

Tuesday, November 8, 2016 – 9:00 A.M.
County Administration Building
Jack Durrance Auditorium
12 Southeast First Street
Gainesville, Florida

The Alachua County Commission met for the Regular Meeting.

PRESENT: Chair Hutch Hutchinson; Vice Chair Ken Cornell presiding; Commissioners Mike Byerly, Chuck Chestnut, and Lee Pinkoson

ALSO PRESENT: County Manager Lee Niblock, Assistant County Manager Jim Harriot, County Attorney Michele Lieberman, County Attorney Michelle Lieberman, Clerk of Court J.K. Irby and Deputy Clerk Steve Donahey

The meeting was televised live on Cox Cable Channel 12.

Invocation

Pledge of Allegiance

Approval of Regular and Consent Agendas

1. Approve the agenda
Fiscal Consideration: N/A
Recommended Action: A Motion to Approve the Agenda: (a) approve any amendments to the Regular and Consent Agenda; (b) adopt the Regular Agenda; and (c) approve all items on the Consent Agenda.

County Manager Niblock presented the following changes to the agenda:

Item moved to Consent

13. CareerSource NCFL individual training account (ITA) waiver

Item removed from consideration

18. City of Gainesville annexation of Finley Woods area

Items moved to the Regular Agenda

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34. Traffic engineering services agreement with the City of Gainesville
35. Authorize the third amendment to agreement between Alachua County and Pritchett Trucking, Inc.

Commissioner Pinkoson, Commissioner Byerly, and Deputy County Manager Jim Harriot presented comments.

Commissioner Cornell moved adoption of the agenda as amended. The motion carried 5-0.

(Approval of items on the Consent Agenda are generally considered to be routine and the motion to adopt the Agenda approves all items on the Consent Agenda and is the first action taken by the Board at the beginning of the meeting. There will be no discussion on these items unless requested. Anyone wishing to speak to an item on the Consent Agenda may come forward and request the item be moved to the Regular Agenda prior to the approval of the agenda.)

Announcements

2. Announcements

Fiscal Consideration: N/A

Recommended Action: Hear Announcements by Mark Sexton Communications and Legislative Affairs Director

Communications Coordinator Mark Sexton presented the following announcements:

1. Mr. Sexton encouraged all citizens to vote today.
2. The Saving My Alachua Calendars featuring work from children of Alachua County has been produced and is available. They can be picked up in the County Manager's Office or contact EPD at (352) 264-6800.
3. Thursday November 17, 2016 at 6:00 p.m. at the Evanston Fellowship Hall the County staff will be hosting a community workshop to delineate the Urban Cluster area. For more information call (352) 374-5249.
4. The County would also like to make citizens aware that fertilizer for landscaping is banned from December to February. Lawns go dormant during this period so the fertilizer runs off with the rain fall and pollutes local waterbodies.
5. Mr. Sexton presented a video of the groundbreaking of the new Fire Station in Waldo, Florida.

Recognitions/Proclamations/Presentations

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Employee Recognitions

3. Length of service milestone recipients

Fiscal Consideration: N/A

Recommended Action: Request to recognize County Employees who have reached a Length of Service or Career Milestone in October, 2016.

Human Resources Director Karin Gerding presented the above item.

Proclamations Approval and Presentation

4. Approval of a proclamation declaring November 2016 as "Hunger Awareness Month" in Alachua County, FL

Fiscal Consideration: N/A

Recommended Action: Proclaim November 2016 as "Hunger Awareness Month" in Alachua County, FL

Commissioner Pinkoson read and presented the Proclamation to Rodney J. Long who accepted it with gratitude.

5. Approval of a proclamation declaring November 11th as "Veterans Day" in Alachua County, FL

Fiscal Consideration: N/A

Recommended Action: Proclaim November 11th as "Veterans Day" in Alachua County, FL

Commissioner Cornell read and presented the Proclamation to Veteran's Services Advisory Board Chair Kim Smith who accepted it with gratitude.

