

TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS

PERRY, FLORIDA

MONDAY, JUNE 7, 2021

6:00 P.M.

201 E. GREEN STREET

TAYLOR COUNTY ADMINISTRATIVE COMPLEX

OLD POST OFFICE

THE CHAIR CALLED THE REGULAR MEETING TO ORDER AT 6:00 P.M. THE MEMBERS OF THE BOARD ATTENDED THE MEETING AS FOLLOWS:

<u>DISTRICT</u>	<u>OFFICE</u>	<u>NAME</u>	<u>HOW ATTENDED</u>	<u>PORTION ATTENDED</u>
1		JAMIE ENGLISH	IN PERSON	ALL
2	VICE-CHAIR	JIM MOODY	IN PERSON	ALL
3		MICHAEL NEWMAN	IN PERSON	ALL
4		PAM FEAGLE	IN PERSON	ALL
5	CHAIR	THOMAS DEMPS	IN PERSON	ALL

COUNTY STAFF ATTENDED THE MEETING AS FOLLOWS:

<u>POSITION</u>	<u>NAME</u>	<u>HOW ATTENDED</u>	<u>PORTION ATTENDED</u>
COUNTY ADMIN.	LAWANDA PEMBERTON	IN PERSON	ALL
ASST CO ADMIN	MARSHA DURDEN	IN PERSON	ALL
COUNTY ATTORNEY	CONRAD BISHOP	IN PERSON	ALL

COUNTY CONSTITUTIONAL OFFICERS ATTENDED THE MEETING AS FOLLOWS:

<u>POSITION</u>	<u>NAME</u>	<u>HOW ATTENDED</u>	<u>PORTION ATTENDED</u>
CLERK OF COURT	GARY KNOWLES	IN PERSON	ALL

MICHAEL NEWMAN LED THE BOARD IN PRAYER, FOLLOWED BY THE PLEDGE OF ALLEGIANCE TO THE FLAG. BUSINESS WAS TRANSACTED AS FOLLOWS:

THE CHAIR READ INSTRUCTIONS FOR THE CONFERENCE CALL-IN LINE.

AGENDA APPROVAL:

UPON MOTION OF COMMISSIONER FEAGLE WITH SECOND BY COMMISSIONER ENGLISH, AND BY UNANIMOUS VOTE, THE BOARD APPROVED THE AMENDED AGENDA FOR THIS DATE, AS FOLLOWS:

1. RESCHEDULE ITEM NO. 9., THE BOARD TO HOLD A PUBLIC HEARING, SET FOR THIS DATE AT 6:10 P.M., OR AS SOON THEREAFTER AS POSSIBLE, ON THE PASSAGE OF A PROPOSED ORDINANCE REGARDING THE COMMERCIAL LEASING OF GOLF CARTS IN THE KEATON BEACH AREA, TO TUESDAY, JUNE 22, 2021 AT 9:10 A.M., AS PROPER NOTICE WAS NOT ADVERTISED BY PERRY NEWSPAPERS.
2. MOVE ITEM NO. 10., THE BOARD TO DISCUSS DOCTORS' MEMORIAL HOSPITAL (DMH) BOARD APPOINTMENTS, TO ITEM NO. 8-A.

CONSENT ITEMS:

MOTION:

TO APPROVE CONSENT ITEM NOS. FOUR (4) THROUGH SEVEN (7), AS FOLLOWS:

4. THE APPROVAL OF THE CURRENT BILLS BY THE BOARD, AS FOLLOWS:

GENERAL REVENUE FUND 065409 THROUGH 065560 INCLUSIVE
ROAD AND BRIDGE FUND 5016826 THROUGH 5016848 INCLUSIVE

AND THAT THE CHAIRMAN AND THE CLERK BE AUTHORIZED TO ISSUE COUNTY WARRANTS COVERING SAME.

