

Tuesday, February 22, 2011 – 9:00 A.M. and 5:00 P.M.
County Administration Building
John R. "Jack" Durrance Auditorium
12 Southeast First Street
Gainesville, Florida

The Alachua County Board of County Commissioners met in regular session.

PRESENT: Chair Lee Pinkoson, presiding, Vice-Chair Paula M. DeLaney, Commissioners Susan Baird, Mike Byerly, and Rodney J. Long

ALSO PRESENT: County Manager Randall Reid, Assistant County Attorney David Schwartz, Clerk J. K. Irby, Assistant Clerk/Finance Director Todd Hutchison, Deputy Clerks Bob Decker and Steve Donahey

Invocation (9:00 AM)

1. Invocation by Reverend Winston Bradley, Kingdom of Life Ministries, Gainesville
Amount: N/A
Recommended Action: Hear Invocation by Reverend Winston Bradley, Kingdom of Life Ministries, Gainesville.

Reverend Winston Bradley from Kingdom of Life Ministries presented the Invocation.

Pledge of Allegiance

2. Pledge
Amount: N/A
Recommended Action: Hear Pledge

Chair Pinkoson led the Pledge of Allegiance.

Approval of [Agenda](#)

3. Approve the Agenda
Amount: N/A
Recommended Action: A Motion to Approve the Agenda: (a) approves any amendments to the Regular and Consent Agenda; (b) adopts the Regular Agenda; and (c) approves all items on the Consent Agenda.

County Manager Randall Reid presented the following announcements:

1. An item on the Combined Communications Center Interlocal Agreement Overview and Proposed Amendment was added to the agenda to follow item 14.

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2. Item 21, Land Application of Biosolids by Gainesville Regional Utilities, has been moved on the agenda to be heard after item 23, Shands Medical Office Buildings Preliminary Development Plan.
3. An amendment to item 35, Criminal Justice, Mental Health, and Substance Abuse Reinvestment Expansion Grant, Memorandum of Understanding with the Florida Department of Children and Families.

Commissioner DeLaney moved adoption of the agenda as modified.

Chair Pinkoson recognized the Honorable Chief Judge Martha Ann Lott and acting Court Services Director Jim Santangelo who presented comments to the Board.

The motion carried 5-0.

(The motion to adopt the Agenda approved the Regular and Public Hearing Agendas and all items and Recommended Actions on the Consent Agenda.)

Announcements

4. Announcements, Mark Sexton, Communications Coordinator

Amount: N/A

Recommended Action: Hear Announcements by Mark Sexton Communications Coordinator.

Communications Coordinator Mark Sexton presented the following announcements:

1. County Manager Randall Reid and Gainesville City Manager Russ Blackburn co-authored an article in the current issue of Public Management Magazine regarding the Dove World Outreach Center. The article is available on the County's website.
2. The County's ACCESS Program will begin April 4, 2011. The registration deadline is March 18, 2011. For more information call (352)-374-5219.

Recognitions and Proclamations

6. Proclamation: "America Saves Week" in Alachua County, Florida

Amount: N/A

Recommended Action: Present a proclamation declaring February 20 - 27, 2011 as "America Saves Week" in Alachua County, Florida.

Chair Pinkoson read and presented the Proclamation to Dr. Brenda Williams who accepted it with gratitude.

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Chair Pinkoson recognized Dr. Brenda Williams who presented comments to the Board.

Appointments

7. [Veteran Services Advisory Board: Confirmation of Nomination](#)

Amount: N/A

Recommended Action: Confirm the nomination of one citizen to the position of 'Representative - VA Medical Center' on the Veteran Services Advisory Board.

Chair Pinkoson recognized Kathleen Yacovelli who presented comments to the Board.

Commissioner DeLaney moved appointment of Kathleen Yacovelli to the position of 'Representative - VA Medical Center' on the Veteran Services Advisory Board. The motion carried 5-0.

