COLUMBIA COUNTY BOARD OF COUNTY COMMISSIONERS POST OFFICE BOX 1529 LAKE CITY, FLORIDA 32056-1529

CONSENT AGENDA

FEBRUARY 18, 2010

- (1) External Budget Amendment Courthouse Maintenance BA #09-10 HVAC Repairs - \$6,788.20
- (2) Clerks Office Warrant Approval Claims Fund 102559-102989 Payroll – 111018-111279
- (3) Building and Zoning Special Family Lot Permits (a) Sara Joe Roberts Parent Parcel Owner, Otis P. Roberts, Jr. – Somer Roberts Jenkins – Parent Parcel Owner, Otis P. Roberts, Jr. – Patience Eddings – Parent Parcel Owner, William and Carol Burke
- (4) County Planner Request for Subdivision Preliminary Plat Approval Extension – Arbor Oaks, SD 0225 – Extension til September 6, 2011
- (5) Suwannee River Economic Council, Inc. (S.H.I.P.) Release of Lien Agreement – Pallas April Sanders - \$1,000.00
- (6) Veterans Service Request for Special Travel Authorization Susan Melton – May Training Conference – May 2 through May 6, 2010
- (7) Columbia County Health Department Declaration of Junk Property (see attached list)
- (8) Building and Zoning Position Vacancy Requesting Permission to Recruit and Fill Vacated Position – Building Official I: 1 & 2 Family Dwelling Inspector
- (9) Columbia County Emergency Medical Services Refund Request Overpayment Recovery - \$383.00
- (10) Columbia County Emergency Medical Services Refund Request Accent - \$332.80
- (11) Minute Approval Board of County Commissioners Regular Meeting February 4, 2010

District No. 1 - Ronald Williams District No. 2 - Dewey Weaver District No. 3 - Jody DuPree District No. 4 - Stephen E. Bailey District No. 5 - Scarlet P. Frisina

BOARD OF COUNTY COMMISSIONERS . COLUMBIA COUNTY

BUDGET AMENDMENT

2009-2010

NUMBER: 09-10

FUND: General Fund

FROM

TO

AMOUNT

General Fund Contingency 001.8400.584.90.99

Courthouse Maintenance 001.1830.519.30.46

\$6,788.20

HVAC equipment repair due to electrical shortage - Courthouse DESCRIPTION:

REFERENCE:

BOARD MEETS FIRST THURSDAY AT 7:00 P.M. AND THIRD THURSDAY AT 7:00 P.M.

P. DeWitt Cason

Clerk of Circuit Court - Columbia County, Florida





TO: BOARD OF COUNTY COMMISSIONERS

FROM: P. DEWITT CASON, CLERK TO THE BOARD

RE: WARRANT APPROVAL

MONTH: January 2010

ACCOUNT

CLAIMS FUND	102559 - 102989
PAYROLL	111018 - 111279

REVIEWED BY: Commissioner Scarlet P. Frisina

#3

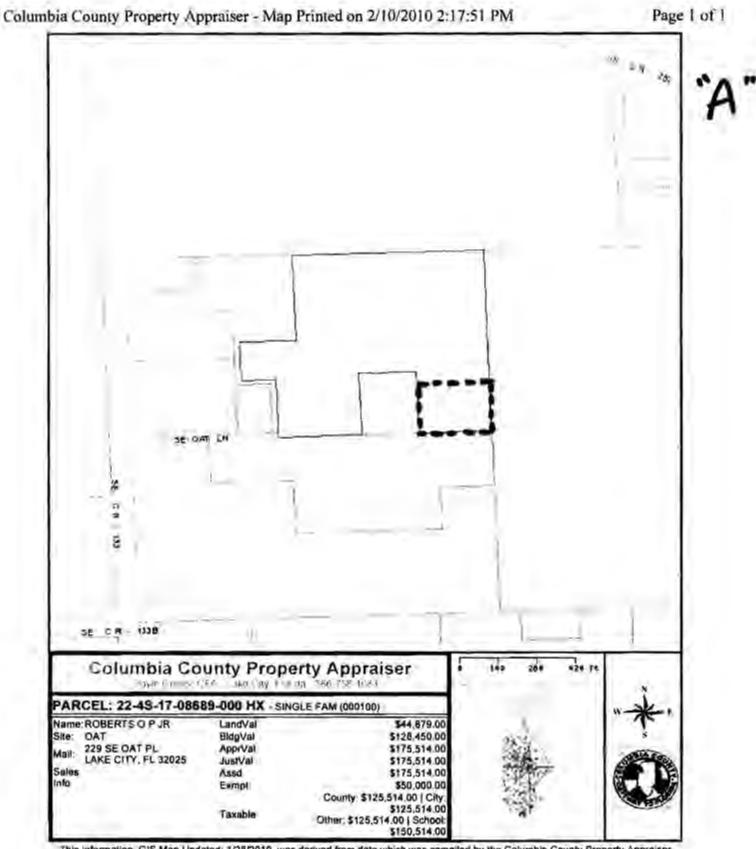
FEBRUARY 18, 2010 BOARD OF COUNTY COMMISSIONERS MEETING BUILDING AND ZONING DEPARTMENT SPECIAL FAMILY LOT PERMITS CONSENT AGENDA

