BOARD OF COUNTY COMMISSIONERS
LEON COUNTY, FLORIDA
REGULAR MEETING
July 13, 2010

The Board of County Commissioners of Leon County, Florida, met in regular session at 3:00 p.m. with Chairman Bob Rackleff presiding. Present were Commissioners John Dailey, Akin Akinyemi, Cliff Thaell, Bill Proctor, Bryan Desloge, and Jane Sauls. Also present were County Administrator Parwez Alam, County Attorney Herb Thiele, Finance Director David Reid and Board Secretary Rebecca Vause.

Invocation and Pledge of Allegiance

The Invocation was provided by Pastor Bryan Hunter, GenesisChurch.TV. Chairman Rackleff then led the Pledge of Allegiance.

Awards and Presentations

- Chairman Bob Rackleff recognized and congratulated Management Information Systems (MIS) on receiving the 2009 International Computerworld Award for the North Florida Pawn Network. He stated that the pawnshop application was a collaborative effort between the County, Sheriff's Office and the Florida Department of Law Enforcement and provides law enforcement agencies with a multi-jurisdictional system to manage pawn property throughout Florida. The system has been successful and now is being used widespread. There are currently 18 counties and 22 cities, which include 146 pawnshops connected to the system. Chairman Rackleff added that the network has received additional accolades including an InfoWorld Award and the National Association of Counties Achievement Award.
  - Pat Curtis, MIS Director, stated that the entire team has worked tirelessly with other agencies throughout the state to make the network a success.

Consent:

Commissioner Desloge moved, duly seconded by Commissioner Sauls to approve the Consent Agenda with the exception of Items 3, 5, 9, 10, 11, 12, 13, 15, and 22 which were pulled for further discussion. The motion carried 7-0.

1. Approval of Minutes of June 1, 2010 Attorney-Client Meeting and May 11, 2010 Regular Meeting

The Board approved Option 1: Approve the minutes of the June 1, 2010 Attorney-Client Meeting and May 11, 2010 Regular Meeting

2. Approval of Resolutions Certifying the Non-Ad Valorem Special Assessment Rolls to the Leon County Tax Collector

The Board approved Option 1: Approve the Resolutions certifying the non-ad valorem assessment rolls for the Arvah Branch, Beech Ride Trail, Centerville Trace, Cloudland Drive, Crown Ridge, Frontier Estates, Gateshead Circle, Journey's End, Miccosukee Meadows, Oakhill Farms, Pasadena Hills, Pine Lakes, The Glen at Golden Eagle, Winfield Forest, and Yorktown Pond subdivisions to the Leon County Tax Collector.

3. Adoption of Proposed Revised Policy No. 98-6, "Membership on Boards, Committees, Councils, Authorities"

Commissioner Desloge requested that the item be pulled for further discussion.

Commissioner Desloge suggested that the Board review the tenure of membership to certain critical board appointments as he was concerned that on the "more critical boards" or Authorities, i.e., Civic Center, Innovation Board, Educational Facilities Authority more than one year may be needed to become a productive, informed member. He also asked for consideration to make membership to these Boards or Authorities as "full board appointments" as opposed to Chair appointments.

Chairman Rackleff offered that some of the problems have been that membership has been "too long". Commissioner Desloge agreed and suggested that be addressed also.

Commissioner Thaell agreed that this was an issue worthy of review and expressed a concern that the upcoming Community Health Coordinating Committee only has four meetings a year and the citizen appointment is only for one year. He requested that the Board consider lengthening the tenure of the citizen appointment to two years.

Commissioner Desloge moved, duly seconded by Commissioner Thaell, to request staff bring back an agenda item relative to longer tenure on the more critical Boards, such as Civic Center, Innovation Board, Educational Facilities Authority, and to designate appointments to these Boards as "full Board appointments" rather than Chair appointments.

Commissioner Proctor suggested that Commissioner portfolios be considered when appointments to Boards are made and suggested that term limits be included in the review.

Commissioner Desloge commented on the need to have some type of screening or background check conducted for all potential citizen appointments to Authorities.

There was a concern expressed by Commissioner Proctor relative to citizen's willingness to serve on a volunteer Board and being subjected to a background check; however it was noted that given current circumstances, screenings would be prudent.

Commissioner Desloge clarified the motion. Request staff to bring back an agenda item including recommendations on longevity, changing appointments on Authority's to full Board appointments instead of Chair appointments; and background screenings for potential citizen appointments to the Civic Center Authority, Leon County Research and Development Authority and Educational Facilities Authority. In addition, address Commissioner Thaell's comment about the term of citizen appointments to the Community Health Coordinating Committee. The motion carried 7-0.

4. Request to Reschedule the September 7, 2010 Workshop on Solid Waste Issues, Regular Meeting, and Public Hearing for Tuesday, September 14, 2010

The Board approved Option 1: Reschedule the Workshop on Solid Waste Issues, the Regular Meeting, the first public hearing to adopt the County's proposed millage rates and final budget, and other Public Hearings for Tuesday, September 14, 2010.

5. Approval of Consulting Services for Total Compensation (Pay and Benefits) Comparison Study

Commissioners Thaell and Proctor requested that this item be pulled for further discussion.

County Administrator shared that the item was provided at the request of the Board and requests approval for consulting services to compare pay and benefits of County employees to those of the City of Tallahassee and the School Board.

Commissioner Thaell stated that although this was a good idea, he could not support during these difficult financial times the $50,000 expenditure for the study.

Commissioner Thaell moved, duly seconded by Commissioner Sauls, to not approve the Benefits and Actuarial Consulting Services for Total Compensation (Pay and Benefits) Comparative Study in the amount of $50,000.

Commissioner Desloge noted that the County spends approximately $14 million annually in health insurance benefits and opined that the data obtained from the study would be useful as the Board deliberates pay and benefit issues.

Speakers:

- Curtis Baynes, 1323 E. Tennessee St., spoke in opposition to the study and suggested that the Board direct Human Resources staff review exit interviews for reasons employees leave and review employee longevity.
- Michael Rosenthal, 4045 Kilmartin Dr., stated that he was opposed to spending $50,000 for the study and offered recommendations such as a review of turnover rates and the County's ability to attract qualified candidates as this was information readily available and useful when comparison the three entities.

Commissioner Proctor shared that he could not support the study without a commitment to adjust the pay inequities of the lowest paid County workers in similar positions within the City or State governments. He added that the County has a philosophy of hiring the best and most qualified individuals and did not need a study to help it develop a "philosophy of hiring".

The motion to not approve the $50,000 carried 6-1 (Commissioner Desloge in opposition).

6. Approval of Resolution and Budget Amendment Request to Establish a Budget for Renovations for Chaires Volunteer Fire Department

The Board approved Option 1: Approve the Resolution and associated Budget Amendment Request establishing a budget for an addition to City of Tallahassee Fire Station 12 for the Chaires Volunteer Fire Department.

