

**Levy County Board of County Commissioners**  
**Agenda Item Summary**

**1. NAME/ORGANIZATION/TELEPHONE:**

FLORIDA FOREST SERVICE      352-221-0842

**2. MEETING DATE:**

05-03-2016

**3. REQUESTED MOTION/ACTION:** Present check to Levy County BOCC from FFS. Would request to be at the beginning of the meeting.

**4. Agenda**

**Presentation Time**

**Requested: 5 min**

(Request will be granted if possible)

**5. IS THIS ITEM BUDGETED (IF APPLICABLE)?: YES\_ NO\_ IF NO, STATE ACTION REQUIRED**

BUDGET ACTION:

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: YES\_\_ NO\_\_      BUDGET OFFICER APPROVAL \_\_\_\_ DATE

**6. BACKGROUND: (WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)**

**7. RECOMMENDED APPROVAL AND DATE (YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED)**

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
YES__ NO	YES__ NO	YES__ NO	YES__ NO	YES <u>X</u> NO	YES__ NO

**8. COMMISSION ACTION:**

APPROVED

DENIED

DEFERRED      DATE TO BRING BACK:

OTHER      SPECIFY:

**Levy County Board of County Commissioners**

**Agenda Item Summary**

1. **NAME/ORGANIZATION/TELEPHONE:**

IVAN CHUBB/ 528-3328

2. **MEETING DATE:**  
 May 3  
~~April 19, 2016~~

3. **REQUESTED MOTION/ACTION:**

Presenting a Presentation

4. **Agenda Presentation**

*Time Requested: 15min*

(Request will be granted if possible)

**ALLOTTED TIME NOT MORE THAN 15 MINUTES**  
 Not more than 15 min

5. **IS THIS ITEM BUDGETED (IF APPLICABLE) ?** Yes\_ No\_ *IF NO, STATE ACTION REQUIRED WE DON' T KNOW HOW ADOPT-A-ROAD PROGRAM IS FUNDED*

BUDGET ACTION:

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: Yes\_\_ No\_\_ BUDGET OFFICER APPROVAL \_\_\_\_\_ DATE

6. **BACKGROUND:** (WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)

Presentation

7. **RECOMMENDED APPROVAL AND DATE** (YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED)

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
YES__ NO	YES__ NO	YES__ NO	YES__ NO	YES__ NO	YES__ NO

8. **COMMISSION ACTION:**

APPROVED

DENIED

DEFERRED DATE TO BRING BACK:

OTHER SPECIFY:

**2015 LAW ENFORCEMENT  
OFFICER OF THE YEAR**

this certificate is awarded to:

*Sherriff Bobby McCallum*

Thank you for your dedication and service to Levy County.



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Rev Dr Ivan Chubb MCA  
Military Chaplains Association  
Deputy Veterans Rep VA/VS  
AmVets National Honor Guard

Mr. Fred Moody  
Levy County Administrator

The Law Enforcement Officer of the year has been done by me for about twelve years or so. The person does not have to have any rank. I announced it at the VFW meeting and they wanted to get involved after the fact. This process is about six or eight weeks long, before the plan to do it. And with paperwork, Certificate and LCBOCC, the time frame can be four months or even five sometimes.

I am including a copy of Bobby's. I am Past Commander VFW, AmVets, American Legion. Life Member Marine Corps League and DAV. I am Deputy Rep VA/VS, AmVets National Officer, Military Chaplains Association.

The actual presentation is included and the words for the presentation will go something like this.

These and many other presentations in the United States of America is what FREEDOM and LIBERTY are all about. It takes a really great Sheriff's Department to keep it under control in these hard days. The Levy County Sheriff's Department and those that support it, have done an excellent job. ISIS is not a figment of imagination, by a long

shot, it is a bunch of crazys attacking defenseless people, women and children. We can go to bed every night feeling safe with you all on the job. I commend you Bobby with the highest respect and am dedicated to helping your department any I can. God Bless You, LCSD and the USA,

Freddy - Am vets our form  
I am STATE & NATIONAL  
OFFICER for them.

Quano

**Levy County Board of County Commissioners**  
**Agenda Item Summary**

**1. NAME/ORGANIZATION/TELEPHONE:**

KRISTINA ZACHRY, QUITDOC FOUNDATION / SWAT, 352-577-4309

**2. MEETING DATE:**

May 3, 2016

**3. REQUESTED MOTION/ACTION:**

Members of Levy Students Working Against Tobacco (SWAT) would like to ask the BOCC to pass a proclamation declaring May 8th-14th, 2016 as Tobacco Free Florida Week.

**4. Agenda Presentation**

**Time Requested: 3 min.**

(Request will be granted if possible)

**ALLOTTED TIME NOT**

**MORE THAN 15 MINUTES**

**5. IS THIS ITEM BUDGETED (IF APPLICABLE)?: YES\_\_ NO\_\_ IF NO, STATE ACTION REQUIRED**

BUDGET ACTION: N/A

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: YES\_\_ NO\_\_ BUDGET OFFICER APPROVAL \_\_\_\_\_ DATE

**6. BACKGROUND: (WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)**

There's more evidence now than ever that secondhand smoke causes serious health consequences. Too many children are still exposed to secondhand smoke and children are particularly sensitive to its effects. Tobacco Free Florida is helping to protect Floridians from tobacco smoke by educating the public about the dangers of secondhand smoke exposure and by helping smokers quit. Levy County Students Working Against Tobacco members work to educate the community about the dangers of secondhand smoke exposure and they work to help their peers choose a tobacco free lifestyle. They are asking that the Board of County Commissioners pass a proclamation declaring the week of May 8<sup>th</sup>-14<sup>th</sup>, 2016 as Tobacco Free Florida Week.

**ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED**

**7. RECOMMENDED APPROVAL AND DATE (YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED)**

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
YES__ NO	YES__ NO	YES__ NO	YES__ NO	YES__ NO	YES__ NO

**8. COMMISSION ACTION:**

APPROVED

DENIED

DEFERRED    DATE TO BRING BACK:

OTHER    SPECIFY:

# **TOBACCO FREE FLORIDA WEEK**

## **PROCLAMATION**

**WHEREAS,** even though Florida has made substantial strides in progress of smoke free policy, Floridians are still involuntarily affected by secondhand smoke's toxic chemicals; and

**WHEREAS,** low levels of smoke exposure, including secondhand smoke, can lead to rapid and sharp increases in dysfunction and inflammation of the lining of the blood vessels, which are implicated in heart attacks and stroke; and

**WHEREAS,** secondhand smoke significantly increases the risk of lung cancer, Florida's number-one cancer killer; and

**WHEREAS,** in the United States, two in five children ages 3 to 11 are exposed to secondhand smoke and 39.7 percent of Florida high school students and 35.9 percent of Florida middle school students reported being exposed to secondhand smoke in a room or car in the past week; and

**WHEREAS,** comprehensive smoke-free policies not only protect people from secondhand smoke, but they also de-normalize tobacco use, encouraging more smokers to quit and fewer youth to ever start; and

**WHEREAS,** the best way smokers can protect their loved ones from secondhand smoke is to quit smoking and since 2007, more than 126,000 Floridians have successfully quit tobacco using one of Tobacco Free Florida's 3 Free and Easy Ways to Quit;

**NOW, THEREFORE,** the BOARD OF COUNTY COMMISSIONERS, as representatives of LEVY COUNTY

do hereby recognize

the week of **May 8 - 14, 2016** as

**TOBACCO FREE FLORIDA WEEK**

And, in doing so, urge citizens to make publically known the dangers of secondhand smoke exposure and also to urge tobacco users to demonstrate to themselves, their friends, and their families that they can quit tobacco.

Dated this   3rd   day of May, 2016

Board of County Commissioners

Levy County, Florida

**PROCLAMATION  
2016-027**

**A PROCLAMATION OF THE BOARD OF COUNTY  
COMMISSIONERS OF LEVY COUNTY, FLORIDA  
RECOGNIZING MAY 8-14, 2016 AS TOBACCO FREE  
FLORIDA WEEK.**

**WHEREAS**, even though Florida has made substantial strides in progress of smoke free policy, Floridians are still involuntarily affected by secondhand smoke's toxic chemicals; and

**WHEREAS**, low levels of smoke exposure, including secondhand smoke, can lead to rapid and sharp increases in dysfunction and inflammation of the lining of the blood vessels, which are implicated in heart attacks and stroke; and

**WHEREAS**, secondhand smoke significantly increases the risk of lung cancer, Florida's number-one cancer killer; and

**WHEREAS**, in the United States, two in five children ages 3 to 11 are exposed to secondhand smoke and 39.7 percent of Florida high school students and 35.9 percent of Florida middle school students reported being exposed to secondhand smoke in a room or car in the past week; and

**WHEREAS**, comprehensive smoke-free policies not only protect people from secondhand smoke, but they also de-normalize tobacco use, encouraging more smokers to quit and fewer youth to ever start; and

**WHEREAS**, the best way smokers can protect their loved ones from secondhand smoke is to quit smoking and since 2007, more than 126,000 Floridians have successfully quit tobacco using one of Tobacco Free Florida's 3 Free and Easy Ways to Quit.

**NOW, THEREFORE, BE IT PROCLAIMED** by the Board of County Commissioners of Levy County, Florida that the week of May 8-14, 2016 shall be known in Levy County as:

***TOBACCO FREE FLORIDA WEEK***

And, in doing so, urge citizens to make publically known the dangers of secondhand smoke exposure and also to urge tobacco users to demonstrate to themselves, their friends, and their families that they can quit tobacco.

PASSED AND ADOPTED this 3<sup>rd</sup> day of May, 2016.

**BOARD OF COUNTY COMMISSIONERS  
LEVY COUNTY, FLORIDA**

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John Meeks, Chairman

**ATTEST:** Clerk of the Circuit Court  
and Ex-Officio Clerk to the Board

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Danny J. Shipp, Clerk

(SEAL)

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LR2016-046

*Levy County Board of County Commissioners  
Agenda Item Summary*

1. DEPARTMENT MAKING REQUEST/NAME/EXTENSION:

TAMMY JONES, SUPERVISOR OF ELECTIONS

2. MEETING DATE:

05/03/2016

3. REQUESTED MOTION/ACTION:

Request chairman signature for matching funds for the Federal Election Activities grant. This matching money has already been approved in this current budget and is available for use.

**ORIGINAL**

4. IS THIS ITEM BUDGETED (IF APPLICABLE)?: Yes  No  IF NO, STATE ACTION REQUIRED 100% FUNDED BY FDOT RURAL ECONOMIC DEVELOPMENT INITIATIVE "REDI"

DETAILED ANALYSIS ATTACHED?: Yes  No  BUDGET OFFICER APPROVAL  DATE

FUNDING SOURCE:

ACCOUNT NUMBER:

5. BACKGROUND: (WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)

The federal election activities funds are used for voter education. The State provides \$4337.58 if the county matches 15% which is \$ 650.64.

