

**PUBLIC MEETING OF THE BOARD OF COUNTY COMMISSIONERS
HELD ON FEBRUARY 11, 2014 AT 9:00 AM
IN THE COUNTY COMMISSIONERS' MEETING ROOM
ROOM 103, ADMINISTRATION BUILDING
ARCADIA, FLORIDA**

The Board of County Commissioners held a Public Meeting on February 11, 2014 with the following persons present:

Commissioner, Buddy Mansfield, Dist#1	Planning Manager, Thomas Cookingham
Commissioner, James Selph, Dist#2	Fire Chief, Larry Taylor
Commissioner, Gabriel Quave, Dist#3	Purchasing Director, Cindy Talamantez
Chairman, Elton Langford, Dist#4	HR Director, Don Kesterson
Commissioner, Bob Miller, Dist#5	County Engineer, Mike Giardullo
County Administrator, C. Guy Maxcy	Office Manager, Lauri Jones
County Attorney, Don Conn	Utilities Director, Eddie Miller
Facilities Director, Richard Metzger	Environmental Svcs. Director, Henry Grimes
Transcribing Secretary, Jill Thompson	Social Services Director, Peggy Waters
Administrative Services Director, Linda Nipper	Parks Director, Tara Anderson
Road & Bridge Director, Shawn Edwards	Turner Center Director, Jody Sullivan
Compliance Director, Jorge Hernandez	Sheriff, Will Wise
Library Director, Linda Waters	Emergency Mgt. Director, Doug Christ
Building Official, Lester Hornbake	County Coordinator, Mandy Hines

CALL TO ORDER 9:00 AM

PRAYER- David Nabinger / Grace Lutheran Church

PLEDGE OF ALLEGIANCE

INTRODUCTION OF ELECTED OFFICIALS

Sheriff Will Wise, Karen Whaley, Aide to Rep. Ben Albritton

SET/AMEND- Chairman Langford stated that item #9A will be moved to the agenda. A motion was made by Commissioner Mansfield to approve the agenda adding item #9A. Seconded by Commissioner Selph. Motion carried unanimously.

PUBLIC FORUM FOR NON-AGENDA ITEMS

None

CONSENT AGENDA-MOTION TO APPROVE

A motion was made by Commissioner Selph to approve the Accounts and Warrants drawn according to schedule of bills payable; Minutes of January 14, 2014 Public Meeting; Declaration of Surplus Property; Contract with Department of Economic Opportunity for (LIHEAP). Seconded by Commissioner Mansfield. Motion carried unanimously.

PRESENTATION

5. Award/Distinguished Citizen

Mr. Maxcy stated the Distinguished Citizen Award recognizes a DeSoto County individual who has demonstrated outstanding leadership, achievement and active involvement with our community. Commissioner Mansfield presented the award for the 2014 first quarter to Marty Dow.

A motion was made by Commissioner Miller to present Marty Dow with the Distinguished Citizens Award for the 2014 first quarter. Seconded by Commissioner Mansfield. Motion carried

unanimously.

6. Proclamation/Future Business Leaders of America-Phi Beta Lambda

Guy Maxcy read the Proclamation for the record. Future Business Leaders of America teaches middle school, high school, and college students business and leadership principles and assists in the transition from school to work. Commissioner Quave presented the Proclamation. A motion was made by Commissioner Selph to proclaim February 13, 2014 as Future Business Leaders of America-Phi Beta Lambda Day. Seconded by Commissioner Quave. Motion carried unanimously.

7. Proclamation/Florida Public Health

Guy Maxcy read the Proclamation for the record. The Health Department celebrates the staff, past and present, for their commitment to the people of our communities during these one hundred and twenty-five years. Commissioner Miller presented the Proclamation to Mary Kay Burns and Penny Kurtz. A motion was made by Commissioner Miller to proclaim February as the 125th Anniversary of Florida Public Health. Seconded by Commissioner Mansfield. Motion carried unanimously.

8. Proclamation/Severe Weather Awareness Week

Guy Maxcy read the Proclamation for the record. Hazardous weather impacts all places known to man. The National Weather Service promotes awareness of these hazards in February and many counties nation-wide advocate this awareness by proclamation. A motion was made by Commissioner Quave to proclaim February 24-28, 2014 as Severe Weather Awareness Week. Seconded by Commissioner Mansfield. Motion carried unanimously.

REGULAR BUSINESS

9. Resolution/Budget Amendments

Linda Nipper presented amendments 2014-041, 2014-042, 2014-043, 2014-044, 2014-045, 2014-046 and 2014-048. A motion was made to adopt a Resolution amending the 2013-14 Budget including attachments. Seconded by Commissioner Selph. Motion carried unanimously.

9A. Resolution/FDEP State Revolving Fund Loan

Mandy Hines presented a resolution regarding the Waste Water portion of the US 17 project. The project will go to hearing tomorrow in Tallahassee to be added to the fundable list. By adoption of this resolution today, the submission of both the Water and Waste Water applications will be approved. A motion was made by Commissioner Mansfield to adopt a Resolution authorizing the submission of loan applications to the Clean Water and Drinking Water SRF Programs authorizing officials and or designees to execute loan agreements and carry out the project in accordance with all program requirements. Seconded by Commissioner Selph. Motion carried unanimously.