6. Approval of a proclamation declaring November 15 through 24 as "Farm City Week" in Alachua County, FL

Fiscal Consideration: N/A

Recommended Action: Proclaim November 15 through 24 as "Farm City Week" in Alachua County, FL

Commissioner Byerly read and presented the Proclamation to Ashley Wood who accepted it with gratitude.

7. Approval of a proclamation declaring November 14th as "World Diabetes Day" in Alachua County, FL

Fiscal Consideration: N/A

Recommended Action: Proclaim November 14th as "World Diabetes Day" in Alachua County, FL

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Commissioner Chestnut read and presented the Proclamation.

Presentations

8. Veteran Services Advisory Board annual report

Fiscal Consideration: N/A

Recommended Action: Hear the Veteran Services Advisory Board presentation. The Veteran Services Advisory Board has been in existence since July of 1983. They are composed of Veteran Community members including those who are representing organizations and other veteran advocates. This board has many accomplishments that positively impact the Alachua County community and provides an annual report on the performance of the Alachua County Veteran Services Division.

Advisory Board Member Vickie Van Buren presented the above item.

Commissioner Cornell presented comments to the Board.

Commissioner Cornell moved to accept the report and direct the County Manager to review the need for additional counselors and compare the current salaries of the veteran counselors to other counselors in Community Support Services and report back to the Board within 60 to 90 days.

Commissioner Hutchinson presented comments regarding the Confederate Statue outside the County Administration Building.

The motion carried 5-0.

9. Presentation of Alachua County Historical Commission 2016 annual accomplishments report and 2017 work plan

Fiscal Consideration: None

Recommended Action: Receive presentation and consider request for Advisory Board Extension

Ashley Wood presented the above item.

Commissioner Cornell presented comments regarding outreach to the smaller municipalities in the County.

Commissioner Cornell moved to accept the report and refer to the Historical Commission to have a representative of the Historic Commission reach out to the Mayors of the small towns to get on an agenda with their Commissions to see if assistance can be provided highlighting and emphasizing the history in their towns.

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Commissioner Hutchinson presented comments regarding the rail trail corridors and the Rochelle School and Church being in need of repair. If nothing is done they will be lost.

The motion carried 5-0.

Public Comments 9:30 A.M.

10. Public comments

Fiscal Consideration: N/A

Recommended Action: Hear Public Comments

Chair Hutchinson recognized Jim Konishand Scott Hesch presented comments to the Board.

Advisory Board

11. Bicycle Pedestrian Advisory Board appointments

Fiscal Consideration: N/A

Recommended Action: Appoint 2 citizens to citizen-at-large positions; one to a term ending 8/31/2018 and one to a term ending 8/31/2019.

Chair Hutchinson recognized Griffin Baker, Mario Perez, and Richard Pushaw who expressed their desire to serve on the Bicycle Pedestrian Advisory Board.

Deputy Clerk Donahey called on each Commissioner for their two nominations for Citizen-at-Large Representative to the Bicycle Pedestrian Advisory Board.

Commissioner Byerly nominated Richard Pushaw and Adam Carr.

Commissioner Chestnut and Pinkoson nominated Richard Pushaw and Mario Perez.

Commissioner Cornell nominated Richard Pushaw and Griffin Baker.

Commissioner Hutchinson nominated Griffin Baker and Mario Perez.

Commissioner Cornell moved appointment of Richard Pushaw to a term ending August 31, 2016 and Mario Perez to a term ending August 31, 2018. The motion carried 5-0.

12. Economic Development Advisory Committee appointments

Fiscal Consideration: N/A

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Recommended Action: Appoint one citizen to the following position: 1) Alachua County Resident, with a partial term ending December 31, 2018.

Chair Hutchinson recognized Trisha Roy, Jeffrey Knee, Charles Harris , and Julie Waldman expressed their desire to serve on the Economic Development Advisory Committee.