6. RECOMMENDED APPROVAL AND DATE (YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED)

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
Yes__ No	Yes__ No	Yes__ No	Yes__ No	Yes__ No	Yes__ No

7. COMMISSION ACTION:

APPROVED

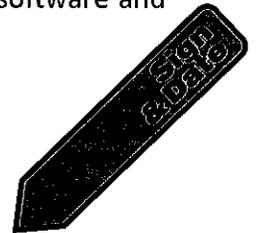
DENIED

DEFERRED DATE TO BRING BACK:

OTHER SPECIFY:

**Certificate of Equipment for Casting and Counting Ballots**

We, \_\_\_\_\_, Supervisor of Elections and \_\_\_\_\_ Chairperson of Board of County Commissioners, of \_\_\_\_\_ County, Florida, do hereby certify that prior to the receipt and use of fiscal year 2015-2016 HAVA funds for the purchase of State-approved or certified (whichever is applicable) emerging or enhancing software or hardware technology as allowable per Attachment A-1, the county has purchased and made available sufficient equipment for casting and counting ballots to meet the needs of the county electors for the next regularly scheduled general election. If the Florida Department of State determines that there is insufficient equipment for casting and counting ballots for the next regularly scheduled general election as herein certified, we shall return the HAVA funds that were used to purchase other emerging or enhancing software and hardware technology to the State.



\_\_\_\_\_  
Supervisor of Elections

\_\_\_\_\_  
Chairman, Board of County Commissioners

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**Certificate Regarding Matching Funds**

I, \_\_\_\_\_, Chairman of the Board of County Commissioners of \_\_\_\_\_ County, Florida, do hereby certify that the Board of County Commissioners will provide matching funds for the Federal Election Activities grant in county FY 2015-2016 to the Supervisor of Elections in an amount equal to at least 15% of the amount to be received from the state, which for \_\_\_\_\_ County is \$ \_\_\_\_\_. I understand that if the Board fails to appropriate the matching funds, all funds received from the state for this grant during the 2015-2016 state fiscal year will be required to be returned to the Department of State.

\_\_\_\_\_  
Chairman, Board of County Commissioners



\_\_\_\_\_  
Date

**ATTACHMENT A to MOA # 2015-2016-0001**

**3078 SPECIAL CATEGORIES**

**GRANTS AND AIDS - FEDERAL ELECTION ACTIVITIES (HELP AMERICA VOTE ACT)**

**FROM FEDERAL GRANTS TRUST FUND . . . 2,000,000**

Funds in Specific Appropriation 3078 shall be distributed to county supervisors of elections to be used for election administration activities such as voter education; pollworker training; standardizing elections results reporting; or other federal election administrative activities as approved by the Department of State.

County supervisors of elections will receive funds only after providing the Department of State a detailed description of the programs that will be implemented. Funds distributed to county supervisors of elections require a certification from the county that matching funds will be provided in an amount equal to fifteen percent of the amount to be received from the state.

Also, before a county supervisor of elections receives funds for any software or hardware technology, including, but not limited to any emerging technology that enhances or facilitates the delivery of absentee ballots, the casting and counting of valid votes, voting system audits or recount processes, and the certification of accurate and complete official election results, the software or technology must first be certified or approved, whichever is applicable by the Department of State. Additionally, before the Supervisor can receive funds for emerging or enhancing technology, the county supervisor of elections and the chairperson of the county governing body must certify that the county has purchased and made available sufficient equipment for casting and counting ballots to meet the needs of the county electors including reducing the wait time at the polls during the early voting period and on election day for the next regularly scheduled general election.

To be eligible, a county must segregate federal funds and required county matching dollars in a separate account established to hold only such funds. Funds in this account must be used only for the activities for which the funds were received. Funds shall remain in the account to be used for the same purposes for subsequent years or until such funds are expended. Supervisors of elections shall report to the Department of State any unspent funds remaining on June 30 of each fiscal year.

DEPARTMENT OF STATE  
DIVISION OF ELECTIONS  
FEDERAL ELECTION ACTIVITIES  
FY 2015-2016

County	2014 General Election Registered Voters	Federal Election Activities Funding Per County	County Matching Funds 15%
Alachua	157,848	\$ 26,458.96	\$ 3,968.84
Baker	13,948	\$ 2,338.01	\$ 350.70
Bay	112,636	\$ 18,880.39	\$ 2,832.06
Bradford	15,661	\$ 2,625.14	\$ 393.77
Brevard	379,108	\$ 63,547.24	\$ 9,532.09
Broward	1,067,083	\$ 178,867.71	\$ 26,830.16
Calhoun	8,349	\$ 1,399.48	\$ 209.92
Charlotte	120,030	\$ 20,119.80	\$ 3,017.97
Citrus	97,335	\$ 16,315.59	\$ 2,447.34
Clay	136,148	\$ 22,821.54	\$ 3,423.23
Collier	187,982	\$ 31,510.12	\$ 4,726.52
Columbia	35,464	\$ 5,944.58	\$ 891.69
DeSoto	14,939	\$ 2,504.12	\$ 375.62
Dixie	9,939	\$ 1,666.01	\$ 249.90
Duval	552,158	\$ 92,554.41	\$ 13,883.16
Escambia	200,953	\$ 33,684.36	\$ 5,052.65
Flagler	71,835	\$ 12,041.20	\$ 1,806.18
Franklin	7,246	\$ 1,214.60	\$ 182.19
Gadsden	28,990	\$ 4,859.39	\$ 728.91
Gilchrist	11,099	\$ 1,860.45	\$ 279.07
Glades	5,962	\$ 999.37	\$ 149.91
Gulf	9,510	\$ 1,594.10	\$ 239.11
Hamilton	7,765	\$ 1,301.59	\$ 195.24
Hardee	10,998	\$ 1,843.52	\$ 276.53
Hendry	16,616	\$ 2,785.22	\$ 417.78
Hernando	124,800	\$ 20,919.36	\$ 3,137.90
Highlands	60,515	\$ 10,143.71	\$ 1,521.56
Hillsborough	765,993	\$ 128,398.09	\$ 19,259.71
Holmes	11,123	\$ 1,864.47	\$ 279.67
Indian River	97,947	\$ 16,418.18	\$ 2,462.73
Jackson	28,116	\$ 4,712.89	\$ 706.93
Jefferson	9,393	\$ 1,574.48	\$ 236.17
Lafayette	4,464	\$ 748.27	\$ 112.24
Lake	207,328	\$ 34,752.95	\$ 5,212.94
Lee	405,730	\$ 68,009.70	\$ 10,201.46
Leon	191,780	\$ 32,146.75	\$ 4,822.01
Levy	25,877	\$ 4,337.58	\$ 650.64
Liberty	4,483	\$ 751.45	\$ 112.72
Madison	11,531	\$ 1,932.86	\$ 289.93
Manatee	212,609	\$ 35,638.17	\$ 5,345.73
Marion	216,012	\$ 36,208.59	\$ 5,431.29
Martin	105,248	\$ 17,641.99	\$ 2,646.30
Miami-Dade	1,300,455	\$ 217,986.24	\$ 32,697.94
Monroe	51,235	\$ 8,588.17	\$ 1,288.23
Nassau	55,696	\$ 9,335.93	\$ 1,400.39
Okaloosa	123,712	\$ 20,736.98	\$ 3,110.55

