

# Board of County Commissioners

7:00 P. M.  
JUNE 20, 2002

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The Board of County Commissioners met at the School Board Administration Office in a regularly scheduled meeting. The meeting came to order.

Commissioners Present: George Skinner, Dewey Weaver,  
Kenneth Witt (Chairman) and Ronald Williams.

Commissioners Absent: James Montgomery.

Others Present: County Coordinator - Dale Williams, County Attorney -  
Marlin Feagle, Asst. County Coordinator - Lisa Roberts, and  
and Deputy Clerk - Sandy A. Markham.

The meeting was called to order. Commissioner Skinner opened with prayer and the Pledge of Allegiance to the Flag of the United States of America followed.

## I. Public Hearing - Internet Policy

Faye Roberts, the Columbia County Public Library Director, presented a proposed Public Internet Policy for the Board's consideration. She explained that the policy ensures the County's compliance with the *Neighborhood Children's Internet Protection Act*, a Federal act. While amending the internet policy, other matters were addressed.

The major changes to the policy will be to add a provision for filtering access to the internet, formalizing practices regarding usage, specifying unacceptable uses of the computers and disclaiming responsibility for matters that go beyond the control of the library.

There are still a few things that need to be worked out. Since formalizing the policy, the County is having difficulties with the preferred filtering devices being incompatible with the library's computer system. Also, the United States Supreme Court recently struck down provisions that were required of the Children's Internet Protection Act. For that reason, the policy along with a copy of the U.S. Supreme Court ruling was sent to Mr. Marlin Feagle for

review. Mr. Feagle advised the County is still required to adopt a policy. Staff requested that should the Board elect to approve the policy, that they do it subject to adding an administrative appeal procedure, and subject to Mr. Feagle's final approval to ensure the policy gives clarification that filters will be added as soon as it is technically feasible.

The Board agreed that wording addressing filters and an administrative appeal process needed to be included in the policy.

The public hearing opened and closed without any opposition.

Motion by Commissioner Skinner to approve subject Marlin Feagle's inclusion of the two referenced items. Second by Commissioner Weaver. The motion carried unanimously.

## II. Building and Zoning

### Public Hearings:

#### Text Amendment (Second Hearing)

(1) LDR #02-2 – Board of County Commissioners – Amending Special Temporary Use Permits, Section 14.10.2.7. The change would reduce the number of mobile homes allowed in an Agricultural III zoning district. The change would be from three to one mobile home. Mr. Kepner explained that after the first year of being issued a Temporary Use permit, family members could then apply for a Special Family Lot Permit according to the requirements of Section 14.9 of the Land Development Regulations. The Planning and Zoning Board recommended approval.

The public hearing opened and closed without opposition.

Motion by Commissioner Williams to adopt the resolution and recommendation of the Planning and Zoning Board. Second by Commissioner Skinner. The motion carried unanimously. **See the attached resolution.**

### Subdivisions:

#### Preliminary Plat

(1) SD 0112 – Creekside – District 5 - The developer is Pete Geibeig. The development is located on Sister's Welcome Road, across from Cannon Creek Airpark and consists of forty -eight lots ranging from one half acre to .8 acres

Motion by Commissioner Williams to approve. Second by Commissioner Weaver. The motion carried unanimously.

### III. Consent Agenda

Commissioner Williams announced he would not be voting on item #18 due to a conflict.

Motion by Commissioner Williams to approve the Consent Agenda with exception to item #18. Second by Commissioner Weaver. The motion carried unanimously.