8. [Health Care Board: Confirmation of Two Nominations](#)

Amount: N/A

Recommended Action: Confirm the nominations of two citizens to the Alachua County Health Care Board, both to terms ending December 2012: 1) Michael "Shane" Bailey to the 'Representative - WellFlorida Council, Inc.' position and 2) Kathy Rapacki to the 'Florida Nurses Association' position.

Commissioner Byerly left the room at 9:22 A.M.

Commissioner Long moved to confirm the nominations of two citizens to the Alachua County Health Care Board, both to terms ending December 2012: 1) Michael "Shane" Bailey to the 'Representative - WellFlorida Council, Inc.' position and 2) Kathy Rapacki to the 'Florida Nurses Association' position. The motion carried 4-0 with Commissioner Byerly out of the room.

Advisory Board and Committee Reports

9. [Request for Sunset Date Extension of the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Planning Committee \(Advisory Board\)](#)

Amount: N/A

Recommended Action: Extend the Criminal Justice, Mental Health, and Substance Abuse Grant Planning Committee sunset date to April 30, 2014.

Commissioner Long moved to extend the Criminal Justice, Mental Health, and Substance Abuse Grant Planning Committee sunset date to April 30, 2014.

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Chair Pinkoson recognized Jail Population Manager Tom Tonkavich, the Honorable Chief Judge Martha Ann Lott, and acting Court Services Director Jim Santangelo, who presented comments to the Board.

Commissioner Byerly entered the room at 9:26 A.M.

Commissioner Long moved the substitute motion to adopt Resolution 11-12, extending the Criminal Justice, Mental Health, and Substance Abuse Grant Planning Committee sunset date to April 30, 2014. The motion carried 5-0.

Time Certain Items

Public Comments (9:30 AM)

5. AM Public Comments

Amount: N/A

Recommended Action: Hear Public Comments

Chair Pinkoson recognized Harold Saive and Anne Lowry who presented comments to the Board.

Community Outreach

Governmental Units

Support Services Group

10. Quarterly Hiring Activity Report for the 1st Quarter of Fiscal Year 2010/2011

Amount: N/A

Recommended Action: Accept the Quarterly Hiring Activity Report for the 1st Quarter of Fiscal Year 2010/2011.

County Manager Randall Reid and Human Resources Manager Kim Baldry presented the above item.

Commissioner DeLaney moved to accept the Quarterly Hiring Activity Report for the 1st Quarter of Fiscal Year 2010/2011. The motion carried 5-0.

Community Planning Group

11. FDOT FY 2012/13 - FY 2016/17 Priority Projects Ranking

Amount: N/A

Recommended Action: Approve the priority list for transportation projects funding request, transmittal to the Florida Department of Transportation.

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Senior Transportation Planner Jeff Hays presented the above item.

Commissioner Byerly moved:

1. To approve the transmittal of the priority list for transportation projects funding request to the Florida Department of Transportation.
2. To direct staff to reorder the priority list and place the Archer Community School sidewalk project before the LaCrosse sidewalk landscaping project.
3. To direct staff to henceforth beginning with next year's recommendation to focus on multimodal projects to achieve the greatest return on investment in terms of the number of citizens served and to focus more on bicycle and sidewalk infrastructure as opposed to landscaping, lighting, and signs.

The motion carried 4-1, with Commissioner Baird voting nay.

12. [Overview of USEPA Record of Decision Clean-up Plan for the Cabot-Koppers Superfund Site](#)

Amount: N/A

Recommended Action: 1) Hear a presentation from the Local Intergovernmental Team, 2) Discuss the USEPA Record of Decision for the Cabot Koppers Superfund Site dated February 3, 2011, and 3) provide staff with direction as appropriate.

Environmental Protection Director Chris Bird, Bill Pence of Baker and Hostetler representing Gainesville Regional Utilities, Gainesville Regional Utilities Supervising Engineer Rick Hutton, Pollution Prevention Manager John Mousa, City of Gainesville Engineer Stewart Pearson, Environmental Health Director Anthony Dennis, and City of Gainesville Assistant City Manager Fred Murry presented the above item.

