

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

1. DEPARTMENT MAKING REQUEST/NAME/EXTENSION:
NATURE COAST BUSINESS DEVELOPMENT COUNCIL

2. MEETING DATE:
Nov. 22, 2016

1) **3. REQUESTED MOTION/ACTION:** Conduct public hearing and consider adoption of Ordinance 2016-03 amending provisions of the Economic Development Fund Incentive Program; adopt Resolution 2016-072 adopting amended Guide and Application for economic development incentives program.

4. 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

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

UPON REVIEW BY THE COUNTY ATTORNEY OF THE RELATED INCENTIVES PROGRAM, IT WAS DETERMINED REVISIONS WERE NEEDED TO CLARIFY THAT THE EDF PROGRAM IS NOT A TAX REFUND, BUT AN INCENTIVE PROGRAM, AND OTHER REVISIONS WERE NECESSARY TO CORRECT ISSUES THAT AROSE IN THE REVIEW OF THE FIRST APPLICATION RECEIVED.

CHANGES TO THE GUIDE/APP INCLUDED REMOVING REFERENCES OF TAX REFUNDS OR CREDITS, SOME GRAMMATICAL REVISIONS, AND ENSURING THAT VERBIAGE CONTAINED IN THE ORDINANCE WAS REFLECTED IN THE GUIDE/APP. FOR THE ORDINANCE, THE CRITERIA OF USING A LOCAL CONTRACTOR TO PERFORM IMPROVEMENTS/NEW CONSTRUCTION WAS REMOVED AFTER CONVERSATIONS WITH PROSPECTIVE APPLICANTS AND THE BELIEF FINDING SUCH A CONTRACTOR IN THE AREA COULD PROVE DIFFICULT.

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:

**RESOLUTION
NUMBER 2016 - 072**

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF LEVY COUNTY, FLORIDA,
ADOPTING AMENDED GUIDE AND APPLICATION
FORM FOR ECONOMIC INCENTIVE PROGRAMS;
PROVIDING AN EFFECTIVE DATE.**

RECITALS

WHEREAS, on April 7, 2015, the Board of County Commissioners of Levy County, Florida ("Board") adopted Ordinance 2015-01, establishing an economic development incentive program utilizing grant awards from ad valorem tax exemptions for qualified applicants ("EDATE"), pursuant to Article VII, Section 3, Florida Constitution, and section 196.1995, Florida Statutes; and

WHEREAS, on November 3, 2015, the Board adopted Ordinance 2015-10, establishing an economic development incentive program utilizing grant awards from an economic development fund consisting of refunds of ad valorem taxes for qualified applicants ("EDF"); and

WHEREAS, on November 3, 2015, the Board adopted Resolution 2015-56, adopting a guide and application form for the EDATE and EDF programs for applicants and potential applicants to assist them in taking advantage of these economic incentive programs, and establishing the Qualified Target Industries for use with these programs; and

WHEREAS, the Board desires to amend the guide and application adopted by Resolution 2015-56, and to clarify that the EDF program is a monetary incentive program, not an ad valorem tax rebate program;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Levy County, Florida that:

1. The Levy County Business Incentives Program Guide and Application attached hereto ("Guide and Application"), is hereby adopted by the Board for use with the EDATE and EDF economic incentives programs. The Guide and Application attached hereto shall replace the Guide and Application adopted by Resolution 2015-56. The County Coordinator, or his/her designee, may make minor revisions to the Guide and Application, and minor revisions to any individual application seeking consideration for a grant award under the EDATE or EDF economic development programs, provided such changes do not

constitute substantive changes to the Guide and Application, or to the criteria for consideration of grant award, the formulae for any grant award, or any percentage or monetary amounts contained in the Guide and Application.

2. This Resolution shall become effective upon adoption.

PASSED AND DULY ADOPTED this 22nd day of November, 2016.

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

John Meeks, Chair

ATTEST: Danny J. Shipp, Clerk of
Circuit Court and Ex-officio Clerk to
The Board of County Commissioners

Danny J. Shipp, Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



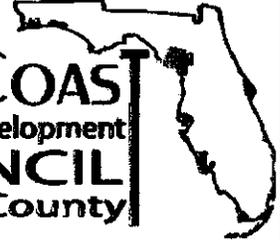
Anne Bast Brown, County Attorney

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LR2015-040; LR2014-038

Levy County Business Incentives Program Guide and Application



NATURE COAST
business development
COUNCIL
of Levy County



IN THIS GUIDE:

- Overview
- Eligibility and criteria requirements
- Applying the formula
- Application

Any questions concerning this guide or application process should be directed to:

Nature Coast Business Development Council, Inc.

(352) 493-6797

director@naturecoast.org

2017

INCENTIVES OVERVIEW

In 2015, the Board of County Commissioners (Board) developed two incentives programs for new and existing businesses: the Economic Development Ad Valorem Tax Exemption (EDATE) program, and the Economic Development Fund (EDF).

These were important steps, as the Board prioritized making Levy County more business-friendly, helping entrepreneurs realize their dreams and ensuring desirable, local jobs for higher numbers of our high school and college graduates.

The EDATE utilizes exemptions to the County portion of real property ad valorem taxes paid by businesses. An application for an exemption must be submitted prior to any improvements being made.

The EDF focuses on smaller business, awarding grants based on the benefits a project creates. For non-agricultural businesses, the base year tax level is compared to the "increment," or increase to taxes collected after improvements. A business must implement the proposed project and have paid the current taxes and fees before any grant is awarded . Then, a portion of the increment would be provided as a monetary award through a grant agreement with the County.

Agricultural businesses that are exempt from ad valorem real property taxes can qualify for an award based on jobs created when the assessed value of the applicant's tangible personal property (equipment, machinery, supplies, etc.) is assessed at more than \$25,000 and the tangible personal property taxes are paid.

This guide is intended to provide a brief summary of how each of the incentive programs work, how they are administered, and what factors will be considered to determine whether an exemption is awarded. A brief questionnaire will help you determine which incentive program may apply to your business.

For copies of state laws or county ordinances applicable to the programs, please contact the Levy County Attorney at (352) 486-3389.

Applications will be reviewed by the Levy County Property Appraiser, Nature Coast Business Development Council and Levy County staff prior to being presented to the Board of County Commissioners for final determination.

Thank you for doing business with us!

ELIGIBLE BUSINESSES

Eligibility requirements for the EDATE program are as follows:

- New or expanding businesses that establish 10 or more new full-time employees in the county, with above average annual county wages, primarily engaged in manufacturing, processing, compounding, fabricating or producing for sale items of tangible personal property at a fixed location, and which comprise an industrial or manufacturing plant; or
- Create 25 or more full-time jobs in the county, with a sales factor less than 50% in the county for each year the exemption is claimed; provided that the business increases operations on a site co-located with a commercial or industrial operation owned by the same business, resulting in a net increase in employment of not less than 10% and/or an increase in productive output of not less than 10%. *Sales Factor* means a fraction the numerator of which is the total sales of the taxpayer in the county during the taxable year or period and the denominator of which is the total sales of the taxpayer everywhere during the taxable year or period. For purposes of this definition, *total sales* means those sales that are processed and shipped through the facility's doors located in the County and *taxpayer* shall have the same meaning as *facility*. Additional definitions and calculations of a sales factor shall be in accordance with section 220.15(5), Florida Statutes; or
- An office space in the county owned and used by a business newly domiciled in the county; provided such office space houses 50 or more full-time employees of such business; provided that such business first begins operation on a site clearly separate from any other commercial or industrial operation owned by the same business; or
- A Qualified Targeted Industry ("QTI") as identified by the state and/or the county

For more specific information regarding eligible businesses through the EDATE program, please refer to section 196.1995, Florida Statutes, and sections 86-31 through 86-43, Levy County Code.

For the EDF program, an applicant must be:

- A non-agricultural County business that has paid ad valorem real property taxes, or all taxes, assessments or other fees due, and has implemented a qualifying project based on criteria and scores set forth in the application process; or
- A County agricultural business that has paid ad valorem tangible personal property taxes, or all taxes, assessments or other fees due, on property valued at more than \$25,000 and which meets criteria and scoring set forth in the application process.

EDATE/EDF ELIGIBILITY QUESTIONNAIRE

The County has developed the following short questionnaire to help determine which incentive may apply to your business. This will help determine the next application steps.

1a) Is the property on which your business is or will be located classified as agricultural by the Levy County Property Appraiser, pursuant to section 193.461, Florida Statutes? Yes _____ No _____

If you answered no to question 1a), continue to question 2. If you answered yes to question 1a), please answer question 1b).

1b) Does your business have tangible personal property that is assessed at more than \$25,000? Yes _____ No _____

If you answered yes to 1a) and no to 1b) and intend to continue with an agricultural business, you do not qualify for the EDATE or EDF incentives. If you answered yes to 1a) and no to 1b) and intend to propose a non-agricultural business on your property, continue to question 2.

**2) Will more than 10 jobs be created through this project within the first year?
Yes _____ No _____**

3) Will proposed wages for these jobs be at least 10% more than current county annual wages? Yes _____ No _____

**4) Will more than \$2-million be spent in capital investment toward this project?
Yes _____ No _____**

**5) Will more than 50 percent of employees be county residents?
Yes _____ No _____**

If you answered yes to questions 1a) and 1b), you may apply for the EDF agricultural program. If you answered no to two or more of questions 2 through 5, you can apply for the EDF non-agricultural program but not the EDATE.

Non-agricultural businesses may be able to apply for either the EDATE or EDF, based on the applicant's preference, by answering yes to more than two of questions 2 through 5. **PLEASE NOTE:** Any final score based on your application will determine final eligibility and any potential grant award amount. Scores will be verified by County departments and partner agencies. Also note that regardless of questionnaire responses, there may be other criteria which must be met in order to qualify for either the EDATE or EDF programs.

Completed applications must be submitted using the instructions contained in the following pages. For applications sent via mail, a response will be given within seven days of the application's arrival.

You will be notified accordingly if it is determined your application is valid and entitled to the requested incentive amount.

EDATE/EDF PROGRAM APPLICATION

CONTACT INFORMATION:

Business Name: _____

Contact person: _____

Phone: _____

Email: _____

Web site: _____

Incentive sought: EDATE EDF (non-agriculture) EDF (agriculture)

Type of project: New Expansion Spec construction

Business type: Corporation Partnership Proprietorship LLC

Other

If "other" is checked, please describe: _____

BUSINESS PROFILE:

Business address: _____

Levy County Property Appraiser Parcel ID #: _____

Primary business activity (manufacturing, fabrication, agricultural, etc.): _____

NAICS Code: _____

Federal Tax ID # _____

Anticipated date operations will start/expansion will be complete: _____

Describe the construction/improvements to be performed: _____

IMPROVEMENTS SUMMARY:

Total existing full time equivalent jobs: _____

Total existing part-time/seasonal jobs: _____

Full time equivalent jobs to be created and/or retained in first year: _____

Part time/seasonal jobs to be created and/or retained in first year: _____

Annual average wages of new jobs (excluding benefits): _____

Proposed construction/expansion costs first year: _____

Proposed equipment/machinery costs first year: _____

SELF-SCORING

On the following pages, formulas for the three respective programs are provided for self-scoring your application. Page 10 contains a summary of minimum scoring thresholds and possible incentive amounts you could receive.

Based on how you answered the questionnaire on page 4, review the page containing the appropriate formula for the incentive you seek. Self-score your application in the appropriate column; for example, if you are applying for the EDF incentive and are expanding an existing non-agricultural business, your scores will be marked in the second column on page 8 — EXISTING (EXPANSION) — completing each row of questions for that category.

The Nature Coast Business Development Council and Levy County staff will then score the applications, comparing your self-assessment to our scores, before making a recommendation to the Board of County Commissioners.

As stated before, a score that meets at least the minimum threshold for an incentive amount will be considered for submission to the Board of County Commissioners for final review and the possibility of awarding the incentive. The determination of the Board that an application will be awarded is contingent on several factors, including whether the project is considered a targeted industry, if the applicant has provided all requested support documentation and completed all required tasks, the availability of funds and the impact of the project on the County and the quality of life.

EDATE EXEMPTION PROGRAM FORMULA

<p><u>CREATED JOBS</u></p> <p>10-24 jobs = 1 point</p> <p>25-49 = 3 points</p> <p>50-99 = 5 points</p> <p>100 or more = 7 points</p>	<p>SELF-SCORE JOBS:</p> <p style="text-align: center;">_____</p>
<p><u>WAGES</u> <i>(current county annual average wages = \$28,878)</i></p> <p>110% of annual average wages = 8 points</p> <p>115% of annual average wages = 9 points</p> <p>120% or more annual average wages = 10 points</p>	<p>WAGES SELF-SCORE:</p> <p style="text-align: center;">_____</p>
<p><u>CAPITAL INVESTMENT</u></p> <p>1-\$2-million = 3 points</p> <p>2-\$5-million = 6 points</p> <p>More than \$5-million = 9 points</p>	<p>CAPITAL INVESTMENT SELF-SCORE:</p> <p style="text-align: center;">_____</p>
<p><u>SPECIAL CONSIDERATIONS</u></p> <p>50% or more new employees are county residents = 1 point</p> <p>Significant steps will be taken to prevent pollution, reduce waste, protect springs/water quality and promote related Best Management Practices = 1 point</p> <p>Business located in Municipal Services District, commercial node or other community development area = 1 point</p> <p>Business is a Qualified Targeted Industry = 1 point</p> <p>Sourcing of supplies/materials within county/area = 1 point</p>	<p>SPECIAL CONSIDERATIONS SELF-SCORE:</p> <p style="text-align: center;">_____</p>

EDF NON-AGRICULTURAL PROGRAM FORMULA

There are three categories for the non-agricultural incentive: new construction, existing business and speculative construction. PLEASE COMPLETE THE SCORING FOR THE APPROPRIATE CATEGORY THAT APPLIES TO YOUR PROJECT .

<u>NEW/RELOCATING BUSINESS</u>	<u>EXISTING (EXPANSION)</u>	<u>SPECULATIVE CONSTRUCTION</u>
Qualified Targeted Industry (QTI) = 25 points Your score: _____	QTI = 25 points Your score: _____	QTI POSSIBLE= 25 points Your score: _____
CREATED JOBS(FULL TIME EQUIVALENT) first year: 3-5 jobs = 3 points; 6-10 jobs = 5 points; 11-15 jobs = 7 points; 16-20 jobs = 10 points; more than 20 jobs = 25 points Your score: _____	JOBS: 25% of current jobs retained and/or 3-5 new full time equivalent jobs created = 2 points; 50% current job retention/6-10 new jobs = 5 points; 75% current job retention/11-15 new jobs = 7 points; 100% current job retention/16-20 new jobs = 10 points; 100% current jobs retention/more than 20 new jobs = 25 points Your score: _____	VERSATILITY: The building can be expanded to accommodate future growth: Additional 9,999 sq-ft = 7.5 points 10,000–14,999 sq-ft = 10.5 points 15,000—19,999 sq-ft = 15.5 points 20,000–24,999 sq-ft = 20.5 points 25,000 or more sq-ft = 25 points Your score: _____
COMMUNITY: 60% or more of created jobs will be County residents = 25 points Your score: _____		
WAGES: Wages for new jobs will be at least 10% higher than current annual average county wages (\$28,878) = 12.5 points Your score: _____		OWNERSHIP: Land on which building to be located has been owned by applicant for 3-5 years = 6.5 points; 6-9 years = 9.5 points; 10 or more years = 12.5 points Your score: _____
TECHNOLOGY: Business provides product/service currently unavailable in county, and/or will utilize eco-friendly features (alternative energy, irrigation rain sensors, reclaimed water, etc.) = 6.5 points Your score: _____	TECHNOLOGY: New product line produced, or eco-friendly features (alternative energy, irrigation rain sensors, reclaimed water, etc.) will be utilized in construction. 25 points Your score: _____	TECHNOLOGY: Eco-friendly features/materials to be used in construction (alternative energy, irrigation rain sensors, reclaimed water, etc.) = 25 points Your score: _____
ENVIRONMENTAL IMPACT: Significant steps will be taken to prevent pollution, reduce waste, protect springs/water quality and promote related Best Management Practices. 6 points Your score: _____	ENVIRONMENTAL IMPACT: Significant steps will be taken to prevent pollution, reduce waste, protect springs/water quality and promote related Best Management Practices. 25 points Your score: _____	ENVIRONMENTAL IMPACT: Significant steps will be taken to prevent pollution, reduce waste, protect springs/water quality and promote related Best Management Practices. 12.5 points Your score: _____
CATEGORY TOTAL: _____	CATEGORY TOTAL: _____	CATEGORY TOTAL: _____

EDF AGRICULTURAL PROGRAM FORMULA

For businesses that are classified agriculture and exempt from ad valorem real property taxes, there is the possibility of receiving a created jobs grant award based on the following formula:

<u>Created jobs and —></u>	<u>TPP Assessed Value —></u>	<u>= Jobs grant award</u>
Less than 5 fulltime jobs or 4 seasonal jobs retained annually	25,001-\$35,999 assessed value of TPP	\$5,000
5-10 fulltime jobs or 15-20 seasonal jobs retained annually	36,000-\$39,999 assessed value of TPP	\$10,000
11-15 fulltime jobs or 21-29 seasonal jobs retained annually	40,000-\$44,999 assessed value of TPP	\$15,000
16-20 fulltime jobs or 30-39 seasonal jobs retained annually	45,000-\$49,999 assessed value of TPP	\$20,000
More than 20 fulltime jobs or 40 or more seasonal jobs retained annually	\$50,000 or more assessed value	\$25,000

In situations where both category criteria are not met, the refund reverts to the next lowest tier.

For example, 5-10 fulltime jobs/15-20 seasonal jobs but less than \$36,000 assessed TPP would result in a \$5,000 refund; \$45,000 assessed TPP but 10 created jobs would receive a \$15,000 refund.

If you are an eligible agriculture business and wish to apply for this incentive, use the formula to determine your refund amount; insert it here: _____

Again, this score will be reviewed by the Nature Coast Business Development Council and County staff before consideration of Board of County Commissioners final review.

EDATE AND EDF NON-AGRICULTURE SCORES AND INCENTIVE DETERMINATION

Based on your self score for your respective incentive request, the following table explains how the scoring will determine eligibility and incentive amount. As a reminder, the County will conduct a final review of the request to verify eligibility and the awarding of a request.

<u>EDATE</u>	<u>EDF NON-AGRICULTURE</u>
12—18 points = 3 years exemptions at 25%	20—24 points = 25% of tax increment
19—23 points = 5 years exemptions at 50%	25—49 points = 45% of tax increment
24—27 points = 7 years exemptions at 75%	50—74 points = 65% of tax increment
More than 27 points = 10 years exemptions at 100%	75—100 points = 85% of tax increment

FILING INSTRUCTIONS:

You are ready to file this application. Please submit your application (pages 5-6), and the table containing the self-assessment score for the incentive you are applying for. You can email them to director@naturecoast.org or mail them to the Nature Coast Business Development Council, 109 NW 3rd Avenue, Chiefland, FL 32626.

If you haven't already filed a site plan with the County Building Department, please also include a site plan detailing the location, boundaries, proposed improvements and related information.

If you are applying for the EDF non-agriculture or agricultural incentive, you must also provide verification that all necessary taxes and fees having been paid for the current tax year. In cases where the EDF agricultural incentive is sought, the Property Appraiser's Office will review the accuracy of your self-assessment.

Once you have submitted all necessary documents, you will be contacted within seven business days acknowledging its receipt; you will then subsequently be informed of the status of the application within 30 days.

Thank you for your desire to do business in Levy County, and we look forward to continuing to work with you.

1
2
3
4
5
6 **ORDINANCE**
7 **NUMBER 2016-03**
8

9 **AN ORDINANCE OF LEVY COUNTY, FLORIDA,**
10 **PROVIDING THAT THE LEVY COUNTY CODE BE**
11 **AMENDED BY AMENDING SECTIONS 86-63, 86-65, 86-67**
12 **AND 86-68 OF SUCH CODE; PROVIDING FOR**
13 **AMENDMENT TO ECONOMIC DEVELOPMENT**
14 **INCENTIVE PROGRAM; PROVIDING FOR**
15 **SEVERABILITY; PROVIDING A REPEALING CLAUSE;**
16 **AND PROVIDING AN EFFECTIVE DATE.**
17

18 **RECITALS**
19

20
21 **WHEREAS**, on November 3, 2015, the Board of County Commissioners of Levy
22 County, Florida ("the Board"), adopted Ordinance 2015-10, codified in the Levy County
23 Code as Sections 86-61 through 86-73, Article II, Division 3, Chapter 86 of such Code;
24 and

25 **WHEREAS**, the Board desires to amend certain sections of the Levy County
26 Code to amend references to the economic development incentive program created by
27 Ordinance 2015-10 as a monetary incentive program for the purposes of economic
28 development, not as an ad valorem tax refund program; and

29 **WHEREAS**, the Board desires to amend certain sections of the Levy County
30 Code to provide clarity and additional flexibility to the economic development incentive
31 program created by Ordinance 2015-10 in order to promote economic development
32 within its jurisdiction by enhancing financial incentives that will encourage new
33 businesses to locate to its jurisdiction, encourage existing businesses within its

1 jurisdiction to expand, encourage speculative construction, and encourage investment
2 and job creation in the agricultural industry, thereby creating economic and employment
3 opportunities that will benefit the entire community; and

4 **BE IT ORDAINED**, by the Board of County Commissioners of Levy County,
5 Florida:

6 **Section 1. Amendment of Code.** Section 86-63, Levy County Code, is hereby
7 amended to read as follows (deletions shown as ~~stricken through~~, additions shown as
8 underlined):

9 **Sec. 86-63. Establishment of economic development fund incentive grant**
10 **program.**

11 There is hereby established an economic development fund incentive grant
12 program. The program is a grant program intended to be an incentive for location of
13 new businesses or industries in the county, expansion of existing businesses already
14 located in the county, speculative construction in the county, or investment or job
15 creation in an agricultural operation or business in the county. The grant funds will be
16 derived from the economic development fund, which shall be funded at a level
17 determined in the board's sole discretion. The grant awards shall be made in the form
18 of incentives consisting of monetary ~~refunds of ad valorem taxes previously paid by an~~
19 ~~applicant incentives paid to an applicant after application and demonstration by an~~ that
20 applicant of qualification for the grant based on criteria and formulae adopted by the
21 board either through subsequent resolution or board-approved application provisions,
22 and entry into a grant agreement by the board and an applicant. Notwithstanding the
23 foregoing, grant awards may also be made for any county operation or program that
24 promotes and fosters economic development of the county at the board's sole discretion
25 without the necessity of an application.
26

27 **Section 2. Amendment of Code.** Section 86-65, Levy County Code, is hereby
28 amended to read as follows (deletions shown as ~~stricken through~~, additions shown as
29 underlined):

30 **Sec. 86-65. Amount of grants.**

31 The availability and amount of grants from the economic development fund shall be
32 decided on a case-by-case basis by the board in its legislative capacity, based on the
33 economic development fund balance, any consideration deemed appropriate by the

1 board, and, if applicable, an application and any staff or consultant reports and the
2 application review criteria regarding such application. Amounts of grant awards for
3 location of a new business or industry in the county, expansion of an existing business
4 already located in the county, and speculative construction in the county shall be
5 derived from a formula based on the amount of ad valorem real property taxes paid by
6 ~~an applicant~~ for the real property that is the subject of the application in the year
7 immediately preceding submittal of the application, and other factors for award as set
8 forth in this division. Amounts of grant awards for investment or job creation in an
9 agricultural operation or business in the county shall be derived from a formula based
10 on the amount of ad valorem tangible personal property taxes paid by ~~an applicant~~ for
11 the personal property located on the real property where the proposed expansion is
12 located in the year immediately preceding submittal of the application, and other factors
13 for award as set forth in this division.