DEPARTMENT OF STATE  
 DIVISION OF ELECTIONS  
 FEDERAL ELECTION ACTIVITIES  
 FY 2015-2016

County	2014 General Election Registered Voters	Federal Election Activities Funding Per County	County Matching Funds 15%
Okeechobee	19,480	\$ 3,265.30	\$ 489.79
Orange	723,401	\$ 121,258.68	\$ 18,188.80
Osceola	167,672	\$ 28,105.69	\$ 4,215.85
Palm Beach	852,211	\$ 142,850.21	\$ 21,427.53
Pasco	304,868	\$ 51,102.91	\$ 7,665.44
Pinellas	623,605	\$ 104,530.57	\$ 15,679.59
Polk	358,332	\$ 60,064.70	\$ 9,009.71
Putnam	45,153	\$ 7,568.68	\$ 1,135.30
St. Johns	160,561	\$ 26,913.73	\$ 4,037.06
St. Lucie	182,254	\$ 30,549.97	\$ 4,582.50
Santa Rosa	124,433	\$ 20,857.84	\$ 3,128.68
Sarasota	277,296	\$ 46,481.20	\$ 6,972.18
Seminole	266,005	\$ 44,588.57	\$ 6,688.29
Sumter	82,603	\$ 13,846.17	\$ 2,076.93
Suwannee	25,049	\$ 4,198.79	\$ 629.82
Taylor	12,109	\$ 2,029.75	\$ 304.46
Union	7,171	\$ 1,202.02	\$ 180.30
Volusia	330,613	\$ 55,418.36	\$ 8,312.75
Wakulla	18,817	\$ 3,154.16	\$ 473.12
Walton	41,778	\$ 7,002.96	\$ 1,050.44
Washington	14,473	\$ 2,426.01	\$ 363.90
<b>TOTAL</b>	<b>11,931,533</b>	<b>\$ 2,000,000.00</b>	<b>\$ 300,000.00</b>

FY 2015-2016 APPROPRIATION - FEDERAL ELECTION ACTIVITIES \$2,000,000

2014 General Election-Total Number of registered voters in the state 11,931,533

FUNDING LEVEL PER INDIVIDUAL VOTER \$0.1676

(Based on FY 2015-2016 appropriation for Federal Election Activities divided by the total number of registered voters in the state for the 2014 General Election.)

**RECEIPT AND USE OF HAVA FUNDS  
FOR FEDERAL ELECTION ADMINISTRATION ACTIVITIES**

This agreement is between the State of Florida, Department of State, Division of Elections ("Department"), R.A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399-0250 and The Honorable \_\_\_\_\_, Supervisor of Elections ("Supervisor"), on behalf of \_\_\_\_\_ County, \_\_\_\_\_ (insert address) \_\_\_\_\_. This agreement is effective as of the date fully executed by the parties.

**I. GOVERNING LAW**

The Department is authorized pursuant to specific appropriation 3078 of the 2015-2016 General Appropriations Act (see Section 6, Chapter 2015-232, Laws of Florida), to disburse a total of \$2,000,000 from the Federal Grants Trust Fund (HAVA Account # 261011) to the county supervisors of elections for the fiscal year 2015-2016 ("FY 2015-2016 funds"). Therefore, funds are made available through section 251 of the Help America Vote Act of 2002 (HAVA) and the Catalog of Federal Domestic Assistance (CFDA) 90.401, Help America Vote Act Requirements Payments for improving the administration of federal elections.

Specific Appropriation 3078 proviso language authorizing the use of funds is attached hereto as **Attachment A**.

**II. SCOPE OF USE AND RESTRICTIONS**

**A. Scope of Work.** The Supervisor shall only use the FY 2015-2016 funds to provide services for one or more of the following federal election administration scope of work in the following categories (the Federal Election Activities Plan, **Attachment B (template)**, contains more specific examples).

- *Voter Education*
- *Poll Worker Training*
- *Standardizing Election Results Reporting*
- *Other Federal Election Administration Activities, as approved by the Department of State.*

**B. Deliverables.**

Payment 1, Deliverable/Task 1:

- Payment will be a fixed price in the amount identified in **Attachment C**. Any expenses made must relate to the activities as identified in the originally approved or subsequently revised and approved Federal Election Activities Plan (**Attachment B**) and all required documents under Section III (A) provided in this contract.