Commissioner Byerly moved:

1. Direct staff to draft a letter for the Mayor and Chair's signatures to urge the United States Environmental Protection Agency to:
 - a. Complete off-site soil delineation and remediation as soon as possible.
 - b. Complete Consent Decree and implement the Record of Decision as soon as possible.
 - c. Expedite indoor dust evaluation.
 - d. If indoor dust and/or health surveys indicate site-related problems, EPA should take appropriate action.
2. Resend a letter to the Local Realtors' Association regarding Superfund site disclosure obligations.
3. Request that the USEPA provide community access to new cleanup documents and updates.
4. Request that the Property Appraiser review valuations.
5. Encourage property owners to select soil removals.
6. Direct the County Attorney to pursue cost recovery from Beazer.

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Chair Pinkoson recognized Assistant County Attorney David Schwartz who presented comments to the Board.

Commissioner Byerly moved the substitute motion:

1. Direct staff to draft a letter for the Mayor and Chair's signatures to urge the United States Environmental Protection Agency to:
 - a. Complete off-site soil delineation and remediation as soon as possible.
 - b. Complete Consent Decree and implement the Record of Decision as soon as possible.
 - c. Expedite indoor dust evaluation.
 - d. If indoor dust and/or health surveys indicate site-related problems, EPA should take appropriate action.
2. Resend a letter to the Local Realtors' Association regarding Superfund site disclosure obligations.
3. Request that the USEPA provide community access to new cleanup documents and updates.
4. Request that the Property Appraiser review valuations.
5. Encourage property owners to select soil removals.
6. Direct the County Attorney to report back to the Board with the viability of pursuing cost recovery from Beazer.

Chair Pinkoson recognized Bill Pence of Baker and Hostetler representing Gainesville Regional Utilities.

Chair Pinkoson requested that the motion be modified to include an expression that the Board would prefer that the contaminated soil be removed from the site.

Commissioner Long requested that the motion be modified to include a history of previous case law from suits by local governments regarding Superfund sites.

Chair Pinkoson recognized Assistant County Attorney David Schwartz, who suggested that the Board may wish to consider providing technical assistance to the City of Gainesville in any legal action the City pursues regarding the Koppers site.

Commissioner Byerly moved the substitute motion:

1. Direct staff to draft a letter for the Mayor and Chair's signatures to urge the United States Environmental Protection Agency to:
 - a. Complete off-site soil delineation and remediation as soon as possible.
 - b. Complete Consent Decree and implement the Record of Decision as soon as possible.
 - c. Expedite indoor dust evaluation.
 - d. If indoor dust and/or health surveys indicate site-related problems, EPA should take appropriate action.

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- e. Include an expression of disappointment that contaminated soil is not being removed from the site.
2. Resend a letter to the Local Realtors' Association regarding Superfund site disclosure obligations.
3. Request that the USEPA provide community access to new cleanup documents and updates.
4. Request that the Property Appraiser review valuations.
5. Encourage property owners to select soil removals.
6. Direct the County Attorney to report back to the Board with the viability of providing technical assistance to the City of Gainesville and/or pursuing cost recovery from Beazer, including a history of previous case law from suits by local governments.

Commissioner Byerly left the room at 12:57 P.M.

Chair Pinkoson recognized Bob Holman, Sharon Sheets, Robert Pearce, Susan Fairforest, Ms. Fairforest on behalf of Sandra Watts Kennedy, Anne Lowry, Ronald Hodill on behalf of Fi O'Steen, Martha Miller, Maria Parsons, Clara Horton, and Mayor Craig Lowe, who presented comments to the Board.

Chair Pinkoson requested that the motion be modified in section 1 part d to include the words, "including permanent relocation."

Commissioner DeLaney requested that the motion include letters regarding disclosure to be sent with occupational licenses.

Chair Pinkoson recognized Environmental Protection Director Chris Bird who presented comments to the Board.

By consensus the Board directed Environmental Protection Director Chris Bird to meet with Legislative Affairs Director Rick Mills to determine what action the Board could take to address the Koppers site at the Federal level.

