

**REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF CITRUS COUNTY,
FLORIDA**

AGENDA

October 28, 2008 - 1:00 P.M.

Joyce Valentino, Chairwoman
Vicki Phillips, 1st Vice Chairwoman
John Thrumston, 2nd Vice Chairman
Dennis Damato, District 1
Gary Bartell, District 2

Betty Strifler, Clerk of the Circuit Court
Robert B. Battista, County Attorney
Anthony J. Schembri, County Administrator
Eber E. Brown, Deputy County Administrator

All persons desiring to address the County Commission will be asked to limit their comments to the specific subject being discussed.

There will be a time limit set for all persons speaking at the public hearings, zone changes, and workshops. Organizations will be limited to five (5) minutes and individuals to three (3) minutes on either side of the item being discussed.

All members of the public wishing to speak at the beginning of the meeting will have three (3) minutes per person per day to make their request or presentation. If the request or presentation deals with a matter that requires investigation by County staff, the Chairman will refer it to the County Administrator to follow-up with the person making the request.

Any person who decides to appeal any decision of the Governing Body with respect to any matter considered at this meeting will need a record of the proceedings and for such purpose may need to provide that a verbatim record of proceeding is made which record includes testimony and evidence upon which the appeal is to be based. (Section 286.0105 Florida Statutes)

Any person requiring reasonable accommodation at this meeting because of a disability or physical impairment should contact the County Administrator's Office, Citrus County Courthouse, 110 N. Apopka Avenue, Inverness, FL 34450 (352) 341-6560, TTY (352) 341-6580 at least two days before the meeting.

**1. CALL TO ORDER, OCTOBER 28, 2008 - CITRUS COUNTY COURTHOUSE, 110 N.
APOPKA AVENUE, INVERNESS, FLORIDA**

Invocation
Pledge of Allegiance
Roll Call

[Official Agenda Summary](#)

3. PUBLIC HEARINGS - WORKSHOPS - PERSONS TO APPEAR

3A. 1:05 P.M. CONSENT AGENDA (Items are listed in Section No. 2)

2. CONSENT AGENDA ITEMS

2A. Approve the minutes of the regular meeting held on September 9, 2008.

[Supporting Documentation for item 2A](#)

2B. Approve County warrants for payroll and accounts payable.

[Supporting Documentation for item 2B](#)

2C. Adopt and authorize the Chairwoman to execute resolutions (1) adopting/amending the General Fund and the Sheriff's Office Special Revenue/General Fund budgets for fiscal year 2007/2008, and (2) adopting/amending the Aquatic Services Grant, Fire Rescue Grants, Community Care for the Elderly Grant, Title III E Grant, Disability Outreach Offering Resources Grant, Home Care for the Elderly Grant, Low Income Home Energy Assistance Program, and the Federal Elections Activity Grant budgets for fiscal year 2008/2009.

[Supporting Documentation for item 2C](#)

2D. (1) Approve budget transfers for Utilities-System I (2), Utilities-System II, Utilities-System II Renewal and Replacement, Road Impact Fees-District A, Fire Rescue, Park Impact Fees-Community Park District 1, State/County Welfare and Solid Waste Management budgets for fiscal year 2007/2008, and (2) approve budget transfers for School Impact Fees, Elections, Fleet Vehicle Trust, Capital Improvement Program, and Solid Waste for fiscal year 2008/2009.

[Supporting Documentation for item 2D](#)

2E.1. Bid No. 106-08: Approve award of Bid No. 106-08 to Pospiech Contracting, Inc., and authorize the Chairwoman to execute (1) agreement with Pospiech Contracting, Inc., to provide construction services for the Tsala-Apopka Storm Water Improvements in the amount of \$118,655, and (2) Notice of Commencement upon receipt of payment and performance bonds from the contractor.