- 5. THE BOARD TO CONSIDER APPROVAL OF DRAFT MISDEMEANOR PROBATION SERVICES CONTRACT, AS AGENDAED BY LAWANDA PEMBERTON, COUNTY ADMINISTRATOR AND GARY KNOWLES, CLERK OF COURT.
- 6. THE BOARD TO CONSIDER APPROVAL OF REQUEST FOR PROPOSAL PACKAGE/NOTICE TO ADVERTISE TO CONTRACT TAYLOR COUNTY RIVER ENTRANCE LIGHT SYSTEM MAINTENANCE SERVICES, AS AGENDAED BY VICTOR BLANCO, MARINE AGENT.
- 7. THE BOARD TO CONSIDER APPROVAL OF CHANGES TO JOB DESCRIPTION FOR SUPERINTENDENT OF ENVIRONMENTAL SERVICES, AS AGENDAED BY THE COUNTY ADMINISTRATOR.

MOTION PASSED BY UNANIMOUS VOTE.

ATTACHMENTS: MISDEMEANOR PROBATION SERVICES CONTRACT

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English	X		X			
Moody			X			
Newman		X	X			
Feagle			X			
Demps			X			

BIDS/PUBLIC HEARINGS:

8. THE BOARD TO HOLD A PUBLIC HEARING, SET FOR THIS DATE AT 6:00 P.M., OR AS SOON THEREAFTER AS POSSIBLE, TO HEAR AN APPLICATION FOR A SPECIAL EVENTS PERMIT (MUD-BOG), TO BE HELD AT THE IRON HORSE MUD RANCH SITE.

DISCUSSION:

SID BIGHAM, COUNSEL FOR IRON HORSE MUD RANCH – I HAVE GIVEN MY BEST EFFORTS TO RESOLVE ANY ISSUES WITH THE LEES'. THIS HAS BEEN AN UNSUCCESSFUL EFFORT. WE ARE HERE TODAY FOR YOUR HELP. WE OFFERED ACCESS TO MR. LEE WHICH IS EXACTLY WHAT HE WANTED, AND THEN HE DENIED THE OFFER. THE ORDINANCE IS AN UNLAWFUL ACT. I AM ASKING FOR A DECISION TO BE MADE ABOUT THE PERMIT. I AM ALSO ASKING FOR A COMMITMENT FROM THIS BOARD TO AMEND THE ORDINANCE.

RAY CURTIS, COUNSEL FOR THE LEES' – MR. BIGHAM STATED THEY ARE ALLOWING ACCESS TO MR. LEE. THE EASEMENT BELONGS TO ANDY LAND AND MR. LEE, THEY ARE ALLOWING ACCESS TO IRON HORSE. THERE HAVE BEEN MANY EDITS AND RE-EDITS TO THE AGREEMENT. THE LEE'S SUPPORT AN AMENDMENT TO THE ORDINANCE TO KEEP A TWENTY (20) FOOT SECTION OF THE ROAD OPEN FOR EMERGENCY VEHICLES AND ADJACENT LANDOWNERS. YOUR CODE OF ORDINANCE SAYS YOU CANNOT APPROVE A PERMIT WITHOUT A WAIVER. THEN AMEND YOUR ORDINANCE.

MR. BIGHAM – THIS IS NOT POSSIBLE, THERE IS ONLY THIRTY (30) FEET IN SOME PLACES. SRWMD WILL NOT ALLOW WIDENING OF THIS ROAD. MR. LEE DOES NOT WANT TO HAVE ACCESS, HE IS HOLDING THIS OVER THE LARSONS' HEAD. WE WOULD GIVE HIM AN AMENDED EASEMENT.

MR. CURTIS – IF THE TRUCKS WAITED ON THE IRON HORSE PROPERTY AND NOT ON THE ROADWAY, THERE WOULD NOT BE BLOCKED ROAD OR THE NEED FOR AN ACCESS LANE. THE LEE'S GAVE A SIXTY (60) FOOT EASEMENT TO IRON HORSE MUD RANCH.