Chair Pinkoson recognized Assistant County Attorney David Schwartz and Bob Holman who presented comments to the Board.

Commissioner Long moved the substitute motion

1. Direct staff to draft a letter for the Mayor and Chair's signatures to urge the United States Environmental Protection Agency to:
 - a. Complete off-site soil delineation and remediation as soon as possible.
 - b. Complete Consent Decree and implement the Record of Decision as soon as possible.
 - c. Expedite indoor dust evaluation.

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- d. If indoor dust and/or health surveys indicate site-related problems, EPA should take appropriate action, including permanent relocation.
- e. Include an expression of disappointment that contaminated soil is not being removed from the site.
2. Resend a letter to the Local Realtors' Association regarding Superfund site disclosure obligations. Include information regarding Superfund site disclosure in mailing occupational licenses to realtors.
3. Request that the USEPA provide community access to new cleanup documents and updates.
4. Request that the Property Appraiser review valuations.
5. Encourage property owners to select soil removals.
6. Direct the County Attorney to report back to the Board as to the authority and viability of cost recovery claim against Beazer and any cause of action against Beazer.

Chair Pinkoson recognized Clara Horton who presented comments to the Board.

The motion carried 4-0, with Commissioner Byerly out of the room.

Chair Pinkoson recognized Carolyn Khalfani who presented comments to the Board.

MEETING RECESSED 1:27 P.M.

MEETING RECONVENED 2:31 P.M. – ALL COMMISSIONERS PRESENT

13. [GRU Wastewater Force Main Extension along Waldo Road](#)

Amount: N/A

Recommended Action: Approve Draft Interlocal Agreement and authorize signature of cover letters by the Chair, transmitting the Draft Agreement to the Mayors of Gainesville and Waldo. After review of the Draft Agreement by the Cities of Gainesville and Waldo, the Agreement will be brought back to the Board for final approval and signature at a future meeting.

Senior Planner Ben Chumley presented the above item.

Chair Pinkoson recognized Principal Planner Ken Zeichner, Gainesville Regional Utilities Supervising Engineer Rick Hutton, Assistant County Attorney David Schwartz, Waldo City Manager Kim Worley, and Waldo City Planner Laura Dedenbach, who presented comments to the Board.

Commissioner Byerly moved 1. To approve the Draft Interlocal Agreement, providing for approval by Cities of connections for new development in the unincorporated area outside the Urban Cluster. 2. Authorize signature of cover letters by the Chair, transmitting the Draft Agreement to the Mayors of Gainesville and Waldo.

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3. After review of the Draft Agreement by the Cities of Gainesville and Waldo, the Agreement will be brought back to the Board for final approval and signature at a future meeting.

Chair Pinkoson requested that the motion be split as to the approval of section 5.3.

Commissioner Byerly moved the substitute motion 1. To approve the Draft Interlocal Agreement, 2. Providing for approval by Cities of connections for new development in the unincorporated area outside the Urban Cluster (Section 5.3, alternative 2, as it exists on January 1, 2011). 3. Authorize signature of cover letters by the Chair, transmitting the Draft Agreement to the Mayors of Gainesville and Waldo. 4. After review of the Draft Agreement by the Cities of Gainesville and Waldo, the Agreement will be brought back to the Board for final approval and signature at a future meeting.

Chair Pinkoson called the question on part two of the motion, providing for approval by Cities of connections for new development in the unincorporated area outside the Urban Cluster (Section 5.3, alternative 2, as it exists on January 1, 2011). **The motion carried 3-2, with Commissioners Baird and Pinkoson voting nay.**

Chair Pinkoson called the question on parts one, three, and four of the motion, 1. To approve the Draft Interlocal Agreement, 3. Authorize signature of cover letters by the Chair, transmitting the Draft Agreement to the Mayors of Gainesville and Waldo. 4. After review of the Draft Agreement by the Cities of Gainesville and Waldo, the Agreement will be brought back to the Board for final approval and signature at a future meeting. **The motion carried 5-0.**

