILITIES AWARENESS MONTH**

Approve and authorize the Board to execute a proclamation proclaiming the month of March 2008 as "Mental Retardation and Developmental Disabilities Awareness Month".

Motion by First Vice Chairwoman Vicki Phillips, seconded by Commissioner Gary Bartell, to approve item 3E. Motion carried unanimously.

3F. **MINING ORDINANCE**

Conduct a public hearing for the adoption of an ordinance establishing a moratorium on mining within Citrus County from March 12 through September 13, 2008.

County Attorney Robert Battista made brief comments regarding the ordinance.

The Chairwoman opened the public portion of the hearing. Jim Neale, representing Crystal River Quarries, commented on a letter from his client.

Motion by Commissioner Gary Bartell, seconded by Commissioner Dennis Damato, to adopt and authorize the Chairwoman to execute an ordinance establishing a moratorium on mining within Citrus County from March 12, 2008, through September 13, 2008 (Ordinance No. 2008-03). Motion carried unanimously.

3G. **CODE ENFORCEMENT ORDINANCE**

Conduct a public hearing on an ordinance amending the Citrus County Code to remove reference to Code Enforcement Board from various sections of the Code and also changing the term code enforcement inspector to code enforcement officer.

County Attorney Robert Battista briefed the Board on the amended ordinance.

There was no comment during the public portion of the hearing.

Motion by Commissioner Gary Bartell, seconded by First Vice Chairwoman Vicki Phillips, to adopt and authorize the Chairwoman to execute an ordinance amending the Citrus County Code to remove reference to Code Enforcement Board from various sections of the Code and also change the term code enforcement inspector to code enforcement officer (Ordinance No. 2008-A04). Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, Commissioner Dennis Damato, and Commissioner Gary Bartell. Voting Nay: Second Vice Chairman John Thrumston.

3H. **WATER/WASTEWATER UTILITIES REGULATIONS**

(1) Conduct a public hearing on a resolution amending Resolution No. 99-142, the Rules Supplemental to the Citrus County Water and Wastewater Utilities Regulatory Ordinance.

(2) Adopt and authorize the Chairwoman to execute a resolution to amend Resolution No. 99-142, the Rules Supplemental to the Citrus County Water and Wastewater Utilities Regulatory Ordinance.

County Attorney Robert Battista and Operations Director of Utility Regulation Charles Howard explained that the resolution would amend the leverage formula on rate of return on common equity to include the current Florida Public Service Commission authorized rate of return percentage.

There was no comment during the public portion of the hearing.

Motion by Commissioner Gary Bartell, seconded by Commissioner Dennis Damato, to approve item 3H (2) (Resolution No. 2008-052). Motion carried. Voting Aye: Chairwoman Joyce Valentino, Commissioner Dennis Damato, and Commissioner Gary Bartell. Voting Nay: Second Vice Chairman John Thrumston. Absent: First Vice Chairwoman Vicki Phillips.

3I. TARMAC MINES IMPACT

Betty Berger to address the Board regarding Tarmac Mine impacts.

Mrs. Berger presented information regarding the Tarmac Mine impacts and the final Tarmac America LLC Request for Special Exception 9-07.

3J. 116 BUILDING LLC

(1) Conduct a public hearing to consider the offer by 116 Building LLC, a Florida Limited Liability Company to sell Lot 3, Block 107, Town of Inverness for additional space needs.

(2) Approve and authorize the Chairwoman to execute the Contract for Sale and Purchase with 116 Building LLC, in the amount of $375,000 for Lot 3, Block 107, Town of Inverness and authorize staff to close on the parcel.

(3) Authorize the Clerk to place the acceptance stamp on the deed and record in the public records.

Department of Public Works Director Glenn McCracken gave an account of the property since it had been for sale, and stated that staff did not advocate the purchase.

After a brief discussion, Commissioners decided they were not interested in purchasing the property because the price was too high and there was not sufficient space for a building and parking area.

The Chairwoman opened the hearing for public comment. Chris Lloyd, Morris Harvey, representing the Fiscal Watch Committee of the Citrus County Council, and Dave Conant spoke against purchasing this property. Mr. Harvey distributed information on acreage for sale that he proposed would fit the space needs of County government.