**C. Length of Agreement.** This agreement shall begin the date the agreement is signed by both the Supervisor and the Department and continue until all grant funds have been expended.

MOA # 2015-2016-0001-\_\_\_\_\_

### III. DISBURSEMENT

The Department shall distribute to each eligible county supervisor of elections upon request an amount equal to the funding level per voter multiplied by the number of active registered voters in the county for the 2014 General Election. The Supervisor shall receive a sum certain as outlined in **Attachment C**.

**A. Submissions.** Prior to receipt of FY 2015-2016 funds under this agreement, the Supervisor must additionally submit to the Department:

- A Federal Election Activities Plan (DS-DE 126, Revised 6/4/2014) that contains a detailed description of the programs that will be implemented. Boxes should be marked for federal election administration activities that will be used as well as for all sources of funding that apply, i.e. include the source of funds (federal, county matching funds, interest earned and other county funds (local) being used for each federal election activity set forth in the plan. This form is attached hereto as **Attachment B**. Please provide SAMPLES of all voter education printed documents and transcripts of audio and video recordings or clips.
- A written certification from the county governing body (e.g. Board of County Commissioners) (DS-DE 127, Revised 6/4/2013) that *matching funds will be provided in an amount equal to fifteen percent (15%) of the amount to be received from the state.*

This form is attached hereto as **Attachment D**. If the county governing body fails to appropriate the matching funds, the Supervisor must return or repay to the State the portion of the funds for which the matching funds applied.

- A completed ED Form GCAS-009 (6/88), entitled "Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion Lower Tier Covered Transactions", and attached hereto as **Attachment E**. [Executive Order 12549, Debarment and Suspension, 45 CFR 1183.35, prohibits the disbursement of federal funds to the intended recipient of such funds or to any sub-recipient thereunder unless such recipient and each sub-recipient, if any, certify that they are not excluded or disqualified from receiving federal funds by any federal department or agency.]
- A completed "Certificate of Equipment for Casting and Counting Ballots" (DS-DE 135, Effective 7/10/13), attached hereto as **Attachment F**. This is required if the request, in part or in full, is to use HAVA funds for the purpose of purchasing emerging or enhancing software and hardware technology.

### IV. Electronic Payments

The Supervisor may choose to use electronic funds transfer (EFT) to receive grant payments. All Supervisors wishing to receive their award through electronic funds transfer must submit a

county matching funds or reversion of those funds back to the county for any reason must be reported to the Department.

Each financial report shall include the billing or itemized receipts in support of the expenditures for the services or products used. The voter education publications must provide voter education concerning voting procedures, voting rights or voting technology. If deemed necessary after review of a financial report, you may be asked and will be required to provide any requested supplemental documentation. For products, documentation may include a copy of or the actual product or publication and an indication of how many individual items were produced or printed. For services, documentation may include a copy of or the actual newspaper article, audio recording, or video clip and/or template or transcript thereof, and an indication of how many times it was published, aired, or accessed, or a copy of the graphics template and content layout for a special created webpage.

- Annual remaining balance report. Supervisors of Elections shall report to the Department of State any unspent funds remaining on June 30 of each fiscal year. The report form (DS-DE 129, Revised 7/5/11) will be provided by the Department. This report is due on or before July 31 of every year until such funds are fully expended.

### C. Reporting Requirements

Copies of financial reporting packages as described in section .320(c), 2 CFR 2 §200.328 (as revised) for audits conducted by or on behalf of the Recipient pursuant to **Attachment G** of this agreement, shall be submitted as required to:

<i>Department of State Division of Elections R.A. Gray Building, Ste 316 500 S. Bronough St. Tallahassee, FL 32399-0250</i>	<i>Department of State Office of Inspector General R.A. Gray Bldg., Rm. 114-A 500 S. Bronough Street Tallahassee, FL 32399-0250</i>	<i>Auditor General's Office Room 401, Pepper Bldg 111 West Madison St. Tallahassee, FL 32399-1450</i>	<i>Federal Audit Clearinghouse Bureau of the Census 1201 East 10<sup>th</sup> St. Jeffersonville, IN 47132</i>
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*Other Federal agencies and pass-through entities in accordance with Sections .320 (e) and (f), 2 CFR 2 §200.328 (as revised).*

Any reports, management letter, or other information required to be submitted to the Department pursuant to this agreement shall be submitted timely and in accordance with 2 CFR 2 §200.328, the Florida Statutes, and Chapter 10.550 (local governmental entities) of the Rules of the Auditor General, whichever is applicable (<http://www.myflorida.com/audgen/pages/localgovt.htm>). The correspondence accompanying the financial reporting package forwarded to the Department must include the date the Recipient received the reporting package.

### VI. RECORD RETENTION

**Please complete, sign & return this agreement and the required certifications to:**  
Joyce Durbin, HAVA Funds Coordinator, Florida Department of State, Division of Elections,  
R.A. Gray Building, Room 316, 500 South Bronough Street, Tallahassee, Florida 32399-0250

**CERTIFICATION REGARDING  
DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION  
LOWER TIER COVERED TRANSACTIONS**

This certification is required by the regulations implementing Executive Order 12549, Debarment and Suspension, 45 CFR 1183.35, Participants' responsibilities. The regulations were published as Part VII of the May 26, 1988 Federal Register (pages 19160-19211). Copies of the regulations may be obtained by contacting the person to which this proposal is submitted.