Commissioner Cornell stated that he would like to consider expanding the membership of this Board to fully take advantage of talent that is willing to serve on this Board.

Deputy Clerk Donahey called on each Commissioner for their nomination for the Alachua County Resident Representative.

Commissioner Byerly nominated Ranade Madhav.

Commissioner Cornell nominated Charles Harris.

Commissioners Chestnut and Hutchinson nominated Julie Waldman.

Commissioner Pinkoson nominated Jeffrey Knee.

Commissioner Byerly moved appointment of Julie Waldman as the Alachua County Resident Representative to the Economic Development Advisory Committee to a term ending December 31, 2018. The motion carried 5-0.

14. Advisory board analysis

Fiscal Consideration: N/A

Recommended Action: Review the annual plan of work for eight non-mandated Advisory boards and determine if any should be sunset or consolidated. If the Wild Spaces Public Places ballot initiative does not pass, staff would recommend consolidating the Recreation and Open Space Advisory Committee (ROSCO) with the Land Conservation Board (LCB) into the Parks and Conservation Lands Advisory Board.

Assistant County Manager Gina Peebles presented the above item.

Commissioner Byerly, Commissioner Chestnut Commissioner Cornell, Commissioner Pinkoson, Commissioner Cornell, Commissioner Byerly, and Commissioner Cornell presented comments.

Commissioner Cornell moved the following:

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Commissioner Byerly requested that the motion be divided for the purposes of voting.

1. To extend all Advisory Boards to December 31, 2019.

The motion carried 5-0.

2. That the Rural Concerns Advisory Committee stay at 11 members with 1 alternate with the composition being 4 residents from the unincorporated area outside the Urban Cluster, 4 members from agriculture and silviculture, 1 member from the Alachua County Farm Bureau, 1 member from the County Extension, and one member from UF/IFAS

The motion carried 3-2 with Commissioner Hutchinson and Commissioner Byerly voting "Nay".

3. Add an additional 4 at large members to the Economic Development Advisory Committee.

The motion failed 2-3 with Commissioners Pinkoson, Byerly and Hutchinson voting "Nay".

Communications Coordinator Mark Sexton, Assistant County Manager Gina Peebles, and County Attorney Lieberman presented comments.

Commissioner Cornell moved to make the Community Agency Partnership Program a Blue Ribbon Advisory Board appointed every year for a period of 60 days and subject to the Sunshine Law during that period. The motion carried 5-0.

By consensus the Board authorized a Chair Letter to all the Advisory Boards informing them of the Board's actions today.

Action Items

Other Governmental Units

Commissioner Byerly exited at 11:12 A.M.

15. Program presentation by Alachua County Sheriff Sadie Darnell
Fiscal Consideration: N/A

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Recommended Action: Hear a presentation by Sheriff Sadie Darnell on the Juvenile Relations Bureau and School Programs.

Cpt. Bella Blizzard and Cpt. Jason Levy presented the above item.

County Attorney's Office

16. Discussion of county ordinance on criminal enforcement

Fiscal Consideration: Fiscal consideration is wholly dependent upon the direction provided by the Board. For example, the repeal or modification of ordinances will result in a cost for codification in Municode to memorialize the changes. A renegotiated contract with the State Attorney's Office would require a continuation of payment to that agency, which may or may not be the same as the current budgeted amount. The appointment of an attorney in the County Attorney's Office may or may not require the purchase of additional resources dependent upon the requirements for placed upon the Office by the State Attorney and/or the Court.

Recommended Action:

Direct the County Attorney to prepare to initiate one of the following:

1. Repeal code provisions authorizing misdemeanor prosecution.
2. Choose not to enforce misdemeanors.
3. Renegotiate the contract with the State Attorney.
4. Request that the State Attorney designate an attorney in the County Attorney's Office as a special prosecutor, to appear in court on behalf of the state.
5. Another option as specified by the Board.