7. Approval to Renew the Agreements Between Leon County and North Florida Community College and Tallahassee Community College Emergency Medical Services Technology Programs

The Board approved Options 1 & 2: 1) Approve the renewal of the Agreement between Leon County and North Florida Community College to provide internships for North Florida Community College Emergency Medical Services program and 2) Approve the renewal of the Agreement between Leon County and Tallahassee Community College to

provide internships for Tallahassee Community College Emergency Medical Services program

8. Approval of the Agreement with Florida Gas Transmission Company to Encroach Upon the 50-foot Natural Gas Line Pipeline Easement Located at the Eastside Branch Library Property

The Board approved Option 1: Approve the proposed draft Agreement with Florida Gas Transmission Company to encroach upon the 50-foot natural gas line pipeline easement located at the Eastside Branch Library property, in a form approved by the County Attorney, and authorize the County Administrator to execute the Agreement.

9. Request to Schedule Two Public Hearings Regarding Proposed Changes to Chapter 10 of the Leon County Code of Laws to Restrict the Development of New Private Subdivisions for Tuesday, October 12 and November 9, 2010 at 6:00 p.m.

Commissioner Proctor requested that the item be pulled for further discussion.

Commissioner Proctor announced that he was troubled by the proposal to restrict or eliminate private subdivisions, as this action would stymie growth on the Southside. He asserted that he would not support a motion to move forward with the public hearing.

Chairman Rackleff pointed out that there is a chronic problem within the community, whereby new subdivisions are developed that are unpaved, inaccessible to adjacent streets resulting in the County installing expensive retrofits or the homeowners end up being "forever disadvantaged".

County Administrator Alam explained that the item would not restrict the development of new subdivisions, but would establish standards by which private subdivisions are built.

Commissioner Proctor responded that oftentimes developers find it difficult to get local government cooperation in the installation of needed infrastructure for new developments and that these items, such as sewer, lights, sidewalks, etc. were put in based on the locale of the new development. He reiterated that potential developments on the southside would be impacted by this action.

Commissioner Proctor moved Option 2: Do not schedule two public hearings regarding proposed changes to Chapter 10 of the Leon County Code of Laws to restrict the development of new private subdivisions. The motion died for lack of a second.

Commissioner Desloge moved, duly seconded by Commissioner Sauls, to approve Option 1: Schedule Two Public Hearings Regarding Proposed Changes to Chapter 10 of the Leon County Code of Laws to Restrict the Development of New Private Subdivisions for Tuesday, October 12 and November 9, 2010 at 6:00 p.m. The motion carried 6-1 (Commissioner Proctor in opposition).

10. Ratification of Donation Conveyance of 132.23 Acres from the Florida Gas Transmission (FGT) Company (formerly Sellars Tract) and Acceptance of Deed

Commissioner Proctor requested that the item be pulled for further discussion.

County Administrator Alam explained that FGT is constructing a gas transmission expansion project in Florida, resulting in 26 miles of new pipeline in Leon County. He noted that FGT was exempt from County regulations; however, they have worked in conjunction with the County to mitigate the environmental impacts of the project and have donated 132 acres of environmentally sensitive property containing Eight Mile Pond.

Commissioner Proctor inquired of the location of the pipeline.

Chairman Rackleff established that the pipeline would have no impact on land use or the area and suggested that the donation was a "great windfall" that would help protect and improve the water quality of Wakulla Springs. He emphasized that the County has no authority over the pipeline.

Commissioner Proctor expressed concerns about the installation of a third pipeline and pointed out that it would be located in the Wakulla Springs Protection Zone. He questioned how the area could receive a high power gas pipeline; however continued to be denied central sewer services.

Commissioner Akinyemi entered into discussion with staff regarding other possible routes or options available as he was concerned that the project had not been thoroughly vetted. John Kraynak, Environmental Services Director, provided that the new pipeline follows existing pipeline and to alter the route would be extremely expensive. Chairman Rackleff injected that the pipeline route was established over 20 years ago by the Federal Energy Regulatory Commission (FERC) and there would be no changes to the route. He reminded Commissioners that the agenda item was presented to accept or reject the conveyance of 132 acres.

Commissioner Akinyemi continued to express concerns about the project and suggested that staff should explore all options.

Commissioner Akinyemi moved, duly seconded by Commissioner Proctor, to continue this item until there was a thorough vetting of the County's options and public hearings were conducted.

Commissioner Thaell remarked that it was clear that the County has no authority over the pipeline route and that public discussions had been held on this issue. He also pointed out that the subject property was 132 acres of beautiful land located on the Southside that could eventually be developed for recreational uses and restoration efforts to mitigate flooding in the Oak Ridge Road area.

Commissioner Thaell offered a substitute motion, duly seconded by Commissioner Desloge, to approve Option 1: Ratify the donation conveyance of 132.23 acres from the Florida Gas Transmission Company as mitigation for its Pipeline Expansion Project and accept the deed.

County Attorney Thiele clarified that based upon the Board's instruction from a previous agenda, this transaction had already taken place and the deed recorded. He stated that real property transactions are always brought before the Board for purposes of acceptance. Mr. Thiele went on record as stating that the FGT Company had been extremely cooperative and although under no legal obligation to do so, had mitigated the property (which was chosen by the County) and paid all permitting fees. He summarized that the deed was already recorded in the County's name and should the

Board not accept the conveyance it would need to be deeded back and the transaction would be lost.

Commissioner Sauls expressed appreciation for the donation as it will help the water quality in Lake Munson and Wakulla Springs. She stated that she would support the substitute motion.

Commissioner Proctor emphasized the need for central sewer in the Southside and continued to voice opposition to the installation of a gas pipeline with no consideration of sewer being installed.

Commissioner Akinyemi asserted that proper citizen input and vetting was needed and stated that he would not support the substitute motion.

The substitute motion carried 5-2 (Commissioners Proctor and Akinyemi in opposition)

11. Ratification of Board Actions Taken at the June 8, 2010 Workshop Regarding the Establishment of a Citizen Group to Focus on Community Health Issues

Commissioner Thaell requested that the item be pulled for further discussion.

Commissioner Thaell remarked that the Community Member At Large should serve for two years.

Commissioner Thaell moved, duly seconded by Commissioner Desloge, to approve Option 1, as amended: Ratify Board actions taken at the June 8, 2010 Workshop Regarding the Establishment of a Citizen Group to Focus on Community Health Issues, and extend the term of the Community Representative at Large to two years.

Commissioner Proctor confirmed with Candice Wilson, Health & Human Services Director, that none of the proposed membership receive direct funding from the County. He stated that he was troubled over the composition of the proposed committee as there were no individuals providing health services to the medically disadvantaged of the community. Commissioner Proctor suggested that the Board look at strengthening the membership with individuals who provide "hands on" healthcare.

Commissioner Akinyemi recalled that he had not been in favor of disbanding the Healthcare Advisory Board (HAB) as the bylaws could have been "tweaked" to accomplish the desires of the Commission. He indicated that he would support the motion, but had concerns that the proposed Committee was being established as a Focus Group with no authority or voting power.

The motion to approve Option 1, as amended carried 6-1 (Commissioner Proctor in opposition).

12. Adoption of an Enabling Resolution Establishing the Community Health Coordinating Committee

Commissioner Thaell requested that the item be pulled for further discussion.

Commissioner Thaell moved, duly seconded by Commissioner Desloge, to approve Option 1, as amended: Ratify Board actions taken at the June 8, 2010 Workshop regarding the establishment of a citizen group to focus on Community Health Issues, and extend the term of the Community Representative at Large to two years. The motion as amended carried 7-0.