FL1002 – Immediate Family Member: Sara Joe Roberts Parent Parcel Owner: Otis P. Roberts, Jr. Family Relationship: Daughter Acreage Being Deeded: 1 Acreage Remaining: 9.62 Location of Property: See attachment "A"

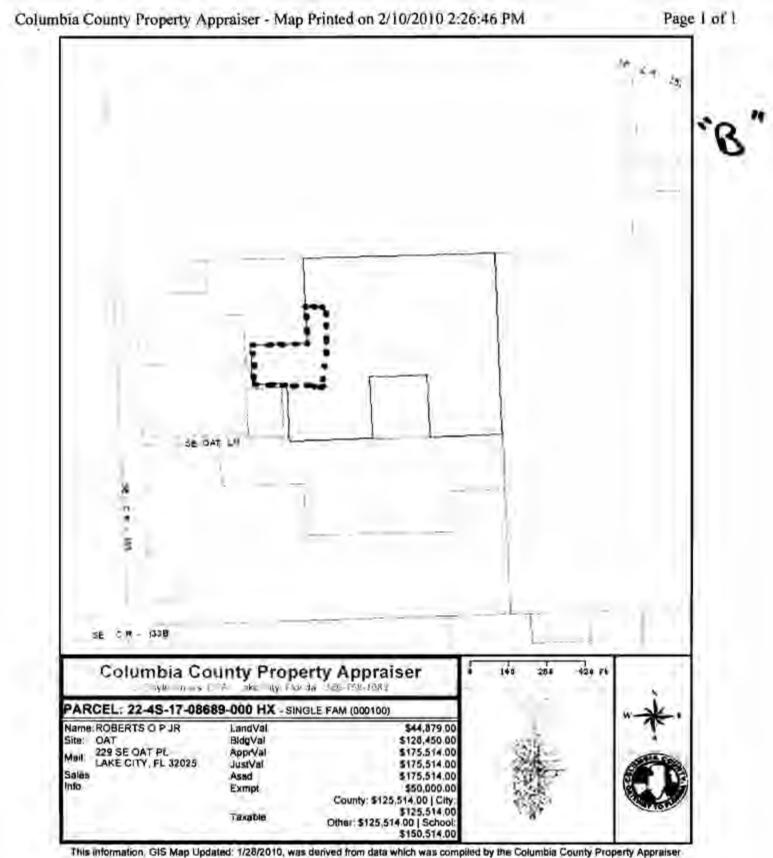
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- FL1003 Immediate Family Member: Somer Roberts Jenkins Parent Parcel Owner: Otis P. Roberts, Jr.
 Family Relationship: Daughter Acreage Being Deeded: 1
 Acreage Remaining: 8.62
 Location of Property: See attachment "B"
- FL1004 Immediate Family Member: Patience Eddings Parent Parcel Owner: William and Carol Burke Family Relationship: Daughter Acreage Being Deeded: 1 Acreage Remaining: 3 Location of Property: See attachment "C"

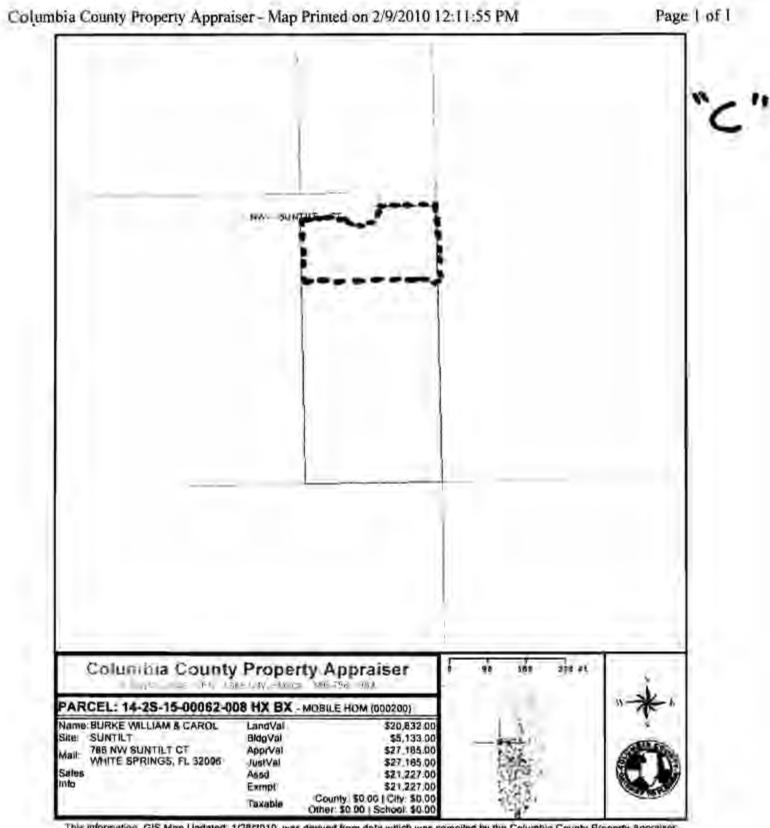
Requesting approval of the Special Family Lot permits as indicated above. Meets the requirements of Section 14.9 of the Land Development Regulations, as amended. Staff recommends approval.