[Supporting Documentation for item 2E-1](#)

2E.2. Piggyback No. 103-08: (1) approve piggybacking of Contract RFQ No. 07P-001 with the Village Center Community Development District and Sutphen Corporation; (2) authorize the Chairwoman to execute the Purchase Agreement with Sutphen Corporation for purchase of fire fighting apparatuses (fire trucks) under the terms of the agreement between Village Center Community Development District and Sutphen Corporation, expiring on May 3, 2009; (3) authorize staff to issue a Purchase Order to Sutphen Corporation for the purchase of three

Sutphen S-2 Shield Series Heavy Duty Custom Fire Engines, in the amount of \$936,212.37; and (4) adopt and authorize the Chairwoman to execute a resolution amending the Fire Capital Improvement Budget for fiscal year 2008-2009.

[Supporting Documentation for item 2E-2](#)

2E.3. Bid No. 116-08: approve award of Bid No. 116-08 to Citrus Sand & Debris, Inc., and Sand/Land of Florida Enterprises, Inc.; and (2) authorize the Chairwoman to execute agreements with Citrus Sand & Debris, Inc., to provide landfill service for construction and road debris for a period of one-year with the option to renew two additional one-year periods, and with Sand/Land of Florida Enterprises, Inc., to provide landfill services for construction and road debris and excavated earth material for a period of one year with the option to renew two additional one-year periods.

[Supporting Documentation for item 2E-3](#)

2E.4. Bid No. 097-08: approve award of Bid No. 097-08 to Hall Signs, Inc., and authorize the Chairwoman to execute an agreement with Hall Signs, Inc., to provide signpost hardware on an as needed basis at the unit prices noted for a period of one year with the option to renew two additional one-year periods.

[Supporting Documentation for item 2E-4](#)

2E.5. RFP 107-07: approve renewal of RFP 107-07 with Clean Harbors Environmental Services, Inc., and authorize the Chairwoman to execute a Renewal of Agreement with Clean Harbors Environmental Services, Inc., expiring on September 30, 2009, at the same terms and conditions as the previous year.

[Supporting Documentation for item 2E-5](#)

2F. Accept the 50% completion of the Emergency Operations Center Project and approve the 5% reduction in retainage and partial release of retainage in the amount of \$495,793.76 to Welbro Building Corporation.

[Supporting Documentation for item 2F](#)

2G. Approve and authorize the Chairwoman to execute Connection Charge Installment Lien Agreements by and between the Citrus County Municipal Service Benefit Unit for Water and Wastewater Utility Services and Brent and Deborah Miller; Glenn V. and Lucinda L. Crima; Peter and Martha Ensing; Ruth A. Wedeman for Chassahowitzka Real Estate, Inc. (3); Richard M. and Marcia N. Walters; Dianna L. Wilson; Michael Dalrymple; Craig W. Reynolds, James L. Reynolds, and Carl Hill; Louis A. and Trudy M. Tiller; Judy Whittman; David F. Sawicki; Richard E. Lolly; Alice Elliot; Lynda Gourlie-Case; and Randal L. Rouse and Eva D. Rouse.

[Supporting Documentation for item 2G](#)

[Supporting Documentation for item 2G Continued](#)

- 2H. Approve and authorize the Chairwoman to execute Releases of Liens for special assessments that have been paid in full relating to Halls River Road Wastewater as recorded in Resolution No. 2008-104; Chassahowitzka Sewer as recorded in Resolution No. 2008-164; Chassahowitzka Water as recorded in Resolution No. 2008-163; 2008 Limerock Road Paving as recorded in Resolution No. 2008-146; and 2008 Citrus Springs Waterline Extension as recorded in Resolution No. 2008-167. Property owners' names and account numbers are listed in Exhibit "A" on the Releases of Liens.

[Supporting Documentation for item 2H](#)

[Supporting Documentation for item 2H Continued](#)

[Supporting Documentation for item 2H Continued 2](#)

[Supporting Documentation for item 2H Continued 3](#)

- 2I. Approve and authorize the Chairwoman to execute a Duplicate Satisfaction of Judgment for Terry Rock Walker, Case No. 02-02877-TC.

[Supporting Documentation for item 2I](#)

- 2J. Authorize overnight travel for Commissioner Bartell November 18 through 21, 2008, to Volusia County, Florida to attend the Florida Association of Counties 2009 Legislative Conference.

[Supporting Documentation for item 2J](#)

- 2K. Approve and authorize the Chairwoman to execute a Subterranean Termite Service Policy with Citrus Pest Management Inc., to provide warranty coverage for the termite treatment provided during the construction of the Withlapopka Community Building in the amount of \$165 annually.