14
15 Section 3. Amendment of Code. Sections 86-67 and 86-68, Levy County
16 Code, are hereby amended to read as follows (deletions shown as ~~stricken through~~,
17 additions shown as underlined):

18 **Sec. 86-67. Board consideration of applications for new or relocating business,**
19 **expansion of existing business, or speculative construction.**

20 In making its determination as to whether to grant an application for funds from
21 the economic development fund for a new or relocating business in the county,
22 expansion of an existing business in the county, or speculative construction in the
23 county, and, if granted, the amount, and any conditions related to the grant, the board
24 shall consider the following factors as they apply to the application:

- 25 (1) Whether the application relates to a new or relocating business, expansion of an
26 existing business, or speculative construction.
- 27 (2) Whether the applicant has a physical address located in the county.
- 28 (3) Whether the applicant has paid all ad valorem real property taxes and all other
29 taxes, assessments, fees, or other amounts due to the county in full for years
30 prior to the application.
- 31 (4) Whether the application is for a business in a qualified targeted industry, as may
32 be identified from time to time by resolution adopted by the board.
- 33 (5) If an application is related to a new or relocating business or expansion of an
34 existing business, the total number of net new jobs to be created in the county
35 by the applicant and, if applicable, the percentage of current jobs that will be
36 retained.
- 37 (6) If an application is related to a new or relocating business, the percentage of any
38 new jobs created that will be filled by county residents.

- 1 (7) If an application is related to a new or relocating business, the average wage of
2 employees of the business located in the county, and the average wage of the
3 new jobs to be created.
- 4 (8) If an application is related to speculative construction, whether the proposed
5 building can be expanded to accommodate future growth, and length of time of
6 current ownership of land on which construction is to occur.
- 7 (9) If an application is related to a new or relocating business or expansion of an
8 existing business, whether the business offers technology or products/services
9 that are currently unavailable in the county.
- 10 (10) Whether any expansion, improvements or new construction will use eco-friendly
11 concepts, materials, or features, and, if applicable, whether steps will be taken
12 to prevent pollution, reduce waste, protect springs or water quality or promote
13 any related best management practices.
- 14 ~~(11) Whether any expansion, improvements or new construction will be performed~~
15 ~~by local contractors or subcontractors, and to what extent.~~

16 In addition to the above factors, the board may consider any other activity or factor
17 that promotes the sustainability of economic development and job creation within the
18 county.

19
20 **Sec. 86-68. Board consideration of applications for investment or job creation in**
21 **agricultural operation or business.**

22 In making its determination as to whether to grant an application for funds from
23 the economic development funds for investment or job creation in an agricultural
24 operation or business in the county, and, if granted, the amount, and any conditions
25 related to the grant, the board shall consider the following factors as they apply to the
26 application:

- 27 (1) Whether the application is for investment or job creation in an agricultural
28 operation or business in the county.
- 29 (2) Whether the applicant has a physical address located in the county.
- 30 (3) Whether the applicant has paid all ad valorem tangible personal property taxes
31 and all other taxes, assessments, fees or other amounts due to the county in full
32 for years prior to the application.
- 33 (4) Whether the real property that is the location of the subject agricultural
34 operation or business is currently classified as agricultural by the county
35 property appraiser pursuant to section 193.461, Fla. Stat.
- 36 (5) Whether the assessed value of applicant's tangible personal property for the
37 agricultural operation or business that is the subject of the application for the
38 year immediately preceding the application was more than the \$25,000 amount
39 exempt from taxation pursuant to article VII, section 3(e), Florida Constitution,
40 and if so, by how much.

1 (6) If an application is related to creation of jobs in an agricultural operation or
2 business, the average wage of employees of the business located in the
3 county, and the average wage of the new jobs to be created.

4 In addition to the above factors, the board may consider any other activity or factor
5 that promotes the sustainability of economic development and job creation within the
6 agricultural industry in the county.

7 Section 4. Severability. It is declared to be the intent of the Board that if any
8 section, subsection, sentence, clause, phrase, portion or provision of this ordinance is
9 for any reason declared or held invalid or unconstitutional by any court of competent
10 jurisdiction, such section, subsection, sentence, clause, phrase, portion or provision
11 shall be deemed a separate, distinct and independent provision, and the remainder of
12 this ordinance shall be not affected by such declaration or holding.

13 Section 5. Repealing Clause. All ordinances or parts of ordinances and all
14 resolutions or parts of resolutions of Levy County in conflict herewith are hereby
15 repealed to the extent of such conflict.

16 Section 6. Effective Date. This ordinance shall take effect upon its filing in the
17 Office of the Secretary of State, State of Florida.

18 PASSED AND DULY ADOPTED this 22nd day of November, 2016.

19
20 ATTEST: Danny J. Shipp, Clerk of
21 the Circuit Court and Ex-Officio Clerk
22 to the Board of County Commissioners
23

BOARD OF COUNTY COMMISSIONERS
OF LEVY COUNTY, FLORIDA

24 _____
John Meeks, Chair

25
26 _____
Danny J. Shipp

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:

27
28
29 *Anne Bast Brown*
30 _____
Anne Bast Brown, County Attorney

*Levy County Board of County Commissioners
Agenda Item Summary*

1. **DEPARTMENT MAKING REQUEST/NAME/EXTENSION:**
NATURE COAST BUSINESS DEVELOPMENT COUNCIL

2. **MEETING DATE:**
Nov. 22, 2016

3. **REQUESTED MOTION/ACTION:** Consider Economic Development Fund incentives application from Beall's Outlet Stores, store #175 Chiefland.

4. **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

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

BASED ON A SUBMITTED APPLICATION, THE BOARD OF COUNTY COMMISSIONERS MUST MAKE THE DETERMINATION OF IF THE APPLICANT IS ENTITLED TO THE REQUESTED INCENTIVE, AND IF SO, DETERMINE AN APPROPRIATE AWARD AMOUNT. IF AN AWARD IS GRANTED, THE BUDGET MUST BE APPROPRIATELY AMENDED.

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:

BEALL'S OUTLET INCENTIVE APPLICATION REPORT

NOVEMBER 2016

BACKGROUND

In March of 2016, an incentive application was received by the Nature Coast Business Development Council for the Beall's Outlet (Chiefland) department store remodel and expansion. The application requested a monetary award through the Economic Development Fund Program.

The application was reviewed by the Executive Director and County staff to determine if the requested incentive and amount was accurate and sufficiently met through scoring criteria. As part of the application review process set forth in Ordinance 2015-15 and with proposed amendments in Ordinance 2016-03, a report by county staff is required for the Board of County Commissioners to make a final determination of any grant award amount given.

The following is a project overview and summary, with work completed in late summer, along with subsequent recommendations.

PROJECT OVERVIEW

Beall's was founded in Bradenton, FL in 1915 and has since expanded to more than 500 locations over that 101 years. For more than 19 years, store number 175 has leased space at the Chiefland Regional Shopping Center.

Though the company does not own the property, they operate through a common triple net lease arrangement, in which they pay a prorated amount based on square footage that includes their portion of ad valorem property taxes.

In 2015, their payment for 43,664 square-feet was \$13,521.98; through the remodeling and expansion project this year, they added approximately 10,000 square feet.

With online shopping and competition from big box retailers impacting many retailers, Beall's has remodeled numerous locations with a new prototype design that features improved inventory selection and quantity, redesigned fixtures, displays and more square footage.

Work began at the Chiefland location in May, with a grand opening in September.

SUMMARY

The site selection company that represents Beall's initially approached the Business Development Council about available incentives. The City of Chiefland declined to offer anything, and with the expiration of the former enterprise zone program, options were few. The BDC approached the County with the recommendation that despite the newly formed incentives program not designed to consider retail, the County had discretion and in order to promote the program, a successful applicant would help with those program marketing efforts; it would also show a commitment to the BDC's Business Retention and Expansion program.

An application and confidentiality request form were received by the BDC and forwarded to County staff for review. A subsequent public hearing was conducted at which point it was recommended that the Beall's application and all necessary reports be prepared and presented to the County Commission for final review and incentive determination.

EDATE/EDF ELIGIBILITY QUESTIONNAIRE

The County has developed the following short questionnaire to help determine which incentive may apply to your business.

1a) Is the property on which your business is or will be located classified as agricultural by the Levy County Property Appraiser, pursuant to section 193.461, Florida Statutes? Yes _____ No X

If you answered no to question 1a), continue to question 2. If you answered yes to question 1a), please answer question 1b).

1b) Does your business have tangible personal property that is assessed at more than \$25,000? Yes _____ No _____

If you answered yes to 1a) and no to 1b) and intend to continue with an agricultural business, you do not qualify for the EDATE or EDF incentives. If you answered yes to 1a) and no to 1b) and intend to propose a non-agricultural business on your property, continue to question 2.

2) Will more than 10 jobs be created through this project within the first year? Yes _____ No X

3) Will proposed wages for these jobs be at least 10% more than current county annual wages? Yes _____ No X

4) Will more than \$2-million be spent in capital investment toward this project? Yes _____ No X

5) Will more than 50 percent of employees be county residents? Yes X No _____

If you answered yes to questions 1a) and 1b), you may apply for the EDF agricultural program. If you answered no to two or more of questions 2 to 5, you can apply for the EDF non-agricultural program but not the EDATE.

Non-agricultural businesses may be able to apply for either the EDATE or EDF — based on the applicant's preference — by answering yes to more than two of questions 2 to 5. **PLEASE NOTE:** Any final score based on your application will determine final eligibility and any potential grant award amount. This score will be verified by County departments and partner agencies. Also note that regardless of your questionnaire responses, there may be other criteria which you must meet in order to qualify for either the EDATE or EDF programs.

Completed applications must be submitted using the instructions contained in the following pages. For applications sent via mail, a response will be given within seven days of the application's arrival.

You will be notified accordingly if it is determined your application is valid and entitled to the requested incentive amount.

EDATE/EDF PROGRAM APPLICATION

BUSINESS INFORMATION:

Business

Name: Beall's Outlet Stores

Contact person: Rodney Haynes

Phone: 276-403-5083

Email: rodney.haynes@recoveryolutionsgroup.net

Web site bealls.com

OFFICIAL USE ONLY	
Date received:	_____
Application #:	_____
Received by:	_____

Incentive sought: EDATE EDF (non-agriculture)

EDF (agriculture)

Type of project: New Expansion Spec construction

Business type: Corporation Partnership

Proprietorship LLC Other

If "other" is checked, please describe: _____

BUSINESS PROFILE:

Business address: Corporate - 700 13th Ave. East, Bradenton, FL 34208

Local Sore - 2202 N. Young Blvd, Chiefland, FL 32626

Levy County Property Appraiser Parcel ID #:

Primary business activity (manufacturing, fabrication, agricultural, etc.): Retail

NAICS Code: 448 - Clothing and Accessories

Federal Tax ID # 59-2300898

Anticipated date operations will start/expansion will be complete:

Expansion to begin approx. 05/02/16 with Grand Opening approx. 09/23/16

IMPROVEMENTS SUMMARY:

Total existing full time equivalent jobs: 5

Total existing part-time/seasonal jobs: 15

Full time equivalent jobs to be created and/or retained in first year: 8

Part time/seasonal jobs to be created and/or retained in first year: 20

Annual average wages of new jobs (excluding benefits): \$ 24,000

Proposed construction/expansion costs first year: \$600K - \$800K

Proposed equipment/machinery costs first year: \$250K

Self-scoring total: 75

On pages 7-9, formulas for the respective programs are provided for self-scoring your application. Page 10 contains the incentives amount breakdown. Using the formula for the specific incentive program you are seeking, record it below. County staff and related agencies will then review the applications for verification, and the County will make a final decision on an incentive award. Make sure you score the correct category (ag/non-ag).

NON-AGRICULTURAL SELF SCORE: 75

— OR —

AGRICULTURAL SELF SCORE: CREATED JOBS: _____

TPP ASSESSED VALUE: _____ REFUND AMOUNT: _____

TO BE COMPLETED BY COUNTY DEPARTMENT(S) AND AGENCIES

County review score/refund amount: _____

Economic development score/refund amount: 75

Recommended for Board review: Yes No

NOTES/CONDITIONS:

Proposed improvements will significantly improve this business and surrounding area. At least half of new positions will be local residents. The business wants to reduce its carbon footprint w/ energy efficiency, which helps protect our natural resources and environment.

EDATE EXEMPTION PROGRAM FORMULA

<p><u>CREATED JOBS</u></p> <p>10-24 jobs = 1 point</p> <p>25-49 = 3 points</p> <p>50-99 = 5 points</p> <p>100 or more = 7 points</p>	<p>SELF-SCORE JOBS:</p>	<p>JOBS COUNTY SCORE (COMPLETED BY DEPARTMENTS/ AGENCIES):</p>
<p><u>WAGES</u> <i>(current county annual average wages = \$28,878)</i></p> <p>110% of annual average wages = 8 points</p> <p>115% of annual average wages = 9 points</p> <p>120% or more annual average wages = 10 points</p>	<p>WAGES SELF-SCORE:</p>	<p>WAGES COUNTY SCORE:</p>
<p><u>CAPITAL INVESTMENT</u></p> <p>1-\$2-million = 3 points</p> <p>2-\$5-million = 6 points</p> <p>More than \$5-million = 9 points</p>	<p>CAPITAL INVESTMENT SELF-SCORE:</p>	<p>CAPITAL INVESTMENT COUNTY SCORE:</p>
<p><u>SPECIAL CONSIDERATIONS</u></p> <p>50% or more new employees are county residents = 1 point</p> <p>51% of project awarded to local contractors/subcontractors Local = contractors/subcontractors who have physical address within Levy County = 1 point</p> <p>Business located in Municipal Services District, commercial node or other community development area = 1 point</p> <p>Business is a Qualified Targeted Industry = 1 point</p>	<p>SPECIAL CONSIDERATIONS SELF-SCORE:</p>	<p>SPECIAL CONSIDERATIONS COUNTY SCORE:</p>

EDF NON-AGRICULTURAL PROGRAM FORMULA

There are three categories for the non-agricultural incentive: new construction, existing business and speculative construction. PLEASE COMPLETE THE SCORING FOR THE APPROPRIATE CATEGORY THAT APPLIES TO YOUR PROJECT .

<u>NEW/RELOCATING BUSINESS</u>	<u>EXISTING (EXPANSION)</u>	<u>SPECULATIVE CONSTRUCTION</u>
Qualified Targeted Industry (QTI) = 25 points Your score: _____	QTI = 25 points Your score: <u>0</u>	QTI POSSIBLE= 25 points Your score: _____
CREATED JOBS(FULL TIME EQUIVALENT) first year: 3-5 jobs = 3 points; 6-10 jobs = 5 points; 11-15 jobs = 7 points; 16-20 jobs = 10 points; more than 20 jobs = 25 points Your score: _____	JOBS: 25% of current jobs retained and/ or 3-5 new full time equivalent jobs created = 2 points; 50% current job retention/6-10 new jobs = 5 points; 75% current job retention/11-15 new jobs = 7 points; 100% current job retention/16-20 new jobs = 10 points; 100% current jobs retention/more than 20 new jobs = 25 points Your score: <u>25</u>	VERSATILITY: The building can be expanded to accommodate future growth: Additional 9,999 sq-ft = 7.5 points 10,000-14,999 sq-ft = 10.5 points 15,000-19,999 sq-ft = 15.5 points 20,000-24,999 sq-ft = 20.5 points 25,0000 or more sq-ft = 25 points Your score: _____
EMPLOYMENT: 60% or more of created jobs will be County residents = 25 points Your score: _____		
WAGES: Wages for new jobs will be at least 10% higher than current annual average county wages (\$28,878) = 12.5 points Your score: _____		OWNERSHIP: Land on which building to be located has been owned by applicant for 3-5 years = 6.5 points; 6-9 years = 9.5 points; 10 or more years = 12.5 points Your score: _____
TECHNOLOGY: Business provides product/service currently unavailable in county, and/or will utilize eco-friendly features (alternative energy, irrigation rain sensors, reclaimed water, etc.) = 12.5 points Your score: _____	TECHNOLOGY: New product offered or eco-friendly features (alternative energy, irrigation rain sensors, reclaimed water, etc.) will be utilized in construction improvements or produced by business = 25 points. Energy Efficient Lighting, new insulation etc. Your score: <u>25</u>	TECHNOLOGY: Eco-friendly features/ materials to be used in construction (alternative energy, irrigation rain sensors, reclaimed water, etc.) = 12.5 points Your score: _____
CONSTRUCTION: 51% of project awarded to local contractor/subs. Local = contractor/subs with physical Levy County address. 12.5 points Your score: _____	IMPROVEMENTS: 51% project cost awarded to local contractor/subs. Local = contractor/subs with physical county address. 25 points Your score: <u>25</u>	CONSTRUCTION: 51% project cost awarded to local contractor/subs. Local = contractor/subs with physical county address. 25 points Your score: _____
CATEGORY TOTAL: _____	CATEGORY TOTAL: <u>75</u>	CATEGORY TOTAL: _____



Nature Coast Business Development Council, Inc.

109 NW 3rd Avenue
Chiefland, FL 32626

352) 493-6797

www.naturecoast.org

CONFIDENTIALITY AGREEMENT FOR ECONOMIC DEVELOPMENT

THIS CONFIDENTIALITY AGREEMENT ("Agreement") is made between this applicant (hereby referred to as the "**Business**": Recovery Solutions Group and it's Clients with a mailing address of 22 East Church Street, Martinsville, VA 24112 and the Nature Coast Business Development Council, Inc., located at 109 NW 3rd Avenue, Chiefland, FL 32626 ("**Council**"), on this 22nd day of March, 2016.

CONDITIONS OF AGREEMENT *Rachay Haynes (Recovery Solutions Group, Inc.)*

It is understood that the Business is requesting confidentiality for a proposed project currently looking to locate to or expand in Levy County, Florida. The County has established the Council through resolution as a public economic development agency. The Council has been authorized to receive and distribute confidential information accordingly pursuant to Section 288.075, Florida Statutes.

Through this request, the Council has received notification from the Business requesting confidentiality regarding its intentions, plans and interests in relation to this project. Both parties wish to enter into a confidentiality agreement for the terms and conditions set forth in State Statute.

CONFIDENTIALITY

The undersigned officer, on behalf of the Business, hereby requests and the Council agrees that all information, records, reports, data and documents which would contain business information, including plans and intentions, financial information, jobs created and certain incentives received would be confidential and exempt from disclosure. This would remain in effect for 12 months from the date this agreement is signed, as long as the Business is still actively looking to locate to or expand in the state, or until a duly authorized Business agent discloses or authorizes the disclosure of said information. Certain technical and business information, such as trade secrets, patentable ideas and copyrights, and applicable financial information will be kept permanently confidential.

EXTENSIONS

The Business may submit a written request for an extension of this confidentiality agreement for up to 12 additional months. The Council must determine the project is actively looking to locate to or expand in the state. This request must be received by the Council prior to the expiration of the original confidentiality agreement.

~~David Pieklik~~, Executive Director

Greg Galpin, Chairman

BUSINESS ATTEST:

Rodney M. Haynes

Digitally signed by Rodney M. Haynes
DN: cn=Rodney M. Haynes, o=State of Michigan, ou=Department of Economic Development, email=rodney.haynes@state.michigan.gov, c=US
Date: 2016.11.23 14:22:05 -0500

By: _____

Witness: _____

Title Director of Economic Development

Print name: _____

Print Name Rodney M. Haynes

Address: _____

Levy County Board of County Commissioners

Agenda Item Summary

This completed form is required to be turned in at the Board of County Commission Office by noon on Wednesday before the Tuesday Regular Meeting

1. NAME/ORGANIZATION/TELEPHONE: <i>Linda Cooper 225-1262</i>	2. MEETING DATE: <i>November 22, 2016</i>
--	--

1. 3. **REQUESTED MOTION/ACTION:** 1. To request the County to leave the price of printing the Levy County delinquent tax list at the bid price of \$.06 per line for which the Levy County Journal printed it for the last two years.
2. How is the county now addressing only the delinquent tax list printing but to my knowledge have not addressed or bid out the regular County or Board legal advertising.
3. To ask to form a committee to place on an electronic bulletin board all the legal advertising for taxpayers to view at their leisure and not have to hunt for the information such as zoning changes, public meetings, etc.

4. Agenda Presentation Time Requested: <i>no preference</i> (Request will be granted if possible) ALLOTTED TIME NOT	5. IS THIS ITEM BUDGETED (IF APPLICABLE) ? Yes ___ No ___ <i>IF NO, STATE ACTION REQUIRED</i> BUDGET ACTION: FINANCIAL IMPACT SUMMARY STATEMENT: DETAILED ANALYSIS ATTACHED?: Yes ___ No ___ BUDGET OFFICER APPROVAL ___ DATE
--	--

1. 6. **BACKGROUND:** (WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)
2. To request the County to leave the price of printing the Levy County delinquent tax list at the bid price of \$.06 per line for which the Levy County Journal printed it for the last two years and not pass on an extra cost now to the already struggling property owners of Levy County thereby subsidizing Landmark Community News, Inc. headquarters in Shelbyville, KY. See attachment for more explanation. Attachments: Details/background document 2 pgs, Feb 5, 2015 Journal issue, web viewing documents of Feb 5, 2015 issue, Attorney Anne Brown email Jan 22, 2016 subject "newspaper bid documents" "regardless of what statute says", Florida Law 50.061
3. The Levy County Journal closed its doors on May 28, 2016, due to the untimely death of its publisher, Andy Andrews. The county is now addressing only the delinquent tax list printing but to my knowledge have not addressed or bid out the regular County or Board legal advertising.
4. To ask to form a committee to place on an electronic bulletin board all the legal advertising for taxpayers to view at their leisure and not have to hunt for the information such as zoning changes, public meetings, etc.

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:

At the last board meeting of the Levy County Board of County Commissioners after some discussion, it was decided to bid out the publishing of the Levy County delinquent tax list instead of continuing the pricing set two years running when the Levy County Journal won the bid after two sealed bids were submitted. The Journal is now no longer in business but the benchmark is set for pricing and there really is no other newspaper to bid except Landmark Community Newspapers Inc. The Journal had to go thru the sealed bid process twice as shown in detail in the Journal's issue dated February 5, 2015 (attachments included are PDF of actual article and a more readable version for web viewing) in an article and a side bar of the process the Journal endured. One important note is in the side bar article which states "So the Journal's first low bid of 9 cents per line became the Citizen's re-bid after the sealed bids were opened."