County Attorney Michelle Lieberman presented the above item.

Commissioner Cornell, Commissioner Byerly, Commissioner Chestnut, Commissioner Byerly, Commissioner Pinkoson, Commissioner Hutchinson, Commissioner Cornell, and Commissioner Hutchinson presented comments.

Commissioner Byerly moved the following:

1. Direct the County Attorney to draft a Chair Letter requesting that the State Attorney reconsider his position on the matter. If he does not request him to designate an attorney in the County Attorney's Office as a special prosecutor, to appear in court on behalf of the State. The letter should invite the Sheriff and State Attorney to the policy meeting discussing their objections to the ordinance.

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2. Agenda for further discussion by the Board of County Commissioners at an appropriate time the specific objections to the marijuana civil citation ordinance raised by the State Attorney and the Sheriff's Office.
3. Direct the County Attorney to return with an opinion whether it would be beneficial to review the County's current misdemeanor ordinances for reform.

The motion carried 5-0.

Environmental Protection

17. Resolution in opposition of proposed changes to the State of Florida surface water quality standards
Fiscal Consideration: None.
Recommended Action: Adopt Resolution

EPD Gus Olmos presented the above item.

Commissioner Pinkoson moved to adopt the Resolution. The motion carried 5-0.

Growth Management

- ~~18. City of Gainesville annexation of Finley Woods area: Status update and consideration of appeal
Fiscal Consideration: If the Board chooses to appeal the City's annexation ordinance, the Board will incur costs for litigation, and may incur costs and attorney's fees if not successful. Staff estimates that the costs to the County of proceeding through the Chapter 164 process for the annexation appeal, and appealing the annexation ordinance may be in the \$5,000 to \$10,000 range. Additional costs will be incurred if the County is not the prevailing party in the annexation appeal, and the County would owe reasonable attorney's fees and costs.
Recommended Action: If the Board wants to appeal the City of Gainesville's annexation ordinance, then the Board should approve the attached resolution to initiate the conflict resolution procedures of Chapter 164 Florida Statutes, the "Florida Governmental Conflict Resolution Act".~~
19. Discussion of transportation mitigation on recently annexed properties
Fiscal Consideration: Development on properties within newly annexed areas will have transportation impacts on County maintained infrastructure. The County has adopted the MultiModal Transportation Mitigation Program which provides

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revenue to offset these impacts. There is currently no interlocal agreement between Alachua County and the City of Gainesville regarding this issue.

Recommended Action: The County Commission hear the presentation and direct staff to work with the City of Gainesville to pursue annexation transition agreements and/or Comprehensive Plan policies that discuss mutual responsibilities for transportation impacts brought about through the development of annexed property that was within a County Transportation Mobility District.

Transportation Planning Manager Jeff Hays presented the above item.

Commissioner Byerly moved to direct staff to work with the City of Gainesville to pursue annexation transition agreements and/or Comprehensive Plan policies that discuss mutual responsibilities for transportation impacts brought about through the development of annexed property that was within a County Transportation Mobility District. The motion carried 5-0.

34. Traffic engineering services agreement with the City of Gainesville

Fiscal Consideration: Sufficient funds exist in the FY17 Budget. This contract will automatically increase on October 1 of each year thereafter; unless otherwise amended. This automatic increase will be base on the Consumer Price Index. FDOT currently provides \$167,215 for traffic signal maintenance.

Recommended Action: Approve the Renewal of the Interlocal Agreement for Traffic Engineering Services with the City of Gainesville for FY 2017.

Deputy County Manager Jim Harriot presented the above item.

The Board took no action on this item.

Commissioner Pinkoson and County Manager Niblock presented comments.

Solid Waste and Resource Recovery

35. Authorize the third amendment to agreement between Alachua County and Pritchett Trucking, Inc.

Fiscal Consideration: Approve the Third Amendment to Agreement with Pritchett Trucking, Inc. for annual backup and emergency hauling services for the Leveda Brown Environmental Park and Transfer Station.