13. Approval to Issue a Request for Proposals for Federal Lobbying Services

Commissioner Proctor requested that the item be pulled for further discussion.

Commissioner Proctor moved Option 2: Do not approve the issuance of a Request for Proposals for federal lobbying services. The motion died for lack of a second.

Commissioner Dailey moved, duly seconded by Commissioner Thaell to approve Option 1: Approve the issuance of a Request for Proposals for federal lobbying services. The motion carried 6-1 (Commissioner Proctor in opposition).

14. Approval to Allocate Funds for Fiscal Year 2009/2010 to the Leon County School Board Pursuant to the Leon County Expanded Drivers' Education Program

The Board approved Options 1 & 2: 1) Approve the allocation of the total proceeds of fiscal year 2009/10 Leon County Expanded Driver Education Program funds to the Leon County School Board, and 2) Authorize the County Administrator to draft and execute an Agreement with the Leon County School Board for services pursuant to the Leon County Expanded Drivers' Education Program

15. Approval of a Proposed Memorandum of Understanding for the County's Participation in the U.S. Marshals' Fugitive Safe Surrender Program

Commissioner Akinyemi requested that the item be pulled for further discussion.

Commissioner Akinyemi praised the Fugitive Safe Surrender Program and commented that this program could potentially have prevented the tragic deaths of two Tampa police officers killed during a routine traffic stop on June 29. He requested a moment of silence in memory Officers Jeff Kocab and Dave Curtis.

Commissioner Akinyemi moved, duly seconded by Commissioner Sauls, to approve Option 1: Approve the proposed Memorandum of Understanding for the County's participation in the U.S. Marshals' Fugitive Safe Surrender Program, and authorize the County Administrator to execute.

Commissioner Thaell recognized Deputy U.S. Marshall Marty West who was in Chambers. Mr. West was invited to address the Board and provide additional information on the program.

The motion to approve Option 1 carried 7-0.

16. Adoption of Resolution and Approval of a Lease Agreement with The Friends of the Leon County Public Library, Inc.

The Board approved Options 1 & 2: Adopt the Resolution and authorize the Chairman to execute, and 2) Approve the Lease Agreement with The Friends of the Leon County Public Library, Inc. in the amount of $1.00 per year, and authorize the County Administrator to execute.

17. Approval of Payment of Bills and Voucher Submitted for July 13, 2010, and Pre-Approval of Payment of Bills and Vouchers for the Period of July 14 through August 16, 2010: $10,500,448

The Board approved Option 1: Approve payment of bills and vouchers submitted for July 13, 2010 and pre-approve payment of bills and vouchers for the period of July 14 through August 16, 2010: $10,500,448

18. Acceptance of a Temporary Construction Easement from Jeremy and Charity Williams

The Board approved Option 1: Accept the Temporary Construction Easement from Jeremy and Charity Williams.

19. Request to Schedule a Public Hearing for the Abandonment of a Portion of Williams Street Within the Town of Woodville Plat for Tuesday, August 17, 2010 at 6:00 p.m.

The Board approved Option 1: Schedule a public hearing for the abandonment of a portion of Williams Street within the Town of Woodville Plat for Tuesday, August 17, 2010 at 6:00 p.m.

20. Approval for State Highway Lighting, Maintenance, and Compensation Substitute Agreement Between Leon County and the Florida Department of Transportation

The Board approved Option 1: Approve the State Highway Lighting, Maintenance, and Compensation Agreement with the Florida Department of Transportation and authorize the County Administrator to execute.

21. Ratification of Detailed Work Plan Budget for Florida Department of Agriculture and Consumer Services Arthropod/Mosquito Control State Aid

The Board approved Option 1: Ratify the Detailed Work Plan Budget for Florida Department of Agriculture and Consumer Services Arthropod/Mosquito Control State Aid.

22. Approval of Project List for the U.S. Department of Transportation's National Infrastructure Investments Grant (TIGER II)

Commissioner Desloge requested that the item be pulled for further discussion.

County Administrator Alam explained that the total grant being applied for is $73.4 million, of which the County's maximum total grant award could be $30 million. He shared that a match of up to $6 million would be required.

Commissioner Desloge requested that Bike-Ped sidewalk projects for Live Oak Plantation, Maclay and Timberlane Roads be included on the list of projects for the TIGER II grant application.

Commissioner Desloge moved, duly seconded by Commissioner Dailey, to approve Option 1, as amended: Approve the project list for the Transportation Investment Generating Economic Recovery Grant Program, with the inclusion of the Bike-Ped sidewalk projects for Live Oak Plantation, Maclay and Timberlane Roads.

Commissioner Proctor continued to express disappointment that the project list did not include sidewalks for Palmer Avenue from Martin Luther King to Monroe Street. Upon questioning from Commissioner Proctor, Shington Lamy, Special Projects Coordinator, explained that the NOVA 2010 Plan included sidewalks for Palmer Avenue from Monroe to Gadsden Street. Mr. Lamy offered to relay Commissioner Proctor's concerns to the City.

Commissioner Akinyemi was assured by Mr. Lamy that steps have been taken to make the TIGER II grant application stronger and more competitive, such as requesting an evaluation of the County's TIGER I grant, participation in webinars and obtaining copies of successful awarded grants. Commissioner Dailey pointed out that no Florida community had received TIGER I funding, as the State had received a tremendous amount of money for the rail project.

Commissioner Desloge in response to Commissioner Proctor's statements about Palmer Avenue sidewalks offered that there were acquisition of right of way issues that prevented the City from installing the sidewalks.

Commissioner Proctor requested County Attorney Thiele provide the legal parameters by which he could work to acquire the right of way and organize a group of community leaders and interested citizens to help bring about sidewalks on Palmer Avenue.

The motion to approve Option 1, as amended carried 6-0 (Commissioner Proctor out of Chambers).

23. Acceptance of Status Report for the BP/Deepwater Horizon Oil Spill Planning Exercise

The Board approved Option 1: Accept the Status Report for the BP/Deepwater Horizon Oil Spill Planning Exercise

Citizens to be Heard on Non-Agendaed Items

Chairman Rackleff confirmed that there were no speakers.

General Business

24. Presentation on the New Patient Protection and Affordable Care Act, Commonly Referred to as Health Care Reform, by Julie Freidus, Vice President, Brown and Brown Insurance

County Administrator Alam recommended that due to the length of the presentation and the amount of information to be provided, a workshop be scheduled to provide adequate time to review and discuss this item.

Speaker:

- Julie Freidus, Vice President, Brown and Brown Insurance, provided a brief list of issues that the Board will need to address due to Health Care Reform.

Commissioner Akinyemi moved, duly seconded by Commissioner Thaell, to approve Option 1, as amended: Accept the Presentation on the Patient Protection and Affordable Care Act (PPACA), commonly referred to as Health Care Reform, and to schedule a Workshop on Health Care Reform for August 17, 2010 at 1:30 - 3:00 p.m.

25. Consideration of Memorandum of Understanding with the City of Tallahassee and the Leon County School Board Regarding the Palmer Munroe Teen Center and Restorative Justice Program

County Administrator Alam explained that the Board had authorized the $150,000 funding request at its January 26, 2010 meeting and the funds have been budgeted. He pointed out the Board's support had been contingent upon the elimination of the rental fee; however lease payments in years 2 and 3 in the amounts of $22,900 and $34,380 respectively were included.