That brings up the next question; how did the County proceed after the Journal closed its doors on May 28, 2016, for the Board and all its departments' advertising. How much is the county paying for other legal advertising now? Was there a request for bids or any direction to staff on how to proceed as far as which newspaper to place ads or the cost of those ads? Taxpayers need and want to know what the county was paying and where to find that information – and - what the county is now paying for regular legal advertising and where to find such legal ads. Perhaps the county should also look into having all county legal ads placed on one of their own websites for taxpayers to find easily and not have to hunt for the information.

The Levy County Tax Collector's office does all the preparation for collecting and formatting the data in a digital format paid for by all taxpayers with the taxes collected by Levy County. After the data has been collected, formatted and emailed to the newspaper for publishing, the newspaper only has to layout the information which takes about 20-30 minutes, print out a proof for the tax collector to approve, and then send to the their press crew for publishing.

The Citrus County Chronicle, (also a newspaper of Landmark Community Newspapers Inc.) which prints the Chiefland Citizen, Williston Pioneer and Cedar Key Beacon with its in-house printing press, will print the list in one (1) press run, a cost saving measure, and insert into whichever paper is selected for publishing to run for three weeks in May.

The bid the Levy County Journal placed to print the delinquent tax list took into consideration all the expenses while still making a small profit, along with assessing a price needed to win the bid. The number of delinquent properties at the end of April determines what the newspaper receives for printing the list line by line. Previously, due to massive foreclosures and hard times in Levy County and using previous government-set prices, the list would garner up to \$45,000 - \$50,000 profit with no bidding for the publishing of the tax list. After the bidding process and for the last two years, the Levy County Journal published the delinquent tax list in its entirety for \$5,648.59 for 2014 and \$6,303.09 for 2015.

Chairman John Meeks pointed out that publishing the delinquent tax list was a pass thru cost. That is correct, it is passed onto the taxpayers - twice.

First the county pays for its contribution to compiling the information by outsourcing a company to compile the data then county employees have to provide the data to the company to process in a digital format to meet legal requirements. The tax collector's office then emails the file to the appropriate newspaper.

Secondly, all the data is simply given to the newspaper to do the layout by their graphics person in the format required taking approximately 20 to 30 minutes to do.

It is then proofed by the tax collector's office and approved to go to press.

The county compiles all the information and proofs all the information. The newspaper formats and prints.

Now in the digital age newspapers no longer do the labor intensive cut and paste method and the process is all done digitally and remotely. Why should the county pass on the cost twice to taxpayers, once for the county's process, and then again to help subsidize a large corporation?

At the last BoCC meeting Chairman John Meeks objected to me referring to the Chiefland Citizen, Williston Pioneer and Cedar Key Beacon as part of a conglomerate known as Landmark Community News, Inc. with headquarters located in Shelbyville, Kentucky but the fact remains that they are. According to the New York Times article dated July 7, 2008, the owner of the three above-mentioned newspapers sold the Weather Channel for \$3.5 billion, much less than the \$5 billion Landmark was asking. Other states they have newspaper holdings according to their website at LCIN.com are Colorado, Florida, Illinois, Indiana, Iowa, Kentucky, Nebraska, New Mexico, North Carolina, South Carolina, Tennessee and Virginia.

Keeping the pricing as it was when the Levy County Journal was required to bid makes sense. The Journal was finally awarded the bid after two sealed bids were submitted, weeks apart, with the agreement to print for four years (see page eleven of bid requirements TS-02 BID PRICES/TERMS OF CONTRACT: Bid prices shall remain firm and irrevocable from February 17, 2015 through and including January 31, 2019.) and made a profit on the job and should remain the same.

County Commission Throws Out Journal's Advertising Bid, Forces Rebids

By Terry Witt
 Senior Staff Writer

Levy County Commissioners Tuesday tossed out the Levy County Journal's scaled low bid for legal and display advertising and ordered the Journal and its competition to rebid the contract despite protests from the Journal's attorney Stephen Scott.

The Journal's bid was significantly lower than its competition. The Journal bid the delinquent tax list at 9 cents per line for the first publication and for all the subsequent publications, while the Chiefland Citizen bid 49 cents per line for the first publication and 42 cents for each subsequent publication. With regard to legal display advertisements, the Journal

bid \$2 per column inch for the first and each subsequent publication while the Citizen bid \$2.99 for the first publication and \$2.54 cents for each subsequent publication. Scott said the Journal's bid was so low that he thought it might be a mistake at first, but when he consulted with Journal management he discovered they knew exactly what they were doing. "In the big picture of life, that's almost like giving it free,"

Judge Scuttles Recall Drive Aimed at Inglis Commissioner

By Terry Witt
 Senior Staff Writer

Inglis Town Commissioner Stephen Kesterson, Sr. triggered a recall petition drive when he introduced a resolution on Sept. 2 aimed at getting rid of old and damaged mobile homes in the city, but a judge ruled on Friday that Kesterson can't be removed from office for acting illegally in his capacity as an elected official.

Circuit Judge Stanley H. Griffis III said the recall petition circulated by a citizens committee was "legally insufficient and therefore shall have no force or effect" and that the March 3 Town of Inglis recall election that would have led to Kesterson's removal is cancelled.

"Under Florida law, taking a position on an issue is not misfeasance and therefore not legally sufficient to form the basis for a recall petition," Griffis wrote. "While the substance of the position Plaintiff (Kesterson) held or expressed regarding the code enforcement laws or ordinance may be disfavored by many in the town, Florida law requires that a recall petition for misfeasance allege that he took action in an improper or illegal way."

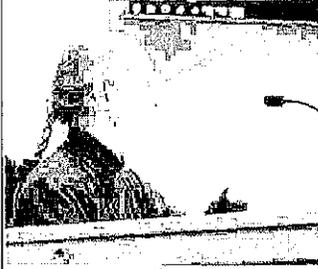
Griffis said the recall petition didn't allege that Kesterson violated the state's Sunshine Law or any of the town's ordinances, "or that he undertook any other action that was illegal or improper. Thus, the recall petition is legally insufficient and cannot give rise to a properly conducted recall election."

Resident Carol Gibson, who said she fears she could be forced out of her 32-year-old mobile home by Kesterson's resolution and who headed the recall petition drive, said she would file an appeal of the judge's ruling on Wednesday, but would have no further comment.

"I am very concerned about that," she said last week when talking about the possibility of losing her home.

Kesterson's resolution was passed by 4-0 vote of the town commission and forwarded to the city's planning commission for review, but there were those in Kesterson's group who said they believe he is so fed up with the controversy that he wants to drop the resolution altogether. They said his resolution was aimed at eliminating abandoned mobile homes used as

continued to page 3A



Levy County Attorney Anas Bast Brown speaking at Commission Meeting on Re-Bid for county legal advertising.

Scott said County Attorney Anas Bast Brown said she found "irregularities" in the bids of both newspapers and recommended rebidding the contract.

Scott reminded Brown of the law of unintended consequences, noting that the Journal's low bid numbers and the Chiefland Citizen's high bid numbers are now a matter of public record.

"At this time all the bidders know what the other bidders submitted," he said. Brown said she consulted with Greg Stewart, a lawyer with Nabors Giblin and Nickerson, about rebidding the newspaper contract. Stewart deals with government law. Nabors Giblin and Nickerson is the same firm that works as a consultant on

continued to page 3A

Respected Bronson Leader Passes Away at 93

By Terry Witt
 Senior Staff Writer

Dick Garner, one of Bronson's most respected figures passed away on January 24 and was remembered Tuesday by one of his best friends as a career military man and a town official who was instrumental in bringing municipal water to Bronson.

"We hunted and fished and cut a little cabbage, drank a little liquor... all types of things. We missed around up the winds," said Alvin Wilkerson, a lifelong friend who advised what Garner had done as a sailor in World War II and how he



Mr. Dick Garner at 91 working in his garden on Court Street in Bronson. Photo by Kathy Hilliard

continued to page 3A

County Wants Arbitrator to Resolve DPS Union Contract Dispute

By Terry Witt
 Senior Staff Writer

Ten Levy County paramedics and Emergency Medical Technicians have been temporarily blocked by Public Safety Director David Knowles from obtaining dual certification as firefighters, triggering a legal fight that the county commission and the union must fund if an attorney is hired to arbitrate the issue.

The 10 were part of a group of 19 paramedics and EMTs who passed a

test to become dual certified as firefighters, something Knowles wanted. All 19 were placed on 182 days probation. When their probation ended, 10 had their probation extended by Knowles. The other nine are now dual certified as firefighters.

Knowles argued that the 10 will need to take additional classroom courses, including a vehicle extrication class before he will dual certify them as firefighters. The union responded that the courses were intended to be voluntary for employees who wanted a raise, not mandatory as Knowles contends.

continued to page 3A



Bronson Council Weighing Options for Big User Utility Rates

By Terry Witt
 Senior Staff Writer

Bronson Town Clerk Kelli Bretzel got the green light Monday to begin examining ways to pare down the proposed water and sewer rate increases for the town's big users because the numbers look pretty steep to her.

Council members must do a careful balancing act as they finalize the rates because they need enough money to repay a \$1.5 million loan but

they don't want to gouge the big users. She said the new rates for bigger users are based on meter sizes. She said one big water customer with a 4 inch well is using 542,520 gallons of water, which would mean a monthly base rate of \$245.

"That's why I want the council to look at that issue. You can't double somebody's bill like that," she said.

Residential users would see their monthly base bill rise to about \$25.

Councilman Bruce Greenlee suggested Bretzel look at different options for billing customers with bigger meters, bearing in mind the rates have to be enough to repay the loan.

"Someone's got to pay back the \$1.5 million," he said.

Bretzel told the council the 67 or 68 new customers will generate an additional \$49,000 in revenue annually, but she said the added sewer connections won't push the sewage treatment

continued to page 3A

New County Ambulance Will Head North Before Going Into Service

By Terry Witt
 Senior Staff Writer

Levy County's Department of Public Safety will take possession of a newly acquired \$132,000 Striker ambulance, but it will first go to a trade show in Indianapolis before being sent to Levy County. The ambulance is scheduled to arrive in Levy

County in the next month or so and will be stationed at the Fanning Springs Fire Rescue facility near City Hall as the county's seventh ambulance.

County Coordinator Freddie Moody said sending the ambulance to Indianapolis won't deprive the county of a seventh unit. He said the county has spare ambulances it can use while the new unit is away from the county. "We have spares enough to do the work,"

Moody said. "They have enough backups."

The county's seventh ambulance is one of the new Striker models made by Mercedes. Moody said people want to see what the new model looks like. That's the reason why it will be shown in Indianapolis.

County Public Safety Director David Knowles said the county won't actually take possession of the ambulance until after the trade

continued to page 4A

County Commission Throws Out Journal's Advertising Bid, Forces Rebid continued from page 1A

other county government issues including the assessments that fund fire control and the Emergency Medical Service.

Brown added that Tax Collector Linda Fugate has waived a state requirement for the delinquent tax list to be awarded to a newspaper of general circulation in the first week of February.

Scott reminded Brown that the county's purchasing policy gives commissioners the power to award the bid to the lowest and best bidder when it is in the interests of county taxpayers to do so, and he said the savings the Journal offered were substantial and without question in the best interests of taxpayers.

But Brown didn't back away from her recommendation to reject the bids and rebid the contract. Commissioner Danny Sexton quickly made the two motions that were seconded by Commissioner Mike Joyce.

Bid Numbers Show the Picture

In the ongoing saga of bidding and re-bidding for Levy County legal ads and the Delinquent Tax List here are some numbers for those of you who see the picture better in numerical language. These comparisons were presented to the Board of County Commissioners, the County Attorney and the public on Tuesday morning's meeting by Journal attorney, Stephen Grant.

Table with 3 columns: Line Ad/Per Line, Savings with the Journal, and Savings with the Journal. Rows include Citizen 85% reduction, Display Ad/Per column inch, and Savings with the Journal.

In the Bid Specifications (TS-04) it states the Criteria for Award - The County intends to award this bid to the lowest, responsive, responsible bidder.....

The qualified lowest bidder in the bid price per line for line advertisements for the first publication shall be the successful bidder.

Please keep in mind that during the two petition drives, there actually were approximately 300-400 DIFFERENT people who signed during the process -- that is more than usually seen in a TOWN election.

Kline said Kesterson's supporters tried to portray the petitioners as "terrorists" who were trying to scare people into signing the petition, which she said was untrue.

Respected Bronson Leader Passes Away at 93 continued from page 1A

helped the city progress when he came back home from the military. He said Garner was a cook on the USS Arizona when it was hit in the attack on Pearl Harbor.

He slowed down the jags enough that they (American forces) could get some planes in the air," he said.

Wilkinson said Garner, the former Bronson town manager was one of the most decorated veterans in the county, and he was one of the people who brought municipal water to the town.

Garner may be best remembered by the Bronson residents of all ages as the older gentleman who tended to his beautiful garden along Court Street well into his

senior years. He also walked Bronson's streets for many years visiting with people in the garden and tended to it every day.

"He lived for that garden - the garden, hunting and fishing and those younguns was his life," Wilkinson said.

Before he got sick, he said Garner called him one day and said he wanted to go out in the woods and cut some swamp cabbage. He said they arrived in the woods and Garner pulled out a dull axe.

Wilkinson suggested they go through Inglis to buy some mullet for a meal. When they arrived at the fish market, Wilkinson said the market had freshly caught mullet on display.

He said Garner told the clerk he wasn't going to pay \$3 per fish. He had given

too many mullet away in his life to pay that much money for mullet. Wilkinson said he told Garner it probably would cost him more than \$3 per fish to catch them himself.

He said Garner stood his ground. He understood what Wilkinson was saying, but wasn't paying \$3 per mullet. Wilkinson bought several more mullet for the meal.

He said the mullet story was classic Dick Garner. He was plain spoken and he was just like that.

And they knew of his love for the garden he kept. "How many people of that age are working in the garden and walking all over town," Wilkinson said.

Judge Scuttles Recall Drive Aimed at Inglis Commissioner continued from page 1A

The resolution said any manufactured housing built in 1999 or before shall be condemned and removed if it is damaged and in disrepair or otherwise uninhabitable or vacant for 120 days, and the dwelling could not be replaced by another manufactured dwelling.

Gibson said the wording of the resolution concerned many people in the town. "It's not just unpopular, it's against the law," she said. "If the town says, I see \$500 damage they can take your home to the junk yard. They do that in other countries, but they shouldn't be able to do that here."

Mayor Glenda Kirkland said the petitioners used "neat tactics" to try to get rid of Kesterson. She said they told people they would lose their homes. She said they should have asked the town attorney about what constitutes misfeasance before circulating the petition.

"It scared people to death. It frightened people to the point that they signed it (the petition)," she said.

Her husband Greg Kirkland said the petitioners were using the resolution as a "whipping boy" to get rid of a commissioner. "They took his first draft and became they were angry at him for other reasons they tried to crucify him," Greg Kirkland said.

Kirkland said the resolution was intended only to eliminate dilapidated trailers and homes.

But the petitioners said the motives of those who supported the resolution weren't all that pure. They produced written documentation showing that the town attorney had expressed an interest in finding a way to bypass the planning commission with the resolution.

The petitioners collected 150 signatures in the first phase of the petition drive. Supervisor of Elections Tammy Jones certified that 137 of the petitions were signed by registered voters. Verification was sent to Town Clerk Sally McCrae, who notified Kesterson he had five days to write a statement of defense.

After Kesterson wrote his defense, Gibson collected 202 signatures in the second round of the petition drive. Jones verified that 195 were registered electors, well over the 15 percent required by state law.

County Wants Arbitrator to Resolve DPS Union Contract Dispute continued from page 1A

The International Association of Fire Fighters local 4069 (IAFF) filed a grievance in December and asked if the county would be interested in taking advantage of free federal mediation to resolve the issue, but the county's labor attorney, Wayne Hebbly, said the county wasn't interested in mediation.

Hebbly told the union president he wants to decide the issue in arbitration, which involves hiring an attorney. The union will choose three attorneys for a panel. Both sides will narrow the list of attorneys down to one who will be hired to act as the arbitrator. The arbitrator will decide whether Knowles was correct in extending the probation of the 10 employees or if the union is correct in its interpretation of the contract.

"The County is not interested in participating in the mediation process," Hebbly wrote in an email to Union President Kay Graves on Jan. 30. "When you receive the panel of arbitrators from FMCS (Federal Mediation and Conciliation Service), please forward the names to me so that you and I can strike names and arrive at an arbitrator to preside over this issue. Thank you."

Hebbly was responding to an email from Graves in which she urged the county to use the free federal mediation process rather than go with arbitration, which she said would place an "undue financial burden" on both county government and the union.

"Federal mediation is a non-binding service available to help us resolve this issue at no cost to either party," Graves said in her email to Hebbly. "If this is not acceptable please notify me immediately so that we can stay within our timeframe to proceed forward with the arbitration process."

Hebbly replied the same day that the county wanted an arbitrator.

County Coordinator Freddie Moody said it may take time to narrow down the list of attorneys to one arbitrator, and in the meantime he said the issue may get negotiated and there will be no need for an arbitrator. He said the issue in dispute involves the interpretation of the contract. He said the contract would be fixed to make the issue go away or the two sides could come to an agreement.

Moody said the county's position is that Knowles extended the probation of the 10 employees to give them time to complete the core courses that the county believes are part of the contract. He said the EMTs and paramedics don't have to take the courses. Taking the courses is voluntary, but he said if they don't take the courses they will remain certified as EMTs or paramedics and won't receive the 3 percent raise to go with being dual certified as a firefighter.

"If they just want to be an

EMT or a paramedic for the rest of their lives, they can be that," Moody said.

The union maintains that that once an employee fulfills their professional probation they are free to participate in the step plan if they wish. The step plan is intended to provide a monetary reward for employees that further their education in the field, not to establish whether an employee should or should not keep his or her position, according to the union.

The union asks several questions to resolve the issue with Knowles before filing a formal grievance. Knowles will have to his interpretation. The union requested that the 10 employees be taken off probation and placed on regular status as dual certified paramedics and EMT firefighters.

Knowles denied the request. When the union took it back to him a second time he denied the request again. At that point the union took their request to Moody, who also denied the request.

Union officials say that arbitration is a costly and lengthy burden on both parties involved, sometimes requiring months of work and tens of thousands of dollars before a decision is made by the arbitrator. They say it converts them that the county would place this burden on taxpayers rather than using the free federal mediation process.

Knowles declined to discuss the issue due to pending arbitration.

"I don't think I can speak to it because it's going through the process," Knowles said.

Moody said the whole issue boils down to interpretation. Knowles has one interpretation of the contract, the union another.

"This is really up for interpretation. I could have easily signed off on it, but it is open to interpretation," Moody said.

Union officials say Knowles is known to retaliate against employees he believes may be disloyal. Some employees fear losing their job if they talk to the newspaper about issues.

"There's been no retaliation," Moody responded.

LEVY COUNTY BOARD OF COUNTY COMMISSIONERS. NOTICE OF BIDS AND AVAILABILITY OF BID SPECIFICATIONS. INVITATION TO BID. LEVY COUNTY, FLORIDA. Notice is hereby given that Levy County, Florida will be receiving sealed bids at the Office of the Board of County Commissioners, Levy County Courthouse, P.O. Box 310, 355 South Court Street, Bronson, Florida 32621, (352) 486-5217, for LEGAL AND OFFICIAL ADVERTISING FOR LEVY COUNTY.

CITIZEN'S ADVISORY TASK FORCE MEETING NOTICE. The Town of Bronson's Citizen's Advisory Task Force will hold a public meeting on Thursday, February 12, 2015 at 4:30 p.m. The purpose of this meeting will be to discuss the Town applying for a grant under the Florida Department of Economic Opportunity's Small Cities Community Development Block Grant Program for the FFY 2014 funding cycle.

NOTICE OF SPECIAL ELECTION. For the TOWN OF BRONSON. Kelli Brettel, Town Clerk of Bronson hereby gives notice that the Special Election first scheduled for February 10th, 2015 has been rescheduled by the Town Council to be held on March 10th, 2015. This Special Election is for the purpose of electing a candidate to fill the vacancy affecting Seal 2 of the Town Council, and to consider five (5) proposed charter amendments.

County Commission Throws Out Journal's Advertising Bid, Forces Rebid

By Terry Witt
Senior Staff Writer

Levy County Commissioners Tuesday tossed out the Levy County Journal's sealed low bid for legal and display advertising and ordered the Journal and its competition to rebid the contract despite protests from the Journal's attorney Stephen Scott.

The Journal's bid was significantly lower than its competition.

The Journal bid the delinquent tax list at 9 cents per line for the first publication and for all the subsequent publications, while the Chiefland Citizen bid 49 cents per line for the first publication and 42 cents for each subsequent publication.

With regard to legal display advertisements, the Journal bid \$2 per column inch for the first and each subsequent publication while the Citizen bid \$2.99 for the first publication and \$2.54 cents for each subsequent publication.

Scott said the Journal's bid was so low that he thought it might be a mistake at first, but when he consulted with Journal management he discovered they knew exactly what they were doing.

"In the big picture of life, that's almost like giving it free," Scott said.

County Attorney Anne Bast Brown said she found "irregularities" in the bids of both newspapers and recommended rebidding the contract.

Scott reminded Brown of the law of unintended consequences, noting that the Journal's low bid numbers and the Chiefland Citizen's high bid numbers are now a matter of public record.

"At this time all the bidders know what the other bidders submitted," he said.

Brown said she consulted with Greg Stewart, a lawyer with Nabors Giblin and Nickerson, about rebidding the newspaper contract. Stewart deals with government law

Nabors Giblin and Nickerson is the same firm that works as a consultant on other county government issues including the assessments that fund fire control and the Emergency Medical Service.

Brown added that Tax Collector Linda Fugate has waived a state requirement for the delinquent tax list to be awarded to a newspaper of general circulation in the first week of February. The tax list will be awarded by the end of February. The re-bids are due Feb. 12.

In a Jan. 22 email to County Coordinator Freddie Moody, Fugate and Michele Langford of the tax collector's office, Brown said she would require both newspapers to price their second and third publications at 85 percent of the first publication, "regardless of what state statute says."

Scott reminded Brown that the county's purchasing policy gives commissioners the power to award the bid to the lowest and best bidder when it is in the interests of county taxpayers to do so, and he said the savings the Journal offered were substantial and without question in the best interests of taxpayers.

But Brown didn't back away from her recommendation to reject the bids and rebid the contract.

Commissioner Danny Stevens quickly made the two motions that were seconded by Commissioner Mike Joyner. Both motions passed unanimously, according to the clerk's office, although most of the commissioners barely made a peep when the votes were taken. It was difficult to tell who voted for what.

Outline:

Levy County Attorney Anne Bast Brown speaking at Commission Meeting on Re-Bid for county legal advertising.

