BOARD OF COUNTY COMMISSIONERS
MEETING MINUTES
May 9, 2017
Administration Building,
4th Floor, BCC Meeting Room, 477 Houston Street,
Green Cove Springs, FL 32043
2:00 PM

CALL TO ORDER

Chairman Bolla called the meeting to order at 2:00 P.M.

INVOCATION

Commissioner Cella

PLEDGE

Commissioner Hendry

ROLL CALL

Present: Commissioner District 2 Chairman Wayne Bolla
Commissioner District 3 Vice-Chairman Diane Hutchings
Commissioner District 1 Commissioner Mike Cella
Commissioner District 4 Commissioner Gavin Rollins
Commissioner District 5 Commissioner Gayward Hendry

Absent: None

Staff Present: County Manager S. C. Kopelousos
County Attorney Courtney K. Grimm
Commission Auditor Mike Price
Chief Assistant County Attorney Fran Moss

A MOMENT IN HISTORY

"A Moment In History" was presented by Commissioner Hendry. He shared that on May 8, 1945 Germany surrendered to the allied forces in Europe; followed by the Japanese surrender aboard the USS Missouri on September 2, 1945. General Roy S. Geiger

was the senior marine aboard the USS Missouri during the signing of the surrender.

ARTWORK

Coppergate Elementary School

Artwork was provided by Coppergate Elementary School where Sue Hoyt is the Art Teacher. The participating artists were Orlando Jones, Victor Marichales, Sydney Hayes, Niyala Jones, Isaac Davis, Ibraheem Sheheen, Dominic DeAngelo, Frankie McMaster, Natalie Leathers, Haley Foster, Danica Moss, Calvin Jones, Malakai Hobbs and Nathan Bilancione.

PET ADOPTIONS

Gail Flakes and Kelly, Animal Care and Control, presented pets for adoption. Three cats were presented named Freya (for adoption), Angel and Buffy (for fostering).

SPECIAL STAFF RECOGNITION

None

PRESENTATIONS

Georgia Pacific

There were no presentations.

PROCLAMATIONS/RESOLUTIONS

1. Concert on the Green Resolution

The Resolution was presented by Vice-Chair Hutchings.

After discussion, Chairman Bolla moved, seconded by Commissioner Cella, and carried 5-0, to approve the Resolution as presented.

2. National Safe Boating Week Proclamation

The Proclamation was presented by Commissioner Hendry.

After discussion, Vice-Chair Hutchings moved, seconded by Commissioner Cella, and carried 5-0, to approve the Proclamation as presented.

The Proclamation was accepted by a Coast Guard Auxiliary representative.

3. Building Safety Month Resolution

The Resolution was presented by Commissioner Rollins.

After discussion, Vice-Chair Hutchings moved, seconded by Commissioner Hendry, and carried 5-0, to approve the Resolution as presented.

4. Muscular Dystrophy Association/Clay County Firefighter Appreciation Week Proclamation

The Proclamation was presented by Commissioner Cella.

After discussion, Chairman Bolla moved, seconded by Vice-Chair Hutchings, and carried 5-0, to approve the Proclamation as presented.

APPROVAL OF MINUTES

After discussion, Commissioner Rollins moved, seconded by Vice-Chair Hutchings, and carried 5-0, to approve both the March 21, 2017 BCC Workshop Minutes and the April 11, 2017 BCC Meeting Minutes as presented.

5. March 21, 2017 BCC Workshop Minutes

6. April 11, 2017 BCC Meeting Minutes

PUBLIC COMMENTS

Richard Klinzman, 1985 Timucua Trail, Middleburg, Florida, commented that the Florida Legislature has failed the citizens of this State as they could not come to an agreement regarding the medical marijuana dispensaries. He shared that this is something that is greatly needed and asked that those who may have acquaintances or friends to assist in moving this matter forward.

CONSENT AGENDA

After discussion, Commissioner Rollins moved, seconded by Vice-Chair Hutchings, and carried 5-0, to approve the Consent Agenda as presented.

7. Finance & Audit Committee Business
   Approval of Finance & Audit Committee Minutes of May 2, 2017.

8. Finance Business
   The Finance Department business is submitted to request approval and

ratification by the Board for various warrants and disbursements in order to meet the requirements of Ch. 136.06 (1), Fl Statute. Acceptance and disposal of various Board property and various documents are submitted for the Board's information. At times, approval is requested for various finance related issues.