[Supporting Documentation for item 2K](#)

- 2L. Appoint Glen M. Robertson to fill a regular member position on the Citrus Springs Advisory Council. The term will expire on September 30, 2010.

[Supporting Documentation for item 2L](#)

- 2M. Approve and authorize the Chairwoman to execute the First Amendment to the Agreement with the Southwest Florida Water Management District for Chassahowitzka Spring Restoration

Project (L767), Agreement No. 07C00000070 to reflect a revised project schedule and budget.

[Supporting Documentation for item 2M](#)

- 2N. Approve and authorize the Chairwoman to execute the Florida Department of Transportation Computer Services Agreement for computer access to the traffic signal inventory database for signals located on state roadway.

[Supporting Documentation for item 2N](#)

- 2O. Approve deletion of the following items from the Department of Public Works, Fleet Management Division, and the removal of same items from the County's capital asset list: Motorola LCS 2000 Mobile Radios: 17693, 17694, 17695, 17696; Spectra Mobile Radio: 12803; Motorola LTS 2000 Portable Radios: 17454, 17455. These radios were exchanged due to the MHZ re-banding project per Nextel and the Federal Communication Commission.

[Supporting Documentation for item 2O](#)

- 2P. Approve write-off on uncollectible commercial solid waste assessments including penalties in the amount of \$490.14.

[Supporting Documentation for item 2P](#)

- 2Q. (1) Approve acceptance of an Irrevocable Letter of Credit No. 8107225851 increase notification for NCRS Disposal, Inc., Waste Disposal Account Agreement, (2) approve and authorize the Chairwoman to execute a Waste Disposal Account Agreement with NCRS Disposal, Inc., for disposal fees in the amount up to \$31,500; and (3) approve termination of the Waste Disposal Account Agreement with NCRS Disposal, Inc., dated August 28, 2007, and transfer of security to new agreement.

[Supporting Documentation for item 2Q](#)

- 2R. Adopt and authorize the Chairwoman to execute a resolution rescinding the Optional Rehousing Assistance Policy adopted October 9, 2001, and adopting the Optional Rehousing Assistance Policy revised 2008 as an Addendum to the local mitigation strategy.

[Supporting Documentation for item 2R](#)

- 2S. (1) Authorize staff to prepare a contract with Sumter County for occasional disposal of dead animals at the Citrus County Central Landfill with a rate in the amount of \$60 per ton, and (2) Set a public hearing on November 4, 2008, at 3:00 P.M. for the purpose of hearing public comment on the proposed contract and tipping fee rate.

[Supporting Documentation for item 2S](#)

- 2T. Approve and authorize the Chairwoman to execute an engagement letter from Pennington Moore Wilkinson Bell & Dunbar for legal services as needed for representation in matters regarding real estate, growth management, land use, transportation, and utilities.

[Supporting Documentation for item 2T](#)

- 2U. Approve and authorize the Chairwoman to execute the Federal Communications Commission Form 472 "Billed Entity Applicant Reimbursement Form" for a reimbursement of Library Services telecommunications costs from Embarq Corporation for the period of July 1, 2007, through June 30, 2008, in the amount of \$22,586.06.

[Supporting Documentation for item 2U](#)

- 2V. Approve and authorize the Chairwoman to execute the Federal Communications Commission Form 486 "Schools and Libraries Universal Service Receipt of Service Confirmation Form" allowing Library Services to proceed with the universal service process for the 2008-2009 funding year resulting in reimbursements for telecommunications services in the amount of \$7,173.43.

[Supporting Documentation for item 2V](#)

- 2W. Set a public hearing on November 18, 2008, at 3:00 P.M. to receive public comment on a resolution to approve issue of Water Franchise Certificate Number 014W and Wastewater Franchise Certificate Number 06S to Tarawood Utilities.

[Supporting Documentation for item 2W](#)

- 2X. Approve the write-off for \$25,724.19 for uncollected utility accounts.

[Supporting Documentation for item 2X](#)

- 2Y. Reappoint Robert K. Hnat to fill a technical member position on the Water & Wastewater Authority. The term will expire on October 28, 2012.