There was discussion regarding the City's rental fee charge and the Board affirmed its stance that it was inappropriate for the County to be charged a rental fee by the City. Ken Morris, Legislative Affairs and Economic Development Director confirmed that the City was made aware of the County's position on this issue.

Commissioner Desloge moved Option 1, as amended: Approve the Memorandum of Understanding with the City of Tallahassee and the Leon County School Board regarding the Palmer Munroe Teen Center and Restorative Justice Program, contingent upon the County not paying rent for the three-year term of the MOU.

Commissioner Proctor suggested that the motion include a clause whereby the County's contribution is equal to that of the City's up to $150,000.

Commissioner Desloge accepted the friendly amendment and restated the motion: Approve Option 1, as amended: Approve the Memorandum of Understanding with the City of Tallahassee and the Leon County School Board regarding the Palmer Munroe Teen Center and Restorative Justice Program, contingent upon the County not paying rent for the three year term of the MOU and the County's funding for the Program be equal to the City's, up to $150,000.

Commissioner Akinyemi conveyed that he was supportive of the Program, but asserted that the Board approved the City's funding request contingent upon no rent and opined that the MOU should not have come back with a rental fee included. He stated that he could not support the motion.

Commissioner Akinyemi offered a substitute motion that was duly seconded by Commissioner Sauls, to approve Option 2: Request the City of Tallahassee to reconsider the Board's position against levying a facility lease for the Palmer Munroe Teen Center.

Mr. Alam provided an explanation of the differences in Options 1 and 2; and recommended the adoption of Option 2.

The Board engaged in considerable discussion on its original funding commitment which also included agreement and understanding that the rent issue needed to be resolved prior to year two of the program.

Commissioner Akinyemi called the question.

The motion to approve the substitute motion (Option 2) carried 6-0 (Commissioner Proctor out of Chambers).

26. Consideration of Establishing a Frenchtown/Southside Revitalization Citizen Advisory Committee

Commissioner Thaell shared his vision for the proposed Committee. He explained that it was important for strategies to be developed and focus to be placed on job and business retention and job and business expansion within the targeted area. He noted that through creative financing, stimulus and enterprise funding, and engagement of the economic development resources within the community a synergy could be achieved to help business thrive and grow.

Commissioner Thaell moved, duly seconded by Commissioner Akinyemi, to approve Option 1: Authorize staff to draft an enabling resolution establishing the Frenchtown/Southside Revitalization Committee, as described in this item.

Speakers:

- Rev. Lee Johnson, 2121 Trescott Dr., expressed a concern that members of the CRA who represent the Southside are ex officio members who have no voting rights. He mentioned that input from local business owners was important in creation of ideas and solutions.
- Frank Williams, 1704 Hillgate Court, voiced support for the proposed committee and stated that more incentives were needed to attract businesses to the Southside and Frenchtown areas.
- Ruth Wharton, 1200 Stearn St., member of Frenchtown/Southside CRA Citizen Advisory Committee reported that they had adopted a resolution in support of the Committee.
- Harvey Walden, Jr., 1060 W. Tennessee St., shared that he grew up on the Southside and ran various southside/Frenchtown areas. He stated that efforts need to continue to "clean up" the area which would better attract businesses.
- Curtis Baynes, 1323 E. Tennessee St., suggested that efforts be refocused further south into the unincorporated areas.
- Nick Maddox, 4275 Raleigh Way, expressed support for the establishment of the Committee and asked that the Board give it full support and merit.
- Commissioner Thaell shared that Rev. Stanley Walker had been in attendance to speak in support of the proposed committee, but due to an emergency, had to leave.

Commissioner Akinyemi thanked Commissioner Thaell for championing this effort and offered his support of the motion. He prompted the Committee to be action oriented and to be very focused on mission and vision. He also mentioned the need for goals and objectives to be established along with a timeline for them to be achieved.

Commissioner Proctor requested that the motion be amended to include a youth entrepreneurial mentoring program. He discussed a collaborative effort between the County, School Board and School Superintendent whereby students who live in the targeted areas, possibly grades 9-12, be mentored and developed into viewing themselves as the next generation of business owners and entrepreneurs. He added that he would like to work with the schools and youth to develop the mentoring program. **Commissioner Thaell accepted the friendly amendment.**

Commissioners Dailey and Desloge both stated that they could support the concept, however, were hesitant to establish another Committee when there are entities in place that could be "shored up" to address this need. Concerns were expressed over a number of unanswered questions and a lack of information regarding such issues as use of staff time, whether County would bear costs of ideas brought forward, the relationship of the Committee with the Community Redevelopment Agency (CRA), City, EDC, and Chamber, and generally how the Committee fits into the "big picture". It was also suggested that the current citizen committee created by the Community Redevelopment Agency (CRA) could be expanded to address some of the concerns, specifically in regards to job creation.

Commissioner Sauls echoed the concerns expressed and wondered where funding for ideas brought to the Board would come. She opined that the County would not be in a position to provide the monies and suggested that CRA funds collected through the district would be the most appropriate method. In response Commissioner Thaell offered that there were various resources available such as the CRA and economic development grants that could be pursued to fund projects.

The motion to approve Option 1, as amended carried 7-0.

The Board entered recess at 5:30 p.m. and will reconvene at 6:00 to conduct the Public Hearings (Agenda Items 31-37)

27. Acceptance of Status Report on the County's Regulation of Mobile Food Service Operations

Commissioner Thaell moved, duly seconded by Commissioner Akinyemi, to approve Option 1: Accept the status report regarding the County's Regulation of mobile food service operations.

Commissioner Dailey requested staff address the differences and redundancies between the State and County regulatory language. David McDevitt, Growth & Environmental Management Director, commented that there was no redundancy, as the County does not regulate mobile food service operations and defers to the State's language.

Commissioner Dailey stated that he would support the motion; however, requested that staff review the language in County and State regulations for any possible redundancy.

The motion carried 6-0 (Commissioner Proctor out of Chambers).

28. Final Direction on Preparing the FY 2011 Tentative Budget

County Administrator Alam explained that final property valuations provided by the Property Appraiser on July 1, 2010, increased the ad valorem revenue available for budgeting by $259,988 and Board direction was needed on how to appropriate the additional monies. He noted that possible options were provided for the Board's consideration.

Commissioner Thaell moved Option 4: Restore the employee health care shift back to the 90/10 ratio, provide $100,000 for domestic partner benefits, and restore $100,000 to the Supervisor of Elections budget by appropriating additional fund balance in the amount of $235,512. The motion failed for lack of a second.

Commissioner Sauls moved Options 1 & 3: 1) Restore the employee health care cost shift from the 88.25/11.75 ratio back to the current 90/10 ratio and 3) restore $100,000 to the Supervisor of Elections budget, which would be a net reduction of $250,000 from the requested budget. The motion failed for lack of second.

Commissioner Proctor moved Options 1 & 2: 1) Restore the employee health care cost shift from the 88.25/11.75 ratio back to the current 90/10 ratio and 2) Place $100,000 in the FY 2011 budget to fund domestic partner benefits. The motion was not recognized by Chairman Rackleff.