This information, GIS Map Updated: 1/28/2010, was derived from data which was compiled by the Columbia County Property Appraiser Office solely for the governmental purpose of property assessment. This information should not be relied upon by anyone as a determination of the ownership of property or market value. No warranties, expressed or implied, are provided for the accuracy of the data herein, it's use, or it's interpretation. Although it is periodically updated, this information may not reflect the data currently on file in the Property Appraiser's office. The assessed values are NOT certified values and therefore are subject to change before being finalized for ad valorem assessment purposes.



This information, GIS Map Opdated: 1/20/2010, was derived from data which was compiled by the Columbia County Property Appraiser. Office solely for the governmental purpose of property assessment. This information should not be relied upon by anyone as a determination of the ownership of property or market value. No warranties, expressed or implied; are provided for the accuracy of the data herein. It's use, or it's interpretation. Although it is periodically updated, this information may not reflect the data currently on file in the Property Appraiser's office. The assessed values are NOT perified values and therefore are subject to change before being finalized for an valorem assessment purposes.



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MEMORANDUM

Date: 11 February 2010

To: Lisa K.B. Roberts, Assistant County Manager

From: Brian L. Kepner, County Planner

Re: Request for Subdivision Preliminary Plat Approval Extension

Please find attached a copy of the letter requesting a 12 month extension for SD 0225, Arbor Oaks preliminary plat approved by the Board on 6 September 2007. The approval of the extensions by the Board would keep the preliminary plat valid until 6 September 2011. As a reminder, the two (2) year extension as provided by 2009 Senate Bill 360 has expired. The developer had to of made the request in writing for the extension no later than 31 December 2009. This office did not receive such a request until the 27th of January this year. Please place on the consent agenda for consideration by the Board of County Commissioners for the 18 February 2010 meeting. Thank you.

This is located in District 5 and I have also attached a map showing its location.

BOARD MEETS FIRST THURSDAY AT 7:00 P.M. AND THIRD THURSDAY AT 7:00 P.M.

P+Z

January 22, 2010

Mr. Brian Kepner Land Development Regulation Administrator County Planner

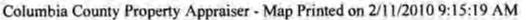
Mr. Kepner:

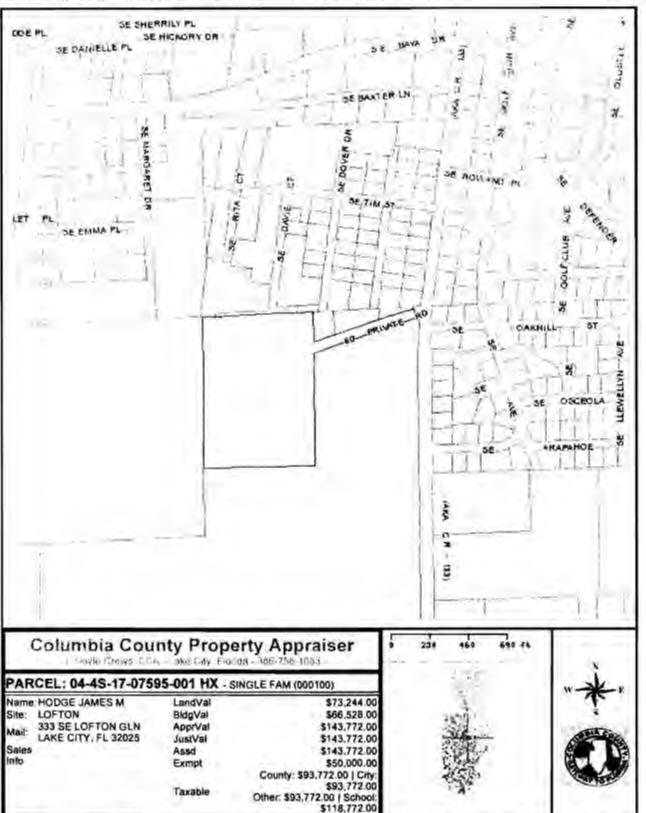
Referencing our conversation this date, I would ask that an extension of the preliminary plat be granted for the planned Arbor Oaks subdivision. As you recall, this property is located in Section four of township four south, range seventeen east.