Biding by the Numbers

Here is a quick look at the numbers involved in the bidding process for legal advertising for the Board of County Commissioners ads and the Delinquent Tax List publication.

Included are the first round of sealed bids for both newspapers. Then after the technical annulling of the first round, there is a second round of again sealed bids. It is interesting to note this second round.

	1 st bid	Re-bid
Line Ads/per line		
Chiefland Citizen	\$.49	\$.09
Levy County Journal	\$.09	\$.06

Display Ads/ per column inch		
Chiefland Citizen	\$ 2.99	\$ 1.97
Levy County Journal	\$ 2.00	\$ 1.50

So the Journal's first low bid of 9 cents per line became the Citizen's re-bid after the sealed bids were opened.

Fred Moody

From: Anne Brown [annebrownlevy@bellsouth.net]
Sent: Thursday, January 22, 2015 10:05 AM
To: Fred Moody; Levy Tax Collector; michele@levytaxcollector.com
Subject: newspaper bid documents

Freddie,

Here is the revised version of the newspaper bid documents. I made changes to require that they bid their second and later publications at no more than 85% of the first publication, regardless of what the statute says. I also made changes to make sure that the column width is at least 1.5" for line ads and that the bidders are not allowed to round figures up when they calculate the 85%. This should address the issues that the bids contained in the last round. Please review and let me know if you have any other changes.

Linda and Michele, we were not able to accept either of the 2 bids submitted for legal ads. Both of them gave us prices for second and subsequent publication that were above 85% of the first publication price, which did not comply with the bid specifications. Mr. Freddie and I plan to ask the Board to reject all bids and rebid the services. The new bids are set to be due February 12, with award by the Board at its February 17 meeting. This will place the Board in a position to go beyond the Fl. Admin Code requirement that they notify your office by the first Board meeting in February of the newspaper to place the delinquent tax notices. The Board will be able to name a newspaper by the end of February, if we get responsive bids this time. If this late notice to your office of the newspaper for the delinquent tax notices meets your approval, it would be helpful to Mr. Freddie and I if you would acknowledge that approval in writing. An email in response to this email simply saying that it is acceptable to your office to receive notice from the Board of the newspaper for printing delinquent tax notices by the end of February would be sufficient. If this is not acceptable to your office, please let me know. Thanks in advance for your assistance with this.

Once I hear back from everyone, I can complete the agenda package for the board to recommend rejection of all bids and rebid of the services. Thanks,

-Anne Brown

Anne Bast Brown
County Attorney
612 East Hathaway Avenue
Bronson, FL 32621
(352) 486-3389
(352) 486-3393 (fax)
annebrownlevy@bellsouth.net

Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing. The information contained in this email is privileged and confidential information intended only for the entity to which it is addressed. If you are not the intended recipient, you are hereby notified that any use, dissemination, distribution, copying or taking action in reliance upon this email is strictly prohibited. If you have received this email in error, please immediately notify the sender and delete this email entirely. Your e-mail communications may therefore be subject to public disclosure.

The delinquent tax list IS paid for by private parties, e.g. taxpayers monies and tax deed purchasers, and therefor does not fall under the 85% rule as stated below.

Florida Law

50.061 Amounts chargeable.—

(1) The publisher of any newspaper publishing any and all official public notices or legal advertisements shall charge therefor the rates specified in this section without rebate, commission or refund.

(2) The charge for publishing each such official public notice or legal advertisement shall be 70 cents per square inch for the first insertion and 40 cents per square inch for each subsequent insertion, **except that government notices required to be published more than once, the cost of which is paid for by the government and not paid in advance by or allowed to be recouped from private parties, may not be charged for the second and successive insertions at a rate greater than 85 percent of the original rate.**

(3) Where the regular established minimum commercial rate per square inch of the newspaper publishing such official public notices or legal advertisements is in excess of the rate herein stipulated, said minimum commercial rate per square inch may be charged for all such legal advertisements or official public notices for each insertion, **except that government notices required to be published more than once, the cost of which is paid for by the government and not paid in advance by or allowed to be recouped from private parties**, may not be charged for the second and successive insertions at a rate greater than 85 percent of the original rate.

(4) A governmental agency publishing an official public notice or legal advertisement may procure publication by soliciting and accepting written bids from newspapers published in the county, in which case the specified charges in this section do not apply.

(5) If the public notice is published in a newspaper, the posting of the notice on the newspaper's website pursuant to s. 50.0211(2) must be done at no additional charge.

(6) All official public notices and legal advertisements shall be charged and paid for on the basis of 6-point type on 6-point body, unless otherwise specified by statute.

(7) Any person violating this section, either by allowing or accepting any rebate, commission, or refund, commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(8) Failure to charge the rates prescribed by this section shall in no way affect the validity of any official public notice or legal advertisement and shall not subject same to legal attack upon such grounds.

History.—s. 3, ch. 3022, 1877; RS 1298; GS 1729; RGS 2944; s. 1, ch. 12215, 1927; CGL 4668; ss. 1, 2, 2A, 2B, ch. 20264, 1941; s. 1, ch. 23663, 1947; s. 1, ch. 57-160; s. 1, ch. 63-50; s. 1, ch. 65-569; s. 6, ch. 67-254; s. 15, ch. 71-136; s. 35, ch. 73-332; s. 1, ch. 90-279; s. 3, ch. 2012-212; s. 2, ch. 2014-210.

Note.—Former s. 49.06.

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

1. NAME/ORGANIZATION/TELEPHONE: 352 213 8958
US WAR DOG ASSN Ch 2

2. MEETING DATE: 11-22-16

3. REQUESTED MOTION/ACTION: UNVEIL SHADOW BOX FOR MWD
JUKON - Dog Belonging to JUDIE MINDRUM
BOCC CHAIR TO REMOVE BLACK COVER WITH JUDIE

4. Agenda
Presentation Time
Requested: 9AM
(Request will be granted if possible)

5. IS THIS ITEM BUDGETED (IF APPLICABLE)?: YES ___ NO ___ IF NO, STATE ACTION REQUIRED
BUDGET ACTION: 0 Budget
FINANCIAL IMPACT SUMMARY STATEMENT: NO COST
DETAILED ANALYSIS ATTACHED?: YES ___ NO ___ BUDGET OFFICER APPROVAL ___ DATE

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

BOCC APPROVED MOTION BARBARA SNOW ex DIRECTOR
TO HONOR ONE WAR DOG TO REPRESENT ALL HERO
DOGS WHO SERVED - TO REPRESENT THEM
ON OUR VETERANS WALL
MAINTENANCE TO PLACE ON WALL WITH COVER
A FEW DAY BEFORE BOCC MEETING. TO BE
UNVEILED AT THE 22ND OF NOV MEETING
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 <u>X</u> NO	YES ___ NO

8. COMMISSION ACTION:

APPROVED

DENIED

DEFERRED DATE TO BRING BACK:

OTHER SPECIFY:

US WAR DOGS ASSOC INC

CHAPTER 2
P O BOX 10
BRONSON, FL 32621
PH. (352) 213-8958

1108

63-68/631
081

11-7-16

Date

Pay to the Order of Levy County BOCC \$ 25.00
Twenty Five & 00/100 Dollars  Security Features Details on Back.



Capital City Bank
www.ccbg.com

CRYSTAL RIVER OFFICE
CRYSTAL RIVER, FLORIDA

MWD JUKON

Chedow

For mounting supplies box *Barbara Snow* VP

⑆063100688⑆8108778501⑈ 108

Levy County Board of County Commissioners
Agenda Item Summary

1. NAME/ORGANIZATION/TELEPHONE:

Wilbur Dean

2. MEETING DATE:

11/22/16

3. REQUESTED MOTION/ACTION:

Request to allow County Attorney freedom to negotiate items up to \$2500.00

4. Agenda

Presentation Time

Requested: _____

(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)

Request to allow County Attorney freedom to negotiate items up to \$2500.00

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 <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:**

Levy County Parks and Recreation

2. **MEETING DATE:**

November 22, 2016

3. **REQUESTED MOTION/ACTION:**

Approval of RIVER Cost Share Agreement with Suwannee River Water Management District

4. **Agenda Presentation**

Time Requested: 10
min.

(Request will be granted if possible)

ALLOTTED TIME Not MORE THAN 15

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)

Agreement received from SRWMD and reviewed by County Attorney. Permission to move forward with the Blue Springs Renovation project.

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 <u>X</u> NO	YES <u> </u> NO	YES <u> </u> NO	YES <u> </u> NO	YES <u> </u> NO	YES <u> </u> NO

8. **COMMISSION ACTION:**

 APPROVED

 DENIED

 DEFERRED DATE TO BRING BACK:

 OTHER SPECIFY:



SUWANNEE RIVER WATER MANAGEMENT DISTRICT

November 2, 2016

DON QUINCEY
Chairman
Chiefland, Florida

ALPHONAS ALEXANDER
Vice Chairman
Madison, Florida

VIRGINIA H. JOHNS
Secretary/Treasurer
Atachua, Florida

KEVIN BROWN
Alachua, Florida

GARY F. JONES
Old Town, Florida

VIRGINIA M. SANCHEZ
Old Town, Florida

RICHARD SCHWAB
Perry, Florida

BRADLEY WILLIAMS
Monticello, Florida

VACANT
At Large

NOAH VALENSTEIN
Executive Director

Matt Weldon
Director of Parks and Recreation
P.O. Box 248
Bronson, FL 32621

Subject: Levy Blue Springs Restoration
RIVER Cost Share Agreement

Dear Mr. Weldon:

Enclosed in duplicate is the contract for Cost Share Assistance for the Levy Blue Springs Restoration Project. Please have both originals signed by the appropriate party and return them to my attention. One original will be returned to you after it is fully executed.

As always, we look forward to working with you on this project. Please feel free to contact the project manager Patrick Webster at 386.647.3126 with any questions regarding this contract.

Sincerely,

Gwendolyn A. Lord, CPPB, FCCM
Senior Procurement Specialist

/gal

cc: Patrick Webster
Jammie S. Bell

Enclosures

RECEIVED NOV 9 - 2016
Legal

MEMORANDUM OF AGREEMENT

FOR

COST SHARE ASSISTANCE

THIS MEMORANDUM OF AGREEMENT (hereinafter the "AGREEMENT"), by and between the Suwannee River Water Management District, a special taxing district organized under Chapter 373, Florida Statutes, whose address is 9225 CR 49, Live Oak, Florida 32060, (hereinafter the "DISTRICT"), and the Levy County Board of County Commissioners, a political subdivision of the State of Florida, whose address is 620 N. Hathaway Avenue, P.O. Box 248, Bronson, Florida, 32621 (hereinafter the "COOPERATOR"), is entered into this _____ day of _____, 2016.

WITNESSETH:

WHEREAS, COOPERATOR and DISTRICT (collectively the "PARTIES") desire to engage in projects that enhance the DISTRICT's water supply, water quality, flood protection and/or natural systems; and

WHEREAS, the COOPERATOR has identified to the DISTRICT a certain project that the COOPERATOR wishes to accomplish which will enhance the DISTRICT's water supply, water quality, flood protection and/or natural systems; and

WHEREAS, the DISTRICT has evaluated such project and agrees that such project would enhance the DISTRICT's water supply, water quality, flood protection and/or natural systems; and

WHEREAS, the DISTRICT has funds available and wishes to assist in the funding of such project provided that it is given certain assurances; and

WHEREAS, the COOPERATOR desires that financial assistance of the DISTRICT in funding such project; and

WHEREAS, the parties have reached an agreement concerning the above and it is the mutual desire of the PARTIES to commit such agreement to writing and thereby create a legally enforceable contract between the parties.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The above recitals are true and correct and incorporated herein by reference.
2. The COOPERATOR has proposed a certain project (hereinafter the "PROJECT") to enhance the DISTRICT's water supply, water quality, flood protection and/or natural systems.
3. A description and scope of the PROJECT is attached hereto as Exhibit "A".
4. The DISTRICT has evaluated the PROJECT and finds that the PROJECT is a worthwhile project and believes that the PROJECT will enhance the DISTRICT's water

13. The provisions of this AGREEMENT are for the sole and exclusive benefit of the PARTIES, and no provision of this AGREEMENT will be deemed for the benefit of any other person or entity.

IN WITNESS WHEREOF, COOPERATOR and DISTRICT have hereto set their hands and seals on the day and year indicated below.

EXECUTED by the COOPERATOR on _____, 2016.

By: _____

Print Name: JOHN MEERS

As its CHAIRMAN

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY Anne Bast Brown
Anne Bast Brown, County Attorney

EXECUTED by the DISTRICT on _____, 2016.

SUWANNEE RIVER WATER
MANAGEMENT DISTRICT

By: _____

Noah D. Valenstein
As its Executive Director

EXHIBIT B
PROJECT COST ESTIMATE AND COST SHARE FUNDING BREAKDOWN

Project Name: Levy Blue Springs Restoration

Item	Total
Engineering Services	\$10,000.00
Construction Services	
Administration, Mobilization, Demobilization	\$12,000.000
Ground penetrating radar	\$4,000.00
Spring restoration and bank stabilization	\$124,000.00
Parking lot paving and retention pond construction	\$131,000.00
Pavilions (County match only)	\$9,000.00
Contingency	\$10,000.00
TOTAL PROJECT COSTS	\$300,000.00

The DISTRICT reimbursable amount is not to exceed: \$190,000.00

The COOPERATOR estimated total in-kind services or cash contribution: \$110,000.00

*The COOPERATOR shall provide any and all other costs which could exceed the total District Reimbursable Amount above to complete the project.

Regional Initiative Valuing Environmental Resources (RIVER)

Application for Funding Assistance

Project Name: Levy County Blue Springs

Cooperator: Levy County Board of County Commissioners

Department: Levy County Parks & Recreation

Contact Person: Matt Weldon

Address: PO Box 248 (620 N. Hathaway Ave)

City: Bronson

State: FL

ZIP: 32621

Phone: 352.486.5127

Email: Weldon-matt@levycounty.org

Project Core Mission Areas: (Check all that apply throughout the application.)

Water Supply Water Quality Flood Protection Natural Systems

Project Category:

Water Supply Water Conservation Erosion & Sediment Control
Flood Protection Flood Protection Maintenance Natural System Conservation
 Natural System Restoration & Enhancement Reclaimed Water
 Water Quality Maintenance & Improvement Water Resource Development
 Springs Restoration & Protection

Indicate All Counties to Benefit from Project:

Alachua Baker Bradford Columbia Dixie Gilchrist
Hamilton Jefferson Lafayette Levy Madison Putnam
Suwannee Taylor Union

Watershed or Basin (see attached map):

Alapaha River Aucilla River Coastal Rivers Basin
Santa Fe River Basin Suwannee River Basin Upper Suwannee River
 Waccasassa River Basin Withlacoochee

Project Measures: (continued)

How much storage volume is provided? The parking lot is approximately 4200 square yards. It will drain into a retention pond that the county will construct located north side of the property.

How many wells or septic tanks removed/abandoned? Removing 2 septic tanks.

How many customers/residents/businesses served by the proposal? The spring is open annually from April 1st till October 1st . This year we had to close 3 weeks early due to black water from heavy rains. We had 20,043 people attended in 2015 at Levy Blue spring. This is equal to half of the population of the entire county.

Sediment load reduction? 1200 cubic yards of sand and sediment will be removed from the spring boils. Bank stabilization, paving of the parking lot and repairing the sidewalk will greatly reduce the sediment load being washed into the spring.

How much area stabilized? This project will pave a 4200 sq. yards parking lot. Repairing of the sidewalk and retaining wall in the spring area

Nutrient load reduction? Not able to measure exact amount of reduction from the removal of the 2 unused septic systems will be removed

Other measures? (Please explain.) Spring flow measurements will be conducted before and after dredging to determine increase in spring flow.

Project location map attached

Project photos attached

Conceptual plans attached

Project has been approved by your commission or final authority. (Please explain.)

This project was presented before the Levy County BOCC on Oct. 20 2015. Approved 5-0 agenda included

Matching Fund Reduction:

(2) Remove a total of 1200 cubic yards of sand, loose rock and sediments from both springs vent areas. If awarded the county should have a contractor ready to begin within 90 days. \$ 105,600.00

(3) Restoration of seawall stop bank erosion from washing into spring. We should complete this by March 2016 \$14,000.00

(4) Pave parking lot build a retention pond to contain runoff. Schedule time of completion will depend on the project staying on schedule this will be the last step of completion due to the parking area is also going to be our retention area for the dredging. \$120,000.00

(5) Remove mound septic system from behind bathroom area. Crush and fill old septic tank where attendant's trailer used to be. Schedule Time of completion is February 2016 \$1,000.00

(6) Construction of 5 pavilions completion date estimated April 2016 \$8,000.00

Signature: *Martin K Welch*

Title: Director Levy County Parks & Rec.

Date: *10-29-15*

*Levy County Board of County Commissioners
Agenda Item Summary*

1. NAME/ORGANIZATION/TELEPHONE:

Levy Co. Visitors Bureau Carol McQueen 486-3396

2. MEETING DATE:

November 22, 2016

3. REQUESTED MOTION/ACTION:

Requesting Levy County Board of Commissioners ratify the signature of Chairman, John Meeks on the Amendment to the Agreement with The Conservation Fund. The Amendment is to change the deadline of the agreement from November 30, 2016 to March 31, 2016. This Agreement is for Levy County to produce a Big Bend Shellfish Trail Map.

**4. AGENDA
PRESENTATION TIME
REQUESTED:**

(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: ___
FUNDING SOURCE: ACCOUNT NUMBER:

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

Ratification of Chairman John Meeks signature to the The Conservation Fund Amendment to the Agreement changing the deadline from November 30, 2016 to March 31, 2016, a four month extension to complete the project.

ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED

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

Department Director Yes ___ No ___	Other Yes ___ No ___	Other Yes ___ No ___	Other Yes ___ No ___	County Attorney Yes ___ No ___	County Coordinator Yes ___ No ___

8. COMMISSION ACTION:

___ APPROVED
___ DENIED
___ DEFERRED DATE TO BRING BACK:
___ OTHER SPECIFY:

The Conservation Fund, A Nonprofit Corporation
1655 North Fort Myer Drive, Suite 1300 Arlington, VA 22209
Telephone: 703-525-6300 FAX: 703-525-4610

Amendment to Grant Recipient Agreement

The Levy County Board of Commissioners and The Conservation Fund ("the Fund") executed a grant recipient agreement on December 16, 2015 detailing the terms of a \$20,000 award to fund its project (the "Project") to develop, produce, and distribute a four-county Big Bend Shellfish Trail Map, including a digital Website map, and a kick-off advertising campaign, as well as connecting the aquaculture industry and visitors to restaurants, retail outlets, and recreational opportunities. This constitutes the first amendment to the agreement. All other terms of the original executed agreement are to remain in force.

I. PERIOD OF PERFORMANCE: An extension of the period of performance for this award was requested by the award recipient due to impact by Hurricane Hermine on the project area. The project completion date is hereby **extended to March 31, 2017.**

THE CONSERVATION FUND

Signature: William L. Allen Date: 11/9/16
Name: Will L. Allen
Title: Vice President of Sustainable Programs

LEVY COUNTY BOARD OF COMMISSIONERS

Signature: John M. Meeks Date: 11/10/16
Name: John M. Meeks
Title: Chairman, Levy County Board of Commissioners



Discover Your Next Adventure
VISIT LEVY COUNTY, FL

November 14, 2016

Ms. Margarita Carey
Program Associate, Conservation Leadership Network
The Conservation Fund
Mcarey@conservationfund.org

RE: Big Bend Shellfish Trail Map Extension Request Narrative Report

Dear Ms. Carey,

Thank you for the extension of the Big Bend Shellfish Trail Map project. This is a very important project for our region and I assure you the project will be completed by the new deadline, hopefully before.

Progress thus far:

- 1) Working with University of Florida IFAS agent and Nature Coast Biological Station, both in Cedar Key to discuss what is needed for all technical information for the map.
- 2) I met with all four counties involved (Levy, Dixie, Taylor and Jefferson) to obtain data for map, i. e, places to eat, buy and where recreational scalloping areas are located.
- 3) Location of coastal boat ramps and marinas for the four counties.
- 4) Levy County has hired a graphic artist company and printing company and I continue to send information to the graphic designer as I receive it for the development of the map. The graphic artist has all the species photos and I continue to send her additional photos for map consideration. I will be sending her all other text for where to buy, eat shellfish by the end of December.
- 5) As you are aware, my office and the office of others working with me on this project have experienced some difficult times. Please rest assured cooperation is improving with the county hiring a new person for my office by the middle of December.
- 6) Leslie Sturmer-U of F IFAS agent just sent me the environmental text that is needed for the map and I will be receiving the remaining three species identification by the first week of December from the Nature Coast Biological Station.
- 7) One of the clam 'Farm to Table' restaurants was completely destroyed by Hurricane Hermine on September 2, 2016 and as of today's date has not yet received funds from their insurance provider to rebuild the restaurant. I intend to include their location as a location of where to BUY local seafood, but would like to have new photos of the rebuilt restaurant for the map. If this doesn't happen in a timely manner, I will use pre-hurricane photos.

What I anticipate to accomplish by January 2017:

- 1) Submitting all text, photos and design concepts to graphic designer by end of December. My goal is to have the 'draft' map ready for your review by the end of January or first part of February.
- 2) Goal is to have the map to the printer by end of February, printing completed by second week in March ahead of schedule.

At this point I don't anticipate any additional delays; the project looks good at this time and is moving forward as planned.

Attached is the signed, scanned Amendment to Grant Recipient Agreement.

Sincerely,

A handwritten signature in black ink, appearing to read "Carol McQueen", with a horizontal line extending to the right.

Carol McQueen
Executive Director

Levy County Board of County Commissioners

Agenda Item Summary

1. NAME/ORGANIZATION/TELEPHONE:

GRANTS DEPARTMENT

2. MEETING DATE:

November 22, 2016

3. REQUESTED MOTION/ACTION: Adopt Resolution 2016-73, amending the powers and duties of the RESTORE Act Advisory Committee to include review of Pot 3 projects.

4. Agenda Presentation

Time Requested: 10
minutes

(Request will be granted if possible)

ALLOTTED TIME NOT

5. IS THIS ITEM BUDGETED (IF APPLICABLE)?: YES X 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 NEEDED)

The RESTORE Act Advisory Committee

Pot 1 funds for the RESTORE Act

(Environmental Science Associates) to write

Resolution will expand

projects, programs, and

RESTORE Act. Once

(Environmental Science

Expenditure Plan) .

(WHAT ACTION WILL BE ACCOMPLISHED)

currently meets monthly to discuss the progress with

currently working with ESA (Environmental

Science Associates) for the Pot 3 funds. The Proposed

Resolution is to assist with the review of potential

projects through Pot 3 funds of the

County Staff and ESA

for the SEP (State

// plus original

7. RECOMMENDED APPROVAL AND DATE

(DATE 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 <u>X</u> NO

8. COMMISSION ACTION:

APPROVED

DENIED

DEFERRED DATE TO BRING BACK:

OTHER SPECIFY:

**RESOLUTION
NUMBER 2016-073**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, AMENDING RESOLUTION 2013-08, AS PREVIOUSLY AMENDED BY RESOLUTIONS 2013-25 AND 2013-50; AMENDING THE FUNCTIONS, POWERS, AND DUTIES OF THE RESTORE ACT ADVISORY COMMITTEE; PROVIDING AN EFFECTIVE DATE.