10. Resolution/Appointing members of the Library Advisory Board

Linda Waters submitted a request to re-appoint 3 members and the addition of Anson Raymond. A motion was made by Commissioner Quave to adopt the Resolution appointing Anne Sims, Karen Allen, Anson Raymond and Nancy Humphrey to the Library Advisory Board. Seconded by Commissioner Mansfield. Motion carried unanimously.

11. Agreement/Financial Lease Agreement/Caterpillar

Cindy Talamantez presented a request to enter into a new lease for a 924K Wheel Loader that is used daily at the Landfill. The lease will be for 5 years and 5000 hours with a regular maintenance and repair program and 3.2% interest. A motion was made by Commissioner Quave to approve the Financial Lease Agreement with Caterpillar Financial Services Corp. for the lease of a new Wheel Loader to include the optional Maintenance Agreement through Ring Power and authorize the Chairman to execute all documents related to the lease. Seconded by Commissioner Mansfield. Motion carried unanimously.

12. Resolution/Budget Reserve Account

Don Conn stated at the January 14, 2014 BOCC meeting, the Board established certain Reserve accounts and indicated that in regard to the Committed Reserve account; there would be a super-majority required to transfer funds out of that account. Mr. Conn wanted to confirm that action by Resolution. A motion was made by Commissioner Mansfield to approve the attached Resolution codifying the policy establishing reserve accounts and the procedure for appropriating funds to and from such accounts. Seconded by Commissioner Selph. Motion carried unanimously.

13. Release of Easement/Kingsway Country Club

Don Conn stated that County Staff was requested on behalf of the golf course to do drainage and storm water management and improvements on the golf course. He reviewed the Grant of Easement and found the County has the right but is not obligated to undertake those responsibilities.

Mr. Conn presented a Release of Easement in which the County will release the right to do the work. A motion was made by Commissioner Selph to release the easement conveyed to the County by Kingsway Country Club, Inc. Seconded by Commissioner Mansfield. Motion carried unanimously.

14. Resolution/Set Time and Place for Public Hearing Vacation of Portions of Rights-of-Way

Tom Cookingham requested approval to set a public hearing for February 25, 2014 to hear an application for vacations of portions of Florida, Henderson and Ogden Avenues. A motion was made by Commissioner Quave to adopt a Resolution setting a public hearing on February 25, 2014 for the closing and abandonment of portions of rights-of-ways for Florida, Henderson and Ogden Avenues, Fort Ogden, DeSoto County. Seconded by Commissioner Miller. Motion carried unanimously.

15. Economic Development Advisory Committee Recommendation/Use of Redevelopment Fund

Mandy Hines made a request for Board approval to expend redevelopment trust fund dollars to demolish dilapidated structures along US 17 through the code enforcement process in the event the process does not result in owner compliance. There was consensus at the last EDAC meeting to make this recommendation. The property will have a lien placed if demolition is followed through. Once the lien is paid, the funds will be placed in the redevelopment fund.

Commissioner Miller commented he hoped the funds would be used in a more innovative way.

Ms. Hines stated the focus is on Hwy 17 but not limited to that area.

Commissioner Mansfield US 17 is a good place to start. Further discussion ensued.

George Lempenau suggested checking if the homes have Historical value before they are demolished. A motion was made by Commissioner Mansfield to authorize the use of the Redevelopment Trust Fund for the purpose of addressing any dilapidated structures along US 17 through the standard code enforcement process with the funds to go back into the Redevelopment Fund once the lien is paid. Seconded by Commissioner Selph. Motion carried unanimously. Further discussion ensued.

16. Award of Funds/Tourism Development Marketing Grant Program FY 2014 Notification/Acknowledgement of Award

Mandy Hines presented a request to award Tourism Development Tax funds to the Arts and Humanities Council for the purpose of providing funds to market the 2014 "Rio de la Paz Festival". This is a result of an advertised competitive solicitation. A motion was made by Commissioner Selph to award Tourist Development Tax funds in the amount of \$1,425.00 to the DeSoto County Arts and Humanities Council as presented. Seconded by Commissioner Mansfield. Motion carried 4-0 with Commissioner Quave absent.

17. State Homeland Security Grant Program Agreement/Florida Division of Emergency Management

Doug Christ presented a request to approve the SHSGP Agreement. A motion was made by Commissioner Mansfield to approve State Homeland Security Grant Program Agreement #14DS-L5-07-24-01. Seconded by Commissioner Selph. Motion carried unanimously.

18. Work Assignment #28-2/The Weiler Engineering Corporation

Cindy Talamantez stated the Board has previously authorized Weiler Engineering to perform Work Assignment #28 which was for the SCOP Guardrail Project on CR 761, bridge #040004.

Mike Giardullo stated this project was on the 5 year plan and a mistake was found that was perhaps made at that time. The wrong bridge was used to generate the estimate. A motion was made by Commissioner Mansfield to approve Work Assignment #28-2 with the Weiler Engineering Corporation for additional engineering services for the CR 761- bridge 040004 guardrail project and authorize the Chairman to execute the Work Assignment. Seconded by Commissioner Miller. Motion carried unanimously.