This property is also known as parcel: 04-4s-17-07595-001-hx.

Thank you for your consideration.

Singerely, nes M. Hodge





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Page 1 of 1

SATISFACTION OF LIEN AGREEMENT

KNOWN BY ALL MEN BY THESE PRESENTS: That COLUMBIA COUNTY, FLORIDA, the owner(s) and holder(s) of a certain Lien Agreement executed by PALLAS APRIL SANDERS, A SINGLE PERSON, to COLUMBIA COUNTY, FLORIDA, bearing date the May 10, 2000. recorded in Official Records Book 902, Page 1353, in the office of the Clerk of the Circuit Court of COLUMBIA County, Florida, securing the lien sum of \$10,000.00 and certain promises and obligations set forth in said Lien Agreement, upon the real estate situate in said State and County described as follows, to wit:

Lot 10, of SANTA FE PLANTATION, A REPLAT OF LOT 47, a subdivision, according to the plat thereof recorded in Plat Book 5, Page 11, of the Public Records of Columbia County, Florida.

and hereby acknowledges full payment and satisfaction of said lien and surrenders the same as canceled, and hereby directs the Clerk of the said Circuit Court to cancel the same of record.

Signed, sealed and delivered in the presence of:

WITNESSES

COLUMBIA COUNTY, FLORIDA

By:

Chairman of the Columbia County Commission in and for Columbia County, Florida

COUNTY OF COLUMBIA STATE OF **FLORIDA**

HEREBY CERTIFY that on this _____ day of _____, 20____ before me, an officer duly

qualified to take acknowledgements, personally appeared: _____, as Chairman of the COLUMBIA COUNTY COMMISSION, in and for Columbia County, Florida, to me known to be the person or has produced a drivers license as identification, described in and who executed the foregoing instrument and acknowledged before me that they executed the same.

NOTARY PUBLIC MY COMMISSION EXPIRES:

Record & Return to: Prepared by: Jannette S. Boyd U.S. TITLE 642 NE Santa Fe Blvd. High Springs, FL 32643

File No. USH-4131



#6

Memo

To:	Dale Williams
From:	Bob Little (CVSO)RCL
CC:	Lisa Roberts
Date:	February 5, 2010
Re:	Special Travel Authorization

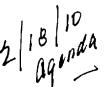
Dale,

Once again I am asking for your approval and the approval of the Board of County Commissioners for special travel consideration for Susan Melton so she may attend the May training conference. The conference is scheduled for Sunday May 2 through May 6, 2009 which will be conducted at The Hilton Resort, Cocoa Beach, Florida. Certification to file claims is required by F.S. 292.11 annually. To my knowledge there has not been a revision of our current policy in the County Policies and Procedures Manual to allow for this type of request. I am requesting in advance for approval of separate transportation authorization for Susan Melton to attend the training conference. As a reminder and as previously stated in other requests, Ms. Melton will need to drive separately and bring her husband who is disabled and assist with providing care for him because of his medical condition while she is attending the conference.

Therefore, I am requesting an exception to the current policy so that she may be allowed to drive her own vehicle and be authorized reimbursement for mileage separately from myself during this time frame. I realize with economic times like now we should be looking for ways to save money. However, travel allowance has already been budgeted for this fiscal year for both Susan and I to attend. And I feel this training is very important for the execution of her duties and that it is vital to give all veterans the best possible chance for their claim to be approved.

If there are any further questions please feel free to call or correspond.

cc: file





Dr. Ana M. Viamonte Ros State Surgeon General

Governor		

Charlie Crist

- DATE:February 8, 2010TO:Dale Williams
Columbia County Coordinator
- **FROM:** Hugh Giebeig Administrator Columbia County Health Department

SUBJECT: County Property

At the next regularly scheduled Columbia County Board Meeting, would you please request the attached items be removed from our inventory? The first two items are obsolete recording devices, both over 20 years old. The remaining computer terminals have been replaced with updated models and are no longer needed. We appreciate your attention in this matter.