In response to a previous request by Commissioner Dailey for information relative to the insurance plan designs (offered through Capital Health Plan) currently utilized by the Leon County School Board, a memo was provided by Lillian Bennett, Human Resources Director, explaining how the two insurances compare. *A copy of Ms. Bennett's memorandum is attached. Ms. Bennett in response to questioning by Commissioner Akinyemi indicated that she did not recommend the School Board Capital Selection Health Insurance Plan.

Commissioner Dailey expressed his frustration at the delay in receiving the information from Capital Health Plan. He recalled that this information was requested at the Board's June 22 Budget Workshop and was received just today. He indicated that he was not prepared to make a decision without time to review the materials provided.

Commissioner Proctor echoed Commissioner Dailey's sentiments and confirmed with Mr. Alam that a decision on how to budget the monies was not necessary at this time, as they could be "set aside" and a determination on their use made later.

Commissioner Proctor moved, duly seconded by Commissioner Desloge, to reserve the monies for future allocation.

Speaker:

- Curtis Baynes, 1323 W. Tennessee St., suggested that the Board return the funds to taxpayers in the form of a millage reduction or retain for future use. He submitted that the monies be treated as a "non recurring source of revenue".

Chairman Rackleff advised that he would support the motion. He announced that it was his goal to provide domestic partner benefits and suggested that the set aside monies be utilized for this purpose.

Commissioner Sauls articulated that she would not support the adoption of the School Board's Plan and pointed out that the co-pay and prescription drugs were higher with the School Board Plan. She also suggested that the Board take a look at restoring the Supervisor of Elections budget.

County Administrator Alam recommended that the Board restore the Supervisor of Elections Budget by $100,000 and place the remaining $159,988 in reserves for future allocation.

A substitute motion was made by Commissioner Sauls and duly seconded by Commissioner Dailey to accept the County Administrator's recommendation to 1) restore the Supervisor of Elections budget by $100,000 and 2) place the remaining $159,988 in reserves for future allocation.

Commissioner Akinyemi suggested that the Board reconsider Option 4.

Commissioner Proctor withdrew his motion.

Commissioner Akinyemi offered a substitute motion, which was seconded by Commissioner Thaell to approve Option 4: Restore the employee health care shift back to the 90/10 ratio, provide $100,000 for domestic partner benefits, and restore $100,000 to the Supervisor of Elections budget by appropriating additional fund balance in the amount of $235,512.

Commissioner Sauls withdrew her motion.

County Administrator Alam established that Mr. Sancho (Supervisor of Elections) had requested in writing that the amount proposed to be cut from his budget be reduced from $350,000 to $250,000 and provided, in Mr. Alam's opinion, ample reasoning for the request. Mr. Alam offered to provide a copy of Mr. Sancho's letter to the Board.

Commissioner Dailey stated that he would support the motion as he supported domestic partner benefits and the restoration of $100,000 to the Supervisor's budget; however, was disappointed that the County restored the employee health care cost shift back to the 90/10 ratio. He opined that the County's healthcare costs were too high and indicated that he looked forward to readdressing this issue at some point next year.

The motion to approve Option 4 carried 7-0.

29. Acceptance of a Status Report Regarding the Consolidation of County and City Recreation Programs and Authorization to Host a Summit/Joint Meeting to Discuss Issues Specific to the Availability of Fields for Recreation Activities

County Administrator Alam explained that the status report was presented at the request of Commissioner Proctor. He shared that this was a very involved and detailed issue and suggested that the Board consider the scheduling of a summit to include youth activity providers and sponsors to thoroughly vet this issue.

Commissioner Desloge expressed some concern that the proposed approach was too premature as discussions between the County and City on what would and would not work was needed. He recommended that the County Administrator and City Manager meet to begin the process of consolidation of the two organizations and then consider a meeting to include interested individuals throughout the community.

Commissioner Desloge, duly seconded by Commissioner Thaell, to direct the County Administrator to work with the City Manager or to have the issue brought up at a Mayor/Chair meeting.

Commissioner Thaell conveyed a concern that the consolidation efforts could end up costing the County too much money. He stated that there were a lot of ways to

cooperate and collaborate with the City and recalled that the County currently provides $1 million annually to the City which allows County residents to utilize and participate at City facilities.

Commissioner Sauls commented that she did not favor the consolidation of the programs and mentioned that residents have expressed a desire for the County to continue its own programs. She stated that the County, along with dedicated volunteers, had worked very hard to establish the programs and make them a success.

Commissioner Sauls moved, duly seconded by Commissioner Dailey, to accept the status report regarding the Consolidation of County and City Recreation Programs and take no further action on this issue.

Commissioner Proctor referenced his May 20, 2010 memo to the Board requesting consideration of the "summit" and remarked on the need for the establishment of a clearinghouse of information, i.e., fees, registration schedule, locations, etc. He acknowledged the Board's hesitancy in consolidation efforts, but asked that commissioners review the Alternatives to Consolidation offered by staff in the Agenda item packet.

Speakers:

- Charles McDonald, 4184 Pamela Lane: President of Big Bend Pop Warner, thanked the Board for its support of youth sports. He urged the Board to use caution when considering the consolidation of the programs as the two programs are vastly different. He suggested that residents should be offered a choice in the program they participate in.

  Commissioner Proctor complimented Mr. McDonald on his efforts in building the Pop Warner league and established that there were over 1,200 participants last year. Commissioner Proctor, citing the success of Pop Warner and its start up grant of $60,000, suggested that the County could redirect the $1 million that it currently provides to the City to expand programs into other areas of the County. He stated that he would "love to see soccer offered on the Southside".

- Curtis Baynes, 1323 E. Tennessee St: Stated that there were a number of issues that needed to be clarified prior to any consolidation efforts. He offered that an arrangement with the School Board to share vacant baseball and football fields was an option to help alleviate some of the scheduling and utilization issues.

Commissioner Proctor requested that the motion include a summit to consider coordination of activities and to maximize tax payer dollars and cross-promotion of other agencies. (This suggestion was not acted upon)

The motion carried 6-1 (Commissioner Proctor in opposition).

30. Expirations, Vacancies, and Appointments to the Adjustment and Appeals Board, Big Bend Health Council, Bradfordville Historic Schoolhouse Focus Group, Code Enforcement Board, Educational Facilities Authority, Enterprise Development Zone Agency, Human Services Grant Review Committee, Investment Oversight Committee, Minority/Women Small Business Advisory Committee, Planning Commission, Water Resources Committee and Workforce Plus

Adjustment and Appeals Board (Full Board: one appointment)

- ***Commissioner Dailey moved, duly seconded by Commissioner Thaell to appoint Ryan Wetherell as a full member of the Adjustment Appeals Board. The motion carried 7-0.***

- ***Commissioner Thaell moved, duly seconded by Commissioner Akinyemi, to appoint Brad Trotman as the alternate member to the Adjustment and Appeals Board. The motion carried 7-0.***

Big Bend Health Council (Full Board: four appointments)

- ***Commissioner Thaell moved, duly seconded by Commissioner Proctor, to reappoint Art Cooper, Robert Hester and Nathaniel Wesley. The motion carried 7-0.***

Bradfordville Historic Schoolhouse Focus Group
(Commissioners Dailey, Desloge, Proctor, Rackleff and Sauls)

- Commissioner Desloge recommended that the Committee be dissolved and replaced with annual "town hall" meetings. The dissolution will be brought back to the Board for approval as an agenda item. The recommendation was accepted by the Board.