Recommended Action: Approve the Third Amendment to Agreement with Pritchett Trucking, Inc. for annual backup and emergency hauling services for the Leveda Brown Environmental Park and Transfer Station.

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Assistant Director of Waste Management Sally Palmi presented the above item.

Commissioner Cornell moved approve the Third Amendment to Agreement with Pritchett Trucking, Inc. which was present at the meeting for annual backup and emergency hauling services for the Leveda Brown Environmental Park and Transfer Station. The motion carried 5-0.

Closing Comments

Public Comments

20. Closing comments from the public

Fiscal Consideration: N/A

Recommended Action: Hear closing comments from the public.

County Attorney Comments

There was no one present who wished to address the Board.

21. County Attorney comments

Fiscal Consideration: N/A

Recommended Action: Hear County Attorney Comments

There were no comments offered.

County Manager Comments

22. County Manager comments

Fiscal Consideration: N/A

Recommended Action: Hear County Manager Comments

County Manager Niblock encouraged all citizens to vote today in the Election.

Station 19 Update

County Manager Niblock stated that the Managers were to meet regarding the Station 19 situation. However, that meeting has not been successfully scheduled at this point.

Commissioner Hutchinson stated that he met with the Mayor of the City of Gainesville. He recommends having the Station 19 and the Gas Tax for discussion at the next Joint Meeting. By consensus the Board agreed to have these two items as the topic of discussion at the next Joint Meeting.

Commission Comments

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23. Commission comments

Fiscal Consideration: N/A

Recommended Action: Hear Commission Comments

Commissioner Byerly requested that return to the Board with the location of the signs allowing public parking at the Courthouse in non-business hours.

Commissioner Pinkoson requested an update on RTS Facility.

Deputy County Manager Jim Harriot stated that the City of Gainesville is working on procuring the Environmental Study on the site.

County Manager Niblock stated that he met with members from the University of Florida who has expressed a desire to use the site for an art workshop. He stated that staff continues to meet with the City of Gainesville to resolve the matter.

Count Attorney Lieberman stated from her perspective there is a legal case that is ready pending Board action.

By consensus the Board requested an update at the December 6, 2016 Policy Meeting on the RTS Facility.

Commissioner Hutchinson stated that he would like to see the Library Headquarters parking lot made available for event parking in non-business hours. He stated that he sees no reason that the lot cannot be used during the evenings.

Commissioner Pinkoson stated that there were problems with the lot being filled and leaving no spaces for patrons. He stated that the Library Director is working on a solution.

Chair Hutchinson stated that he will be looking to arrange for an interested party to tour the Surplus Fire Station as a perspective renter of purchaser.

Chair Hutchinson requested an update on the Fairgrounds negotiation with Weyerhauser. Staff informed the Board that an update will be provided on December 13, 2016 based on some good news.

There being no further business before the Board the meeting was adjourned at 12:49 p.m.

Adjourn

Consent Items

Community Support Services

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24. Request appointment of Jeff Feller to the Meridian Behavioral Healthcare Inc. Board of Directors term ending Dec. 31, 2019
Fiscal Consideration: N/A
Recommended Action: Appointment Jeff Feller to the Meridian Behavioral Healthcare Inc. term ending Dec. 31, 2019.
25. First amendment to MOU with Florida Department of Health for AlachuaCares Health Services
Fiscal Consideration: Approve the First Amendment to MOU with Florida Department of Health. Funds are budgeted in FY16/17.
Recommended Action: Approve the First Amendment to MOU with Florida Department of Health for Alachua Cares Health Services.
26. Budget amendment for medical examiner
Fiscal Consideration: Approve the budget amendment increasing the Medical Examiners FY16 budget by \$86,985.00.
Recommended Action: Approve the budget amendment increasing the Medical Examiners FY16 budget by \$88,000.00.