Community Services Group

14. [Donation of surplus vehicle CT005 a 2000 E-250 Van To Archer Community Access Center](#)

Amount: N/A

Recommended Action: To consider the two (2) listed alternatives below and make a decision. Alternative 1. To not donate the 2000 Ford E-350 Van (CT005) to Archer Community Access Center. The vehicle will then be sold at auction. The revenue (\$2,000 - \$4,000) will be returned to the vehicle replacement fund. Similar vehicles have not yielded lower than \$2,500. Alternative 2. To donate the vehicle to Archer Community Access Center, Mrs. Carolyn Khalfani. Fleet Recommendation is Alternative 1. Prior to disposal at an auction Not For Profits and other municipalities get the opportunity to bid on surplus vehicles and equipment. Many different agencies have made purchases, utilizing this process. The revenue received from this process is returned to the vehicle replacement fund which helps to sustain it. This is a best Fleet Management Practice.

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Fleet Manager Ray Griffin presented the above item.

Commissioner Byerly moved to not donate the 2000 Ford E-350 Van (CT005) to Archer Community Access Center.

Chair Pinkoson recognized County Manager Randall Reid who presented comments to the Board.

Commissioner Byerly moved the substitute motion: 1. To not donate the 2000 Ford E-250 van (CT005) to the Archer Community Access Center. 2. To direct staff to come back with a policy regarding the disposal of surplus property to dispose of property through normal channels and not give property away individually to non-profit organizations. The motion carried 4-1 with Commissioner Long voting nay.

Added Item: Combined Communications Center

Office of Management and Budget Director Suzanne Gable presented the above item.

Chair Pinkoson recognized Waldo City Manager Kim Worley and Alachua County Sheriff's Office Major LeGran Hewitt who presented comments to the Board.

Commissioner Long left the room at 4:17 P.M.

County Manager Reports

15. [County Manager's Report](#)

Amount: N/A

Recommended Action: Accept County Manager's Report.

County Manager Randall Reid presented the following reports:

1. [Alachua County Nutrition Alliance](#)

County Manager Randall Reid stated that the Alachua County Nutrition Alliance has requested that a County Commissioner serve on its Board of Directors.

Commissioner Byerly moved to appoint Commissioner Rodney J. Long to the Board of Directors of the Alachua County Nutrition Alliance.

Commissioner Long entered the room at 4:25 P.M.

The motion carried 5-0.

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Commissioner Long left the room at 4:26 P.M.

2. High Springs Fire Services Agreement

County Manager Randall Reid and Public Safety Director Ed Bailey presented the above item.

3. City of Hawthorne Wild Spaces Public Places

County Manager Randall Reid presented the above item.

4. Stormwater Program

County Manager Randall Reid presented the above item.

5. Community Agency Participation

County Manager Randall Reid presented the above item.

6. Retreat Agenda

County Manager Randall Reid presented the above item.

Assistant County Attorney David Schwartz gave a brief overview of Juvenile Justice Litigation that the County is involved in.

Closing Comments

Public Comments - 15 minutes

16. Closing Comments from the Public

Amount: N/A

Recommended Action: Hear Closing Comments from the Public.

There were no citizens present who wished to provide comments to the Board.

Evening Community Outreach and Public Hearing (5:00 PM)

Proclamations, Recognitions and Presentations

18. [Proclamation: "Spay Day" in Alachua County, Florida](#)

Amount: N/A

Recommended Action: Present a proclamation declaring Tuesday, February 22, 2011 as "Spay Day" in Alachua County, Florida.

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Chair Pinkoson read and presented the Proclamation to Sandi Richmond, Gladys Cofrin, and Martha Kern of No More Homeless Pets, Inc.

Chair Pinkoson recognized Sandi Richmond, Gladys Cofrin, and Martha Kern, who presented comments to the Board.

Public Hearings

Regular Matters

(The Notice of Hearing on the following item appeared in the February 1, 2011 edition of the Gainesville Sun and Proof of Publication was filed with the Clerk to the Board.)