Code Enforcement Board (Commissioners Proctor and Thaell)

- Commissioner Proctor reappointed Rikkia Rellford.
- Commissioner Thaell reappointed Carmen Green.

Educational Facilities Authority (Commissioners Desloge and Rackleff)

- Commissioner Desloge reappointed Randy Guemple.
- Commissioner Rackleff appointed Joe Weil.

Enterprise Development Zone Agency (Full Board: three appointments)

- ***Commissioner Proctor moved, duly seconded by Commissioner Sauls, to reappoint Regina Davis. The motion carried 7-0.***
- The Board accepted Ms. Coble's recommendation to continue the vacancies resulting from the ineligibility of two members. The Economic Development Council will submit recommendations to fill those positions.

Human Services Grant Review Committee (Commissioners Proctor and Sauls)

- Commissioner Proctor continued his appointment.
- Commissioner Sauls continued her appointment.

Investment Oversight Committee (Full Board: two appointments)

- ***Commissioner Dailey moved, duly seconded by Commissioner Sauls, to reappoint Stan Barnes. The motion carried 7-0.***
- ***Commissioner Desloge moved, duly seconded by Commissioner Sauls, to appoint Michael Kramer. The motion carried 7-0.***

Minority/Women Small Business Advisory Committee
(Commissioners Akinyemi, Proctor and Thaell)

- Commissioner Thaell appointed Larry Simmons.
- Commissioner Akinyemi appointed Alma Gonzalez.
- Commissioner Proctor continued his appointment.

Planning Commission (Full Board: one appointment)

- ***Commissioner Sauls moved, duly seconded by Commissioner Sauls, to appoint Joshua Harden. The motion carried 7-0.***

Commissioner Proctor commented on the lack of applicants for this Committee and Commissioner Sauls suggested that the County's web site be utilized to disseminate information about County Committees and Commissions.

Water Resources Committee (Commissioners Desloge, Proctor and Rackleff)

- Commissioner Desloge reappointed Pamela Hall.
- Commissioner Rackleff reappointed Grayal Earle Farr.
- Commissioner Proctor continued his appointment.

Workforce Plus (Full Board: three appointments)

- ***Commissioner Dailey moved, duly seconded by Commissioner Akinyemi, to reappoint William Colledge, Martin Shipman and Sam Varn. The motion carried 7-0.***

ADD-ON:

38. Approval for Partial Release of a Conservation Easement to River's Edge Subdivision Homeowners Association

Commissioner Dailey thanked the County Attorney's Office for their assistance in this matter.

Commissioner Dailey moved, duly seconded by Commissioner Sauls, to approve Option 1: Approve the partial release of the Conservation Easement to River's Edge Subdivision Homeowners Association.

Commissioner Desloge disclosed that a parcel of property located within the subdivision was owned by a business partner and inquired if there was a need to recuse himself from voting on this issue. County Attorney Thiele advised that there was no conflict and Commissioner Desloge could vote on this item.

The motion carried 7-0.

Citizens to be Heard on Non-Agendaed Items (3-minute limit per speaker; Commissioner may discuss issues that are brought forth by speakers.)

- Chairman Rackleff confirmed that there were no speakers

Chairman Rackleff reconvened the Board at 6:00 p.m. to conduct the Public Hearings.

Scheduled public Hearings, 6:00 p.m.

31. Second and Final Quasi-judicial Public Hearing on a Proposed Ordinance Amending the Official Zoning Map to Change the Zoning Classification from the Mahan Residential Corridor Node (MRCN) to the Mahan Corridor Node (MCN) Zoning District (PRZ #100008)

County Administrator Alam announced the Public Hearing.

Chairman Rackleff confirmed that there were no speakers on this item.

Commissioner Desloge moved, duly seconded by Commissioner Dailey, to approve Option 1: Conduct the Second and Final Quasi-judicial Public Hearing and adopt the proposed Ordinance, amending the Official Zoning Map from the Mahan Residential Corridor Node (MRCN) to the Mahan Corridor Node (MCN) Zoning District, based upon the findings of fact and conclusion of law made by the Planning Commission and included herein, and any evidence submitted at the Hearing hereon. The motion carried 5-0 (Commissioners Akinyemi and Proctor out of Chambers).

32. Second and Final Quasi-Judicial Public Hearing on a Proposed Ordinance Amending the Official Zoning Map to Change the Zoning Classification From the Residential Preservation and Mahan Residential Corridor Node Zoning Districts to the Mahan Corridor Node Zoning District (PRZ #1000009)

County Administrator Alam announced the Public Hearing.

Chairman Rackleff confirmed that there were no speakers on this item.

Commissioner Sauls moved, duly seconded by Commissioner Desloge, to approve Option 1: Conduct the second and final quasi-judicial public hearing and adopt the proposed Ordinance, amending the Official Zoning Map from the Residential Preservation (RP) and Mahan Residential Corridor Node (MRCN) zoning districts to the Mahan Corridor Node (MCN) zoning district, based upon the findings of fact and conclusions of law made by the Planning Commission and included herein, and any evidence submitted at the Hearing hereon. The motion carried 5-0 (Commissioners Akinyemi and Proctor out of Chambers).

33. Public Hearings to Impose Special Improvement Liens and Adopt a Non-Ad Valorem Assessment for Rainbow Acres 2/3 Paving Project

County Administrator Alam announced the public hearing.

County Administrator Alam recommended that the Board continue the item until Tuesday, September 14, 2010, to allow Commissioner Proctor and staff additional time to meet with neighborhood residents in an effort to resolve the concerns of the residents.

Commissioner Thaell moved, duly seconded by Commissioner Sauls, to continue the Public Hearing to Tuesday, September 14, 2010 at 6:00 p.m. The motion carried 5-0 (Commissioners Akinyemi and Proctor out of Chambers).

34. First and Only Public Hearing Regarding a Proposed Ordinance Relating to Disaster-Generated Debris Removal

County Administrator Alam announced the Public Hearing.

Chairman Rackleff confirmed that there were no speakers on this item.

Commissioner Sauls moved, duly seconded by Commissioner Desloge, to approve Option 1: Conduct the first and only Public Hearing and adopt a proposed Ordinance relating to disaster-generated debris for public and private roads. The motion carried 5-0 (Commissioners Proctor and Akinyemi out of Chambers).

35. First and Only Public Hearing for the Type "C" Site and Development Plan Application for the proposed Apostolic Church of Tallahassee

County Administrator Alam announced the Public Hearing.

Chairman Rackleff acknowledged two speakers, Bill Douglas and Scott Matteo, who indicated that they were available to answer any questions relative to this item.

Commissioner Sauls moved, duly seconded by Commissioner Desloge, to approve Option 1: Conduct the first and only Public Hearing on the Type "C" site and development plan application for the Apostolic Church of Tallahassee and approve the application, based on the findings of fact and conclusions of law included herein and those established within the Development Review Committee's record, including the Development Review Committee's recommended conditions of approval, as well as any evidence received at the Public Hearing. The motion carried 5-0 (Commissioners Akinyemi and Proctor out of Chambers).

