

MINUTES OF THE GLADES COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR MEETING ON TUESDAY, SEPTEMBER 11, 2018 AT 9:00 A.M. IN THE
COUNTY COMMISSIONERS MEETING ROOM, GLADES COUNTY COURTHOUSE,
MOORE HAVEN, FLORIDA

The Glades County Board of County Commissioners met on Tuesday, September 11, 2018 at 9:00 a.m. with the following Commissioners present:

John Ahern, Chairman
Tim Stanley, Vice Chairman
Donna Storter Long
Donald Strenth
Weston Pryor

Others present:

Julie Mann Braddock, Administrative Secretary
Sandra H. Brown, Clerk of Court
Richard Pringle, County Attorney
Bob Jones, Deputy County Manager/Public Safety Director
Tiffany Patterson, Finance Director
Susan Whidden, BOCC Administrative Assistant
Gabrielle Ibietatorremendia, Human Resources Director
Archie Branch, Public Works Director
David Hardin, Sheriff
Scott Bass, School Superintendent
Tommy Perry, Johnson-Prewitt and Associates, Inc.
Laura Mathis, Deputy Tax Collector
Cindy Ricker, SHIP Coordinator
Susan BuChans, Community Development Director
11 citizens

CALL TO ORDER

Chairman Ahern called the meeting to order at 9:00 a.m.

PRAYER

A moment of silence was held in remembrance of September 11, 2001.

Commissioner Storter Long gave the invocation.

PLEDGE

Sheriff Hardin led the Pledge of Allegiance.

AGENDA AMENDMENTS

Note: Unanimous Board Action is required to amend agenda for official vote.

Attorney Pringle requested that Item #3 – Case Number COMP 18-03 – Marcia Taylor and Item #4 - Case RZ 18-02 – Marcia Taylor under Public Hearings be withdrawn. He

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stated neither were ready for public hearing. He stated the applicant and Lykes Bros., Inc. had been notified of the withdrawal.

PRESENTATIONS / AWARDS

1. State Teacher of the Year Award

Joy Prescott Teacher of the Year was recognized by the Board.

PUBLIC HEARINGS

2. Case Number COMP 18-02– Long Hammock Groves, Inc.

Susan BuChans, Community Development Director, stated Long Hammock Grove, Inc. was requesting a change to the Future Land Use Map (FLUM) designation of 60.51 acres from Agriculture/Open to Industrial. She stated the subject site bordered Hendry County and was located one mile north of U.S. Highway 27. She stated Staff had received comments back from the Florida Department of Economic Opportunity, the Florida Department of Environmental Protection, the Florida Department of Transportation, and the Florida Fish and Wildlife Conservation Commission. She stated FDOT did not object to the Plan Amendment but did provide technical assistance statements related to transportation planning.

Attorney Pringle reminded the Board that this was a legislative hearing and not a quasi-judicial hearing. He asked that any witnesses step forward to be sworn in.

Tommy Perry, Johnson-Prewitt and Associates, Inc., Susan BuChans, Community Development Director were sworn in.

Attorney Pringle asked that the application, Staff Report, and the decision of the Planning & Zoning Board be made a part of this proceeding.

Mr. Perry stated he had no comments but explained that this parcel of land expanded into Hendry County. He stated Hendry County had already approved the changes.

ON MOTION of Commissioner Pryor seconded by Vice Chairman Stanley the Board approved adoption of Glades County Ordinance No. 2018- 10, an Ordinance of the Glades County Board of County Commissioner amending the Glades County Comprehensive Plan by revising the Future Land Use Map FROM Agriculture/Open to Industrial for 60.51 acres of land located at 6120 West U.S. Hwy 27; Property Owner Long Hammock Groves, Inc.; Case Number COMP 18-02; providing for inclusion of Ordinance and revised Future Land Use Map in the Comprehensive Plan; and providing for an effective date based on the findings and analysis in the Staff Report dated April 26, 2018 and findings presented at the Public Hearing.

Chairman Ahern called for public input. There was none.

Motion carried by 5 – 0 vote.

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Commissioner Storter Long asked if a motion was needed to withdraw the next 2 agenda items.