**(BEFORE COMPLETING CERTIFICATION, READ INSTRUCTIONS ON REVERSE)**

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

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Name and Title of Authorized Representative

---

Signature

---

Date

## INSTRUCTIONS FOR CERTIFICATION

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The terms “covered transaction,” “debarred,” “suspended,” “ineligible,” “lower tier covered transaction,” “participant,” “person,” “primary covered transaction,” “principal,” “proposal,” and “voluntarily excluded,” as used in this clause, have the meanings set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations.
5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled “Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion-Lower Tier Covered Transactions,” without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the Nonprocurement List (Telephone Number).
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

**Florida Single Audit Act Requirements**

**AUDIT REQUIREMENTS**

The administration of resources awarded by the Department of State to the Supervisor may be subject to audits and/or monitoring by the Department of State as described in this Addendum to the Grant Award Agreement.

**MONITORING**

In addition to reviews of audits conducted in accordance with 2 CFR 2 Subpart F -- Audit Requirements, and Section 215.97, *Florida Statutes*, monitoring procedures may include, but not be limited to, on-site visits by Department of State staff, limited scope audits as defined by 2 CFR 2 §200.328, and/or other procedures. By entering into this agreement, the recipient agrees to comply and cooperate with any monitoring procedures/processes deemed appropriate by the Department of State. In the event the Department of State determines that a limited scope audit of the recipient is appropriate, the recipient agrees to comply with any additional instructions provided by the Department of State staff to the recipient regarding such audit. The recipient further agrees to comply and cooperate with any inspections, reviews, investigations, or audits deemed necessary by the Chief Financial Officer or Auditor General.

**AUDITS**

**PART I: FEDERALLY FUNDED**

This part is applicable if the recipient is a State or local government or a non-profit organization that has received federal funds awarded through the Department of State. EXHIBIT 1 to this attachment indicates whether federal resources have been awarded through the Department of State by this agreement.

2 CFR 2 §200.501 Audit Requirements

(a) *Audit required.* A non-Federal entity that expends \$750,000 or more during the non-Federal entity's fiscal year in Federal awards must have a single or program-specific audit conducted for that year in accordance with the provisions of this part.

(b) *Single audit.* A non-Federal entity that expends \$750,000 or more during the non-Federal entity's fiscal year in Federal awards must have a single audit conducted in accordance with 2 CFR §200.514 Scope of audit except when it elects to have a program-specific audit conducted in accordance with paragraph (c) of this section.

pre-award audits, monitoring during the agreement, and post-award audits. See also §200.331 Requirements for pass-through entities.

The Internet web address listed below will assist recipients in locating documents referenced in the text of this agreement and the interpretation of compliance issues.

U.S. Government Printing Office  
[www.ecfr.gov](http://www.ecfr.gov)

## **PART II: STATE FUNDED**

This part is applicable if the recipient is a nonstate entity as defined by Section 215.97(2)(l), *Florida Statutes* and has received state funds awarded by the Department of State. EXHIBIT 1 to this attachment indicates whether state resources have been awarded by the Department of State by this agreement.

### Section 215.97 *Florida Statutes* Single Audit Requirements

1. In the event that the recipient expends a total amount of state financial assistance equal to or in excess of \$500,000 in any fiscal year of such recipient, the recipient must have a State single or project-specific audit for such fiscal year in accordance with Section 215.97, *Florida Statutes*; applicable rules of the Executive Office of the Governor and the Chief Financial Officer; and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General. EXHIBIT 1 to this agreement indicates state financial assistance awarded through the Department of State by this agreement. In determining the state financial assistance expended in its fiscal year, the recipient shall consider all sources of state financial assistance, including state financial assistance received from the Department of State, other state agencies, and other nonstate entities. State financial assistance does not include Federal direct or pass-through awards and resources received by a nonstate entity for Federal program matching requirements.
2. In connection with the audit requirements addressed in Part II, paragraph 1, the recipient shall ensure that the audit complies with the requirements of Section 215.97(7), *Florida Statutes*. This includes submission of a financial reporting package as defined by Section 215.97(2)(d), *Florida Statutes*, and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), Rules of the Auditor General.
3. If the recipient expends less than \$500,000 in state financial assistance in its fiscal year, an audit conducted in accordance with the provisions of Section 215.97, *Florida*

Office of Inspector General  
Florida Department of State  
R. A. Gray Building, Room 114A  
500 South Bronough St.  
Tallahassee, FL 32399-0250

3. Copies of financial reporting packages required by PART II of this agreement shall be submitted by or on behalf of the recipient directly to the following:

- A. The Department of State at the following address:

Office of Inspector General  
Florida Department of State  
R. A. Gray Building, Room 114A  
500 South Bronough St.  
Tallahassee, FL 32399-0250

- B. The Auditor General's Office at the following address:

Auditor General's Office  
Room 401, Pepper Building  
111 West Madison Street  
Tallahassee, Florida 32399-1450

4. Any reports, management letter, or other information required to be submitted to the Department of State pursuant to this agreement shall be submitted timely in accordance with 2 CFR 2 Subpart F—Audit Requirements, Section 215.97, *Florida Statutes*, and Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), *Rules of the Auditor General*, as applicable.
5. Recipients, when submitting financial reporting packages to the Department of State for audits done in accordance with 2 CFR 2 Subpart F or Chapters 10.550 (local governmental entities) or 10.650 (nonprofit and for-profit organizations), *Rules of the Auditor General*, should indicate the date that the reporting package was delivered to the recipient in correspondence accompanying the reporting package.