36. Conduct the First and Only Public Hearing to Adopt the Non-ad Valorem Assessment Roll for Fire Rescue Services Assessment

Chairman Rackleff announced the Public Hearing.

The following individuals appeared and provided comment on this issue:

Speakers:

- Betty Williams, 3984 Louvinia Dr., voiced opposition to the fire services fee and was concerned about the fee being assessed on her property tax bill as her husband is disabled and they live on a fixed income. She shared that she had been unable to get information on the fee and how the increased services would benefit her.

At the request of Chairman Rackleff, Assistant County Administrator Alan Rosenzweig, provided background and an overview on the implementation of the fire services fee. He explained that the Board had approved the fee in 2009 and that the majority of residents had responded to the County's direct quarterly billing or the City's monthly billings; only the remaining 5,400-5,500 homeowners who failed to pay the fee (or chose to have the fee applied through property taxes) would be affected by the property tax billing. He noted that the Board adopted the fee as a result of declining revenues and a uniform method of collection was utilized so that the fee would be levied equally among County and City residents. Chairman Rackleff confirmed that City residents have been paying a fire services fee for a number of years.

Commissioner Thaell engaged Mr. Rosenzweig in a number of questions such as why the fee was needed and the method of collection.

Fire Chief Cindy Dick reported to the Board that the fire services fee was being used in an efficient and effective manner and provided information on the improved and increased level of services to the unincorporated areas, the increased staffing and other fire services-related issues. She emphasized that the fee was not based on jurisdictional lines, but rather on the property's proximity to a fire station, whether a city or county resident. Chief Dick pointed out that her department responds to over 22,000 calls annually, of which approximately 5,000 are in the unincorporated area,

employee 280 staff at 15 stations located throughout the county and has an average response time in the unincorporated area of 7.3 minutes.

Commissioner Thaell asked if homeowners insurance would be affected by the additional staffing. Chief Dick noted that the additional third person, per shift, had a positive effect on the rating issued by the Insurance Service Organization (ISO); which is used by insurance companies to establish rates. Commissioner Thaell made comment on the lack of fire hydrants in the unincorporated areas and encouraged meetings and dialogue with Talquin to identify those areas that are underserved by water lines and hydrants. In response to his questions regarding the use of volunteer fire departments (VFD) in the unincorporated areas, Chief Dick opined that a VFD provided a needed and valued service to the community; however, would be unable to provide the level of response currently provided by the TFD.

Public input on this issue continued.

Speakers:

- Loretta Wesley representing Rita Barkus, 3988 Louvinia Dr. spoke in opposition to the fee and its affect on the elderly who are on fixed income.
- Dorothy Spence, 3982 Chaires Crossroad, requested clarification on the PST charge on her Talquin Electric bill and inquired why the fire services fee was not assessed through property taxes. Mr. Thiele clarified that the PST was a communications service tax and was different from the fire services fee.

Commissioner Dailey asked staff to address why the service was assessed as a fee rather than being placed on ad valorem property taxes. Staff advised that other assessed fees include stormwater and solid waste.

- Ben Turner, 14100 Red Hawk Rd. stated that he was troubled by the way the fee was explained and presented and was unclear whether this was a "fee or a tax". He also opined that there was a large amount of money ($5.9 million) that would be collected that was unaccounted for.
- Howard Flowers, 33321 Garber Dr. President, Meridian Hills Homeowners Association, spoke in opposition to the fee and conveyed that he and his neighbors had made numerous calls to the County in an attempt to get information on this issue. He requested documentation on how the $6.8 million to be collected through the fee would be spent. (Commissioner Thaell requested Mr. Rosenzweig meet and provide the data requested.)
- Wil Martindale, 7768 Bass Ridge Trail, asserted that the County in its notification to residents did not cite findings, reports or comparative studies to justify the need for a higher level of service. He opined that the years of windfall revenues should have been reserved for down turns in revenue. He referenced the $950,000 in salaries for the increased staffing and inquired where the remaining funds would be spent.
- Kevin Patten, 2012 Herb Court, maintained that a fundamental core service of government was to provide first responders and suggested that other county services, such as beautification and park projects should be reconsidered before an additional fee is imposed on citizens.
- Roberta McCann, 3960 Dan Mouse Rd., Miccosukee Land Coop, spoke in opposition to the fee.
- Ervin Walker, 5221 Crump Rd., was concerned that an emergency would not be responded to if the fee was not paid and asked about invoices received by citizens for emergency services.

Chief Dick assured the Board and residents that every call is responded to by first responders and that there was no follow-up invoice from the fire department. She shared that the fee funds fire services annually and noted that there are co-pays assessed for ambulance services.

- Shelby Pautrat, 12321 Dragonfly Court, spoke in opposition to the fee and objected that voters were not allowed to vote on this issue. She asked about exemptions to the fee and remarked that fire services was a core service of government.
- Mike Nissley, 3651 Capital Circle NW, stated that the County does not deserve to collect the tax because there was no communication with the citizens.
- Loretta Wesley, 8269 Sierra Woods Ct., asked if there was an initial letter to residents announcing the fee and expressed concern for the elderly on fixed incomes who are unable to pay the fee.

Mr. Rosenzweig responded that at least four to five pieces of correspondence were sent to county residents (not on city utilities) regarding the fee in addition to the public hearings that were held regarding its adoptions.

- Kevin Johnson, 3364 Whippoorwill Dr., shared that his local fire department responds to calls that are not fire-related. He viewed the manner in which the fee is determined was not fair and was opposed to the County being able to take his house if the fee was not paid.
- Mary Schmidt, 5640 Nature Lane, explained that she was not notified of the fee and expressed disappointment that the Board would impose the tax especially to those on fixed incomes. She shared that four houses in her neighborhood had burned as there was no fire hydrant available and opined that it was not appropriate for them to be assessed the fee.
- Evelyn DeNunzio, 4509 Autumn Woods Way, shared that she lived on a fixed income and was concerned about how she would pay the fees and did not feel it was right for the County to place a lien on her home if she didn't pay.
- Jeannette Johnson, 1317 Westheaven Ct., asked if other options had been looked at prior to imposing the fee and opined that other forms of notification other than the legal section of the newspaper should have been used to alert citizens to the public hearings.
- It is noted that written public comment was received on this issue and will be included as part of the official record.

Chairman Rackleff closed the public input portion of the Public Hearing.

Commissioner Proctor conveyed his concern over hearing citizen comments regarding the impact that the fire services fee would have on those individuals living on limited incomes and the fear that their homes could be taken away. Commissioner Proctor deemed the penalty was too great and went "too far". He suggested that the Board consider a provision to waive the lien for a year and allow time for the Board to re-strategize on this issue.

Commissioner Sauls responded to citizen comments about not being informed of the fee and asked staff what types of outreach was done to inform residents of the upcoming fee. She ascertained that a fairly aggressive public service campaign had been conducted, including commercial announcements, along with public hearings and the quarterly notices. County Administrator Alam affirmed that over 30,000 property owners were affected by the fee and the majority had paid.