19. Work Assignment #49/Weiler Engineering Corporation

Eddie Miller requested approval of Work Assignment #49 for the utility improvements at the North Booster Station and Big Tree RV Resort. A motion was made by Commissioner Selph to approve Work Assignment #49 with Weiler Engineering Corporation to provide engineering/design services and plan development for improvements at North Booster Station, as well as a new lift station to service Big Tree RV Park and authorize the Chairman to execute the Work Assignment. Seconded by Commissioner Miller. Motion carried unanimously.

20. Contract/Charlotte County Bio-Recycling Center, LLC

Eddie Miller stated this is a piggyback contract for use of the Biosolids Management Contract for sludge disposal. Michael Wolf with Synagro stated the cost of hauling to the Okeechobee Landfill has increased significantly. A new facility is open in Charlotte County and permitted by FDOT. The facility will take Biosolids and mix with green waste and turn it into Class AA soil amendment compost. A motion was made by Commissioner Mansfield to approve the Piggyback Contract for use of the Biosolids Management Contract for sludge disposal and authorize the Chairman to sign the Contract.

Mr. Wolf invited the Board to the Grand Opening of their new facility on February 20, 2014 from 11am-2pm.

21. Contract Amendment/Sludge Management Contract/Synagro South, LLC

Eddie Miller stated the request is to approve the contract to reduce the hauling fee by designating the Charlotte County Bio-Recycling Center, LLC as the disposal site of the sludge. A motion was made by Commissioner Mansfield to approve the amended contract reducing the hauling fee by designating the Charlotte County Bio-Recycling Center, LLC as the disposal site of sludge and authorize the Chairman to sign the contract. Seconded by Commissioner Miller. Motion carried unanimously.

ADMINISTRATOR'S REPORT

Mr. Maxcy commented negotiations have begun on the Sheriff's Department Complex site and will report to the Board when complete.

He instructed staff to copy the Jail Feasibility Study that was prepared in 2011 to provide to the Board; asking them to review the report.

Mr. Maxcy suggested reserving one day per month for potential workshops.

Chairman Langford suggested holding workshops at 6:30pm on the second Tuesday of the month so that the public can attend. Further discussion ensued.

COUNTY ATTORNEY'S REPORT

Don Conn commented there is a handout regarding the LDR revisions that includes a proposed process as well as a summary of issues. The list will continue to be updated.

BOARD MEMBER COMMENTS

Commissioner Quave commented that few people know just how much Marty Dow does in the county. He also commented regarding the Ranch Rodeo and the Art Show. He asked for guidance on how to handle documents that are received. Mr. Conn stated that the documents are distributed to the Commissioners as a courtesy to the Commissioners by the County Administrator to be discussed at the next meeting. Commissioner Quave is working with Mike Taber on being more proactive in sharing meeting times and agendas with the public. He suggested sending mass e-mails to the public. Don Conn stated the e-mails would become public record.

Commissioner Mansfield commented he met with Representative Ben Albritton and Matt Hudson and hopes the meeting was eventful. He commented that Commissioner Dennis Griffin of Glades County passed away and would like to send condolences from the Board.

The March Rodeo is approaching and invited all to attend.

Commissioner Miller commented he talks to people in the county that are in the citrus industry. He is concerned with revenues and profits; there has been a 30% reduction. It is the Board's responsibility to look into the future and does not want to be caught off guard. He would like to have a workshop regarding big commitments in the future.

Commissioner Selph attended the Art Festival and was very impressed. He applauded Chairman Langford's efforts on the Ranch Rodeo.

Dundee Biological Control Lab has found a wasp that is now being released that can kill cilia. There has been a recent breakthrough in canker and what causes it. Commissioner Selph wanted to let the public know that the County did not have control of the work performed on 661 involving the railroad. It was controlled by CSX. Mandy Hines commented that they met with Representative from CB Richard Ellis, who has been assigned the property. It was very clear that Lands Management intends on moving forward to surplus the G. Pearce Wood property. It is prohibited by Statute to put any restrictions or making any considerations as to what is good for the County. The Board can continue to pursue the Deed with Legislative request. Commissioner Selph requested approval from the Board to speak with FDOT regarding the Turner Center marquee. It was consensus of the Board to proceed.

Chairman Langford thanked all who attended the Ranch Rodeo; approximately \$2,500 was raised. He agreed with Commissioner Miller regarding the citrus industry. In life, things will always happen that are unforeseen; we need to take a good look at our own Country.

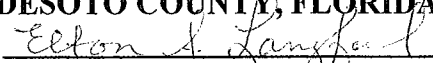
ADJOURNMENT

There being no further business, Chairman Langford adjourned the meeting at 11:08 AM.

ATTEST:



C. GUY MAXCY
COUNTY ADMINISTRATOR

**BOARD OF COUNTY COMMISSION
DESOTO COUNTY, FLORIDA**


**ELTON A. LANGFORD
CHAIRMAN**