Regarding item #18. Motion by Commissioner Weaver to approve item #18. Second by Commissioner Skinner. The motion carried 3-1 with Commissioner Williams abstaining. **See attached Form 8-B.**

- (1) Invoice – Saxelbye Architects, Inc. - \$118.11
- (2) Invoice – Saxelbye Architects, Inc. - \$1,379.43
- (3) Courthouse Renovations – Monthly Progress Report #41
- (4) Construction Management – Change Order No. 17 – O’Neal Roofing Company - \$11,990.00 – Additive
- (5) Sheriff’s Office – External Budget Amendment - #01-50 – Multi-Jurisdictional Task Force Grant – BA #14 - \$7,492.83
- (6) Utility Permit – Bell South Telecommunications – SW Watson Street
- (7) North / South Connector Road – Acquisition of Right-of-Way Settlement – Parcel No. 6 – Nadine Collins, Owner - \$60,000.00
- (8) North / South Connector Acquisition of Right-of-Way Settlement –Parcel No.10 – Kevin Gray, Owner – Pursue Eminent Domain Process
- (9) 9-1-1 Addressing – Naming of Found Unnamed Roads –  
(1) SE Community Drive      (2) SE Shady Way      (3) NW Petrey Loop  
(4) NW Simpson Loop      (5) NW Kelly Lane      (6) NW Kimble Glen  
(7) NW Oni Way      (8) SW Morrells Court
- (10) Florida Department of Transportation – Traffic Signal Maintenance & Compensation Agreement

- (11) Resolution – Approving the Traffic Signal Maintenance and Compensation Agreement – Florida Department of Transportation
- (12) Palm Beach County Commission – Resolution – Supporting an Amendment to the State Constitution to Repeal Provision that requires the Development & Operation of a Statewide High Speed Rail System.  
**See the attached resolution.**
- (13) Inter-local Agreement – Columbia County and Town of Fort White – Code Enforcement Officer. **See the attached Agreement.**
- (14) Financial Management – Alligator Lake Recreation Area – Rules for Pole Barn & Ponderosa Pond – Rentals, Release & Indemnity Agreement.
- (15) Minute Approval – Board of County Commissioners – Regular Session – May 16, 2002
- (16) Invoice – Norfolk Southern Corporation – Guerdon Road -\$3,249.00
- (17) Invoice – Suwannee River Economic Council, Inc. – Administrative Services – S.H.I.P. - \$6,825.00
- (18) Invoice – Anderson Columbia Company, Inc. – Falling Creek Bridge Repair – Final Pay Request - \$192,608.00
- (19) Public Works Director – Request to Purchase Two Pick-Up Trucks – State Contract - \$45,619.00  
Clerk's Note: See Item IX below. This item was not included in the approval.
- (20) Public Works Director – Request to Purchase Two 10-Wheel Dump – State Contract - \$155,192.04
- (21) Bid Award – Harlis R. Ellington Construction, Inc. – Birley Road Project – No. 2000-20 - \$393,354.84
- (22) Utility Permit – Alltel Florida, Inc. – SW Sedgefield Drive
- (23) EMS Department – Removal of Inventory – Value Less than \$500.00 – **(see attached list)**
- (24) Public Works Department – Removal of Junk Inventory & Items Valued \$500.00 or Less **(see attached list)**

- (25) Public Library – Disposal of “Junk” Property – DTK Monitor – County Property # 9819
- (26) Lake City Community College Request County Donate – 1992 Ford 8000 Pak Mor Container Truck from Winfield Solid Waste Facility
- (27) Florida Department of Transportation Review – Installation of Dusk-To-Dawn Light – SR 47 and King Road/Wester
- (28) Appointment – Tourist Development Council Board – Mr. Cecil E. Shaw
- (29) Appointment – Columbia County Industrial Development Authority Board – Mr. Mike Millikin
- (30) Mosquito Control – Tentative Annual Mosquito Control Detailed Work Plan Budget 2002-2003 - \$80,026.00
- (31) Approval of 1<sup>st</sup> and 2<sup>nd</sup> Public Hearing Dates for FY 02-03 Budget as September 5, 2002 & September 17, 2002

#### IV. Rose Creek Sinkhole

Several years ago Columbia County worked in connection with the Division of ECO System Management in considering the assembly of the parcels surrounding the Rose Creek Sinkhole for conservation purposes.