RECITALS

WHEREAS, on February 19, 2013, the Board of County Commissioners of Levy County, Florida (hereinafter **the Board**) adopted Resolution 2013-08, which established the Levy County RESTORE Act Advisory Committee ("the Committee"), and provided for powers, functions, duties, membership and other organizational aspects of the Committee; and

WHEREAS, on June 4, 2013, the Board adopted Resolution 2013-25, amending Resolution 2013-08, which clarified and expanded the Committee's functions, powers, and duties, as well as amended the membership provisions of the Committee; and

WHEREAS, on September 17, 2013, the Board adopted Resolution 2013-50, amending Resolution 2013-08, as amended by Resolution 2013-25, which further amended the membership provisions of the Committee; and

WHEREAS, the Board now desires to further amend Resolution 2013-08, as amended by Resolutions 2013-25 and 2013-50, to further expand the Committee's functions, powers, and duties;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Levy County, Florida, that:

1. Amendment of Section 2 of Resolution 2013-08, as Amended. Section 2 of Resolution 2013-08, as amended by Resolution 2013-25, is hereby amended to read as follows (additions shown as underlined; deletions shown as ~~crossed through~~):

2. Functions, powers and duties of the Committee. The functions, powers and duties of the Committee shall be as follows:

(a) Establish an application and application procedure for potential projects, programs or activities to be funded by RESTORE Act funds made available to Levy County pursuant to Section 1603(3) of the RESTORE ACT, in the revised section 311(t)(1) of the Federal Water Pollution Control Act (33 U.S.C. 1321) (hereinafter referred to as "Pot 1") and solicit and accept all applications;

(b) Hold no less than five (5) advertised public meetings to encourage and solicit broad-based citizen input on the potential Pot 1 projects, programs and activities from individuals, businesses and nonprofit organizations;

(c) Review and rank each proposed Pot 1 project, program and activity based upon the guidelines provided in the RESTORE Act, federal rules, community and regional needs and desires, the best available science for natural resource protection or restoration projects or activities, and other relevant factors, and provide the proposed ranking to the Board;

(d) Provide monthly periodic status reports to the Board;

(e) Prepare and present a ranked Pot 1 project and activity list to the Board ~~within ninety (90) days after the U.S. Treasury Department has issued its final rules and regulations applicable to the RESTORE Act;~~

(f) Track ~~these~~ Pot 1 projects, programs and activities approved by the Board for funding, and, if requested by the Board or County staff, those referred to or funded from other potential funding sources, and those denied for funding;

(g) Provide input and assistance to the County in developing and submitting a multiyear implementation plan for the use of the Pot 1 RESTORE Act funds, which shall include milestones, projected completion or of each activity, and a mechanism to evaluate the success of each activity in helping to restore and protect the County;

(h) Review potential projects, programs or activities to be funded by RESTORE Act funds described in Section 1603(3) of the RESTORE ACT, in the revised section 311(t)(3) of the Federal Water Pollution Control Act (33 U.S.C. 1321) (hereinafter referred to as "Pot 3"), made available to Levy County pursuant to direction and decisions of the Gulf Consortium, and provide input, assistance, and advice to County staff and the Board relating to Pot 3 and any County Pot 3 projects, programs or activities;

(i) Perform any other duties related to Pot 3 funds as requested by the Board or County staff;

(ih) Act as a resource for the community regarding RESTORE Act funding and issues, and as a liaison for the Board with the community and stakeholders in RESTORE Act issues;

(ji) Review and discuss projects proposed for any RESTORE Act funding, whether such projects are proposed for Pot 1 funding or otherwise, and provide informal input, assistance, or ideas to applicants and County staff relating to such projects; and

(kj) Such other duties assigned or determined by the Board.

2. All other provisions of Resolution 2013-08, as amended by Resolution 2013-25 and Resolution 2013-50, that are not amended by this Resolution 2016-073 shall remain in full force and effect.

3. Effective Date. This Resolution shall take effect immediately upon adoption by the Board of County Commissioners of Levy County, Florida. Any previous appointment of a member of the Committee that may not have been in compliance with the membership criteria of the prior Resolution 2013-08, as amended by 2013-25, is hereby ratified and confirmed.

PASSED AND DULY ADOPTED THIS 22nd day of November, 2016.

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

ATTEST: Danny J. Shipp, Clerk of
the Circuit Court and Ex Officio Clerk
to the Board of County Commissioners

John Meeks, Chair

Danny J. Shipp, Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Anne Bast Brown, County Attorney

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

1. DEPARTMENT MAKING REQUEST/NAME/EXTENSION: SHIP

2. MEETING DATE:
November 22, 2016

3. REQUESTED MOTION/ACTION:

A motion to approve a request that the Finance Department issue a refund payment of \$3,048.09, previously submitted by the estate of Lavonda Kennedy to satisfy her SHIP Rehabilitation Mortgage.

4. IS THIS ITEM BUDGETED (IF APPLICABLE) ? : Yes No IF NO, STATE ACTION REQUIRED

BUDGET ACTION: NONE

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: Yes No BUDGET OFFICER APPROVAL DATE

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

Under the terms of the SHIP assistance, a loan is forgiven should the recipient die prior to the completion of the 10-year term. The property of a SHIP recipient, Lavonda Kennedy, was recently sold. The title company handling the sale provided SHIP with \$3,048.09 on October 20, 2016 as a payoff to satisfy her SHIP Mortgage, without informing SHIP that Ms. Kennedy passed away in 2014. The attorney for the estate and the title company were apparently unaware that Ms. Kennedy's death would automatically trigger a satisfaction once we received a copy of the death certificate. Once they became aware, they requested a refund of the payoff amount previously provided. SHIP received the death certificate indicating that Ms. Kennedy died June 20, 2014. It is requested that the Board grant the request for refunds of the payoff amount of \$3,048.09

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
Yes <input checked="" type="checkbox"/> No	Yes <input checked="" type="checkbox"/> No	Yes <input type="checkbox"/> No			
				RAB 11-16-16	

7. COMMISSION ACTION:

APPROVED

DENIED

DEFERRED DATE TO BRING BACK:

OTHER SPECIFY:

Law Offices of Gregory V. Beauchamp, P. A.

Gregory V. Beauchamp, Senior Attorney

Douglas K. McKoy, Associate Attorney

302 N. Main St., Suite B
Trenton, FL 32693
V (352) 490-4488
F (352) 463-0773
doug@chieflandlegal.com

Reply Chiefland
 Reply Trenton

107 E. Park Ave.
Chiefland, FL 32626
V (352) 493-1458
F (352) 493-1378
legalonly@hotmail.com

November 8, 2016

Mr. Marlon Gayle
Levy County SHIP Administrator
612 E. Hathaway Ave.
Bronson, FL 32621

Re: Estate of Lavonda Kennedy

Dear Mr. Gayle,

I am the attorney that probated the Estate of Lavonda L. Kennedy and I am also an owner of Security Title Services, Inc., the closing agent for the sale of her homestead by her heirs. Her homestead was encumbered by a SHIP mortgage at the time of her death. I regret that I did not know that the policy of your agency was to forgive the remaining balance due when the SHIP borrower died during the pendency of the mortgage. Absent that knowledge, we requested and received a payoff statement from you without informing you that she was deceased. We paid the applicable balance from the closing proceeds. I have enclosed for your reference copies of her death certificate, our closing statement, and the check we cut to your agency from the closing.

The family and I have now learned that the balance due is typically forgiven by your department upon the death of the borrower and that we likely would not have been required to pay had we informed you that she was deceased. Please accept this as the official notification of her death prior to the sale of her home and the request by her heirs for refund of the \$3,048.09 paid from the closing.

I accept responsibility for the oversight and I recognize that some process may be required to generate the proper approvals to write a refund check. I will gladly speak to anyone if further explanation is needed and bear any administrative cost, if any is incurred. The funds are certainly needed by the heirs and we know that the county does not want to arbitrarily forgive some and collect others, even if the attorney fumbled. The check may be made to Douglas K. McKoy attorney trust account and I will see that it is properly distributed pursuant to the decedent's Last Will and Testament. Please let me know if I need to take any additional steps to accomplish the refund.

Sincerely,



Douglas K. McKoy,
For the Firm

Cc: Anne Bast Brown

NOV14 16 11:02AM

Oct 14, 2016 10251 NE 30th Street
2016-7350 Kennedy/Adams

3,048.09

Security Title Services Inc., d/b/a Gilchrist Title Services

Escrow Account
302 North Main Street
Trenton, Florida 32693
352-463-6403

Capital City
Bank
63-68/631

9935217

October 14, 2016

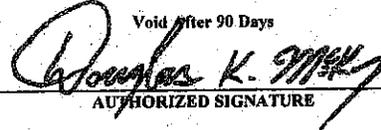
PAY

****Three Thousand Forty Eight dollars & Nine cents ****

****\$3,048.09**

TO THE ORDER OF **Levy County SHIP**

File No. 2016-7350 10251 NE 30th Street

Void after 90 Days

AUTHORIZED SIGNATURE

⑈9935217⑈ ⑆063100688⑆5634127401⑈

Security features included. Details on back.

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

1. DEPARTMENT MAKING REQUEST/NAME/EXTENSION: DEPARTMENT OF PUBLIC SAFETY	2. MEETING DATE: November 22, 2016
--	--

3. REQUESTED MOTION/ACTION:
 Department of Public Safety is requesting approval from the Board and the Chairman's signature for the annual County Award Grant for the improvement and expansion of EMS services as well as adoption of Resolution 2016-075.

4. IS THIS ITEM BUDGETED (IF APPLICABLE) ?: YES ___ NO ___ IF NO, STATE ACTION REQUIRED
 N/A

DETAILED ANALYSIS ATTACHED?: YES ___ NO ___ BUDGET OFFICER APPROVAL _____ DATE: _____

5. BACKGROUND: (WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)
 Department of Public Safety is requesting approval from the Board and the Chairman's signature for the annual County Award Grant for the improvement and expansion of EMS services as well as adoption of Resolution 2016-075.

The amount of the grant is \$4,707.00. These funds will be utilized to purchase equipment as listed in the application to provide enhanced EMS training to County Emergency Responders.

DEPARTMENT DIRECTOR	BOCC CHAIR	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
YES <input checked="" type="checkbox"/> NO	YES ___ NO	YES ___ NO	YES ___ NO	YES <input checked="" type="checkbox"/> NO	YES ___ NO

7. COMMISSION ACTION:

APPROVED
 DENIED
 DEFERRED DATE TO BRING BACK:
 OTHER SPECIFY:



EMS COUNTY GRANT APPLICATION

**FLORIDA DEPARTMENT OF HEALTH
Emergency Medical Services Program
Complete all items**

ID. Code (The State EMS Program will assign the ID Code – leave this blank) C50

1. County Name: Levy County
Business Address: PO Box 310
Bronson, FL 32621
Telephone: 352-486-5219
Federal Tax ID Number (Nine Digit Number). VF 59-6000717

2. Certification: (The applicant signatory who has authority to sign contracts, grants, and other legal documents for the county) I certify that all information and data in this EMS county grant application and its attachments are true and correct. My signature acknowledges and assures that the County shall comply fully with the conditions outlined in the Florida EMS County Grant Application. Signature: _____ Date: 11/22/2016
Printed Name: John Meeks
Position Title: Chairman

3. Contact Person: (The individual with direct knowledge of the project on a day-to-day basis and has responsibility for the implementation of the grant activities. This person is authorized to sign project reports and may request project changes. The signer and the contact person may be the same.)
Name: James Mitch Harrell
Position Title: Director of Public Safety
Address: PO Box 448
Bronson, FL 32621
Telephone: 352-486-5209
Fax Number: 352-486-5401
E-mail Address: aarnold@levydps.com

4. Resolution: Attach a resolution from the Board of County Commissioners certifying the grant funds will improve and expand the county pre-hospital EMS system and will not be used to supplant current levels of county expenditures. We cannot process for funds without a current resolution.

5. Budget: Complete a budget page(s) for each organization to which you shall provide funds. List the organization(s) below. (Use additional pages if necessary)
Levy County EMS

**FLORIDA DEPARTMENT OF HEALTH
EMERGENCY MEDICAL SERVICES (EMS) GRANT SECTION**

REQUEST FOR GRANT FUND DISTRIBUTION

In accordance with the provisions of Section 401.113(2) (a), *Florida Statutes*, the undersigned hereby requests an EMS grant fund distribution for the improvement and expansion of pre-hospital EMS.

DOH Remit Payment To:

The agency name and mailing address **must** be in the state MyFloridaMarketPlace (MFMP) system.

Name of Agency: Levy County EMS

Mailing Address: PO Box 448

Bronson, FL 32621

Federal Identification number: 59-6000717

Authorized County Official: _____

Signature

Date

John Meeks, Chairman

Type or Print Name and Title

Sign and return this page with your application to:

*Florida Department of Health
Emergency Medical Services Section, Grants
4052 Bald Cypress Way, Bin A-22
Tallahassee, Florida 32399-1722*

Do not write below this line. For use by State Emergency Medical Services Program

Grant Amount for State to Pay: \$ _____ Grant ID: Code: C50

Approved By : _____

Signature of State EMS Grant Officer

Date

State Fiscal Year: 2016 - 2017

<u>Organization Code</u>	<u>E.O.</u>	<u>OCA</u>	<u>Object Code</u>	<u>Category</u>
64-61-70-30-000	05	SF005	750000	059998

Federal Tax ID: VF _____

Grant Beginning Date: _____ Grant Ending Date: _____

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY _____
Anne Bast Brown, County Attorney

2. The Board hereby certifies that all monies received from the EMS County Grant Program will be used to improve and expand Levy County's existing pre-hospital emergency medical services system and services will not be used to supplant current levels of County expenditures for emergency medical services.

PASSED AND DULY ADOPTED this 22nd day of November, 2016.

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

John Meeks, Chairman

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

Danny J. Shipp

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

Anne Bast Brown

Anne Bast Brown, County Attorney

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

1. DEPARTMENT MAKING REQUEST/NAME/EXTENSION:

ROAD/BRIDGE- ALICE LALONDE X3358 (CASEY DUQUETTE)

2. MEETING DATE:

11/22/16

3. REQUESTED MOTION/ACTION:

Approve CIGP application for CR347 and Alice LaLonde having authorization to sign application.

4. 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

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

Requesting to submit our annual grant application for CIGP (County Incentive Grant Program) for CR 347 beginning at 't 27 and ending at US 19/98 for approximately 4.01 miles. Grant project consist of widening and re-surfacing roadway from existing lane width of 20' to 22' .

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 <u>X</u> NO	YES ___ NO

7. COMMISSION ACTION:

APPROVED

DENIED

DEFERRED DATE TO BRING BACK:

OTHER SPECIFY:



FLORIDA DEPARTMENT OF TRANSPORTATION
COUNTY INCENTIVE GRANT PROGRAM
APPLICATION

District 2
CIGP

APPLICANT INFORMATION

Date: 10/21/16

COUNTY NAME: Levy County (Applying for CR 347)

CONTACT PERSON: Alice LaLonde

TITLE: Administrative Manager

ADDRESS: 620 North Hathaway Ave
PO Box 336
Bronson, FL 32621

PHONE: 352-486-3358/ 352-441-1844 (cell)

EMAIL: levyrd@levycounty.org

PROJECT OVERVIEW INFORMATION

PROJECT PRIORITY NO (Relative to other CIGP project applications): 1

ROAD JURISDICTION (Check only one)

- On the State Highway System
- Off the State Highway System (ie County or City Street)
- Combination of on and off the State Highway system

CHECK WHICH BEST DESCRIBES THE PROPOSED PROJECT (Check only one)

- Improves a transportation facility, including transit, which is located on the State Highway System
- Relieves traffic congestion on the State Highway System

BRIEF PROJECT DESCRIPTION AND LOCATION (ie Add 2 additional lanes to make 4-lanes on CR 123 from Main St to CR 345) Please include a location map:

The proposed project is located South of SR 500 (ALT 27) in Northwestern Levy County, along Sections 4, 5, 8, 9, 16, 17, 20, & 21 Township 12S Range 15E in Levy County, Florida. The project consist of a two-lane roadway at 18' wide. Improvements to include widening and re-surfacing existing roadway to 22'. Roadway drainage will be provided by roadside swale/ditch system (pre-exisiting). This project will provide large trucks an alternative route to avoid entering the city limits of Chiefland in order to continue northerly to SR 129. It would also greatly reduce the safety hazards that exist on subject roadway. Our Ambulance/EMS service WILL NOT use this road due to the conditions of the road and the risk of putting patients at risk during transport.

PROJECT LENGTH (in miles):

4.01

PROJECT ELIGIBILITY CRITERIA

Is the project consistent, to the maximum extent feasible, with local metropolitan planning organization plans and local government comprehensive plans? Yes No

Will the County administer the design, construction and CEI of the proposed project? Yes No

The department must consider, but is not limited to, the following criteria for evaluation of projects for County Incentive Grant Program assistance:

- (a) The extent to which the project will encourage, enhance, or create economic benefits;
- (b) The likelihood that assistance would enable the project to proceed at an earlier date than the project could otherwise proceed;
- (c) The extent to which assistance would foster innovative public-private partnerships and attract private debt or equity investment;
- (d) The extent to which the project uses new technologies, including intelligent transportation systems, which enhance the efficiency of the project;
- (e) The extent to which the project helps to maintain or protect the environment; and
- (f) The extent to which the project includes transportation benefits for improving intermodalism and safety.

Describe how this project will meet the above criteria:

Levy County has experienced tremendous growth along the US 19 corridor over the past decade. This growth is expected to continue. Several large job producing facilities are anticipated in the next couple of years one of which includes a Community College branch. These will have a major impact on economic and population growth.

The road improvements on this County owned facility would help to reduce large traffic impacts on US 19 into the city limits of Chiefland. It would also provide improvements to the infrastructure to accommodate truck traffic. Our Ambulance/EMS service WILL NOT use this road due to the conditions of the road and the risk of putting patients at risk during transport.

Describe the scope and any special characteristics of the project (ie Paving CR 123 from Main St to CR 345, include lane and shoulder width, culvert replacement, ditch regrading, bridge impacts, driveway turnouts or other significant characteristics of the project. Provide Typical Section drawings if available). Include a location map

Widening and Re-surfacing of CR 347 from US 500 (ALT 27) to US 19 would include larger lane width and driveway turnouts with culverts. The bridge along this roadway would need up-dated signage and reflectors.

Please See Attached Maps

Provide any additional project specific information that should be considered.

This roadway is in desperate need of repair. Our Ambulance/EMS service WILL NOT use this road due to the conditions of the road and the risk of putting patients at risk during transport. We have made attempts to patch and keep the road up to the best of our ability without having to re-construct the road. Please see the attached pictures.

ADDITIONAL PROJECT INFORMATION

Right of Way

Is right-of-way acquisition proposed? If Yes, describe proposed acquisition including expected fund source, limitations on fund use or availability, and who will acquire and retain ownership of proposed right-of-way.

Yes No

Describe existing right-of-way ownerships along the project (Describe when the right-of-way was obtained and how ownership is documented, i.e., plats, deeds, prescriptions, easements):

Levy County is the owner of the existing right-of-way.

Public Involvement

Have any public information, or community meetings been held?

Yes No

Describe public, and private, support for the project. (Examples: Letters of support, public meetings, County Commission meeting, petitions, written endorsements, resolutions, etc.)

November 22, 2016 a public meeting in the form of a County Commission Meeting was held to request permission to apply for County Incentive Grant Projects 2017.

Matching Funds

County is eligible for, and requests, waiver of the required 50% of match

Yes No

If matching funds are proposed, explain the source and any limitations of those funds

PROJECT COST ESTIMATE

Provide a summary of the estimated cost for the work being proposed. (Use whole numbers, a detailed project cost estimate must be attached to this application.)

Design Engineering & Plans Preparation	\$ 142,000
Construction	\$ 2,300,000
Construction Engineering & Inspection Activities	\$ 138,000
Total Estimated Cost	\$ 2,580,000

PROJECT FUNDING

<u>CIGP FUNDS</u>	<u>LOCAL FUNDS</u>	<u>TOTAL</u>
\$ 2,580,000		\$ 2,580,000
100%	0%	100%

Certification of Project Sponsor

I hereby certify that the proposed project herein described is supported by Levy County (sponsoring entity) and that said entity:

- (1) Provide any required matching funds;
- (2) Shall enter into a Joint Participation Agreement (JPA) with the Florida Department of Transportation to perform the work;
- (3) Shall certify that no additional right of way is required to perform the work other than what is identified on page 4 of this application;
- (4) Has the legal right to construct the project within the identified right of way;
- (5) Shall acquire necessary permits required to construct the project;
- (6) Shall support other actions necessary to fully implement the proposed project.

I further certify that the estimated costs included herein are reasonable and that Levy County (sponsoring entity) will follow through on the project once programmed in the Florida Department of Transportation's Work Program.