CC: Rudy Crews, Columbia County Safety Director Todd Manning, Columbia County IT Director

COUNTY ITEMS TO BE REMOVED FROM INVENTORY CREATION DATE: 02/08/10

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COUNTY TAG #	SERVICE #	DESCRIPTION
06231	N/A	1 SIDE SYSTEM RECORDER DENNISON
06232	N/A	2 SIDE SYSTEM RECORDER DENNISON
11865	5H51311	DELL COMPUTER
11967	63DM811	DELL COMPUTER
11969	13DM811	DELL COMPUTER
11970	83CG811	DELL COMPUTER
12089	DQQMY11	DELL COMPUTER
12146	1HN8B21	DELL COMPUTER
12192	4F52W21	DELL COMPUTER
12201	HF52W21	DELL COMPUTER
12207	CF52W21	DELL COMPUTER
12229	JYTQW21	DELL COMPUTER
12230	8YTQW21	DELL COMPUTER
12268	BCM2R31	DELL COMPUTER
12314	6495Z41	DELL COMPUTER
12319	8495Z41	DELL COMPUTER
12334	1GVHF51	DELL COMPUTER
12335	3GVHHF51	DELL COMPUTER
12336	4GVHF51	DELL COMPUTER
12340	6GVHF51	DELL COMPUTER
12348	GFVHF51	DELL COMPUTER
12349	JFVHF51	DELL COMPUTER
12421	BC4F461	DELL COMPUTER
12429	46QZ661	DELL COMPUTER
12622	GXKV671	DELL COMPUTER
12624	DXKV671	DELL COMPUTER

District No. 1 - Ronald Williams District No. 2 - Dewey Weaver District No. 3 - Jody DuPree District No. 4 - Stephen E. Bailey District No. 5 - Scarlet P. Frisina

BOARD OF COUNTY COMMISSIONERS . COLUMBIA COUNTY

February 9, 2010

MEMO

TO: Board of County Commissioners

FR: Randy Jones, Building & Zoning Coordinator

RE: Position Vacancy

Wayne Russ has tendered his resignation effective February 23, 2010. His position as a Building Official I: 1 and 2 Family Dwelling Inspector will become vacant at that time.

We are requesting permission to recruit and fill this vacated position. The license requirements for this position and the potential for a lengthy hiring process requires our immediate attention.

Your consideration in this matter is greatly appreciated.

XC: Dale Williams Michele Crummitt

> BOARD MEETS FIRST THURSDAY AT 7:00 P.M. AND THIRD THURSDAY AT 7:00 P.M.



COLUMBIA COUNTY EMERGENCY MEDICAL SERVICES P.O. BOX 2949 LAKE CITY FL, 32056 (386) 752-8787* FAX (386) 719-7498

To: Board of County Commissioners

Fr: Vicky Simmons

Dt: February 9, 2010

Re: Refund request-095775

Due to a processing error on behalf of BCBS, a second overpayment has occurred on the account below. Please issue a check in the amount of \$383.00 made payable to:

Overpayment Recovery Department AT 40328 Atlanta, GA 31192

Simmons, Don F100000173079851 Date of Service 08/10/2009 Amount \$383.00

Refund TIN: F100000173079851

Thank you in advance for your cooperation.



COLUMBIA COUNTY EMERGENCY MEDICAL SERVICES P.O. BOX 2949 LAKE CITY FL, 32056 (386) 752-8787* FAX (386) 719-7498

To: Board of County Commissioners

Fr: Vicky Simmons Dt: February 9, 2010

Re: Refund request-095775

Due to the presence of Medicare coverage at the time of service, an overpayment has occurred on the account below. Please issue a check in the amount of \$332.80.00 made payable to:

Accent P. O. Box 952366 St. Louis, MO 63195-2366

Nolan RH 263346058 Date of Service 08/10/2009 Amount \$332.80

Thank you in advance for your cooperation.

COLUMBIA COUNTY BOARD of COUNTY COMMISSIONERS Minutes of February 04, 2010

The Columbia County Board of County Commissioners met in a regularly scheduled meeting at the School Board Administration Office. The meeting opened at 7:00 p.m. with prayer. The Pledge of Allegiance to the Flag of the United States of America followed.

Commissioners in Attendance:

Ronald Williams (Chairman) Stephen Bailey Dewey Weaver Jody Dupree Scarlet Frisina

Others in Attendance:

County Manager Dale Williams Attorney Marlin Feagle Deputy Clerk Sandy Markham BCC Secretary Penny Stanley

Public Comment

For the benefit of those in attendance for the first time, the Chair announced if there was anyone who would like to address the Board on any issue that they fill out a speaker card found on the table at the doorway.

<u>Citizen Stewart Lilker</u> said that he has been following the county's **utility** discussions and meetings. He showed the Commission the 201 Federal **Facility Plan** that was put into place by the City of Lake City prior to any dirt being turned. He noted this book is approximately 7 pounds and is approximately 3 inches thick. He told the Board that he'd like to see something similar put into place for the county before they continue squandering tax payer's dollars without a **plan**. He reminded the Commission that the utility experts of this county are the City utility professionals. Mr. Lilker said that apparently city utility members have been formally uninvited from attending the Columbia County Utility Committee meetings. He said that City Engineer Henry Sheldon is a world class engineer who has been asked to do this type of work all over the world. He said it is ridiculous that the County would not be obtaining input from Mr. Sheldon and other city professionals.