COMMISSIONER ENGLISH – WHAT CHANGED IN THE LAST TWO (2) YEARS? MR. LEE STATED THE TRUCKS WERE ALLOWED TO PARK AND PARTY FOR DAYS PRIOR TO EVENTS.

COMMISSIONER FEAGLE – THE MUSIC FESTIVAL IN MY DISTRICT WAS IN AN AREA WITH MANY RESIDENTS. IT IS NOT RELEVANT TO ME.

TODD LARSON, IRON HORSE MUD RANCH – SRWMD WILL NOT ALLOW US TO WIDEN THE ROAD. HENRY IS NOT SUPPOSED TO HAVE ANY TURNOFFS AND NOW HE HAS MANY. THE ROAD WAS PERMITTED AND PAID FOR BY IRON HORSE. WHY CAN'T THE VEHICLES BE MOVED TO THE PROPERTY? THIS IS WHY THE ROADWAY WAS BUILT.

KEVIN LAWRENCE – THIS EVENT USED TO BE THE WORST PLACE TO GO. WHEN TODD BOUGHT THIS PROPERTY, HE CLEANED IT UP TO A VERY NICE EVENT. THIS IS A SAFE PLACE.

DANIEL THOMPSON – IF MR. LEE NEEDS ACCESS TO HIS PLACE. THIS IS A SAFE PLACE. IT’S NOT A MUD BOG, IT IS THE DISNEYLAND OF MUD.

DWAYNE EASTMAN – I HAVE BEEN GOING TO IRON HORSE FOR EIGHT (8) YEARS. IT IS A GREAT PLACE SINCE THE LARSON’S BOUGHT THIS PROPERTY. WE ALWAYS LEFT OPENINGS FOR MR. LEE TO HAVE ACCESS.

MOTION: TO INSTRUCT THE COUNTY ATTORNEY TO WORK WITH THE ATTORNEY’S FOR THE LARSON’S AND THE LEE’S TO COME TO AN AGREEMENT AND IF NOT, TO WORK ON AN AMENDMENT TO THE ORDINANCE.

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English						
Moody						
Newman	X					
Feagle		X				
Demps						

COMMISSIONER FEAGLE WITHDREW HER SECOND TO THE MOTION.

MOTION: TO DIRECT THE COUNTY ATTORNEY TO PREPARE AN AMENDMENT TO THE ORDINANCE TO REMOVE THE WAIVER REQUIREMENT.

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English	X					
Moody		X				
Newman						
Feagle						
Demps						

COMMISSIONER ENGLISH WITHDREW HIS MOTION AND COMMISSIONER MOODY WITHDREW HIS SECOND.

COMMISSIONER FEAGLE – I WANT TO SEE THESE EVENTS CONTINUE IN TAYLOR COUNTY. I DON’T LIKE TO BE THREATENED AND CALL PEOPLE NAMES. I DON’T THINK IT WOULD HURT TO GIVE IT ONE MORE TRY.

MR. LARSON – MR. LEE HAS A DRIVEWAY TO HIS HOUSE AND WE ARE ASKING FOR EIGHT (8) DAYS A YEAR.

COMMISSIONER FEAGLE – NO ONE WANTS TO GO TO COURT OVER THIS. MR. LEE SAID HE WAS WILLING TO SETTLE.

MOTION: TO HAVE THE COUNTY ATTORNEY WORK WITH COUNSEL FOR THE LARSON’S AND THE LEE’S TO DRAFT A MUD BOG ORDINANCE AMENDMENT.

MOTION PASSED BY UNANIMOUS VOTE.

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English			X			
Moody		X	X			
Newman	X		X			
Feagle			X			
Demps			X			

COMMISSIONER NEWMAN – I WOULD LIKE TO SEE THIS RESOLVED SO THIS EVENT CAN TAKE PLACE. THERE SEEMS TO BE NO PROGRESS BUT OUR ORDINANCE REQUIRES WAIVERS AND WE DO NOT HAVE THEM ALL.