Commissioner Thaell addressed citizen concerns about the $6.8 million collected and how it was allocated. He stated that $950,000 was targeted for additional staff; however the remaining would be used to pay the City for providing fire services to the unincorporated area. Mr. Alam further clarified that detailed budgetary information was available in the agenda item (pages 24-26).

Commissioner Thaell shared that he had not supported the quarterly billing method and had advocated for the fee to be an assessment on the property tax bill. He agreed that government should have compassion for its citizens who are suffering and suggested that a process established by which the County and residents can negotiate a payment schedule without fear of penalty.

Commissioner Akinyemi thanked citizens for coming and bring their concerns to the Board. He expressed concern for the hardship the fee would place on some residents but assured citizens that the Board had deliberated the issue and after considerable debate agreed that the fire services fee was necessary. He agreed, however, that a process to assist hardship cases was needed.

Commissioner Akinyemi moved, duly seconded by Commissioner Thaell, to approve Option 1, as amended: Conduct the first and only public hearing and approve the associated Resolution adopting the non-ad valorem assessment roll and certifying same to the Tax Collector, and direct staff to bring back an agenda item on ways to implement a payment process prior to including assessment on property tax bill.

Chairman Rackleff confirmed with County Attorney Thiele that Board action was needed tonight to allow time for the assessment to be included on the TRIM notice.

Count Attorney Thiele advised that the Board could not at this late date attempt to change the special assessment billing methodology to assess the fire services fee. He cautioned the Board to not begin to "pick and choose methodologies" with special assessments as they must be done in a fair and equitable manner to all residents among all zones. Mr. Thiele emphasized that the roll had to be adopted; however, it was possible to look at other billing methodologies for future assessments. He reminded Commissioners that the fire services fee was no different than the storm water or solid waste fee that has been imposed for years.

Commissioner Akinyemi was compelled to continue discussions with Mr. Thiele on alternatives for residents who have not paid the fee, other than a lien. It was concluded that there was no way at this time to alter the billing methodology that had been adopted by the Board.

Commissioner Akinyemi withdrew his motion.

The Board continued discussion on this issue.

Commissioner Desloge moved, duly seconded by Commissioner Dailey to approve Option 1: Conduct the first and only public hearing and approve the associated Resolution adopting the non-ad valorem assessment roll and certifying same to the Tax Collector. The motion carried 4-3 (Commissioners Thaell Akinyemi and Proctor in opposition).

37. Conduct the First and Only Public Hearing Adopting Ordinance amending Chapter 15, Article 1 entitled "Leon County Energy Improvement District"

Chairman Rackleff announced the Public Hearing.

County Attorney Thiele recalled that the Board voted to adopt an ordinance creating the Leon County Energy Improvement District. He advised that the 2010 Legislature had adopted legislation authorizing Energy Improvement Authorities similar to the one adopted by the Board and approval was requested to incorporate some of the legislative modifications in the Bill into the County's ordinance.

Commissioner Dailey moved, duly seconded by Commissioner Desloge to approve Option 1: Conduct first and only public hearing and adopt the Ordinance amending Chapter 15, Article 1, entitled "Leon County Energy Improvement District."

Commissioner Akinyemi dialogued with staff on the method of notification that would be used to make the public aware of the program.

The motion carried 5-0 (Commissioners Proctor and Dailey out of Chambers).

Chairman Rackleff closed the Public Hearings.

ADD ON: (this item was taken up under General Business)

22: Authorization for the County Administrator to Negotiate Modifications to the Terms of County Housing Loans in Relation to Short Sale Mortgages

Commissioner Dailey moved, duly seconded by Commissioner Sauls, to approve Option 1: Authorize the County Administrator to negotiate modifications to the terms of housing loans in relation to short sale mortgages. The motion carried 7-0.

Comments/Discussion Items

County Administrator Alam: none

County Attorney Thiele: none

Commissioner Discussion Items

Commissioner Proctor:

- ***Commissioner Proctor moved, duly seconded by Commissioner Akinyemi, to expend $200 from his Commission account in support of the "Back to School Sleep Over 2010 Boys Nite Out." The motion carried 7-0.***
- Stated that he considered the items to be considered under "Consent" equally as important as those under "General Business".

Commissioner Desloge:

- Wished his daughter Marcella a happy 18th birthday.
- Congratulated County Attorney Thiele on his appointment to the Florida Trends Florida Legal Elite 2010.
- Congratulated Patrick Kinni on the Florida Association of County Attorney's Amicus Brief Award for 2010.

- Congratulated Emergency Medical Services Chief Tom Quillin as recipient of the Marilyn Crook EMS Pioneer Award.
- Requested that the new executive director of the Palmer-Munroe Teen Center be introduced at the next Board meeting.

Commissioner Sauls

- Asked that the family of the 25-year old soldier killed in the line of duty from Fort Braden be remembered in thoughts and prayers.

Commissioner Akinyemi

- Congratulated Commissioner Desloge on his appointment as Second Vice President of the Florida Association of Counties.
- ***Commissioner Akinyemi moved, duly seconded by Commissioner Dailey, to authorize $250 from his Commission account in support of the Tabernacle Community Empowerment Foundation (Tabernacle Missionary Baptist Church) annual fund raising Gala (Bronze Partner) to be held July 17, 2010. The motion carried 7-0.***
- Requested a Resolution for "Poverty Awareness Day" in Leon County to be presented August 21, 2010 at the Countywide Poverty Awareness Rally.
- ***Commissioner Akinyemi moved, duly seconded by Commissioner Sauls, to expend $100 from his Commission account in support of the Tallahassee Merchants 97 Softball Team. The motion carried 7-0.***

Commissioner Thaell

- Offered his congratulations to Commissioner Desloge and County Attorney Thiele on their recent appointments and achievements.
- ***Commissioner Thaell moved, duly seconded by Commissioner Akinyemi, to donate $100 from his Commission account to the Tallahassee NAACP Act Up Program. The motion carried 7-0.***
- ***Commissioner Thaell moved, duly seconded by Commissioner Dailey, to donate $500 from his Commission account to the Lemoyne Art Foundation. The motion carried 7-0.***

Commissioner Dailey

- Wished Chairman Rackleff a happy birthday.
- ***Commissioner Dailey moved, duly seconded by Commissioner Sauls, to expend funds from his Commission account to attend the 2010 Leadership Team Retreat to be held July 16-18, 2010; where he will lobby for Tallahassee to host one of the five statewide Leadership Florida meetings. The motion carried 7-0***

Chairman Rackleff

- Announced that Dr. Ricky Ott, marine toxicologist, will attend a working lunch with all interested commissioners on July 21 at noon to discuss the Gulf Oil Spill. It was confirmed that the meeting would be noticed as more than two commissioners may be in attendance.
- Shared that the FAMU Grape Harvest Festival will be held on August 21, 2010.

Receipt and File:

- Fallschase Community Development District Proposed Annual Budget – Fiscal Year 2011
- Capital Region Community Development District Proposed Budget – Fiscal Year 2011

Adjourn:
There being no further business to come before the Board, the meeting was adjourned at 10:30 p.m.

LEON COUNTY, FLORIDA

ATTEST:

BY: _____
Bob Rackleff, Chairman
Board of County Commissioners

BY: _____
Bob Inzer, Clerk of the Court
Leon County, Florida