Court Services

27. FY16 Court Services budget amendment for personnel services
Fiscal Consideration: Approve the budget amendment to transfer budget between categories. Not to exceed \$125,000.00.
Recommended Action: Approve the budget amendment.

Economic Development

28. CareerSource North Central Florida interlocal agreement
Fiscal Consideration: N/A
Recommended Action: Approve Interlocal Agreement Draft and authorize Chair's signature

Environmental Protection

29. Request approval of a sole source purchase order for Government Services Group, Inc. to provide additional professional services to assist with development of the proposed stormwater assessment

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Fiscal Consideration: Funding for this item is being carried forward from FY16. The largest cost, \$50,750, in Phase 2 includes the cost of producing and mailing first class notices to property owners. This task is considered the preferred method of notifying property owners during the first year start up stage of implementing the proposed assessment

Recommended Action: Approve and authorize the Chair to sign the Sole Source and the Finance Report. Authorize the Purchasing Manager to approve and issue a purchase order to Government Services Group, Inc., in the amount of \$69,445.00 This Purchase is contingent upon budget being carried forward from FY2016.

Human Resources

30. Approval of Skillsoft Skillport8 contract

Fiscal Consideration: Year one \$45,541.72, Year two \$51,946.00, Year three \$51,946.00 Account #00118545134670

Recommended Action: Approve the Skillsoft Skillport8 three year Agreement and authorize the Chair to sign at a Year 1 cost of \$45,541.72 and Year 2 and 3 cost of \$51,946.

Office of Management and Budget

31. Self-insurance budget amendment FY16

Fiscal Consideration: Approve the use of Self Insurance Reserves for settlement costs and insurance claims.

Recommended Action: Approve the use of Self Insurance Fund Reserves and the accompanying budget amendment.

Parks & Conservation Land

32. Addition of land conservation project to the Alachua County Forever active acquisition list

Fiscal Consideration: The acquisition amount is the asking price for the property plus the due diligence and closing costs. However this project can only move forward if the November referendum passes or other additional funding can be secured. There will be no expenditure of funds for this project unless the WSPP referendum passes or unless staff is able to work with other agencies to obtain grant funding for this project. Placing this property on the Active Acquisition List demonstrates to the property owner that the Board of County Commissioners is supportive of this acquisition provided that additional funding is

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secured. In addition it shows other funding agencies that this property has been vetted through our local process, therefore making the property more competitive for outside funding.

Recommended Action: Approve the addition of the Millhopper Flatwoods Weiss Project to the Alachua County Forever Active Acquisition List.

Public Works

33. Regulatory traffic control device placed, modified or removed by the County Engineer

Fiscal Consideration: N/A

Recommended Action: Accept the list of regulatory traffic control devices placed, modified or removed by the County Engineer from July 1, 2016 to September 30, 2016 and include a copy of the list in the minutes of the Board of County Commissioners.

Sustainability Council

36. Review of a proposal outlining an increase in weatherization services

Fiscal Consideration: The Community Weatherization Coalition is requesting only in-kind contributions from the County at this time. No additional resources, beyond the \$5,000 from what the Sustainability Program has budgeted for FY17, are requested. Looking forward to the creation of the FY18 budget and CAPP process, they would like for communitywide weatherization services for low income homes to become a larger Board priority.

Recommended Action: Accept CWC report, direct staff to work with the CWC and UF's Program for Resource Efficient Communities to: assist in the promotion of weatherization education and events via social media and Channel 12, provide technical assistance to modernize data entry forms, analyze data, facilitate relations with landlords and convene a case management system between government and nonprofit entities dedicated to weatherization and energy efficiency outcomes per the 10,000 Homes Initiative.

13. CareerSource NCFL individual training account (ITA) waiver

Fiscal Consideration: N/A

Recommended Action: Approve ITA waiver extension