9. Approval of report and recommendation regarding civil action against Clay County (JPMorgan Chase Bank, N.A. v. David R. Cochran, Jr., et al., Clay County Circuit Court Case No. 2017-CA-339)

   On April 25, 2017, the County Attorney's Office accepted service on behalf of the County of a summons and a copy of a complaint naming the County as a defendant in the above-referenced case. In the complaint, JPMorgan Chase Bank, N.A. seeks to foreclose a mortgage dated September 4, 2008, and recorded on September 11, 2008, in Official Records Book 3050, page 1576, public records of Clay County, Florida, on certain real property located in Clay County, Florida. The County has been joined as a party defendant to foreclose the lien of a SHIP mortgage on the property. See attached memorandum.

10. Re-approval of Add-On #7 to Agreement #96/97-106 (FinancePlus Upgrade)

    Re-Approval of Add-On #7 to Agreement #96/97-106 and advance payment with Superion LLC, for support of FinancePlus and adding the Personnel Budgeting Module, for a period ending September 30, 2019, at the cost of $27,765.00 for the first year, then the prevailing rate will take effect. In addition, approval of Superion LLC as a sole source provider for all routine maintenance and support of the County's Financial, HR, Community, Public Service, and any future applications is requested. Funding Sources: 001-0107-546100/549300/552700 (General Fund / MIS / Repair and Maintenance / Training / Computer Software)

11. Acceptance of Final Plat for Recording Eagle Landing at Oakleaf Plantation Phase V

12. Approval of Letter of Support for Clay Economic Development Corporation's grant application to the Department of Economic Opportunity

OLD BUSINESS

None

PLANNING AND ZONING

None

NEW BUSINESS

13. Bid #15/16-29, Construction of Oakleaf Ballfield Parking Lot

    Approval to post notice of intent and award Bid #15/16-29, Construction of Oakleaf Ballfield Parking Lot to Besch & Smith Civil Construction Group, Inc. at a cost of $732,453.68 for Phase I. Approval will be effective after 72 hour bid protest has expired, assuming no protests are received. Additional approval of Construction Agreement is requested. Funding Source: 305-6061-563000 (CIP Fund / Oakleaf Community Park / Infrastructure) (J. Householder)

James Householder, Facilities Manager, presented the item for the Board's consideration.

After discussion, Commissioner Rollins moved, seconded by Commissioner Hendry, and carried 5-0, to approve the posting of the notice of intent to award and the award of both the bid and construction agreement after the 72 hour protest period has expired, assuming no protests are received.

14. Bid #16/17-13, HVAC Control System Diagnostics and Replacement at the Clay County Courthouse

    Approval to post notice of intent and award Bid #16/17-13, HVAC Control System Diagnostics and Replacement at the Clay County Courthouse to Certified Control Systems for a cost of $98,372.00. Approval will be effective after 72 hour bid protest has expired, assuming no protests are received. Funding Source: 106-1000-546100 (Court Facility Fund / Court Facilities / Repairs and Maintenance) (J. Householder)

James Householder, Facilities Manager, presented the item for the Board's consideration.

After discussion, Vice-Chair Hutchings moved, seconded by Commissioner Rollins, and carried 5-0, to post the notice of intent to award and award the bid as presented, following the expiration of the 72 hour protest period, assuming no protests are received.

15. Replay Systems Purchase

    Approval of sole source purchase from Replay Systems in the amount of $208,649.65 for hardware, software and licensing to fully implement a

complete recording and backup solution that will integrate the radio recordings with the 911 recorders which is necessary with the implementation of the new radio system. The system will record all radio channels and back up the data to the EOC backup recorder. Further approval of advance payment is requested as a portion of the project will require advance payment. Funding Source: 305-6054-564100 (CIP Fund / 800 MHz Project / M&E-Capitalized) (T. Nagle)

Troy Nagle, MIS Director, presented the item for the Board's consideration.

Commissioner Hendry asked about the recording retention time. Mr. Nagle replied that the retention time for the Board is one year or until full, in which case the system starts recording over.