Mr. Lilker said that he is opposed to the **dedicated connection/T-1 line** that is being proposed for IT Specialist Todd Manning's home at the cost of \$253 per month. He said that citizens should be able to address "these" issues when the topic is brought up by the Board.

Mr. Lilker opposes Columbia County's **main** library hours being reduced. He said that when he left the library tonight that there were eight people on the public computers, several visitors on laptops and parents and their children were in the building. He told the Board if they can afford to fly junkets to North Carolina for the day to look at grass then they should be able to afford to keep the library open. *Clerks Note:* See the minutes of Dec. 17, 2009 for clarification of Mr. Lilker's last comment.

As Mr. Lilker began to leave the podium, there were other words that resulted in Mr. Lilker receiving his first warning for chatter from the Chairman. A transcript with details of the warning is attached to the original minutes as Attachment "A."

Consent Agenda Item #14

MOTION by Commissioner Bailey to remove item #14 from the consent agenda for separate discussion. Second by Commissioner Weaver. The motion carried unanimously.

- (1) Columbia County Tax Collector -- Accepting Excess Fee Distribution from Tax Collector in the amount of \$453,706.59
- (2) 911 Emergency Communication Center's declaration of surplus property Fellowes C-420C Cross-Cut Shredder, County Property No. #13715
- (3) Building and Zoning Department Special Family Lot Permit Thomas L. Harper
- (4) 911 Addressing Department S.E. Fritzi Court Access from SE Country Club Road
- Planning Department Request for Subdivision Preliminary Plat Approval Extension for 12 Months – SD 0181 – Southern Meadows, Phase I - SD 0182 – Southern Meadows, Phase 2 – SD 0183 – Southern Meadows, Phase 3
- (6) Utility Permit -- Comcast Cable S.W. Kirby Avenue
- (7) Utility Permit Comcast Cable S.W. McFarlane Avenue
- (8) Utility Permit Windstream Florida, Inc. S.W. Kentucky Avenue
- (9) CSX Construction Agreement Bascom Norris Drive
- (10) Minute Approval Board of County Commissioners/Industrial Development Authority Board Meeting – October 29, 2009
- (11) Minute Approval Board of County Commissioners Regular Meeting January 21, 2010
- (12) Resolution Adopting Updated Comprehensive Emergency Management Plan for Columbia County
- (13) External Budget Amendment MSBU Fund BA #09-09 FM Global Fire Prevention Grant - \$1,750.00
- (14) Commissioner Jody Dupree's request to be removed from the Downtown Redevelopment Committee and that another commissioner be appointed to the committee. [Removed for separate discussion.]

Building and Zoning by County Planner Brian Kepner

Zoning Amendment - Z0518. The Board considered an application by **Jeffery and Teena Ruffo** to change zoning from Residential, Single Family -1 (RSF-1) to Commercial Intensive (CI). The property is located in District 5 on the east side of SR 47 just north of Azalea Park subdivision. The public hearing opened and closed without input.

MOTION by Commissioner Frisina to approve Z0518 [Ordinance #2010-3]. Second by Commissioner Bailey. The motion carried unanimously.

Eminent Domain Resolution No. #2010R-03

County Attomey Feagle explained that the Eminent Domain Resolution for the acquisition of this certain piece of property is no longer needed for the wastewater treatment facility. He reported the needed contract has now been signed. No action was taken.

Consent Agenda

Motion by Commissioner Weaver to approve the Consent Agenda unless there are items to be pulled or clarified. Second by Commissioner Frisina. The motion carried unanimously.

Reduction of Operating Hours at the Main Public Library

The County Manager explained that according to Librarian Debbie Paulson, since the staff layoffs in October 2009, she has had a difficult time sufficiently staffing the public service desks and has advised that staff is stretched too thin to provide adequate assistance to the patrons.

The County Manager said that the county has received several calls offering input, concerns and suggestions regarding the library's operating hours. The library staff has worked together to pinpoint the busiest and least busy times of the day/week. Ms. Paulson has requested permission to adjust the hours of operation to reduce the open hours by nine (9). The proposed hours of operation:

Monday 9 a.m. – 9 p.m. Tuesday 9 a.m. – 9 p.m. Wednesday 9 a.m. – 6 p.m Thursday 9 a.m. – 6 p.m Friday 9 a.m. – 6 p.m Saturday 1 p.m. – 5 p.m. Sunday 1 p.m. – 5 p.m.

The County Manager said the county did not cut library funds for the current year, but the state cut funding significantly. He reminded the Board that they were provided with financial information from the state earlier in the week that indicates library funding will likely be eliminated. If that happens, it will be a \$300,000 loss for Columbia County libraries. From all appearance, there will be an even bigger problem to address with the libraries next fiscal year.