Attorney Pringle stated a motion was not needed. He stated the withdrawal under agenda amendments was sufficient.

3. Case Number COMP 18-03 – Marcia Taylor

This item was withdrawn.

4. Case Number RZ 18-02 – Marcia Taylor

This item was withdrawn.

CONSENT AGENDA

5. Approved payment of County Warrants (Exhibit A)

General Fund: 83963 – 84051

ACH Payments: 57 – 59

Intergovernmental Radio: 10360 – 10361

SHIP: 1753 - 1755

ON MOTION of Commissioner Storter Long seconded by Commissioner Pryor the Board approved the Consent Agenda items.

Motion carried by 5 – 0 vote.

PUBLIC INPUT ON BUSINESS AGENDA ITEMS

Anyone wishing to provide public comment on an Agenda Item please fill out a comment card on the table at the entrance to the Commission Chambers.

There was none.

BUSINESS AGENDA

6. Resolution 2018-8 Authorizing the EMS County Grant

Bob Jones, Deputy County Manager, stated this was annual grant and requested approval.

Chairman Ahern read the title of the Resolution into the record.

ON MOTION of Vice Chairman Stanley seconded by Commissioner Strenth the Board adopted Glades County Resolution No. 2018-8 authorizing the Emergency Medical Services County Grant in the amount of \$7,564.00.

Motion carried by 5 – 0 vote.

7. Health Department Core Contract for Fiscal Year 2018/2019

Bob Jones, Deputy County Manager, stated this was also an annual grant and requested approval.

ON MOTION of Commissioner Pryor seconded by Commissioner Starter Long the Board approved the Health Department Core Contract for Fiscal Year 2018/2019 and authorized the Chairman to sign on behalf of the Board.

Motion carried by 5 – 0 vote.

8. SHIP and CDBG Satisfactions

Cindy Ricker, SHIP Coordinator, asked that satisfactions be signed for the following program recipients: Mable Teal, Nicholas and Morgan Davidson, Jamisha Williams, Hilda Davila, and Cale R. Drapal. She stated all of the recipients had met all obligations of the SHIP program.

ON MOTION of Commissioner Starter Long seconded by Vice Chairman Stanley the Board approved the following Satisfactions of Mortgages and authorized the Chairman to sign on behalf of the Board:

- Mable Teal: CDBG 273/261 2/15/2008 in the amount of \$7,851.61
- Nicholas and Morgan Davidson: SHIP 278/56 9/3/2008 in the amount of \$30,000.00
- Jamisha Williams: SHIP 308/930 7/23/2013 in the amount of \$1,050.00
- Hilda Davila: SHIP 276/417 7/7/2008 in the amount of \$30,000.00
- Hilda Davila: CDBG 276/420 7/7/2008 in the amount of \$27,500.00
- Hilda Davila: CDBG 276/422 7/7/2008 in the amount of \$27,157.50
- Cale R. Drapal: SHIP 277/568 9/3/2008 in the amount of \$30,000.00

Motion carried by 5 – 0 vote.

9. Approve SHIP Annual Reports

Cindy Ricker, SHIP Coordinator, handed out an email explaining some changes that she needed to make to the reports. She stated some expenses would be moved from the Close Out Reports for 14/15 to the Close Out Report for 15/16. She asked that she be allowed to make these changes and send the reports in since they were due by the 15th and there would not be another meeting in between. She stated she realized that she had over encumbered funds. She stated several projects would be on the next agenda to unencumber funds.

ON MOTION of Commissioner Pryor seconded by Commissioner Starter Long the Board approved the 2014/2015 Close Out Annual Reports; 2015/2016 Close Out Annual Reports; 2016/2017 Interim 1 Annual Report; and the 2017/2018 Interim 2 Annual Report with changes provided and authorized the Chairman to sign on behalf of the Board.

Motion carried by 5 – 0 vote.

10. Convey Lots for Affordable Housing to Charlotte County Habitat for Humanity

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Cindy Ricker, SHIP Coordinator, stated there were 2 lots located on Avenue M in Moore Haven that were really nice lots. She stated they were adjacent to each other and already had sewer connection. She suggested these 2 lots be conveyed to Charlotte County Habitat for Humanity so that affordable homes could be built on them.