Alice LaLonde

 Print Name

Alice LaLonde

 Signature

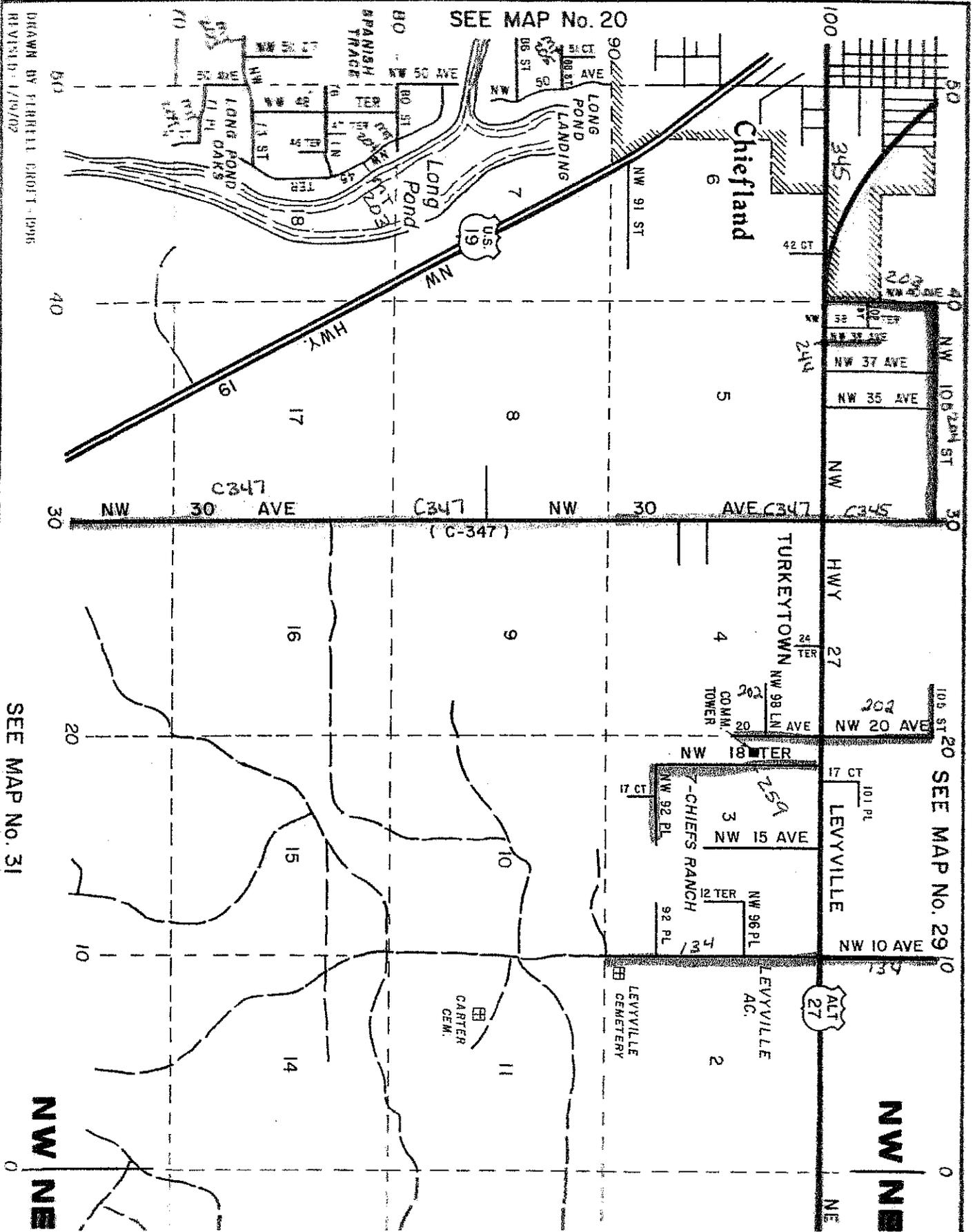
Administrative Manager

 Title

10/21/16

 Date

SEE MAP No. 20



DRAWN BY FERRELL GHOET - 1996
REVISED 1/19/02

SEE MAP No. 31

SEE MAP No. 29

NW NE

NW NE



CARTER CEM.

LEVYVILLE CEMETERY

LEVYVILLE AC.

7-CHIEFS RANCH

TURKEYTOWN

COMM. TOWER

Chiefland

LONG POND

LONG POND OAKS

SPANISH TRAGE

LONG POND LANDING

50

40

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24A

NW 35 AVE

NW 37 AVE

NW 106 24th ST

30

105 ST

NW 20 AVE

17 CT

101 PL

LEVYVILLE

NW 10 AVE

134

27

10

0

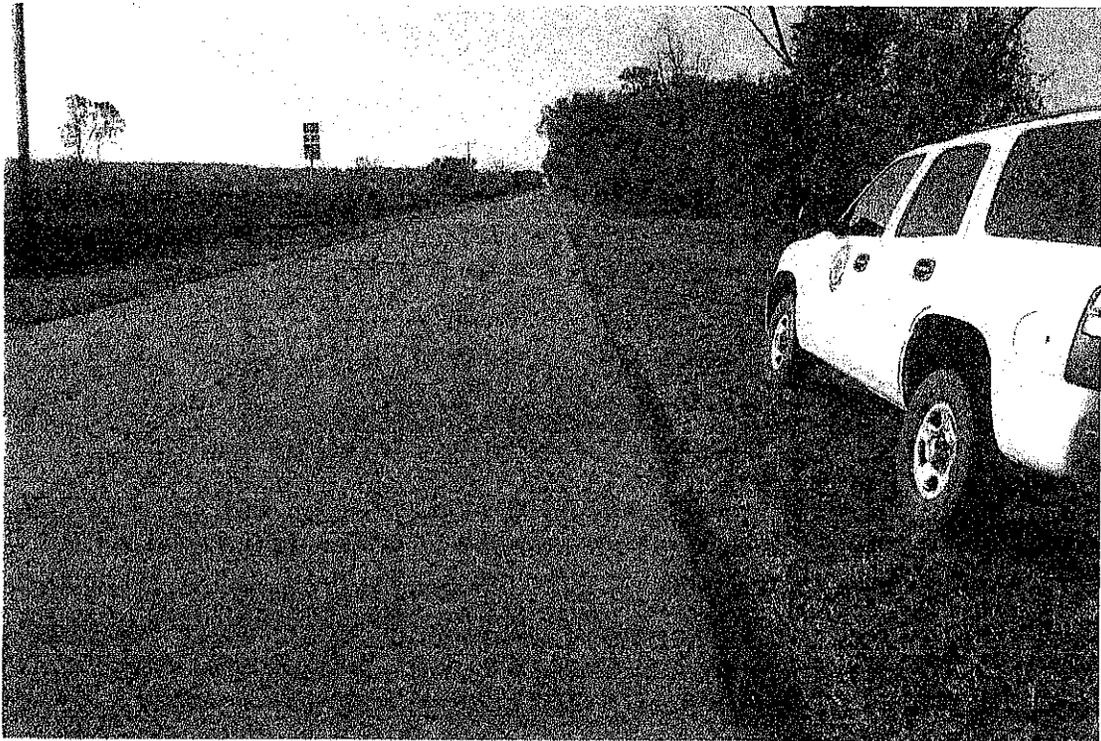
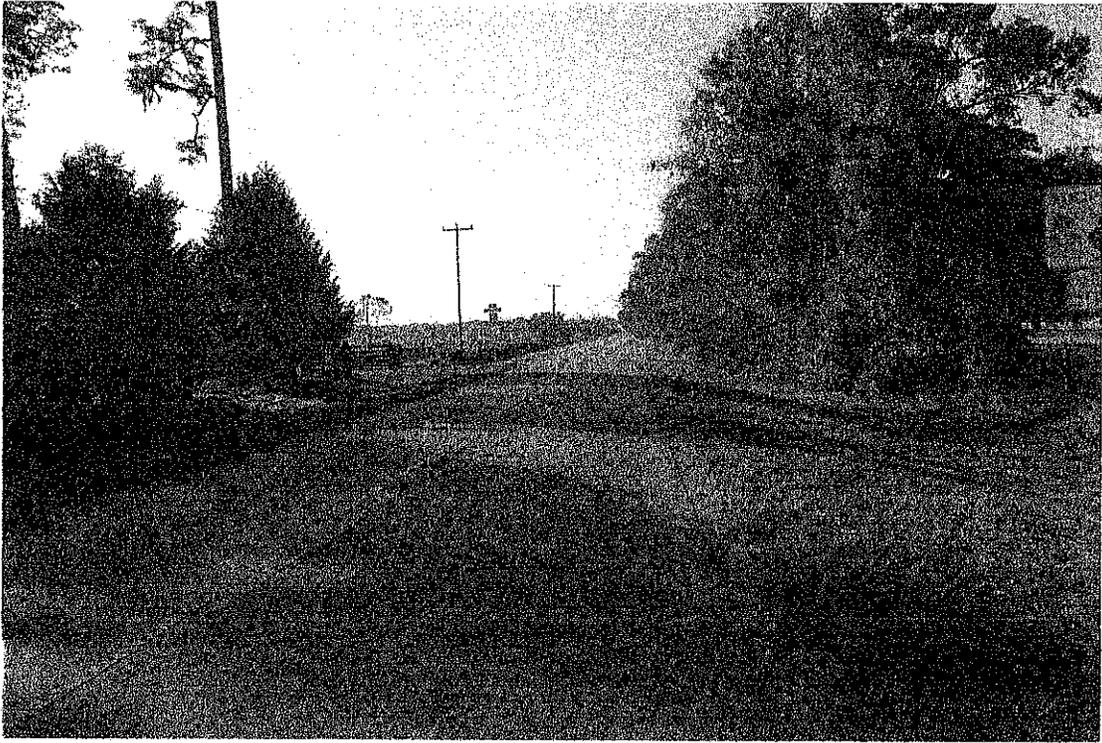
NW 91 ST

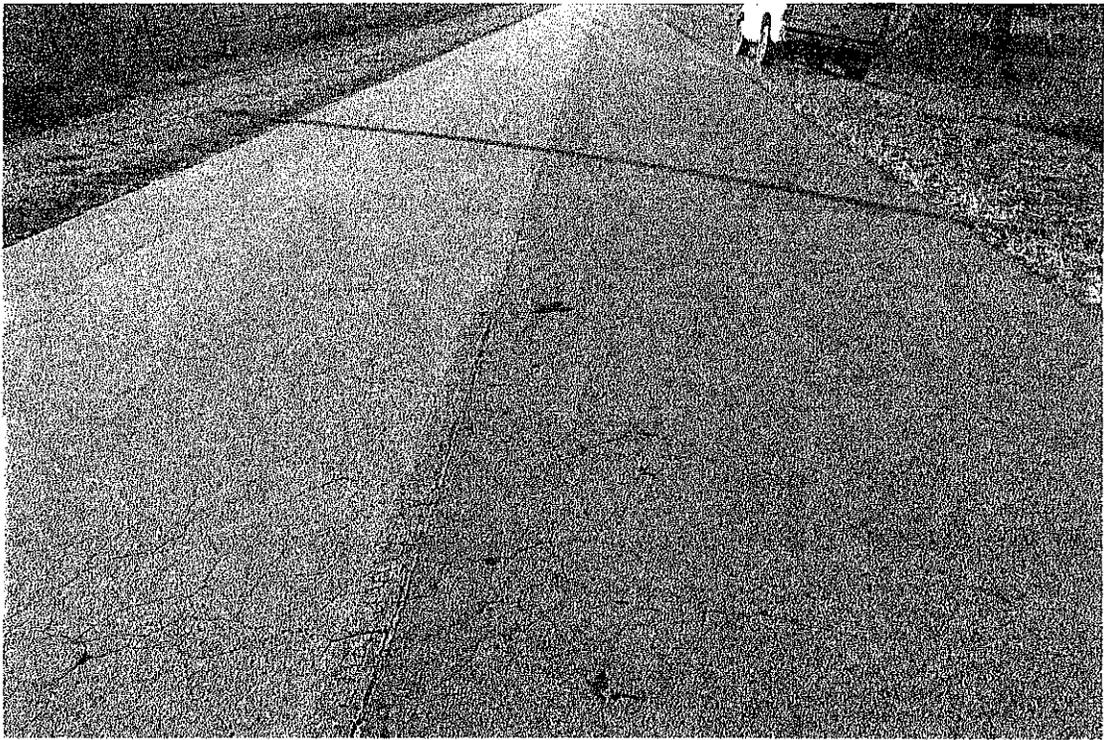
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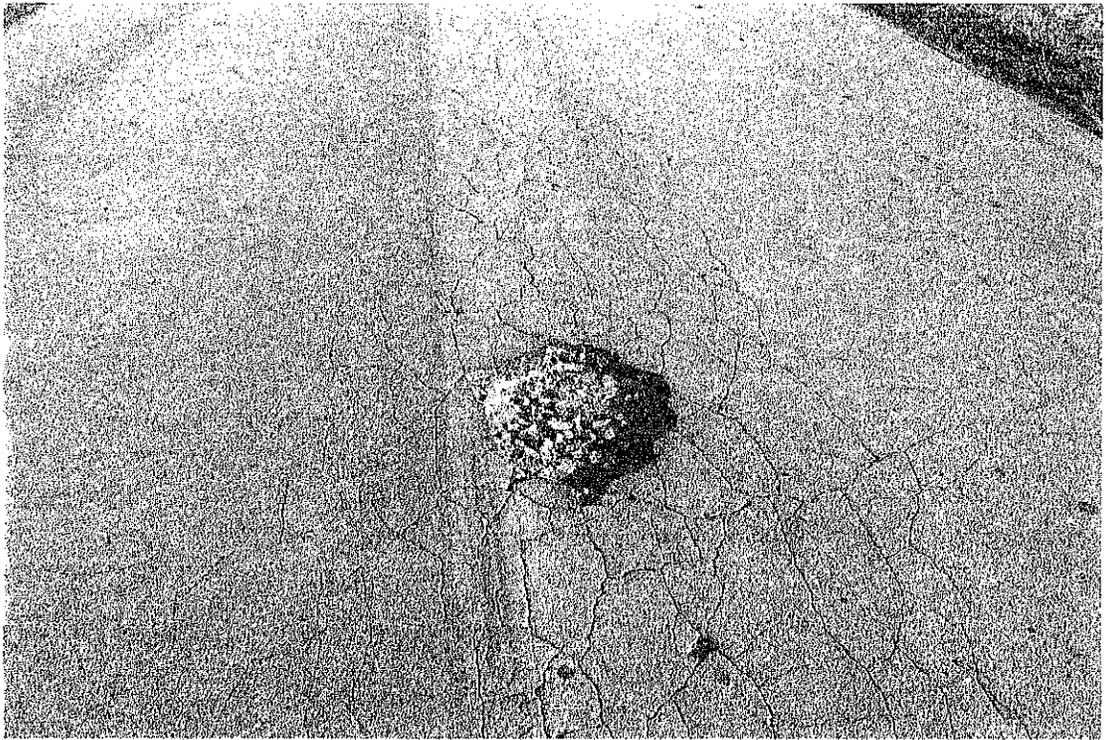
AVE

US ST

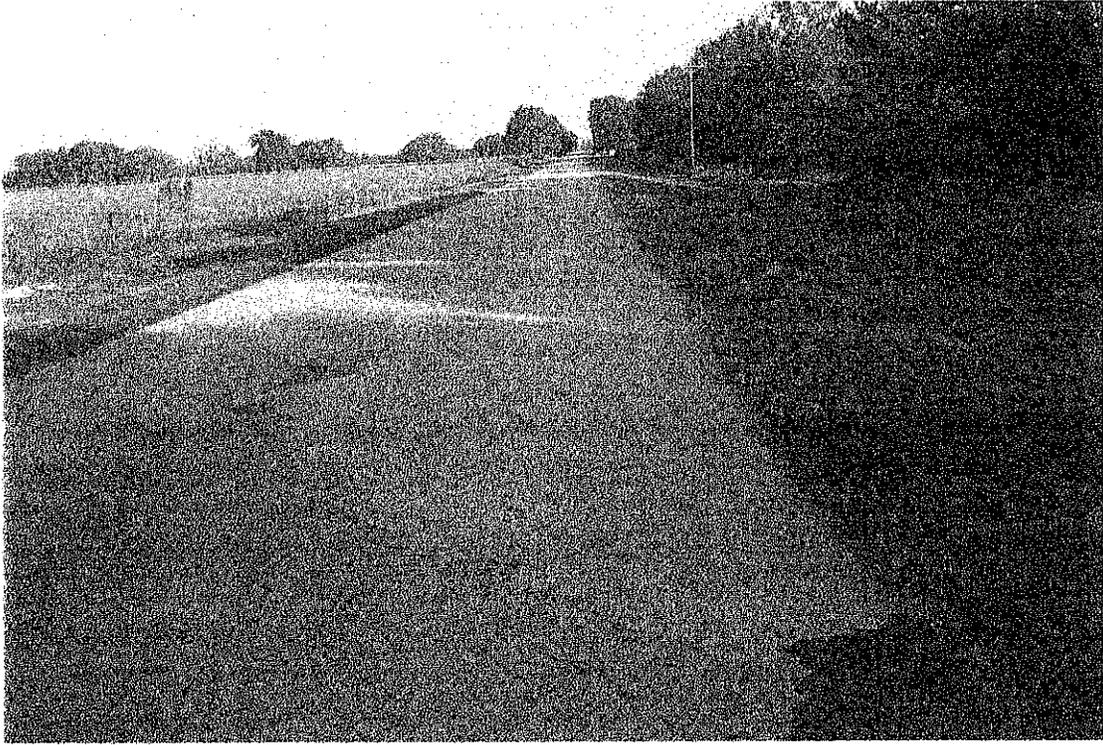


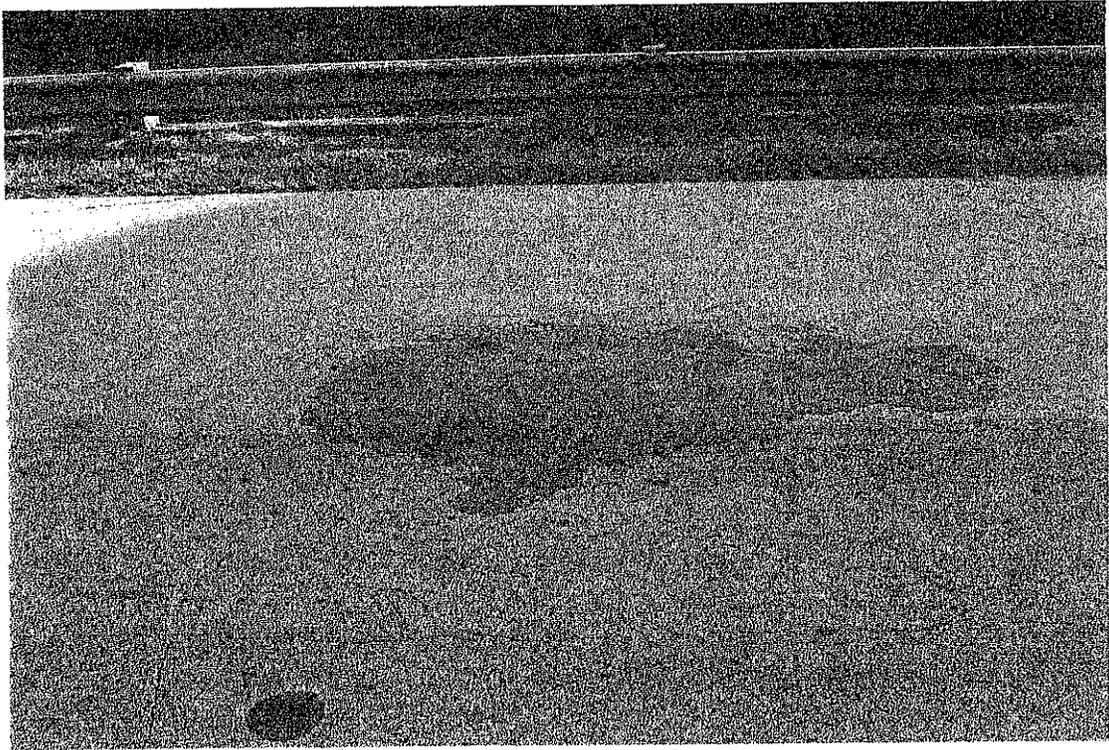


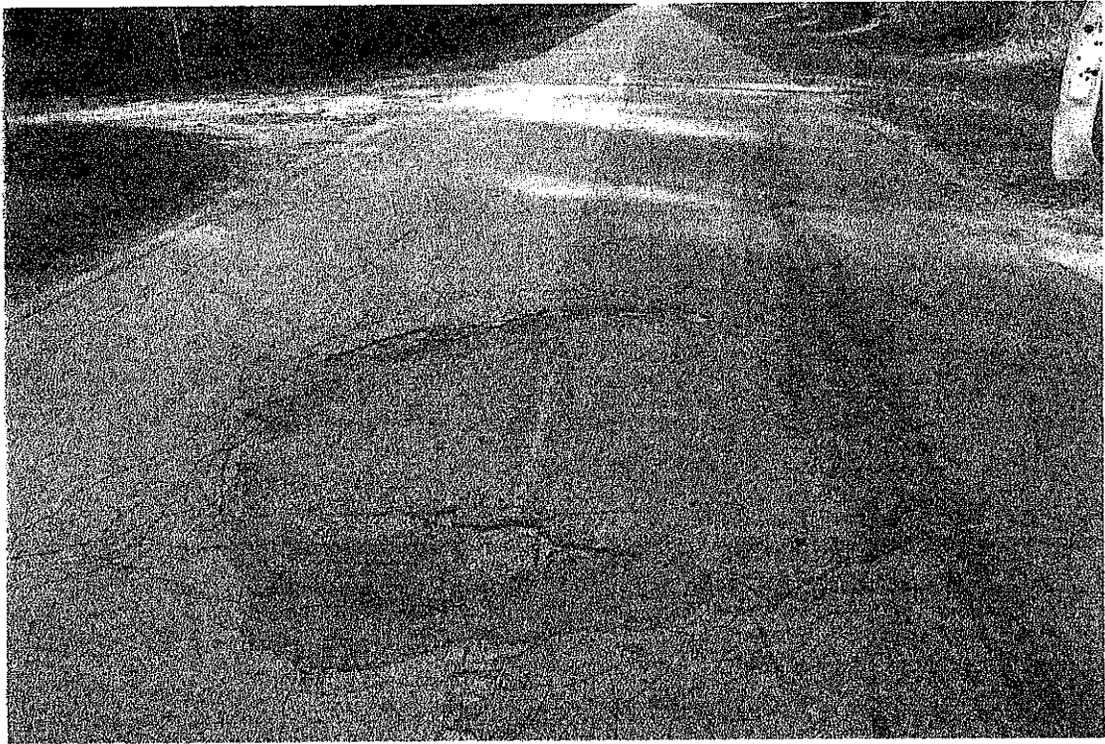


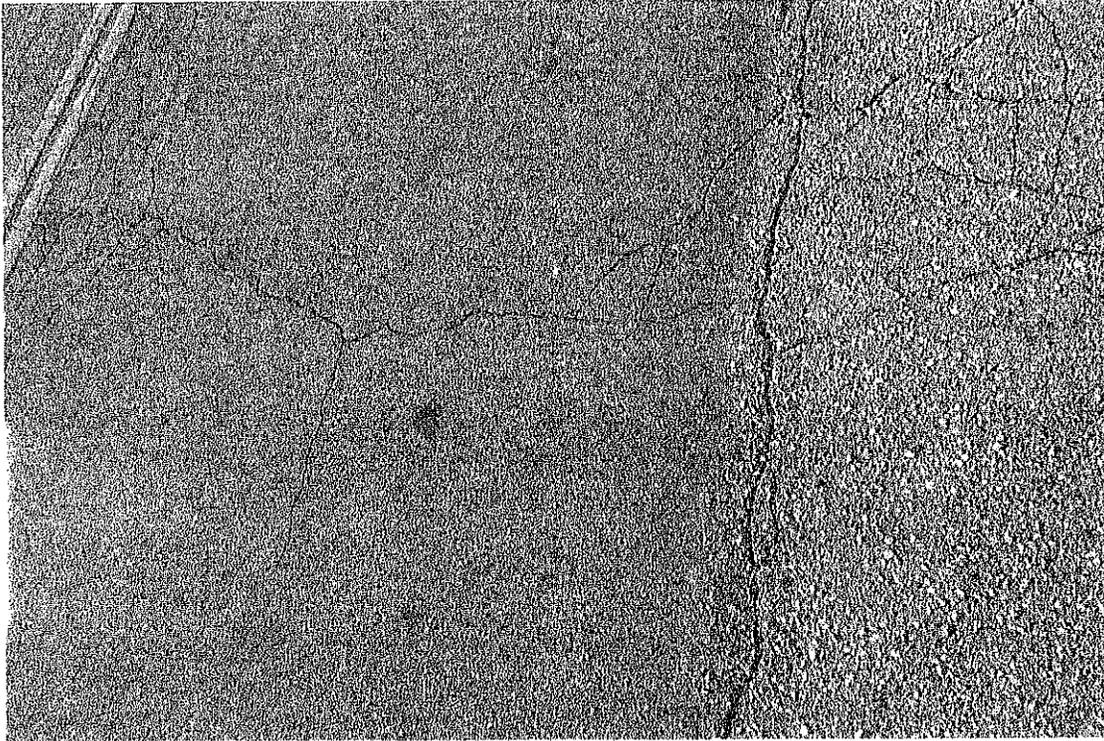












**Levy County Board of County Commissioners
Agenda Item Summary**

1. DEPARTMENT MAKING REQUEST/NAME/EXTENSION:

ROAD/BRIDGE- ALICE LALONDE X3358 (CASEY DUQUETTE)

2. MEETING DATE:

11/22/16

3. REQUESTED MOTION/ACTION:

Approve CIGP application for CR345 and Alice LaLonde having authorization to sign application.