20. [Public Hearing for Town of Hague Street Vacation](#)

Amount: N/A

Recommended Action: Adopt the Resolution to vacate that portion of Hague Street within the plat of the Town of Hague and execute the County Deed to Kimberley Willcox. That the Chair be authorized to execute any additional documents approved by the County Attorney, necessary to complete the transaction.

County Surveyor Robert Wigglesworth presented the above item.

Commissioner Byerly moved to adopt the Resolution to vacate that portion of Hague Street within the plat of the Town of Hague and execute the County Deed to Kimberley Willcox. That the Chair be authorized to execute any additional documents approved by the County Attorney, necessary to complete the transaction.

Chair Pinkoson opened the Public Hearing at 5:05 P.M.

There were no citizens present who wished to speak in favor of or in opposition to the above item.

Chair Pinkoson closed the Public Hearing at 5:05 P.M.

The motion carried 5-0.

Quasi-Judicial/Zoning Items

Assistant County Attorney David Schwartz stated that while the Board welcomes comments from all persons with an interest in this proceeding, Florida law requires that the County Commission's decision in a quasi-judicial action be supported by competent substantial evidence presented to the Commission during the hearing on the

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application. Competent substantial evidence is such evidence, as a reasonable mind would accept as adequate to support a conclusion. There must be a factual basis in the record to support opinion testimony from both expert and non-expert witnesses. Persons presenting testimony may rely on factual information that they present, that is presented by County staff, that the applicant presented, or on factual information included in the County staff report to support their testimony.

Mr. Schwartz further stated that all persons wishing to participate and speak on an issue at the public hearing would be sworn in prior to speaking during this proceeding. All persons will have the right, through the Chair, to ask questions, seek clarification of comments made and to respond to the comments or presentations of staff or other speakers, or to refute or respond to any ex-parte communication. All persons who present written materials to Commissioners for consideration must ensure that a copy of such materials is provided to the Clerk for inclusion in the Board's record of proceedings and official minutes.

Deputy Clerk Bob Decker asked if any Commissioner had received oral or written communication regarding the items. Mr. Decker requested that Commissioners disclose the substance of the communication and identify the person(s) making the communication(s).

Commissioner Byerly stated that at some point in the past he had discussed the idea of the green cemetery with citizens. The conversation was held prior to the application before the Board.

Commissioner Baird stated that during a conversation with citizens concerning the proposed Multi-modal Mitigation Fee, the Shands Medical Office Building was discussed.

Deputy Clerk Bob Decker swore those present who wished to present testimony.

New Business

(The Notice of Hearing on the following item appeared in the February 10, 2011 edition of the Gainesville Sun and Proof of Publication was filed with the Clerk to the Board.)

22. [ZOM-11-10: A request for a PD \(Planned Development\) District for a Rural Conference Center, Cemetery and Wildlife Management Area on Approximately 496 acres](#)

Amount: N/A

Recommended Action: Staff recommends that the Board hear the item on request for PD district for a rural conference center, cemetery and wildlife management area and adopt Resolution Z-11-02 approving the request.

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Senior Planner Jerry Brewington presented the above item.

Commissioner Byerly moved to adopt Resolution Z-11-02.

Chair Pinkoson opened the Public Hearing at 5:15 P.M.

Chair Pinkoson recognized Alachua Conservation Trust Acting Executive Director Liz Benford, Development Program Manager Michael Fay, Growth Management Director Steve Lachnicht, and Walter Willard, who presented comments to the Board.

Chair Pinkoson closed the Public Hearing at 5:45 P.M.

The motion carried 4-1, with Commissioner Baird voting nay.

Public Comments - then resume Public Hearing (5:30 PM)

19. PM Public Comments

Amount: N/A

Recommended Action: Hear PM Public Comments

Chair Pinkoson recognized Matthew Hurst and Betsy Hurst who presented comments to the Board.

Old Business

(The Notice of Hearing on the following item appeared in the February 10, 2011 edition of the Gainesville Sun and Proof of Publication was filed with the Clerk to the Board.)