Commissioner Storter Long asked how conveyance of these lots to a non-profit organization would affect the tax rolls. She stated the lots would no longer be taxable.

Attorney Pringle stated this was correct.

Commissioner Storter Long what assurances the County would have that homes would be built on the lots.

Attorney Pringle explained that in order for Habitat for Humanity to maintain their non-profit status they had to comply with statute. He stated homes would be built.

Commissioner Storter Long questioned what the time frame would be for construction.

Mike Mansfield, CEO - Charlotte County Habitat for Humanity, stated the agreement with Glades County had been previously approved and the resolution paperwork had been submitted to the State and approved. He stated Wallace International had already come on board to sponsor the construction of the first 2 homes. He stated he already had 20 people apply for the program. He stated the lots were shovel ready and he had been told that he could get permits fairly quickly. He stated he planned to build within a short amount of time.

Chairman Ahern stated he appreciated Mr. Mansfield's efforts.

Mr. Mansfield stated he had received overwhelming support since coming to Glades County and hoped to see a lot more from within the community.

ON MOTION of Commissioner Strenth seconded by Vice Chairman Stanley the Board approved conveying the following County property to Charlotte County Habitat for Humanity for affordable housing:

199 Avenue M – S11-42-32-003-0005-0100 Block 5 Lot 10 Moore Haven PB 3
Page 72 Just Value 2017 - \$5,500.00

184 Avenue M – S11-42-32-003-0005-0110 Block 5 Lot 11 Moore Haven PB 3
Page 72 Just Value 2017 - \$5,500.00

Motion carried by 5 – 0 vote.

11. Change Order Request to Increase Bid Amount to Cover Performance Bonds

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Cindy Ricker, SHIP Coordinator, explained the change order. She stated she was not aware of the requirement for performance bonds on these 2 bids. She stated it had not been addressed in her pre-bid meeting with the contractors. She stated she had revised the forms since and from here forward this would be a part of the bids.

Attorney Pringle stated the law in Florida prohibited contractors and subcontractors from placing liens on publicly owned property. He stated in most instances a performance bond and payment bond were the preferred practice. He stated the bonds were normally included in the initial competitive selection documents. He stated in this instance the cost of bonding was not included. He recommended approving the change order for these 2 demo/rehab projects and revising the forms to include the bonds in the competition selection process from this point forward.

ON MOTION of Commissioner Storter Long seconded by Commissioner Pryor the Board approved change orders to increase bid amounts to cover Performance Bonds on the Mallard and Hoyt Demo/Rehab projects.

Motion carried by 5 – 0 vote.

Vice Chairman Stanley stated he had attended a meeting last Friday for the Unmet Needs Coalition and suggested that Ms. Ricker attend these meetings as well. He stated there were numerous contractors that could be bidding on the SHIP homes.

Ms. Ricker stated she would be glad to attend the meetings.

12. CDBG #18DB-OM-09-32-01-N19 Administration Contract

Bob Jones, Deputy County Manager, stated the grant administration for this grant had been awarded to Fred Fox by the Board at the April 10, 2018 meeting. He asked that the Board approve the contract and authorize the Chairman to sign on behalf of the Board.

ON MOTION of Vice Chairman Stanley seconded by Commissioner Storter Long the Board approved the Administration Contract (CDBG #18DB-OM-09-32-01-N19) between Glades County and Fred Fox Enterprises, Inc. and authorized the Chairman to sign on behalf of the Board.

Motion carried by 5 - 0 vote.

13. PRM Insurance Renewal FY 18/19

Gabrielle Ibietatorremendia, Human Resources Director, handed out a renewal package from World Risk Management (Exhibit B). She referred to page 16 of the package which covered the property and casualty insurances. She stated this proposal reflected an increase due to all of the hurricanes and natural disasters this past year. She stated the County was currently under a 2 year agreement that was signed last year. She stated there was a 3.2% total increase on the liability and workers' compensation premium. She stated this figure would be good for another year.

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Commissioner Pryor clarified that the new rate would be a 4.5% increase from today's rate.