[Supporting Documentation for item 2Y](#)

- 2Z. Approve and authorize the Chairwoman to execute Cooperative Funding Agreements between Citrus County and Southwest Florida Water Management District for Chassahowitzka River Watershed Management Plan L946; Floral City Watershed Management Plan N091; East Citrus Withlacoochee River Watershed Management Plan N090; and Homosassa South Fork

Watershed Management Plan L944 with a County match of \$732,500 for fiscal year 2009; and (2) approve the related budget transfer.

[Supporting Documentation for item 2Z](#)

2AA. Approve adoption of Administrative Regulation 13.22-1 entitled Policies and Procedures for Sufficiency Determination.

[Supporting Documentation for item 2AA](#)

2BB. Authorize cancellation of the following public hearing dates for OA-08-05, Transportation Management, to consider amendments to the Citrus County Land Development Code (Ordinance No. 90-14): public workshop - November 12, 2008, at 4:45 P.M., and public hearing December 09, 2008, at 5:01 P.M.

[Supporting Documentation for item 2BB](#)

2CC. (1) Adopt and authorize the Chairwoman to execute a resolution creating the 2009 Consolidated Special Assessment District, (2) set a public hearing on Tuesday, December 16, 2008, at 3:30 P.M. for the purpose of hearing public comment on the consolidation of previously established assessment districts for billing purposes within said district and adopt and authorize the Chairwoman to execute a resolution setting the public hearing for the 2009 Consolidated Special Assessment District, and (3) set a public hearing on Tuesday, December 16, 2008, at 3:30 P.M. for the purpose of hearing public comment on the utilization of the uniform method for the levy, collection and enforcement of non-ad valorem assessments within the 2009 Consolidated Special Assessment District.

[Supporting Documentation for item 2CC](#)

2DD. Accept the 50% completion of the Inverness Airport Automated Weather Observation Station Project and approve the 5% reduction in retainage and partial release of retainage in the amount of \$11,105.68 to J. D. James, Inc.

[Supporting Documentation for item 2DD](#)

2EE. Approve and authorize the Chairwoman to execute the (1) Equal Employment Opportunity (EEO) Plan, expiring on October 28, 2010, and (2) three Certification Forms, exempting the County from filing the EEO Plan for each grant listed.

[Supporting Documentation for item 2EE](#)

2FF. Approve reclassification of the Utilities construction positions as listed in the backup material with an effective date of October 6, 2008.

[Supporting Documentation for item 2FF](#)

2GG. Approve and authorize the Chairwoman to execute a letter requesting the Environmental Protection Agency to change the title of the FY 06 appropriation line item as it relates to the Special Appropriation Project (SPAP) FY 2008 Application - HUC 03100298 Citrus County Homosassa Wastewater Collection System - Phase 4/Chassahowitzka Drinking Water System Phase 1 Project.

[Supporting Documentation for item 2GG](#)

3B. 1:30 P.M. OPEN TO THE PUBLIC

3C. 2:00 P.M. MARY CRAVEN DAY

Approve and authorize the Board to execute a proclamation declaring December 6, 2008, "Mary Craven Day" in Citrus County, Florida.

[Supporting Documentation for item 3C](#)

3D. 2:30 P.M. VETERANS APPRECIATION WEEK AND VETERANS DAY

Approve and authorize the Board to execute a proclamation declaring October 27 through November 14, 2008, Veterans Appreciation Week, and November 11, 2008, Veterans Day in Citrus County, Florida.

[Supporting Documentation for item 3D](#)

3E. 3:00 P.M. PUBLIC HEARING - ANIMAL SERVICES ORDINANCE

(1) Approve an amendment of Chapter 14 (Animal Services Ordinance) of the Citrus County Code.

(2) Adopt and authorize the Chairwoman to execute a resolution to amend fees and fines associated with violation of the Animal Services Ordinance, providing for distribution of fees and fines, and providing for an effective date.