4. 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

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

Requesting to submit our annual grant application for CIGP (County Incentive Grant Program) for CR 345 beginning at 27 and ending at SR 129 for approximately 2.53 miles. Grant project consist of widening and re-surfacing roadway from existing lane width of 20' to 22' .

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 <u>X</u> NO	YES ___ NO

7. COMMISSION ACTION:

APPROVED

DENIED

DEFERRED DATE TO BRING BACK:

OTHER SPECIFY:



**FLORIDA DEPARTMENT OF TRANSPORTATION
COUNTY INCENTIVE GRANT PROGRAM
APPLICATION**

District 2
CIGP

APPLICANT INFORMATION

Date: 10/21/16

COUNTY NAME: Levy County (Applying for C345)

CONTACT PERSON: Alice LaLonde

TITLE: Administrative Manager

ADDRESS: 620 North Hathaway Ave
PO Box 336
Bronson, FL 32621

PHONE: 352-486-3358/ 352-441-1844 (cell)

EMAIL: levyrd@levycounty.org

PROJECT OVERVIEW INFORMATION

PROJECT PRIORITY NO (Relative to other CIGP project applications): 2

ROAD JURISDICTION (Check only one)

- On the State Highway System
- Off the State Highway System (ie County or City Street)
- Combination of on and off the State Highway system

CHECK WHICH BEST DESCRIBES THE PROPOSED PROJECT (Check only one)

- Improves a transportation facility, including transit, which is located on the State Highway System
- Relieves traffic congestion on the State Highway System

BRIEF PROJECT DESCRIPTION AND LOCATION (ie Add 2 additional lanes to make 4-lanes on CR 123 from Main St to CR 345) Please include a location map:

The proposed project is located North of SR 500 (ALT 27) in Northwestern Levy County, along Sections 21, 28, 29, 32 & 33 Township 11S Range 15E in Levy County, Florida. This project is a two lane roadway that is 18' wide. Improvements to include widening and re-surfacing existing roadway to 22'. Roadway drainage will be provided by roadside swale/ditch system (pre-existing). The purpose of the Levy County Road C345 re-surfacing project is to provide large trucks an alternative route to avoid entering the City limits of Chiefland in order to continue Northerly to SR 129. It would also greatly reduce the safety hazards that exist on subject roadway.

PROJECT LENGTH (in miles): 2.53

PROJECT ELIGIBILITY CRITERIA

Is the project consistent, to the maximum extent feasible, with local metropolitan planning organization plans and local government comprehensive plans? Yes No

Will the County administer the design, construction and CEI of the proposed project? Yes No

The department must consider, but is not limited to, the following criteria for evaluation of projects for County Incentive Grant Program assistance:

- (a) The extent to which the project will encourage, enhance, or create economic benefits;
- (b) The likelihood that assistance would enable the project to proceed at an earlier date than the project could otherwise proceed;
- (c) The extent to which assistance would foster innovative public-private partnerships and attract private debt or equity investment;
- (d) The extent to which the project uses new technologies, including intelligent transportation systems, which enhance the efficiency of the project;
- (e) The extent to which the project helps to maintain or protect the environment; and
- (f) The extent to which the project includes transportation benefits for improving intermodalism and safety.

Describe how this project will meet the above criteria:

Levy County has experienced tremendous growth along the US 19 corridor over the past decade. This growth is expected to continue. Several large job producing facilities are anticipated in the next couple of years, one of which includes a Community College branch. These will have major impact on economic and population growth. The road improvements on this County owned facility would help to reduce large traffic impacts on US 19 into the city limits of Chiefland. It would also provide improvements to the infrastructure to accommodate truck traffic. This would be a continuation from CR 347. Re-construction of this roadway along with CR347 would have a tremendous impact to the county's transportation system and the roads are deteriorating state.

Describe the scope and any special characteristics of the project (ie Paving CR 123 from Main St to CR 345, include lane and shoulder width, culvert replacement, ditch regrading, bridge impacts, driveway turnouts or other significant characteristics of the project. Provide Typical Section drawings if available). Include a location map

Widening and Re-surfacing of CR345 from US 500 (Alt 27) to SR 129 would include larger lane width and driveway turnouts with culverts.

Maps are attached

Provide any additional project specific information that should be considered.

This roadway along with CR 347 connects three state roads and would relieve traffic from SR 129 into Chiefland. Northbound Traffic can be routed from SR 129 to CR345 to SR 500 (Alt 27) then to CR 347 to US 19. It would be of great benefit to have these roadways updated and re-constructed. Southbound Traffic can be routed from US 19 to CR 347 to SR 500 (Alt27) to CR 345 to SR 129.

ADDITIONAL PROJECT INFORMATION

Right of Way

Is right-of-way acquisition proposed? If Yes, describe proposed acquisition including expected fund source, limitations on fund use or availability, and who will acquire and retain ownership of proposed right-of-way.

Yes

No

Describe existing right-of-way ownerships along the project (*Describe when the right-of-way was obtained and how ownership is documented, i.e., plats, deeds, prescriptions, easements*):

Levy County is the owner of the existing right-of-way.

Public Involvement

Have any public information, or community meetings been held?

Yes

No

Describe public, and private, support for the project. (*Examples: Letters of support, public meetings, County Commission meeting, petitions, written endorsements, resolutions, etc.*)

November 22, 2016 a public meeting was held in the form of a County Commission Meeting to request permission to apply for County Incentive Grant Projects 2017.

Matching Funds

County is eligible for, and requests, waiver of the required 50% of match

Yes

No

If matching funds are proposed, explain the source and any limitations of those funds

PROJECT COST ESTIMATE

Provide a summary of the estimated cost for the work being proposed. (Use whole numbers, a detailed project cost estimate must be attached to this application.)

Design Engineering & Plans Preparation	\$ 62,500
Construction	\$ 1,250,000
Construction Engineering & Inspection Activities	\$ 75,000
Total Estimated Cost	\$ 1,387,500

PROJECT FUNDING

<u>CIGP FUNDS</u>	<u>LOCAL FUNDS</u>	<u>TOTAL</u>
\$ 1,387,500		\$ 1,387,500
100%	0%	100%

Certification of Project Sponsor

I hereby certify that the proposed project herein described is supported by Levy County (sponsoring entity) and that said entity:

- (1) Provide any required matching funds;
- (2) Shall enter into a Joint Participation Agreement (JPA) with the Florida Department of Transportation to perform the work;
- (3) Shall certify that no additional right of way is required to perform the work other than what is identified on page 4 of this application;
- (4) Has the legal right to construct the project within the identified right of way;
- (5) Shall acquire necessary permits required to construct the project;
- (6) Shall support other actions necessary to fully implement the proposed project.

I further certify that the estimated costs included herein are reasonable and that Levy County (sponsoring entity) will follow through on the project once programmed in the Florida Department of Transportation's Work Program.

Alice LaLonde

 Print Name
 Administrative Manager

 Title

Alice LaLonde

 Signature
 10/21/16

 Date

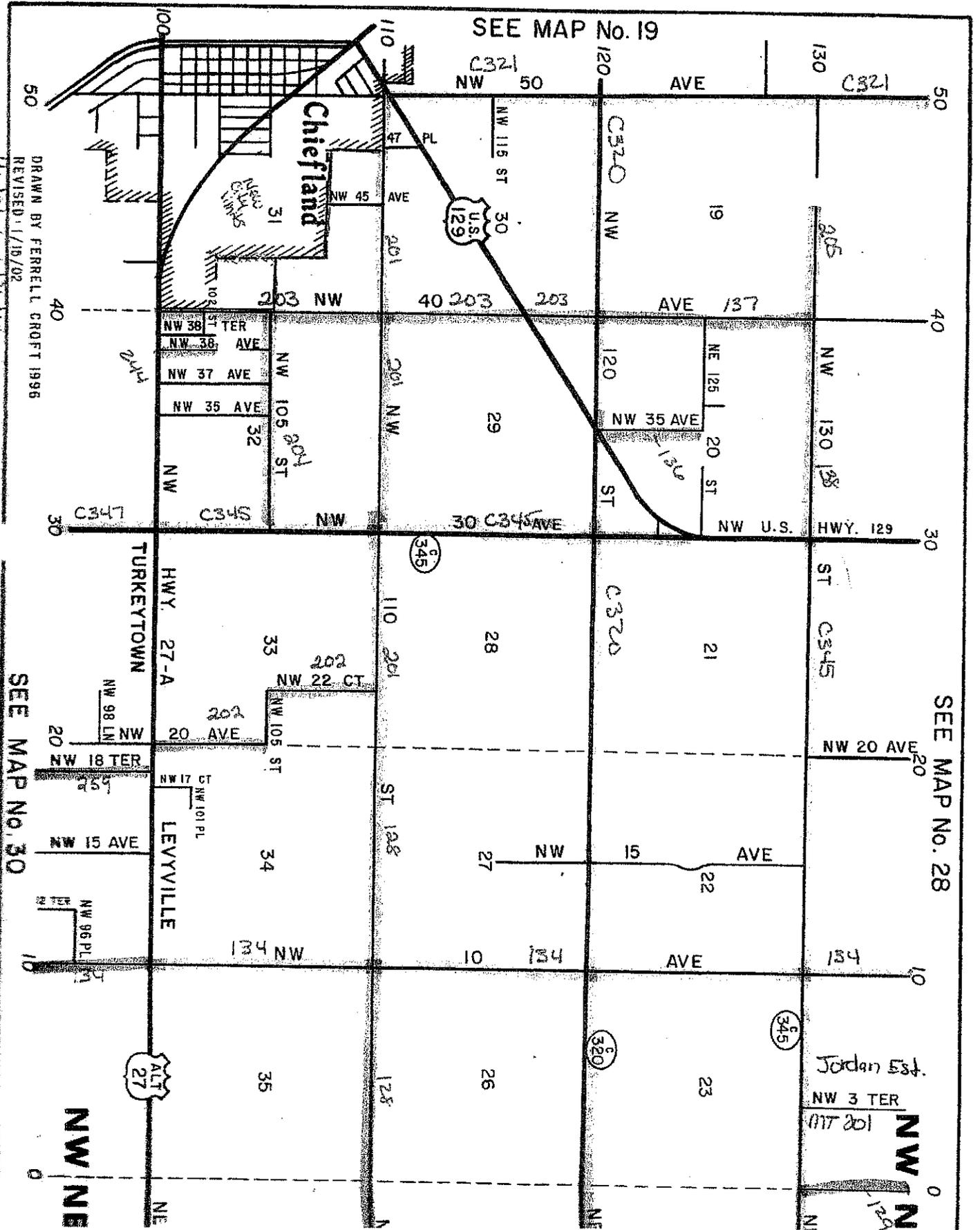
SEE MAP No. 19

SEE MAP No. 28

SEE MAP No. 30

DRAWN BY FERRELL CROFT 1986
REVISED 1/18/02

Mapbook 6730103



Chiefland

Jordan Est.