MOTION by Commissioner Dupree to accept the recommendation. Second by Commissioner Bailey. The motion carried unanimously.

Dedicated Data Connection through AT&T

County Network Specialist Todd Manning has advised the Board that his Alltel Air Card, which is currently his only source of connectivity to the county facilities, is no longer a viable option for connectivity, because the bandwidth and latency (speed) is too slow.

Mr. Manning has asked that the Board consider a dedicated connection for his home where he can monitor systems. Mr. Manning feels this could greatly increase his response times, and would increase the quality of maintenance needed for the networks and systems which require attention 24/7.

The proposed dedicated data connection from AT&T has a startup cost of \$1,300 and will impact the budget by \$3,024 per year. The County Manager said it is important to understand that Mr. Manning is now paid overtime when he has met his maximum hours and is then called to go to the courthouse after hours, at night and on the weekends. Therefore, some of the expense can be off-set by the overtime hours. The County Manager said that they believe that extending the dedicated connection is important enough that they are willing to reduce other areas of the particular budget this will be paid from to insure the budget is not negatively impacted. The County Manager said that he has been told that this is not uncommon among I.T. staff working in other governmental sectors to be able to monitor the systems at home.

MOTION by Commissioner Weaver to approve. Second by Commissioner Frisina. The motion carried unanimously.

Utility Committee Recommendations

The Utility Committee met on January 26, 2010 and made the following recommendations to the Board of County Commissioners:

- 1. Establish Public Hearing dates for the adoption of the following ordinances:
 - a. Utility Service Area Ordinance
 - b. Utility Connection Ordinance

MOTION by Commissioner Weaver to schedule the public hearing date for March 11, 2010, at 7 p.m. Second by Commissioner Frisina. The motion carried unanimously.

County Attorney Feagle said a public hearing notice is scheduled to begin running tomorrow. It is too late to cancel that notice, but he will re-advertise with the March 11th date.

 Approve changing all service drops from ³/₄" diameter pipe to 1 ¹/₂" diameter pipe. This will allow for "double" meters, which will result in less future maintenance costs and reduce costs in meter reading. Service drop locations will be determined in the field. Any meters identified in the current plans not used will be placed in inventory for future use.

MOTION to approve by Commissioner Weaver. Second by Commissioner Bailey. The motion carried unanimously.

- 3. Approve the following route changes to the main water distribution line:
 - a. On the western side of U.S. 441, parallel the south and west property lines of Scaffs, Inc. property in lieu of paralleling U.S. 441 to Howell Road.

MOTION by Commissioner Frisina to approve. Second by Commissioner Bailey. The motion carried unanimously.

b. Create a "loop" north of Howell Road. This loop will serve the existing commercial businesses from the rear of their property in lieu of from the front. The front is congested with other utilities.

MOTION by Commissioner Bailey to approve. Second by Commissioner Frisina. The motion carried unanimously.

c. Serve the existing commercial businesses in the NE quadrant with a rear lot lateral extended from the main on SR 238. The front is congested with other utilities.

MOTION by Commissioner Weaver to approve. Second by Commissioner Bailey. The motion carried unanimously.

d. Extend a lateral on the east side of U.S. 441 north from the southern most directional drill location to serve existing commercial businesses in the SE quadrant of I-75/U.S 441.

MOTION by Commissioner Bailey to approve. Second by Commissioner Frisina. The motion carried unanimously.

Downtown Redevelopment Committee

The Board considered Commissioner Dupree's request to be removed from the committee and another commissioner appointed. Commissioner Dupree will still serve on the committee, but will do so as a business person in the community.

MOTION by Commissioner Weaver to accept Commissioner Dupree's request. Second by Commissioner Bailey. The motion carried unanimously.

The Chairman appointed Commissioner Frisina in Commissioner Dupree's place.

Interest Rates

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County Manager Williams said it seems that the near trend in the financial market is interest rates will increase, particularly in the bond market. He said programmed in the county budget this year is revenue to be derived from either a bank loan or a bond issue that primarily deal with Old Wire Road and Herlong Road. The County Manager said it would be wise for the county to stay ahead of the rates and consider moving forward with shopping to see what the market has to offer.

MOTION to begin the shopping process by Commissioner Dupree. Second by Commissioner Bailey. The motion carried unanimously.

Clarification

The airline tickets for the trip taken at the first of the year to Cooperstown, North Carolina was charged to the IDA. He said that the two Board's should have been given an opportunity to review and approve the expenditures in advance. The County Manager asked if the trip should be classified as a Tourist Development Project or an Economic Development Project. The Board said it should be split equally between the two.

MOTION by Commissioner Weaver to split the cost. Second by Commissioner Dupree. The motion carried unanimously.