COUNTY ATTORNEY – THIS ORDINANCE HAS BEEN IN PLACE SINCE 2002 AND HAS WORKED WELL. THIS IS THE LAW IN TAYLOR COUNTY AS OF NOW. WE CAN’T AMEND THIS ORDINANCE TONIGHT, IT HAS NOT BEEN ADVERTISED.

COUNTY ADMINISTRATOR – HERE IS WHERE YOU ARE AT. YOU ARE ASKED TO APPROVE A PERMIT THAT IS NOT COMPLETE. YOU CAN ASK YOUR ATTORNEY TO AMEND THE ORDINANCE. YOU CAN SAY WE ARE NOT APPROVING THE PERMIT AND DO NOT WANT TO AMEND THE ORDINANCE.

CALLER – I AM ONE OF THE PEOPLE POSITIVELY AFFECTED BY IRON HORSE. BY IGNORING WHAT PEOPLE WANT WILL MAKE NATIONAL NEWS. THIS IS OFFENSIVE TO ME.

COMMISSIONER ENGLISH: THE TWO ATTORNEY’S HAVE NOT RESOLVED IT TO THIS POINT. IT SHOULD HAVE ALREADY BEEN DONE.

8-A. (FORMERLY 10.) THE BOARD TO DISCUSS DOCTORS' MEMORIAL HOSPITAL (DMH) BOARD APPOINTMENTS.

DISCUSSION:

ATTORNEY RAY CURTIS – IF YOU RECALL, WE HAVE BEEN DISCUSSING THE DMH BOARD. THE BCC ASKED FOR A FLOW CHART WITH AN OPTION A. OR OPTION B.

MR. CURTIS PRESENTED A FLOWCHART TO THE BOARD.

COUNTY ADMINISTRATOR – POINT OF CLARIFICATION. IS THIS ABOUT THE APPOINTMENT OF ONE (1) BOARD MEMBER?

COUNTY ATTORNEY – I ASKED ATTORNEY AND HE ADVISED IT WAS A CONFLICT FOR COMMISSIONER MOODY'S SISTER TO SERVE ON THE DMH BOARD.

CHRIS SCHMIDT, CEO – THE DMH ATTORNEY IS SEEKING AN OPINION FROM THE ETHICS COMMISSION ON THIS ISSUE.

BILL BRYNES – ASHLEY MCCORMICK DOES NOT HAVE ANYTHING TO DO WITH THIS MATTER. TO BE A CONFLICT, THERE HAS TO BE AN ACTION. THERE MAY EVENTUALLY BE A CONFLICT.

MOTION: TO TABLE THE DISCUSSION UNTIL A WRITTEN OPINION IS RECEIVED FROM THE ETHICS COMMISSION.

THE MOTION PASSED BY UNANIMOUS VOTE.

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English			X			
Moody			X			
Newman	X		X			
Feagle		X	X			
Demps			X			

9. PUBLIC HEARING READVERTISED FOR TUESDAY, JUNE 22, 2021 AT 9:10 A.M.

HOSPITAL ITEMS:

10. MOVED TO ITEM NO. 8-A.

GENERAL BUSINESS:

11. THE BOARD TO DISCUSS SPEED LIMIT CHANGE AND REQUEST FOR FOUR-WAY STOP SIGN ON 7TH. AVE EAST, AS AGENDAED BY COMMISSIONER FEAGLE.

DISCUSSION:

COMMISSIONER FEAGLE – FRANK MITCHELL CALLED ME ABOUT HIS ROAD IN COMMISSIONER NEWMAN’S DISTRICT. HE WANTS FOUR-WAY STOP SIGNS AND DUST CONTROL SIGNS INSTALLED, AS WELL AS A SPEED LIMIT CHANGE.