[Supporting Documentation for item 3E-1](#)

[Supporting Documentation for item 3E-2](#)

[Proof of Publications for item 3E](#)

3F. 3:15 P.M. CLARK A. STILLWELL, LLC. FOR CROSLAND TRIP TRANSFER

Approve and authorize the Chairwoman to execute the Trip Transfer Agreement with Crosland Investments, LLC, Beverly Hills Development Corporation.

[Supporting Documentation for item 3F](#)

[Proof of Publications for item 3F](#)

3G. 3:30 P.M. FIREARMS ORDINANCE

Conduct a public hearing on an amendment to an ordinance of Citrus County, Florida, amending Chapter 70, Article II of the Citrus County Code consisting of Section 70-31 through 70-50 to provide for consistency with Chapter 88183, Laws of Florida, by amending such sections to modify applicability and enforcement; remove definitions for "any part of the transaction," "Buyer," "Firearm," and "Sale,;" provide definitions for "Purchase" and "Retail Establishment"; modify the application of the three-day waiting period to conform to Florida Statute; removing the preempted requirement for criminal history records checks; modifying Section 70-35 to add exemptions required by Florida Statute; providing for availability of handgun sales records for inspection by law enforcement; providing for severability; providing for inclusion in the Code; and providing an effective date.

[Supporting Documentation for item 3G](#)

[Proof of Publications for item 3G](#)

3H. 3:45 P.M. STATUS OF CONSTRUCTION ON THE EMERGENCY OPERATIONS CENTER

Presentation by the Citrus County Sheriff's Office summarizing the status of construction of the Emergency Operations Center.

[Supporting Documentation for item 3H](#)

3I. 4:00 P.M. COMMISSIONER NANCY ARGENZIANO - ENERGY ISSUES

Commissioner Nancy Argenziano to address the Board to discuss energy issues in Citrus County.

[Supporting Documentation for item 3I](#)

3J. 4:15 P.M. GEORGEANNA PHELPS - CEDAR KEY FISH AND CRAB HOUSE

Georgeanna Phelps to address the Board regarding the Cedar Key Fish and Crab House.

[Supporting Documentation for item 3J](#)

4. REGULAR BUSINESS

4A. APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE

5. COUNTY ADMINISTRATOR ANTHONY J. SCHEMBRI

5A. FLORIDA AQUATIC PLANT MANAGEMENT SOCIETY, INC.

Presentation of a plaque from the Florida Aquatic Plant Management Society, Inc. to Frank Aumack, Aquatic Operations Manager for a presentation that was given entitled "Don't Give Up" at the 32nd annual Florida Aquatic Plant Management Society conference.

[Supporting Documentation for item 5A](#)

5B. APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE

6. COMMISSION CHAIRWOMAN JOYCE VALENTINO

6A. WATER & WASTEWATER AUTHORITY VACANCY

Accept with regret the resignation of Michael Smallridge and announce a vacancy for a technical member position on the Water & Wastewater Authority. The unexpired term will expire on November 1, 2010.

[Supporting Documentation for item 6A](#)

6B. PLANNING AND DEVELOPMENT REVIEW BOARD POSITIONS

Nominate two individuals to fill two regular member positions on the Planning and Development Review Board. The terms will expire November 30, 2011.

[Supporting Documentation for item 6B](#)

6C. APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE

11. COUNTY ATTORNEY ROBERT B. BATTISTA

11A. APPROVAL OF MISCELLANEOUS ITEMS RECEIVED AFTER THE CLOSE OF AGENDA DEADLINE

12. ANY OTHER COUNTY BUSINESS - ACCEPTED BY MOTION ONLY

13. ANY OTHER BUSINESS OR ANY PERSONS WISHING TO ADDRESS THE BOARD

14. UPCOMING MEETINGS

Public Meeting Land Use Applications: November 12, 2008, at 4:30 P.M., Citrus County Courthouse, Room 100, 110 N. Apopka Avenue, Inverness, FL 34450

Regular Meeting: November 4, 2008, at 1:00 P.M., Citrus County Courthouse, Room 100, 110 N. Apopka Avenue, Inverness, FL 34450

Regular Meeting: November 18, 2008, at 1:00 P.M., Citrus County Courthouse, Room 100, 110 N. Apopka Avenue, Inverness, FL 34450

15. ADJOURN