Chairman Bolla asked if it was known that this expense was coming and Mr. Nagle replied yes, but the cost could not be determined until the County picked the vendor.

Commissioner Cella commented that these funds were coming from the same line item as the 800 MHz radio system and the same was confirmed.

Commissioner Rolllins inquired as to what would happen if this item is not approved and Mr. Nagle replied that we would not record in that event.

Chairman Bolla inquired as to the number of recordings done and Lorin Mock replied in general as the numbers are not readily available.

Chief Cross with the Clay County Sheriff's Office stated that the use of the recordings is a day-to-day practice for the Sheriff's Office.

After discussion, Commissioner Rollins moved, seconded by Vice-Chair Hutchings, and carried 5-0, to approve the replay system purchase as presented.

16. Discussion regarding an appointment to the Library Board of Trustees

    The Library Board of Trustees has vacancies in District 1, 2, 3 and 4.

    Ms. Owens submitted an application on April 22, 2017 and she lives in District 4.

    Asking for the Board's consideration of appointing Ms. Owens to serve as a District 4 member, term retroactive to October 1, 2016 through October 1, 2020.

After discussion, Commissioner Rollins moved, seconded by Commissioner Hendry, and carried 5-0, to approve the appointment of Cheryl Owens as presented.

17. Discussion Regarding Appointments to Historic Preservation Board

After discussion, Commissioner Rollins moved, seconded by Vice-Chair Hutchings, and carried 5-0, to appoint Cheryl Owens to the Historic Preservation Board as presented.

After discussion, Commissioner Hendry moved, seconded by Vice-Chair Hutchings, and carried 5-0, to appoint Robert Dews as an alternate to the Historic Preservation Board.

COUNTY MANAGER/CLERK OF THE BOARD

18. Discussion Regarding Wildfire Hazard

Chief Lorin Mock, Fire and Rescue, updated the Board regarding the drought index and the issuance of the burn ban.

Commissioner Hendry asked who is in charge of enforcing the burn ban and Chief Mock replied that they report violations to the Sheriff's Office. He believes the violation of the burn ban is a civil infraction.

Chairman Bolla questioned whether or not organized fire works events would be allowed, such as 4th of July celebrations, and Chief Mock commented that they have leeway to permit that. He also shared that commercial burning is regulated by the Florida Forestry Service.

Chairman Bolla asked about the status of the current fires and Chief Mock shared that the current fires are being monitored by the Florida Forestry Service.

19. Discussion of Gas Tax Interlocal Agreement

County Manager Kopelousos provided an update to the Board, discussed the phased-in approach currently being pursued by the municipal managers (which is a five year look back on what has been spent on transportation-done every ten years). Starting in 2020 we would start getting to the statutory formula. An Interlocal Agreement is being worked on and has been shared with the municipalities. This is being brought up today as a majority of the incorporated municipalities could ask to terminate the agreement today. In addition, the Board could terminate unilaterally and go directly to the statutory formula. If it was the Board's decision to terminate unilaterally, a vote would have to be taken today as it would have to be done by the twentieth of the month.

Commissioner Rollins spoke in favor of the phased-in approach.

Vice-Chair Hutchings commented that she will support the phased-in approach.

Chairman Bolla commented that the municipalities would have plenty of time to adjust to the formula as it would start in 2020, then there would be a five year phase-in. He feels that it would be simple and straight to go with the formula as we're headed in that

direction anyway.

Commissioner Rollins shared that Orange Park is already onboard with the phased-in approach and that he would hate to go contrary at this point seeing that the cities have already agreed.

Commissioner Cella commented that if everyone has agreed to the phased-in approach then we're ninety-nine percent there.

County Manager Kopelousos stated that she will bring the Interlocal Agreement back to the Board on the 23rd of May, provided it meets with the consensus of the Board.