COMMISSIONER NEWMAN – I SPOKE TO MR. MITCHELL AND I WANT TO THANK STAFF FOR WORKING WITH HIM. THE SPEED LIMITS ARE NOT CONSISTENT IN THAT AREA. I AM DOING RESEARCH AND I’M NOT READY TO ASK FOR AMENDMENTS TO THE AREA. I BELIEVE STAFF USES DOT GUIDELINES.

COUNTY ENGINEER – WE USE FEDERAL GUIDELINES AND IT’S BASED ON WHAT 85% OF DRIVERS DO ON THAT ROAD. WE CAN PUT COUNTERS OUT TO DETERMINE SPEEDS. WE USE DATA TO DECIDE WHAT WE DO.

COMMISSIONER FEAGLE – MR. MITCHELL HAS CALLED ME SEVERAL TIMES AND HE IS CONCERNED ABOUT THE DUST.

ACTION: NONE

12. THE BOARD TO CONSIDER APPROVAL OF REQUEST FOR DISC GOLF COURSE AT THE TAYLOR COUNTY SPORTS COMPLEX, AS AGENDAED BY COMMISSIONER ENGLISH.

MOTION: TO APPROVE INSTALLATION OF DISC GOLF COURSE, WITH FOURTEEN (14) TEE PADS, AT THE SPORTS COMPLEX, UP TO \$15,000.

THE MOTION PASSED BY UNANIMOUS VOTE.

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English	X		X			
Moody			X			
Newman			X			
Feagle		X	X			
Demps			X			

COUNTY STAFF:

13. THE BOARD TO CONSIDER APPROVAL OF LOCAL AGENCY PROGRAM (LAP) SUPPLEMENTAL AGREEMENT NO. 1 TO CONSTRUCT A SIDEWALK ALONG OLD DIXIE HWY AND CONSIDER ADOPTION OF RESOLUTION AUTHORIZING THE CHAIRPERSON TO ACCEPT SUCH AGREEMENT, AS AGENDAED BY KENNETH DUDLEY, COUNTY ENGINEER.

DISCUSSION:

UPON MOTION OF COMMISSIONER FEAGLE, WITH SECOND BY COMMISSIONER ENGLISH, AND BY UNANIMOUS VOTE, THE BOARD AUTHORIZED THE COUNTY ATTORNEY TO READ THE PROPOSED RESOLUTION, BY TITLE.

UPON MOTION OF COMMISSIONER FEAGLE, WITH SECOND BY COMMISSIONER MOODY, AND BY UNANIMOUS VOTE, THE BOARD ADOPTED THE AUTHORIZING RESOLUTION.

ATTACHMENT: RESOLUTION

MOTION: TO AUTHORIZE THE CHAIRMAN TO SIGN THE SUPPLEMENTAL AGREEMENT NO. 1, TO CONSTRUCT A SIDEWALK ALONG OLD DIXIE HIGHWAY.

THE MOTION CARRIED BY UNANIMOUS VOTE.

ATTACHMENT: SUPPLEMENTAL AGREEMENT

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English	X		X			
Moody			X			
Newman			X			
Feagle		X	X			
Demps			X			

14. THE BOARD TO CONSIDER APPROVAL OF REQUEST FOR FUNDING FOR THE PROPOSED WIDENING/RESURFACING OF GAS PLANT ROAD UNDER THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) SMALL COUNTY OUTREACH PROGRAM (SCOP), AS AGENDAED BY THE COUNTY ENGINEER.

DISCUSSION:

COUNTY ENGINEER – WE NEED TO PUT \$100,000 IN AND ASK SCOP TO MAKE UP THE REST OF THE MONEY.

COUNTY ADMINISTRATOR – ARE THERE ANY OTHER ROADS THAT MAY FALL SHORT BEFORE FISCAL YEAR END?

COUNTY ENGINEER – CEDAR ISLAND ROAD WILL PROBABLY NEED MORE FUNDING.

MOTION: TO FUND WIDENING/RESURFACING OF GAS PLANT ROAD WITH \$100,000 FROM COMMON ACCOUNT.