23. [Shands Medical Office Buildings - Preliminary Development Plan](#)

Amount: N/A

Recommended Action: Approve the Preliminary Development Plan for Shands Medical Office Buildings, project number 2010092202_P.

Planner Christine Berish presented the above item.

Chair Pinkoson recognized Robert Walpole of Causseaux, Hewitt, and Walpole and Growth Management Director Steve Lachnicht who presented comments to the Board.

Commissioner DeLaney moved to approve the Preliminary Development Plan for Shands Medical Office Buildings, project number 2010092202_P.

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Chair Pinkoson recognized Assistant County Attorney David Schwartz, who stated for the record that, "This development would not be subject to Development of Regional Impact (DRI) review notwithstanding that it is next door to an existing DRI because of the Comprehensive Plan policies implementing the statutory exemption for the Urban Service Area for DRI exemption purposes."

Commissioner Byerly left the room at 6:05 P.M.

Chair Pinkoson opened the Public Hearing at 6:05 P.M.

There were no citizens present who wished to speak in favor of or in opposition to the above item.

Chair Pinkoson closed the Public Hearing at 6:05 P.M.

The motion carried 4-0, with Commissioner Byerly out of the room.

(The following item was deferred by motion of the Board on December 14, 2010.)

21. [Land Application of Biosolids by Gainesville Regional Utilities \(GRU\)](#)

Amount: N/A

Recommended Action: Approve the Settlement Agreement and Consent Order for a five year phase out of the land application of biosolids on acres known as Whistling Pines.

Senior Planner Missy Daniels presented the above item.

Commissioner Byerly entered the room at 6:07 P.M.

Chair Pinkoson recognized Assistant County Attorney David Schwartz, City of Gainesville Senior Assistant City Attorney Nicolle Shalley, and GRU Assistant General Manager for Water and Wastewater Systems David Richardson, who presented comments to the Board.

Commissioner Long moved to approve the Settlement Agreement and Consent Order for a five year phase out of the land application of biosolids on acres known as Whistling Pines.

Chair Pinkoson opened the Public Hearing at 6:17 P.M.

Chair Pinkoson recognized Timothy Peck, GRU Assistant General Manager for Water and Wastewater Systems David Richardson, Environmental Health Director

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Anthony Dennis, Environmental Protection Director Chris Bird, Rosemarie Aslanian, Rob Brinkman, and Walter Willard, who presented comments to the Board.

Chair Pinkoson closed the Public Hearing at 6:55 P.M.

Commissioner Baird requested information on the Technical Advisory Committee for the Organics Recycling Facility.

The motion carried 5-0.

Closing Comments

Commission Comments

17. Commission Comments

Amount: N/A

Recommended Action: Commission Comments

Commissioner Byerly requested information on the potential for the County to adopt an enabling Ordinance to allow pets to eat in outdoor seating at restaurants.

Chair Pinkoson recognized Environmental Health Director Anthony Dennis who presented comments to the Board.

Commissioner Long requested any information regarding Constitutional Officers to be presented at the retreat to be held Friday, February 25, 2011.

Chair Pinkoson stated that his plan for the retreat and the scheduled budget meetings was to invite the Constitutional Officers and ask for their input.

Chair Pinkoson requested that informal meetings be recorded and that the video be shown on Channel 12 and on the internet.

Commissioner Byerly moved that informal meetings be recorded and that the video be shown on Channel 12 and on the internet. The motion carried 5-0.

Public Comments - 15 minutes

24. PM Closing Comments from the Public

Amount: N/A

Recommended Action: Hear Closing Comments from the Public.

Chair Pinkoson recognized Rob Brinkman who presented comments to the Board.

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County Manager Randall Reid requested that the Board transmit a letter to Dr. John Mousa, Pollution Prevention Manager, thanking him for his work on the Cabot/Koppers Superfund site.

Chair Pinkoson stated he would sign the letter.

Adjourn

There being no further business the meeting was adjourned at 7:15 P.M.