COUNTY MANAGER-ADDITIONAL ITEM #1

County Manager Kopelousos shared information discussed during her telephone conversation with the Florida Department of Transportation (FDOT). She stated that one million dollars is planned in 2019 for County Road 218 by FDOT. However, the County Road 218 project is projected to be in the sixteen million dollar range and the one million dollars is not enough to move it forward. FDOT is looking to add approximately five hundred thousand dollars for PD&E services on County Road 220. The question is, if the County is not prepared to come up with the balance of the County Road 218 funding, then the County needs to consider what it wants to do with the programmed one million dollars. FDOT believes that if the one million dollars is moved over to the County Road 220 project, then FDOT and the County could do the PD&E study and design together. Chairman Bolla asked County Manager Kopelousos for her thoughts and she replied that she would place the one million dollars on the County Road 220 project, do the PD&E study and get as much of the design work as can be done completed. After that a look could be taken at FDOT and the County working together on the County Road 218 PD&E study and design. The consensus of the Board was to move the one million dollars programmed for County Road 218 to the County Road 220 project for the PD&E study and design work.

COUNTY MANAGER-ADDITIONAL ITEM #2

County Manager Kopelousos commented regarding various projects for which budget funding has been approved; such as $250,000.00 for the SWEAT Program, $400,000.00 for Camp Chowenwaw Park, $700,000.00 for a fire station, $2,750,000.00 for County Road 220 railroad crossing improvements and $13,500,000.00 for the Keystone Heights water project (the latter of which involves recurring funds).

COUNTY ATTORNEY

20. Request for direction to use alternative procedure to notice public hearings for the consideration of the purchase and sale agreement for the purchase of real property - Construction of Tynes Boulevard Extension

    The County Manager requests the Board utilize the alternative procedure to reduce the notice required for public hearings for the consideration of an agreement for the purchase of real property by the County. The real

property is a small parcel consisting of 6305 square feet which is located northeast of the existing dead end of Tynes Boulevard. It is necessary to purchase this property in order to provide uninterrupted right of way for the construction of the new Tynes Boulevard Extension. See attached memorandum for additional information.

Fran Moss, Chief Assistant County Attorney, presented the item for the Board's consideration and stated that the alternative procedure would shorten the time from thirty days to five days for this particular purchase procedure.

After discussion, Commissioner Rollins moved, seconded by Vice-Chair Hutchings, and carried 5-0, to approve the item as presented.

TIME CERTAINS

None

LETTERS FOR ACTION

None

LETTERS OF DOCUMENTATION

None

COMMISSIONERS' COMMENTS

Commissioner Hendry shared with County Manager Kopelousos that someone from staff should look at the old courthouse and assess the state of that building, as it is one of the jewels of the County. County Manager Kopelousos acknowledged and stated that she is also looking at a grant to address some of those issues. Commissioner Hendry inquired as to when something was going to be done with regard to Henley Road and Black Creek Bridge. County Attorney Grimm replied that the proposed fix has been negotiated and it is being worked on. Commissioner Rollins stated that the moving of barrels on the project is presenting a hazard and asked Chief Cross of the Clay County Sheriff's Office to monitor the area.

Vice-Chair Hutchings spoke of signs along US 17 regarding medical marijuana and asked if they could be picked up. She also encouraged efforts to make everybody aware of the no burn ban.

Commissioner Rollins commented regarding EZ-Base and provided a timeline of previous Board actions regarding the same. He stated that JEA stopped placing EZ-Base in Clay County in 2013. He also commented that protection is offered via the Florida Department of Environmental Protection (FDEP) with regard to EZ-Base that is already here in the County. County Attorney Grimm was asked to look into some of the

issues surrounding the health risks. A FDEP hotline has been established to voice any concerns at the following numbers: FDEP 904-256-1653 & JEA 904-665-6952.

Commissioner Cella echoed the comments of Commissioner Rollins and asked that the citizens utilize the established hotlines. He also shared that he gave the keynote address at the Sheriff's memorial ceremony, which was a job well done and announced the Tourism Summit to be held at the Thrasher-Horne Center on May 19, 2017.

Chairman Bolla announced a water workshop scheduled for 19th of June; that the next two workshops to consider will be libraries and code enforcement for which County Manager Kopelousos will gather some dates; and inquired as to what needs to happen in order to obtain the bronze level. Regarding the bronze level, County Manager Kopelousos said she thought we were going to work on parts of it however the bronze level may not be obtainable due to cost.

Commissioner Rollins issued a thanks to all fire fighters.

Chairman Bolla adjourned the meeting at 3:45 P.M.

Attest:

Clerk of the Board	Chairman or Vice-Chairman