THE MOTION PASSED BY A 3 – 2 VOTE.

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English	X		X			
Moody		X	X			
Newman				X		
Feagle				X		
Demps			X			

15. THE BOARD TO CONSIDER APPROVAL OF FIRE STATION 2 CONSTRUCTION BID PACKAGE/NOTICE TO ADVERTISE, AS AGENDAED BY DAN CASSEL, FIRE CHIEF.

DISCUSSION:

COUNTY ADMINISTRATOR – WE HAVE AN INTENT TO FUND.

IF NOTICE OF AWARD IS GOOD ENOUGH FOR STATE FIRE, WE CAN DO THAT.

MOTION: TO APPROVE CONSTRUCTION BID DOCUMENTS FOR FIRE STATION 2 AND NOTICE TO ADVERTISE FOR BIDS, CONTINGENT UPON NOTICE OF AWARD BEING SUFFICIENT.

MOTION PASSED BY UNANIMOUS VOTE.

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English			X			
Moody		X	X			
Newman			X			
Feagle	X		X			
Demps			X			

COUNTY ATTORNEY ITEMS:

16. THE COUNTY ATTORNEY TO DISCUSS DRAFT RESOLUTION RENAMING COUNTY ROAD 14 IN HONOR OF LEROY TEDDER.

UPON MOTION OF COMMISSIONER FEAGLE, WITH SECOND BY COMMISSIONER MOODY, AND BY UNANIMOUS VOTE, THE COUNTY ATTORNEY WAS AUTHORIZED TO READ THE PROPOSED RESOLUTION.

MOTION: TO ADOPT RESOLUTION RENAMING COUNTY ROAD 14 IN HONOR OF LEROY TEDDER.

THE MOTION PASSED BY UNANIMOUS VOTE.

ATTACHMENT: RESOLUTION

Commissioner	Motion	Second	Yea	Nay	Absent	Abstain
English	X		X			
Moody		X	X			
Newman			X			
Feagle			X			
Demps			X			

COUNTY ADMINISTRATOR ITEMS:

17. THE COUNTY ADMINISTRATOR TO DISCUSS INFORMATIONAL ITEMS.

DISCUSSION:

COUNTY ADMINISTRATOR – ADVISED THAT THE COUNTY FINANCE DIRECTOR WILL BE EMAILING THE DATES FOR FY 21-22 BUDGET WORKSHOPS.

WORKSHOP DATES: JULY 19, 22, 26 AND A SPECIAL MEETING ON JULY 29, 2021, TO SET THE PROPOSED MILLAGE RATES AND BUDGET IN THE GENERAL REVENUE AND THE M.S.T.U. FUNDS FOR FY 2021-2022.

18. COMMENTS AND CONCERNS FROM THE PUBLIC FOR NON-AGENDAED ITEMS:

NONE

19. BOARD INFORMATIONAL ITEMS:

COMMISSIONER NEWMAN – BOAT RAMPS WORKING GOOD. THANKS TO SHERIFF DEPUTIES.

COMMISSIONER FEAGLE – THANK YOU TO STAFF

COMMISSIONER MOODY – WHEN PEOPLE LOSE EVERYTHING IN A HOUSE FIRE, SOME
COUNTIES WAIVE FEES TO REBUILD.

THE HOUR BEING APPROXIMATELY 9:06 P.M., AND THERE BEING NO FURTHER BUSINESS, COMMISSIONER ENGLISH MADE A MOTION, WITH A SECOND BY COMMISSIONER FEAGLE, TO ADJOURN. THE MOTION TO ADJOURN PASSED BY UNANIMOUS VOTE OF THE BOARD, SUBJECT TO CALL.

BOARD OF COUNTY COMMISSIONERS
TAYLOR COUNTY, FLORIDA

BY: _____
THOMAS DEMPS, Chair

ATTEST:

BY: _____
GARY KNOWLES, Clerk