#### **PART IV: RECORD RETENTION**

1. The recipient shall retain sufficient records demonstrating its compliance with the terms of this agreement for a period of five years from the date the audit report is issued, and shall allow the Department of State, or its designee, Chief Financial

## **Exhibit 1**

**Federal resources awarded to the recipient pursuant to this agreement consist of the following:**

Federal Program: Federal Help America Vote Act—Catalog of Federal Domestic Assistance (CFDA) § 90.401 Help America Vote Act Requirements Payments

**Compliance requirements applicable to the federal resources awarded pursuant to this agreement are as follows:**

CFDA Number 90.401, Help America Vote Act Requirements Payments

Part 1 of Subtitle D of Title II (Sections 251-258) and Title III of Public Law 107-252, the Help America Vote Act of 2002, Sections 301-305, and Sections 902 and 906. EAC has determined that the following Office of Management and Budget guidelines apply: 2 § CFR Part 225; Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments (Common Rule, Administrative Requirements, 53 FR 8087, March 11, 1988)

**State resources awarded to the recipient pursuant to this agreement consist of the following:**

Not Applicable.

**Matching resources for federal programs:**

Not Applicable.

**Subject to section 215.97, Florida Statutes:**

Not Applicable.

**Compliance requirements applicable to state resources awarded pursuant to this agreement are as follows:**

Not Applicable.

Funds will be held in an interest bearing account in a "qualified public depository" as defined by sec. 280.03, F.S., until disbursed or expended.

Please provide SAMPLES of all voter education printed documents & transcripts of audio and video recordings or clips.

Federal Election Activities Plan

COUNTY NAME \_\_\_\_\_

State Fiscal Year 2015-2016

Activities and Descriptions	NOTE: Put an X in ALL sources of funding boxes that apply.				PRIOR YEAR FEDERAL ELECTION ACTIVITIES ROLL OVER FUNDS			PRIOR YEAR VOTER EDUCATION ROLL OVER FUNDS			PRIOR YEAR POLL WORKER TRAINING ROLL OVER FUNDS			
	FY 15-16 FEDERAL ELECTION ACTIVITIES FUNDS				Federal HAVA Funds	County Matching Funds	Other County Funds	Interest	Federal HAVA Funds	County Matching Funds	Interest	Federal HAVA Funds	County Matching Funds	Interest
<b>Voter Education</b>														
<b>Mailing or Publishing Sample Ballots:</b> Printing and mailing or publishing sample ballots which must include additional information on voting procedures, voting rights or voting technology. Examples follow: * Election day voting procedures * Voting locations & hours of operation * Absentee voting deadline * Early voting information * Postage for mailing sample ballots														
<b>Voter Information Cards:</b> Printing voter information cards which must include additional voter education information on voting procedures, voting rights or voting technology. Examples follow: * Information on how to update voter registration information * Information on what to bring to the polls including a list of acceptable ID's * Absentee ballot information * Early voting information														

Funds will be held in an interest bearing account in a "qualified public depository" as defined by sec. 280.03, F.S., until disbursed or expended.

Please provide SAMPLES of all voter education printed documents & transcripts of audio and video recordings or clips.

Federal Election Activities Plan

COUNTY NAME \_\_\_\_\_  
State Fiscal Year 2015-2016

Activities and Descriptions	NOTE: Put an X in ALL sources of funding boxes that apply.				FEDERAL ELECTION ACTIVITIES ROLL OVER FUNDS			PRIOR YEAR VOTER EDUCATION ROLL OVER FUNDS			PRIOR YEAR POLL WORKER TRAINING ROLL OVER FUNDS		
	Federal HAVA Funds	County Matching Funds	Other County Funds	Interest	Federal HAVA Funds	County Matching Funds	Interest	Federal HAVA Funds	County Matching Funds	Interest	Federal HAVA Funds	County Matching Funds	Interest
* Information for Federal Elections only													
* How to register to vote													
* Where to obtain voter registration applications													
* How to register by mail													
* How to update voter registration information													
* Dates for upcoming elections													
* Registration deadlines for the next primary and general election													
* How to obtain, vote and return an absentee ballot													
* Polling place information including the hours that polls are open													
* What to bring to the polls including a list of acceptable ID's													
* What to expect at the polls													
* Instructions on the county's voting system													
<b>Poll Worker Training</b>													
<b>Training Salaries:</b> Pay poll worker salaries for training													
<b>Training Materials:</b> Print training materials. Examples follow:													
* Poll Worker Manuals													
* Duties of the poll worker													
* Procedures to follow on election day													

Funds will be held in an interest bearing account in a "qualified public depository" as defined by sec. 280.03, F.S., until disbursed or expended.

Please provide SAMPLES of all voter education printed documents & transcripts of audio and video recordings or clips.

Federal Election Activities Plan

COUNTY NAME \_\_\_\_\_  
State Fiscal Year 2015-2016

NOTE: Put an X in all boxes of topics that apply to each activity.	NOTE: Put an X in ALL sources of funding boxes that apply. FY 15-16 FEDERAL ELECTION ACTIVITIES FUNDS			PRIOR YEAR FEDERAL ELECTION ACTIVITIES ROLL OVER FUNDS			PRIOR YEAR VOTER EDUCATION ROLL OVER FUNDS			PRIOR YEAR POLL WORKER TRAINING ROLL OVER FUNDS		
	Federal HAVA Funds	County Matching Funds	Other County Funds	Federal HAVA Funds	County Matching Funds	Interest	Federal HAVA Funds	County Matching Funds	Interest	Federal HAVA Funds	County Matching Funds	Interest
<b>Activities and Descriptions</b> <b>Software or Hardware Technology:</b> Purchasing any software or hardware technology, including but not limited to any emerging technology, that enhances or facilitates the delivery of UOCAVA absentee ballots, the casting and counting of valid votes, voting system audits or recount processes, and the certification of accurate and complete official election results.												