Motion by Commissioner Gary Bartell, seconded by First Vice Chairwoman Vicki Phillips, to deny item 3J (2) and (3). Motion carried unanimously.

4. REGULAR BUSINESS

4A. IMPACT FEE ADMINISTRATIVE REGULATION (AR) 13.04-4

Approve and authorize adoption of AR 13.04-4 entitled Impact Fee: Administration.

Development Services Director Gary Maidhof stated that this item was regarding Mr. (Robert) Krokker's presentation at the last Board meeting (Impact Fee Waiver for Blind Americans' property), and direction to staff to recalculate the impact fees on that property, which resulted in a reduction. He added that the Board also directed staff to amend the AR to consider exemption of not-for-profit 501 (c) 3 organizations that provided assistance to the (physically and mentally) disabled.

After considerable discussion regarding the AR and setting precedence, Commissioners agreed to take no action, to retain the existing AR, and to allow Mr. Krokker to pay the recalculated (reduced) impact fees on the Blind Americans' property.

4B. APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE

4B.1 COUNTY ADMINISTRATOR HIRING PROCESS

(1) Board discussion and appointment of an interim County Administrator and authorization for any related salary adjustment.

(2) Board discussion and direction to staff regarding the timing, advertising, interviewing, and hiring of the County Administrator.

Human Resources Director Randy Petitt commented on both positions and asked for Board direction.

Commissioners discussed Commissioner Bartell's recommendation to waive the hiring process and contact Gary Kuhl to determine if he was interested in the County Administrator position; Commissioner Damato's suggestion to hire Anthony Schimbre; Commissioner Thrumston's suggestion to delay the hiring process until after the primary election in August; and Commissioners Phillips and Valentino's recommendations to go through the formal hiring process as soon as possible.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Second Vice Chairman John Thrumston, to appoint Roger Pulley as Interim County Administrator and authorize a ten percent temporary salary increase until such time that the Board selects a County Administrator. Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, Second Vice Chairman John Thrumston, and Commissioner Dennis Damato. Voting Nay: Commissioner Gary Bartell.

Before the vote, County Attorney Robert Battista addressed questions regarding state statute requirements for hiring a County Administrator, time constraints, and so forth.

Motion by First Vice Chairwoman Vicki Phillips, motion not seconded, to instruct Mr. Petitt to advertise for the position of County Administrator immediately for three weeks (through March 17) with the hiring process finished for selection by April 4. There was no vote on the motion.

Discussion ensued about extending the final selection date.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Chairwoman Joyce Valentino, to instruct Mr. Petitt to advertise immediately, starting tomorrow with interviews and final selection to come before the Board no later than April 18. There was no vote on the motion.

Commissioners and Mr. Petitt discussed whether April 18 was enough time to receive qualified applications, conduct interviews, and select final candidates.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Chairwoman Joyce Valentino, to amend the motion to advertise immediately, beginning tomorrow and have the hiring process completed and ready for selection by May 1. There was no vote on the motion.

The Chairwoman asked if anyone wished to speak on the motion. Chris Lloyd and Al Grubman expressed urgency in hiring a County Administrator and suggested that Gary Kuhl be considered for the position.

Motion by First Vice Chairwoman Vicki Phillips, seconded by Chairwoman

Joyce Valentino, to amend the motion to begin advertising for the County Administrator position tomorrow and have the hiring process completed for selection by April 18. Motion carried unanimously.

After the vote, there was brief discussion regarding the County Administrator qualifications and appreciation of senior staff for their assistance during the interim.

4B.2 **BUDGET REDUCTION REQUEST LETTER**

Approve and authorize the Chairwoman to execute and send a budget reduction request to Sheriff Jeff J. Dawsy, Supervisor of Elections Susan Gill, and Property Appraiser Melanie J. Hensley.

Motion by Second Vice Chairman John Thrumston, seconded by Commissioner Gary Bartell, to approve item 4B.2, replacing the word "request" with "ask for" (your assistance with this proactive planning). Motion carried. Voting Aye: Second Vice Chairman John Thrumston, Commissioner Dennis Damato, and Commissioner Gary Bartell. Voting Nay: Chairwoman Joyce Valentino, and First Vice Chairwoman Vicki Phillips.