CONSENT/Community Outreach

Recognitions and Proclamations

25. [Proclamation: "Ebony Appreciation Awards Banquet Day" in Alachua County, Florida](#)
Amount: N/A
Recommended Action: That Chair Lee Pinkoson present the proclamation declaring February 27, 2011 as "Ebony Appreciation Awards Banquet Day" in Alachua County, Florida at the event scheduled on that date.

CONSENT/Governmental Units

Constitutional Officers/Other Governmental Units

26. [Constitutional Officers' Quarterly Report for FY2011 Quarter 1](#)
Amount: N/A
Recommended Action: Accept the Constitutional Officers' Quarterly Reports of Budget and Actual Expenditures for FY 2011 Quarter 1
27. [Sale of Surplus E-911 Equipment to Aspen/Pitkin County, Colorado](#)
Amount: \$1,000.00
Recommended Action: Accept the offer from Pitkin County, Colorado to purchase Alachua County surplus E-911 equipment.
28. [Ratification of the Warrant List](#)
Amount: \$7,975,680.99
Recommended Action: Ratify the attached warrant list.
29. [Board of County Commission Minutes](#)
Amount: N/A
Recommended Action: Approve the attached of Board of County Commission Minutes.

County Manager

30. [Request to Advertise a Public Hearing for the Mid-Year Adjustment to the FY11 Budgeted Fund Balances and Other Revenues](#)
Amount: N/A
Recommended Action: Authorize advertisement of a public hearing for mid year adjustments to the FY11 budget to be held on March 22, 2011.

Support Services Group

31. [Hansen Construction Services: Change Order 2 to Purchase Order 110695](#)
Amount: \$12,500.00
Recommended Action: Approve Change Order 2 to Purchase Order 110695, issued to Hansen Construction Services for masonry repairs at the Alachua County Jail.
32. [Amendment to Microsoft Enterprise Agreement](#)
Amount: \$213,005.00
Recommended Action: Approve the Amendment to the Microsoft Enterprise Agreement.

Community Planning Group

33. [Lease between the State of Florida and Alachua County to Manage the Alachua County Forever Paynes Prairie - Edwards Property](#)
Amount: \$4,046 saving
Recommended Action: Approve the attached Amendment One to the Lease so that State Parks can manage the Alachua County Forever Paynes Prairie - Edwards property and authorize staff to execute documents as necessary to complete the transaction.

Community Services Group

34. [NSP Budget Modification No. 2 to Grant Agreement with DCA](#)
Amount: N/A
Recommended Action: Approve and authorize Chair to sign the Neighborhood Stabilization Program Modification No. 2 to Grant Agreement and related documents.
35. [Criminal Justice, Mental Health, and Substance Abuse Reinvestment Expansion Grant, Memorandum of Understanding with the Florida Department of Children and Families](#)
Amount: \$1,249,500.00

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Recommended Action: Approve the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Expansion Grant. Approve the budget amendment for the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Expansion Grant. Authorize the Chairman to sign any and all documents related to the grant including the Memorandum of Understanding with the Florida Department of Children and Families.

36. [CHOICES Enrollment Update](#)

Amount: N/A

Recommended Action: Accept the CHOICES Health Services Program Enrollment Update.

37. [Neighborhood Stabilization Program Notice to Proceed Amendment No. 2](#)

Amount: \$3,157.00

Recommended Action: Approve the proposed change order to amend the General Construction Agreement between Alachua County and Johnson and Johnson Roofing, Inc. in the amount of \$3,157 to replumb all hot and cold waterlines with CPVC from meter to all fixtures and to repair any sheetrock damaged due to replumb.

38. [2010 Annual Choose Life Specialty License Plate Report](#)

Amount: \$14,139.70

Recommended Action: Approve the Annual Report on the Choose Life Specialty Plate and Authorize the Chair to sign.

39. [Amendment Number 1 to Alachua Habitat For Humanity Subrecipient Agreement](#)

Amount: N/A

Recommended Action: To approve Amendment Number 1 to SFY 2009-2009 SHIP Single Family Housing Development Subrecipient Agreement with Alachua Habitat For Humanity.