NW NE

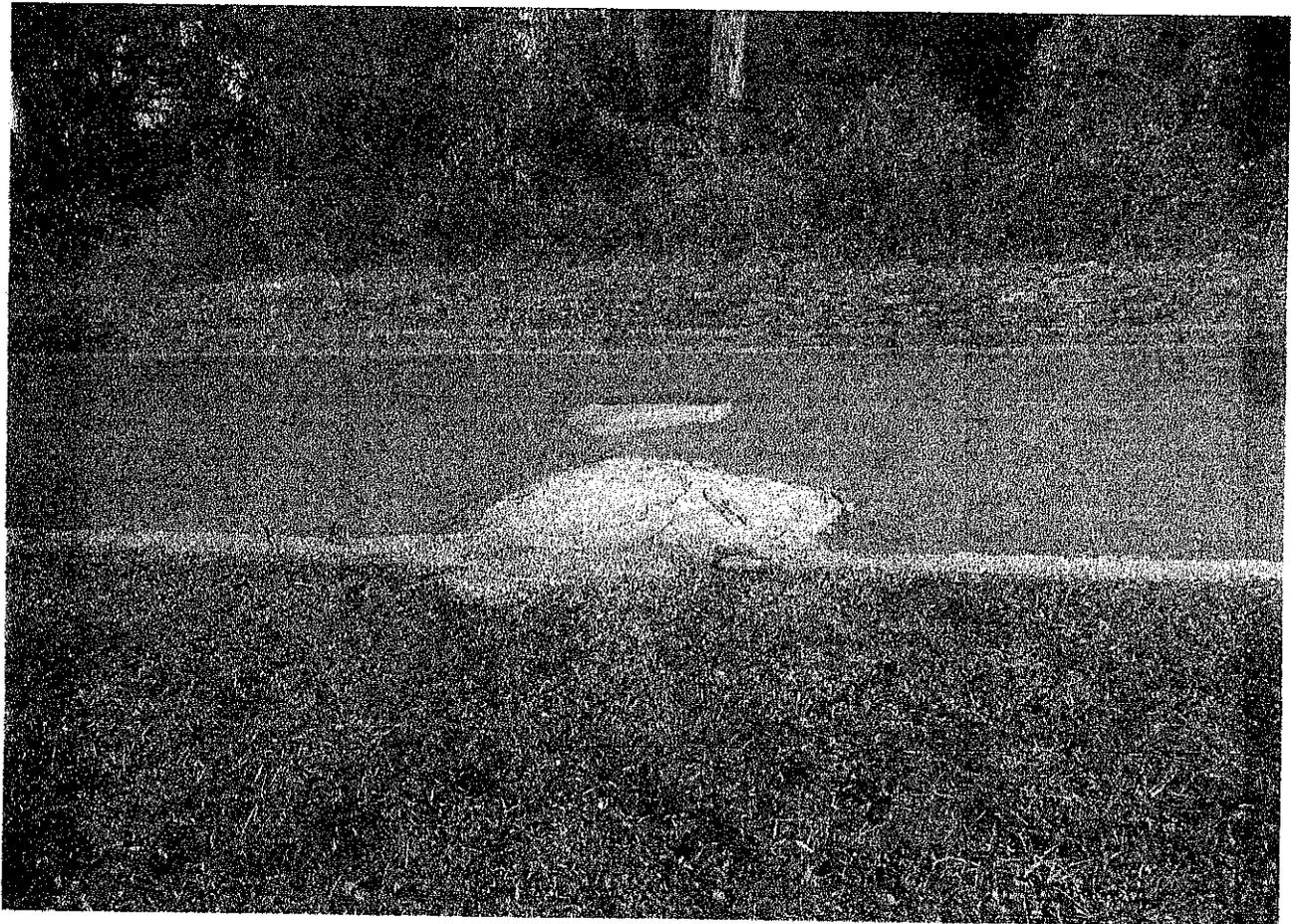
NW NE

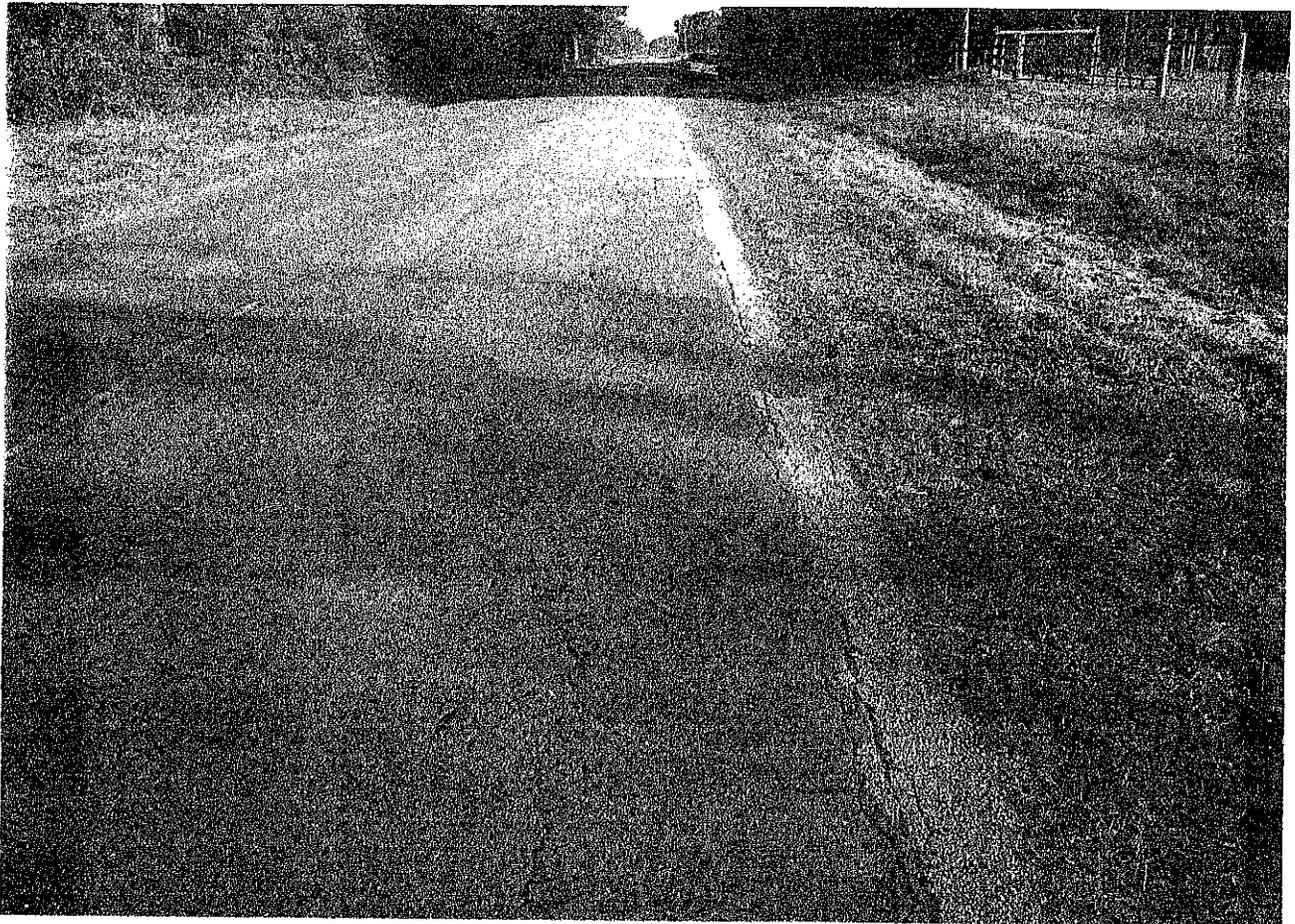


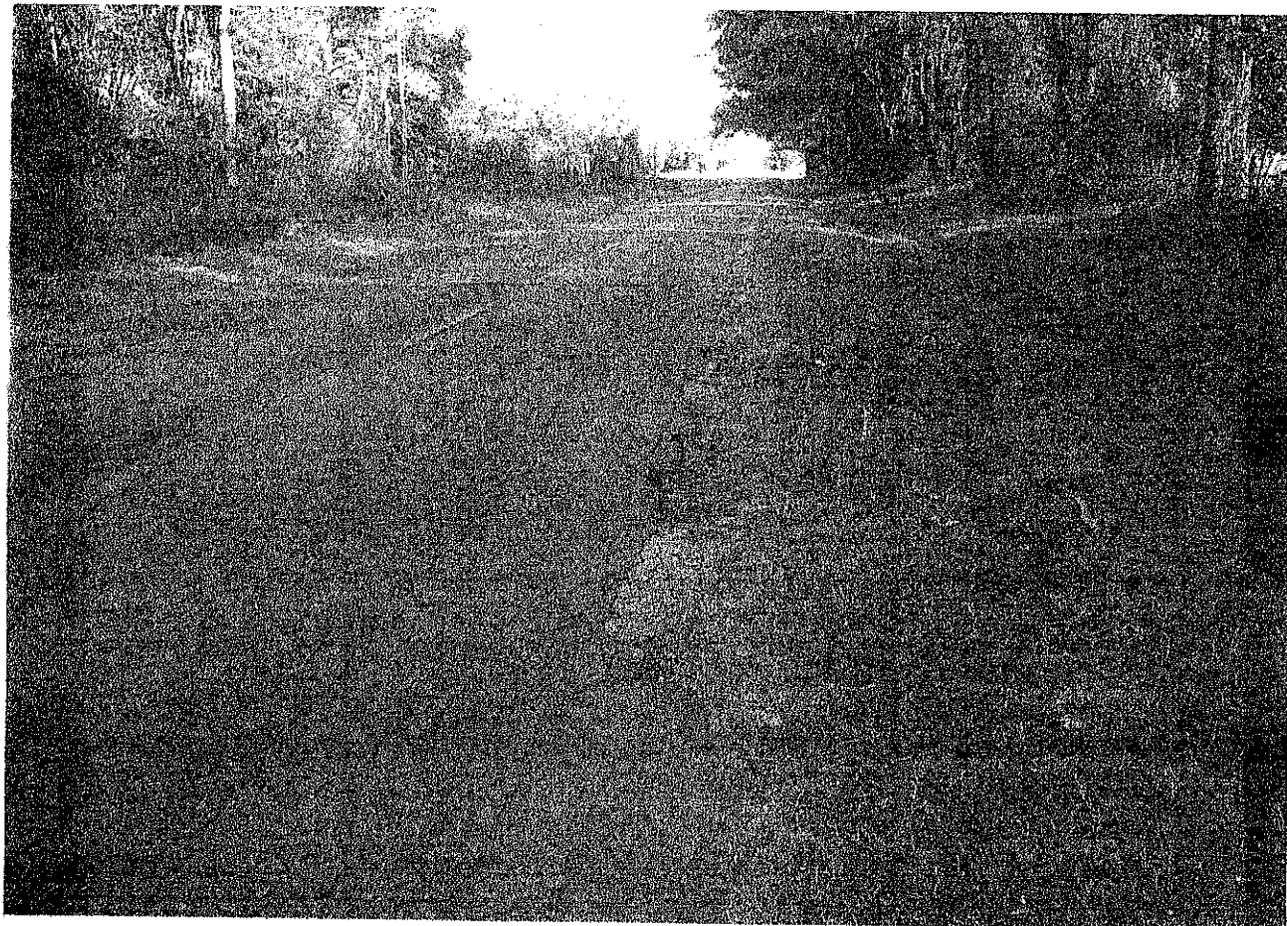


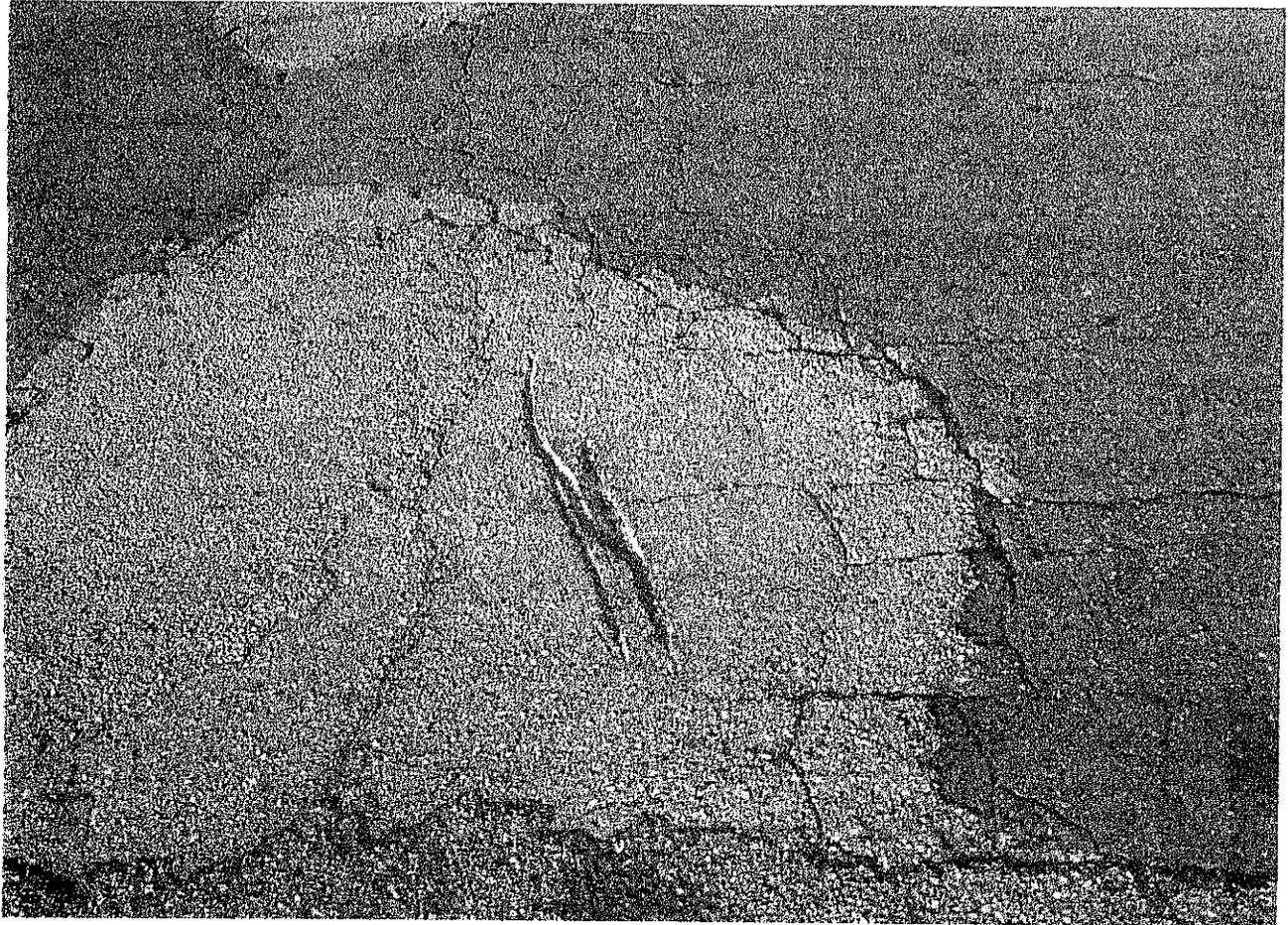












**Levy County Board of County Commissioners
Agenda Item Summary**

1. DEPARTMENT MAKING REQUEST/NAME/EXTENSION:

ROAD/BRIDGE- ALICE LALONDE X3358 (CASEY DUQUETTE)

2. MEETING DATE:

11/22/16

3. REQUESTED MOTION/ACTION:

Approve SCRAP application for C32-B and Alice LaLonde having authorization to sign application.

4. 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

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

Requesting to submit our annual grant application for SCRAP (Small County Road Assistance Program) for C32-E beginning at SR 24 and ending at C32 (NE 90 Ave) the road is approximately .61 miles long and the project consists of re-surfacing roadway.

3

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 <u>X</u> NO	YES ___ NO

7. COMMISSION ACTION:

APPROVED

DENIED

DEFERRED DATE TO BRING BACK:

OTHER SPECIFY:



FLORIDA DEPARTMENT OF TRANSPORTATION
SMALL COUNTY ROAD ASSISTANCE PROGRAM
APPLICATION

District 2
SCRAP

APPLICANT INFORMATION

Date: 10/21/16

COUNTY NAME: Levy County (Applying for CR 32-B)

CONTACT PERSON: Alic LaLonde

TITLE: Administrative Manager

ADDRESS: 620 North Hathaway Ave
PO Box 336
Bronson, FL 32621

PHONE: 352-486-3358/352-441-1844 (cell)

EMAIL: levyrd@levycounty.org

PROJECT OVERVIEW INFORMATION

PROJECT PRIORITY NO *(Relative to other SCRAP project applications)*: 3

BRIEF PROJECT LOCATION *(ie CR 123 from Main St to CR 345)* **Please include a location map:**

Re-surface CR 32-B from SR 24 to Levy County Road C-32 (NE 90 Ave)

PROJECT LENGTH *(in miles)*: .61

CHECK THE PROPOSED PROJECT *(Road resurfacing and road reconstruction are the only activities allowed under this program. Capacity improvements, such as adding or striping an additional lane or turn lanes are not permitted, however the widening of an existing paved travel lane or the addition of paved shoulders can be justified as a safety improvement. Check only one)*



Road Resurfacing *(Work to place additional layers of surfacing on highway pavement, shoulders, and bridge decks, and necessary incidental work to extend the structural integrity of these features for a substantial time period)*



Road Reconstruction *(Improvement or upgrading of existing facilities to meet minimum or desired standards without increasing capacity)*

PROJECT ELIGIBILITY CRITERIA

Please check all that apply below

- The project is on a county road that was part of the county road system on June 10,1995
- The road is used as an evacuation route
- The road has high levels of agricultural travel
- The road is considered a major arterial route
- The road is considered a feeder road
- County will administer the design, construction and CEI of the proposed project

Describe the scope and any special characteristics of the project (*ie Resurfacing CR 123 from Main St to CR 345, include lane and shoulder width, culvert replacement, ditch regrading, bridge impacts, driveway turnouts or other significant characteristics of the project. Provide Typical Section drawings if available. **Include a location map***):

Re-Surface C32-B from SR 24 to Levy County Road 32 (NE 90 Ave) would include improving turnouts with culverts as needed.

Please see attached map.

Provide any additional project specific information that should be considered.

The Levy County School Board and Levy County School Board's Transportation Department is located on this roadway. It is also used as an access road to the Bronson Elementary, Middle and High School in the everyday transportation to and from the schools. There is also a very high volume of pedestrian traffic on this roadway. Improvements on this roadway would greatly enhance public safety in this area.

ADDITIONAL PROJECT INFORMATION

Right of Way

Is right-of-way acquisition proposed? If Yes, describe proposed acquisition including expected fund source, limitations on fund use or availability, and who will acquire and retain ownership of proposed right-of-way.

Yes

No

Describe existing right-of-way ownerships along the project (*Describe when the right-of-way was obtained and how ownership is documented, i.e., plats, deeds, prescriptions, easements*):

Levy County owns right-of-way

Public Involvement

Have any public information, or community meetings been held?

Yes

No

Describe public, and private, support for the project. (*Examples: Letters of support, public meetings, County Commission meeting, petitions, written endorsements, resolutions, etc.*)

November 22, 2016 a public meeting was held in the form of a County Commission Meeting to request permission to apply for SCRAP grants.

PROJECT COST ESTIMATE

Provide a summary of the estimated cost for the work being proposed. (Use whole numbers, a detailed project cost estimate must be attached to this application.)

Design Engineering & Plans Preparation	\$ 12,050
Construction	\$ 198,601
Construction Engineering & Inspection Activities	\$ 14,075
Total Estimated Cost	\$ 224,726

Certification of Project Sponsor

I hereby certify that the proposed project herein described is supported by Levy County (sponsoring entity) and that said entity:

- (1) Shall enter into a Joint Participation Agreement (JPA) with the Florida Department of Transportation to perform the work;
- (2) Shall certify that no additional right of way is required to perform the work other than what is identified on page 3 of this application;
- (3) Has the legal right to construct the project within the identified right of way;
- (4) Shall acquire necessary permits required to construct the project;
- (5) Shall support other actions necessary to fully implement the proposed project.

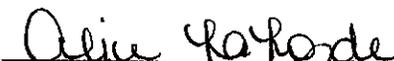
I further certify that the estimated costs included herein are reasonable and that Levy County (sponsoring entity) will follow through on the project once programmed in the Florida Department of Transportation's Work Program.

Alice LaLonde

Print Name

Administrative Manager

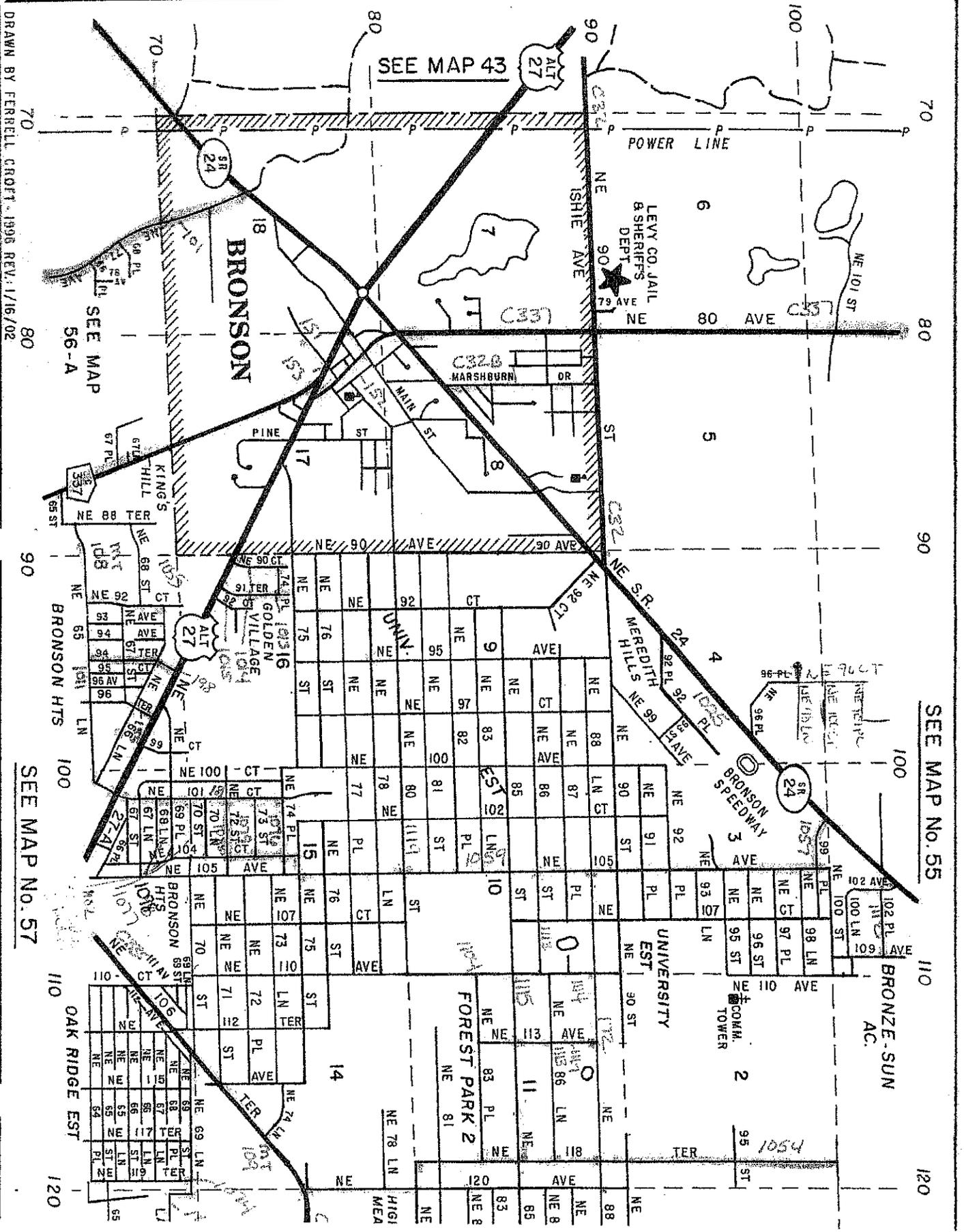
Title


Signature

10/21/16

Date

SECTION 18
TOWNSHIP 10 N
RANGE 10 E



SEE MAP 43

SEE MAP 56-A

SEE MAP No. 55

SEE MAP No. 57

DRAWN BY FERRELL CROFT - 1996 REV. 1/16/92

Updated 4/20/01

OAK RIDGE EST

BRONZE-SUN AC.

FOREST PARK 2

UNIVERSITY EST

BRONSON

LEVY CO. JAIL & SHERIFFS DEPT

MARSHBURN

GOLDEN VILLAGE

BRONSON SPEEDWAY

UNIV.

UNIVERSITY

HIGHWAY

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COUNTY COMMISSIONERS LEVY COUNTY, FLORIDA



GOVERNMENT
SERVING
CITIZENS

John Meeks
District 1

Rock Meeks
District 2

Mike Joyner
District 3

Lilly Rooks
District 4

Matt Brooks
District 5

Levy County Board of County Commissioners

	District 1	District 2	District 3	District 4	District 5
	John Meeks	Rock Meeks	Mike Joyner	Lilly Rooks	Matt Brooks
2017 Board Appointments	Chairman		Vice-Chair		
Canvassing Board					
County Agent Advisory Board					
Florida Leaders Organized for Water					
Nature Coast Business Development Council					
Nature Coast State Trail					
Nature Coast Oyster Alliance					
North Florida Economic Development Partnership Board of Directors					
RESTORE Act/Gulf Consortium					
Small County Coalition Board of Directors					
Tourist Development Council					
Transportation Disadvantaged					
Value Adjustment Board					
North Florida Regional Planning Council					
Workforce Connection					

P.O. Box 310 Bronson Florida 32621
 Telephone (352) 486-5218 Fax (352) 486-5167
 e-mail: levybocc@circuit8.org Website: Levycounty.org

COUNTY COMMISSIONERS LEVY COUNTY, FLORIDA



GOVERNMENT
SERVING
CITIZENS

John Meeks
District 1

Rock Meeks
District 2

Mike Joyner
District 3

Lilly Rooks
District 4

Matt Brooks
District 5

Levy County Board of County Commissioners

	District 1	District 2	District 3	District 4	District 5
	John Meeks	Rock Meeks	Mike Joyner	Lilly Rooks	Danny Stevens
2016 Board Appointments	Chairman		Vice-Chair		
Canvassing Board	X				X
County Agent Advisory Board		X			
Florida Leaders Organized for Water		X			
Nature Coast Business Development Council					X
Nature Coast State Trail		X			
Nature Coast Oyster Alliance				X	
North Florida Economic Development Partnership Board of Directors	X				
RESTORE Act/Gulf Consortium	X				
Small County Coalition Board of Directors	X			X	
Tourist Development Council	X				
Transportation Disadvantaged	X				X
Value Adjustment Board	X		X		
North Florida Regional Planning Council	X				
Workforce Connection					X

COUNTY COMMISSIONERS LEVY COUNTY, FLORIDA



GOVERNMENT
SERVING
CITIZENS

John Meeks
District 1

Rock Meeks
District 2

Mike Joyner
District 3

Lilly Rooks
District 4

Matt Brooks
District 5

Levy County Board of County Commissioners

	District 1	District 2	District 3	District 4	District 5
	John Meeks	Rock Meeks	Mike Joyner	Lilly Rooks	Danny Stevens
2015 Department/ Committees					
Agriculture Center			X		
Animal Services				X	
Courthouse Space-Board Chair	X				
Development (B&Z)			X		
Emergency Management	X				
Finance/Insurance-Board Chair	X				
Human Resources- Board Chair	X				
Legal	X				
Library				X	
Maintenance/Construction	X				
Parks/Mosquito		X			
Planning			X		
Plat Review					X
Public Safety					X
Road					X
Solid Waste (Landfill)				X	
Transit	X				
Veterans	X				
Water/SHIP		X			

P.O. Box 310 Bronson Florida 32621
 Telephone (352) 486-5218 Fax (352) 486-5167
 e-mail: levybocc@circuit8.org Website: Levycounty.org

**REGULAR MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
SEPTEMBER 20, 2016**

The Regular Meeting of the Board of Levy County Commissioners was held on September 20, 2016 at 9:00 A.M. in the Levy County Board of County Commissioners meeting room with the following Commissioners present:

Chairman John Meeks
Comm. Rock Meeks
Comm. Danny Stevens
Comm. Lilly Rooks

Also present were:

County Attorney – Anne Bast Brown
County Coordinator – Fred Moody
Danny J. Shipp – Clerk of Court

Chairman John Meeks called the Meeting to order at 9:00 A.M. Comm. gave the invocation, followed by the Pledge of Allegiance.

EXPENDITURES

Comm. Stevens made a motion to approve the following expenditures presented for payment. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

CHECK NUMBER	124930-125120
FUND	AMOUNT
GENERAL REVENUE	529,025.01
ROAD	81,726.20
SHIP	32,740.00
PAL LIBRARY	2,442.79
MOSQUITO CONTROL	139.40
TRANSPORTATION	2,563.88
COURT FACILITIES	15.00
EMS	20,629.08
FIRE	24,411.41
TOURIST DEVELOPMENT	2,175.00
COMMUNICATION	669.50
LANDFILL	80,451.01
TOTAL	\$ 776,988.28
EFT PAYMENT	\$ 19,572.14

MINUTES

The minutes for the Regular Board meetings held on July 19, 2016 and August 2, 2016 were presented for Board approval.

Comm. Rock Meeks made a motion to approve the minutes for the Regular Board meeting held on July 19, 2016 and August 2, 2016 as presented. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

Comm. Stevens asked Atty. Brown if she had received any information from the Clerk IT Department regarding internet access and she responded no information had been received at her office.

Comm. Rooks stated she would like to have the internet access item placed on the next agenda and for the Clerk's IT representative to be present at the meeting.

Comm. Rock Meeks made a motion to approve the 2016-2017 County Contract with the Levy County Health Department as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

LEVY COUNTY SHERIFF'S OFFICE

Mike West, 911 Addressing

Mr. West requested Board approval and Chairman's signature on the Centurylink Agreements for Centurion and Evergreen. These agreements provide coverage for one year on the PSAP equipment and software. Funding for this coverage will come from money received from the E911 Board through a Rural County Grant.

Comm. Rooks made a motion to approve with the Chairman's signature the Centurylink Agreements for Centurion and Evergreen as requested. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

DIVISION OF RECREATION AND PARKS, OFFICE OF GREENWAYS AND TRAILS

Liz Sparks, Paddling Trail Coordinator

Present Resolution 2016-069 and letter of support to BOCC for signature supporting application for the Suwannee River National Water Trail designation. – TABLED -

RENEW FINANCIAL: FLORIDA GREEN FINANCE AUTHORITY RENEW PACE

Devesh Nirmul, Senior Director

Request Levy County to voluntary opt-in to the Florida Green Finance Authority Interlocal Authority to enable qualifying residential and commercial property owners to access the PACE financing mechanism to fund qualifying energy efficiency, renewable energy and wind mitigation improvements.

Mr. Nirmul spoke to the Board explaining what PACE is and requested the Board consider voluntarily opt-in to the Florida Green Finance Authority Interlocal Authority. This would enable qualifying residential and commercial property owners to access the PACE financing mechanism to fund qualifying energy efficiency, renewable energy and wind mitigation improvements.

Cindy Babione of Babione's Air Conditioning and Heating spoke to the Board stating having this option available for the homeowners in our community would be a great benefit. The homeowner would be able to afford high quality workmanship and the work would be done in accordance with building code standards. Doing this would support our local licensed contractors and will help minimize unlicensed activity in our area.

The following members of the audience spoke regarding this item: Robert Jordan, Renate Cannon, Mayor Weiss, Sallie Ann Collins, Dana Sheffield.

Lisa Miller with the Florida PACE Funding Agency spoke to the Board providing additional information on the benefits of PACE financing.

After discussion, the Board agreed they would like to have more information before making a decision.

Comm. Rooks made a motion to Table this item until additional information can be received. Second was made by Comm. Rock Meeks and the MOTION CARRIES.

DEPARTMENT REPORTS

COUNTY COORDINATOR

Fred Moody requested Board approval of Renewal and Amendment of Lease made as of October 1, 2016 between Hudson Properties, Inc. and Levy County, for Guardian Ad Litem office space. Mr. Moody stated the lease amount is the same as last year at \$1712.48 per month.

Comm. Rock Meeks made a motion to approve the renewal and Amendment of Lease between Hudson Properties, Inc. and Levy County as requested. Second was made by Comm. Rooks and the MOTION CARRIES.

B. Discussion of Beast Feast.

Comm. John Meeks stated clams would be donated for the Commissioners to serve at the Levy County Beast Feast on October 1st. He invited all Commissioners to attend and help serve.

Comm. John Meeks stated the LARC Ride to Provide event will be on October 22nd. Commissioners have been asked to provide water, ice and to cook hot dogs.

Comm. John Meeks reported the Pirate Invasion in Cedar Key went very well, considering the recent storm. Other local events announced by Comm. Meeks were: Elephant Appreciation Days at Two Tails Ranch, September 24th & 25th; Lost Railroads, October 6-29; Peanut Festival in Williston, October 1st; Cedar Key Seafood Festival, October 15th & 16th; Harmony House Gala, October 15th.

Comm. John Meeks read into public record a letter from Greg Evans, Florida DOT regarding investigation into areas of concern as requested by the Commissioners.

Comm. John Meeks also stated he had been appointed to a National Steering Committee for the National Association of Counties. The Committee is the Community, Economic and Workforce Development

Comm. Rooks stated the Pet Adoption Event went well in Chiefland recently.

Atty. Brown reported the County was awarded a judgement regarding the Nichols case.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION, THE MEETING
ADJOURNED AT 11:33 A.M.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL

Clerk of Court, Danny J. Shipp

Chairman, John Meeks