Commissioners Valentino and Phillips expressed their opinions and objections about sending a letter requesting a five and ten percent budget reduction.

4B.3 **DISTRIBUTION EASEMENT WITH PROGRESS ENERGY**

(1) Approve and authorize the Chairwoman to execute the Distribution Easement in favor of Florida Power Corporation d/b/a Progress Energy Florida, Inc., for the Central Ridge Park Addition in Section 31, Township 17 South, Range 19 East.

(2) Authorize the Clerk to record in the public records.

Motion by Commissioner Gary Bartell, seconded by Second Vice Chairman John Thrumston, to approve item 4B.3. Motion carried unanimously.

4B.4 **RESTORATION OF CITRUS COUNTY HISTORIC COURTHOUSE**

Authorize the Chairwoman to execute the Amendment to Agreement with Professional Restorations, Inc., removing the language concerning scope changes and contract price adjustments, as requested by the surety company.

Motion by Second Vice Chairman John Thrumston, seconded by Commissioner Dennis Damato, to approve item 4B.4. Motion carried

unanimously.

There was a short discussion after the motion regarding extension of the bond, the company's bonding capabilities, and so forth.

5. **COUNTY ADMINISTRATOR (ROGER PULLEY, INTERIM)**

(**Clerk's note:** Items 5A and 5B were discussed together.)

5A. **JOINT PARTICIPATION AGREEMENT (JPA) FOR CRYSTAL RIVER AIRPORT**

Approve and authorize the Chairwoman to execute the JPA FPN: 414364-19401, Contract No. AP-118 in the amount of $400,000 (80% FDOT=$320,000; 20% County = $80,000) for the extension/design and construction of taxi lanes to T-hangars and related costs at Crystal River Airport.

5B. **JPA FOR CRYSTAL RIVER AIRPORT**

Approve and authorize the Chairwoman to execute the JPA FPN: 414363-19401, Contract No. AP-117 in the amount of $240,000 (80% FDOT = $192,000; 20% County = $48,000) for the design and construction of hangars at Crystal River Airport.

Mr. Pulley commented that the Board passed a motion recently to place any grant funding issues requiring County matching funds under the County Administrator's agenda. Assistant Public Works Director Michael Arnold gave a brief summary about the JPA agreements and stated that the County match (20 percent) was in the current Five-Year Aviation CIP (Capital Improvement Program).

Motion by Commissioner Gary Bartell, seconded by Commissioner Dennis Damato, to approve item 5A. Motion carried unanimously.

Prior to the vote, Commissioners Valentino and Damato discussed funding issues, and Morris Harvey, Citrus County Council Fiscal Watch Committee, spoke in opposition to the motion.

Motion by Commissioner Gary Bartell, seconded by Second Vice Chairman John Thrumston, to approve item 5B. Motion carried unanimously.

5C. **HIRING FOR AD VALOREM FUNDED POSITIONS**

Approve and authorize advertising, interviewing, and hiring for the following budgeted positions:

Clerk Typist - Animal Services
Park Attendant (3) (Casual Labor) - Parks and Recreation

Motion by Commissioner Gary Bartell, seconded by Second Vice Chairman John Thrumston, to approve the clerk typist position for Animal Services. Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, Commissioner Dennis Damato, and Commissioner Gary Bartell. Voting Nay: Second Vice Chairman John Thrumston.

Motion by Commissioner Dennis Damato, seconded by Commissioner Gary Bartell, to approve the park attendant (3) casual labor positions for Parks and Recreation. Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, Commissioner Dennis Damato, and Commissioner Gary Bartell. Voting Nay: Second Vice Chairman John Thrumston.

Before the vote, Interim County Administrator Roger Pulley and Department of Community Services Director Brad Thorpe, addressed questions and justification for the casual labor positions.

5D. **HIRING POSITIONS FOR SUMMER CAMP PROGRAM**

Approve the recommendation of staff to hire approximately nine positions for the summer youth camp program.

Department of Community Services Director Brad Thorpe explained that the program was revenue producing and that left over funds were transferred to other park programs.

Motion by Commissioner Gary Bartell, seconded by Commissioner Dennis Damato, to approve item 5D. Motion carried unanimously.