At that particular time the State of Florida was considering purchasing those particular parcels. The County agreed at that time, that should the State be successful in their efforts, the County would be responsible for the management of those parcels. The State wasn't successful, because there were no property owners who would accept the appraised price, and the State had no means within the program to exceed the appraised price.

A private interest is now considering the purchase of those parcels. If that happens, the private interest will deed the parcels to the State for conservation purposes.

Ms. Bellflower, a representative from the Florida Department of Environmental Regulations called today to say they are now in a position to close on the Regan parcel (the corner that included the old gas station and the house). This closing is subject to the Board of County Commissioners agreeing to be responsible for maintenance of the parcel. Mr. Dale Williams stated that he informed Ms. Bellflower that the Board's original agreement and motion consisted of the entire track. Ms. Bellflower has offered to send documentation proving that the

site is environmentally clean per the environmental assessment. Ms. Bellflower also advised that the prospect of the other parcels being purchased is very good, and negotiations have reopened between the private interest and all other involved property owners. There is still a commitment by the Department of Transportation, that should all of the parcels be acquired, that they will correct the drainage problem where the runoff runs into the sinkhole. There is a need to address the matter right away, because everything must be concluded by Monday, or the offer from the private interest will expire. Mr. Dale Williams asked the Board's feelings on maintaining individual parcels, and ask if they were inclined to approve his notifying Ms. Bellflower that the County's commitment to accept the parcels for maintenance purposes is still good, even if it is individual parcels.

Motion by Commissioner Weaver to accept the parcel(s) contingent upon a written agreement with the Department of Environmental Protection stating that the County is exempt from any environmental responsibilities as it relates to the gas storage tanks that are now in place. Second by Commissioner Williams. The motion carried unanimously.

#### V.

##### Jail

Mr. Dale Williams gave a status of the Jail Project explaining that Clemons, Rutherford and Associates are in the study process. They are looking at what it would take to upgrade the current facility versus what it would cost to construct a new facility. Contractually, they have 4-6 months to complete their Needs Assessment Analysis. They are one month into that analysis.

#### VI.

##### Private Property Repair

The home of \*Mr. Wilsey's neighbor caught fire, and tankers had to go travel through Mr. Wilsey's yard to reach the burning home. Commissioner Weaver said the tankers left very large ruts in the yard that prevents him from being able to mow. Mr. Wilsey is 83 years old and is unable to do the manual work it would take to repair the ruts himself. The subject property is located at Kemp and Cates Roads.

*(Clerk's Note: No first name was provided.)*

Motion by Commissioner Williams to use a small dump truck and a few inmates to make the repairs. Second by Commissioner Williams. The motion carried unanimously.

#### VII.

##### Charter Member

Commissioner William introduced Ms. Audrey Bullard as the replacement on the Charter Commission. Ms. Bullard will replace Ms. Leandra Johnson.

VIII.

Meeting Date

The first regularly scheduled Board of County Commissioner's meeting for the month of July was changed from July 04, to July 02 at 7:00 P.M, due to the Independence Day Festivities. The Board has been asked to attend a meeting held by Representative Dwight Stansel on July 02. Unfortunately the Boards routine meeting time of 7:00 P.M. will conflict with Representative Stansel's meeting. There was discussion.

Motion by Commissioner Williams to change the meeting time of the July 2 meeting to 5:30 p.m. Second by Commissioner Skinner. The motion carried unanimously.

IX.

Consent Agenda

Commissioner Williams asked that the "Second Page" Consent Agenda be revisited. He advised that item number 19 was inadvertently looked over. It was the Board's intention that the item be pulled. For that reason, the following motion was made:

Motion by Commission Williams to pull item No. 19 and that it not be included in the approval of the consent agenda. Second by Commissioner Skinner. The motion carried unanimously.

There being no further business of the Board, the meeting adjourned at 8:05 P.M.

ATTEST:

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P. DeWitt Cason Board of Coun  
Clerk of Circuit Court

Kenneth Witt, Chairman  
ty Commissioners