**Levy County Board of County Commissioners**

**Agenda Item Summary**

1. **NAME/ORGANIZATION/TELEPHONE:**

CHARLES AND THERESA CHESTON

2. **MEETING DATE:**

May 3, 2016

3. **REQUESTED MOTION/ACTION:**

Consideration for forgiveness/reduction of Ship Loan

4. **Agenda Presentation**

**Time Requested:** \_\_\_\_\_

(Request will be granted if possible)

**ALLOTTED TIME NOT  
MORE THAN 15 MINUTES**

5. **IS THIS ITEM BUDGETED (IF APPLICABLE) ? : Yes\_ No\_ IF NO, STATE ACTION REQUIRED**

BUDGET ACTION:

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: Yes \_\_\_ No \_\_\_ BUDGET OFFICER APPROVAL \_\_\_\_\_ DATE

6. **BACKGROUND: (WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)**

Please see attached supporting documents.

**ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED**

7. **RECOMMENDED APPROVAL AND DATE (YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED)**

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
Yes ___ No	Yes ___ No	Yes ___ No	Yes ___ No	Yes ___ No	Yes ___ No

8. **COMMISSION ACTION:**

APPROVED

DENIED

DEFERRED    DATE TO BRING BACK:

OTHER    SPECIFY:

We purchased a Tax Deed on 01/11/16. 13990 NE 70<sup>th</sup> Terrace Newberry FL. Just to give a little bit of history on why we purchased this property: I have lived in this neighborhood for over 13 years and have had numerous issues with the previous owner and her children. I have submitted documents showing some of the issues we have had. We own the property next door and it has been an ongoing problem, so when we heard that it was being sold for back taxes, we decided to buy it to get her, her children and friends out of our neighborhood. We have had to call the Sheriff's Office on numerous occasions. We caught her children planting marijuana plants on our property 2 times and both times we reported it to the Sheriff's Office. The last time the Sheriff's Office put up surveillance cameras and caught them. They have stolen from me and I had to have a no trespassing warning issued and they had to pay restitution. This house has devalued our property and every other property owner in this neighborhood. We will clean this property and home, do the necessary repairs and put it back on Levy County's Tax Roll. I realize that I was not prepared for this sale and did not have enough time to investigate how Tax Deed Sales work, but I hope you understand why we wanted to buy this property and acted so quickly. I was not aware that we would be responsible for paying Patricia Hennessey's debt. Please refer to previous cases that have been forgiven or reduced. On 10/21/14 Levy County reduced the loan from \$15,500.00 to \$1000.00 for Robert Harris Case # 1:14-cv-00016MW-CRG. On 10/20/15, Levy County reduced the loan amount from \$8470.05 to 1500.00 for Maggie and Gregory Allen, Case # 38-2015-CA-000085. I hope that you will consider our offer of \$500.00 to settle this loan. We have a huge amount of work to do to make this house habitable and help the overall tax value of this and surrounding properties.

**IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT  
IN AND FOR LEVY COUNTY, FLORIDA**

CHARLES W. CHESTON and  
THERESA L. CHESTON  
Plaintiffs,

CASE NO.: 38-2016-CA-000134  
DIVISION: CIVIL

vs.

PATRICIA HENNESSEY, et al.,  
Defendants.

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**ANSWER OF DEFENDANT LEVY COUNTY, FLORIDA**

**COMES NOW**, Defendant, Levy County, by and through its undersigned counsel, and for its Answer to the Complaint filed in the above styled cause states as follows:

1. Without knowledge as to Paragraphs 1, 2, 3, 4, 6, 7, 8, 9, and 10 and therefore denied.

2. Paragraph 5 is admitted to the extent that Defendant, Levy County, claims an interest on the subject property, by virtue of a Real Estate Mortgage securing a Rehabilitation Cost Promissory Note in the amount of Nine Thousand Nine Hundred Forty-Five Dollars (\$9,945.00) held by Defendant, Levy County, recorded in O.R. Book 1147, Page 14, of the Public Records of Levy County, Florida, as referenced in such Paragraph 5, a copy of which Real Estate Mortgage is attached hereto as Exhibit "A" and referred to herein as "the Second Mortgage." The remainder of Paragraph 5 is denied.

3. Defendant, Levy County, further alleges that, pursuant to section 197.552, Fla. Stat., because of its status as a county government unit, Defendant's interest in the subject property pursuant to its Second Mortgage in the amount of \$9,945.00 survives the issuance of any tax deed to Plaintiffs, and is superior to Plaintiffs' interest in the subject property, and that Defendant is currently owed \$2,414.77 on the principal of such Second Mortgage, plus reasonable costs of collection and reasonable attorney's fees.

**WHEREFORE**, having fully answered, Defendant, Levy County, respectfully requests this Honorable Court to order that Plaintiff's petition for Quiet Title to the subject

property be denied as to Levy County, and that prior to granting Plaintiffs' request to quiet title, the instruments held by Levy County be paid, and that the Court grant such other and further relief as may be deemed just and proper.

Respectfully submitted,

s/Anne Bast Brown  
Anne Bast Brown  
County Attorney  
Florida Bar No. 0985960  
380 South Court Street  
Bronson, FL 32621  
(352) 486-3389

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy hereof has been furnished y to: Ronald W. Stevens, P.O. Box 1444, Bronson, FL, 32621, and electronically at [rwstevens\\_1@yahoo.com](mailto:rwstevens_1@yahoo.com), and by U. S. Mail to Patricia Hennessey, at P.O. Box 1146, Bronson, FL 32621, and 13990 N.E. 70<sup>th</sup> Terrace, Newberry, FL, 32669, and to CF Mortgage Service Company, c/o Department of State, 300 St. Paul Place, Baltimore, MD 21202, by U.S. Mail; on this 20<sup>th</sup> day of April, 2016.

s/Anne Bast Brown  
Anne Bast Brown  
County Attorney

z:\pleadings\hennessey-cheston  
LR2016-038