5E. **HIRING OF POOL STAFF**

Approve the recommendation of staff to hire fourteen (14) pool staff for the Bicentennial Park pool to allow the pool to open for the 2008-2009 summer season for the senior programs, youth swim programs, high school swim practices and meets, and learn-to-swim programs offered by the Citrus County School System.

Brad Thorpe, Department of Community Services Director, mentioned that staff proposed reducing the pool season to six months (summer), which would eliminate heating the pool in winter and reduce the Parks budget in half. He advised that a final decision must be made by March 25; however, he had a meeting with representatives of the YMCA tomorrow to discuss negotiating the operation of the pool; therefore, he recommended postponing the issue.

Discussion ensued regarding the YMCA commitment to Citrus County and interest in operating the swimming pool, the affect on the swim teams if the pool closed during winter months, operating costs, usage during winter months, and so forth. The Board agreed to postpone the issue until Mr. Thorpe could provide further information.

5F. **HIRING OF LIFEGUARD STAFF**

Approve the recommendation of staff to hire 12 lifeguards for the Fort Island Gulf Beach for the 2008 summer beach season to begin May 24, 2008, through September 1, 2008, from 9:00 A.M. through 6:00 P.M.

Department of Community Services Director Brad Thorpe and the Commissioners discussed the advantages and disadvantages of having lifeguards, having park attendants on the weekends, installing a gate and charging a fee for usage, posting signs (no lifeguard on duty and swim at your own risk), and so on.

Motion by Second Vice Chairman John Thrumston, seconded by Commissioner Gary Bartell, to deny item 5E. Motion carried unanimously.

5G. **APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE**

There was none.

6. **COMMISSION CHAIRWOMAN JOYCE VALENTINO**

6A. **APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE**

There was none.

11. **COUNTY ATTORNEY ROBERT B. BATTISTA**

11A. **APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE**

There was none.

12. **ANY OTHER COUNTY BUSINESS - ACCEPTED BY MOTION ONLY**

12A. CONSENT AGENDA ITEMS

Commissioner Valentino questioned if some issues on the consent agenda could be decided administratively rather than coming to the Board. Interim County Administrator Roger Pulley mentioned that some items, such as hiring employees was an administrative directive; however, most items were not. He agreed with Commissioner Phillips' suggestion that bid items should be eliminated from the consent agenda and discussed individually.

12B. REFERENDUM FOR SPACE NEEDS

Commissioner Valentino proposed either having a referendum on the 2008 election on moving the County offices outside the City of Inverness, or amending the 1999 resolution to remove the language regarding the requirement of a referendum for moving County offices.

Motion by Chairwoman Joyce Valentino, seconded by Commissioner Gary Bartell, to have a referendum for the 2008 election on moving offices within the County seat. There was no vote on the motion.

Commissioners expressed their opinions about the referendum, the 1999 resolution, property options, proposals and partnering with the City of Inverness, disagreements between Board members on location and costs, letting the people decide the location, and so forth.

Motion by Chairwoman Joyce Valentino, seconded by Commissioner Gary Bartell, to amend the motion to direct staff to schedule a future agenda item to consider a referendum for the 2008 election. Motion carried. Voting Aye: Chairwoman Joyce Valentino, First Vice Chairwoman Vicki Phillips, and Commissioner Gary Bartell. Voting Nay: Second Vice Chairman John Thrumston, and Commissioner Dennis Damato.

Commissioners continued discussions prior to voting.

13. ANY OTHER BUSINESS OR ANY PERSONS WISHING TO ADDRESS THE BOARD

There was none.

14. UPCOMING MEETINGS

The Chairwoman announced the following upcoming meetings:

Regular Meeting: March 11, 2008, at 1:00 P.M., Citrus County Courthouse, Room 100, 110 N. Apopka Avenue, Inverness, FL 34450

Public Meeting Land Use Applications: March 18, 2008, at 4:00 P.M., Citrus County Courthouse, Room 100, 110 N. Apopka Avenue, Inverness, FL 34450

Regular Meeting: March 25, 2008, at 1:00 P.M., Citrus County Courthouse, Room 100, 110 N. Apopka Avenue, Inverness, FL 34450

15. **ADJOURN**

The Chairwoman adjourned the meeting at 8:59 P.M.