Commissioner's Comments

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Commissioner Dupree passed along many of the local contractors have asked that Commissioner Dupree thank the Board on their behalf for the action taken on having a **licensing inspector**.

Commissioner Dupree said there has been some apparent confusion because the Board did not **invite** some key staff from the City of Lake City to attend the **Columbia County Utility Committee Meeting**. He said there is some truth to that but offered clarification. The commissioner said two council members from the city have been appointed to the Utility Committee and are invited to each meeting.

Commissioner Dupree said at the onset of the meetings, utility staff of the City was invited to the meetings to offer their expert advice on the issues the county was facing with the water plant. He said the staff knows a lot and they served the purpose for which they invited them. Subsequent meeting notices that went out did not specifically invite staff, because the city did not want to request their presence just for the sake of having them there. He said that city staff is always welcome at the Utility Committee Meetings held by the County.

He said that a lot of people have been brought in to help with the utility project. He mentioned Walt Graham, Kevin Kirby, John Colson, Billy Dow, Commissioner Frisina and Commissioner Bailey. He thanked them for their passion for the project and hard work.

Chairman Williams explained to the Board that there is still an on-going issue with **Ms. Parnell** on **Collins** Lane. He said she still does not have power. The Chair asked for permission to clear the right-of-way and to prep the right-of-way to Ms. Parnell's home for the power line. He said that she has been waiting since August to get power to her house.

Attorney Feagle said that Collins Lane is a public road and the adjacent property owner seems satisfied with the action of the Board. The County has the right to maintain the public road. He said that for the Board to take this action, they must find a public purpose for doing so. Attorney Feagle said that it is his understanding the purpose is for clearing and maintaining the county right-of-way.

MOTION by Commissioner Weaver to approve clearing the right-of-way. Second by Commissioner Frisina. The motion carried unanimously.

The Chairman advised that if anyone has an item to be placed on the agenda for the upcoming **joint meeting** between the City and the County, that it must be submitted to the City two weeks in advance.

Chairman Williams asked that the issue of storage be added on the Chairman's agenda. He said that he wants closure brought to the **storage issue**.

Commissioner Bailey asked if the Clerk of the Courts has ever given his "official" recommendation of "where he wants to be?" The County Manager said that he had.

Commissioner Weaver said the issue of the **Montgomery building** is to be taken up at the first March meeting. He said that it would be appropriate to address storage at that meeting as well. Chairman Williams said that he wanted the **Clerk of the Courts** to be present at that meeting.

Chairman Williams reported that he and the Sheriff attended the **Weed and Seed Meeting** earlier in the day. He said that the County will administer the grant and since Michelle Crummitt is the grant writer at the current time for the County, that staff schedule her to attend the next meeting so that she can make herself familiar with the project.

Chairman Williams directed the Clerk to have the minutes reflect **Mr. Stew Lilker** was given his first warning by the chairman between 7:00 and 7:15 p.m.

There being no further business to come before the Board, the meeting adjourned at 7:50 p.m.

ATTEST:

P. DeWitt Cason Clerk of Circuit Court Ronald Williams, Chairman Board of County Commissioners

2009_0204_BCC_reg_the-warning

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1		Transcript of the warning given to Mr. Lilker during the meeting	
2 3	Mr. Lilker:	You want to close something? Close the West Branch [library], which is ten minutes or five minutes as the crow flies from the downtown	
4	Com Williams:	(Chairman Williams points to the clock)	
5	Mr. Lilker:	I'm watching it [timer] - from the downtown library. And that's	
6		(A bell rings and the Com Williams picks up the gavel)	
7	Mr. Lilker:	You don't have to hit it.	
8	Com Williams:	(Strikes the gavel)	
9	Mr. Lilker:	Thank you very much Mr. Chairman. My time is up.	
10	Com Williams:	Thank you Mr. Lilker for abiding by the rules.	
11		(Mr. Lilker gathers his papers and begins to the leave the podium)	
12 13	Mr. Lilker:	The rule is you should be able to finish a sentence. That's the rules of courtesy, Mr. Chairman.	
14		(Mr. Lilker begins walking back to his seat)	
15	Com Williams:	Whatever.	
16	Mr. Lilker:	Yeah – Whatever On planet earth.	
17	Com Williams:	l need a	
18		(Mr. Lilker sat down at his seat)	
19 20 21	Com Williams:	I'm waming you one time Mr. Lilker. When you are up, you're up, and I'm not going to have the chatter. You understand that? That's your first waming. You understand that? You're first waming.	
22	Mr. Lilker:	l get(inaudible) waming a meeting.	
23	Com Williams:	That's you first warning.	
24	Mr. Lilker:	Thank you.	
25	Com Williams:	ОК	
26		ATTACHMENT "A"	