ON MOTION of Vice Chairman Stanley seconded by Commissioner Storter Long the Board approved a 2 year agreement with PRM for the Renewal of Fiscal Year 2018/2019 County Insurance Policies for Property, Liability, and Workers' Compensation and authorized the Chairman to sign on behalf of the Board. (Exhibit C)

Motion carried by 5 – 0 vote.

14. County Manager Update

Attorney Pringle stated an employment agreement had been executed with Martin Murphy for the County Manager's position. He stated Mr. Murphy's first day would be September 17, 2018. He stated the agreement included all changes discussed at the previous Board meeting and the final signed version would be circulated to everyone for their records.

Chairman Ahern stated Mr. Murphy had been able to rent a place in Clewiston.

15. Glades County vs. Yates – Coleman Purchase

Attorney Pringle stated Ms. Ricker had discussed this item with the Board some time ago. He explained that there had been a default by Mr. & Mrs. Yates and a foreclosure had been started. He stated an unanticipated agreement for deed had been discovered as a part of the title search. He stated this agreement for deed was superior to the SHIP mortgage. He stated Mrs. Baker (the owner of the agreement for deed) had foreclosed on Mr. & Mrs. Yates and had also joined Glades County as a defendant. He stated a foreclosure sale was held after Final Judgment and a purchaser had purchased the property at the sale. He stated Mr. & Mrs. Baker had filed for bankruptcy and were protected from monetary damages or claims from Glades County or Jewel Baker. He stated he did not see where the County had a claim against the real estate or Mr. & Mrs. Yates for money damages because of the bankruptcy.

Chairman Ahern stated he felt the Board would be spending more money to collect damages than what it would get back in the end.

Commissioner Storter Long questioned why a title search had not been done in the beginning and why the agreement for deed was not caught earlier.

Attorney Pringle stated there would be better policies and documentation going forward. He stated one would be to ensure a title search was done as a part of the application process.

There was a brief discussion regarding what forms had already been revised and which would be revised in the future.

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Attorney Pringle stated no action was on this item if the Board did not wish to pursue damages.

It was the consensus of the Board not to proceed any further with this item.

CONSTITUTIONAL OFFICERS

Sheriff Hardin thanked the Board for remembering 9/11. He stated there were currently 426 inmates at the ICE facility, 44 County inmates, and 18 US Marshalls.

Archie Branch, Public Works Director, reported that he had purchased another bailer. He stated he had met with some contractors regarding bids for the exterior rest rooms at the Community Centers. He stated he had received one bid to date and expected more to come.

COUNTY ATTORNEY

Attorney Pringle gave an update on the Madrid SHIP matter. He stated he had been told that Madrid was permanently residing in the house and had been since the first of the year. He stated the purpose of the SHIP program was to provide affordable housing opportunities. He stated he believed it would be appropriate to reinstate the mortgage and the note. He gave an update on the Duda/Bronson easement. He stated he had spoken with Tommy Duda several times regarding the matter and hoped to be able to bring something back to the Board at the next night meeting. He commented on the Hotel Site RFP. He stated he and Chairman Ahern had a meeting scheduled today with the responder, Tommy Cortez, to try to put together a written agreement.

Chairman Ahern stated the hotel plans had been displayed at the recent EDC Annual Dinner. He stated the concept was very modern and different from anything else in the area.

COUNTY MANAGER

Bob Jones, Deputy County Manager, stated the County should be receiving FEMA funds pretty soon. He stated he continued to work on some policies with Ms. Ibietatorremendia and her team. He stated daily business was going good and he was glad to see that Mr. Murphy had been hired. He stated he had received an application for the Courthouse Maintenance position and hoped to hire someone soon.

Chairman Ahern stated he appreciated everything Mr. Jones was doing to keep the County running smoothly.

Attorney Pringle reminded the Board that if they wished to pursue an assessment for fire and EMS next year the first step would be to adopt a Resolution, after notice, before December 31st of this year indicating the intent to possibly implement the assessment. He stated the notice would need to be advertised as a public hearing. He stated the Resolution would not obligate the County to implement the assessment but would give them to option to proceed. He suggested this item be placed on the agenda for the October day meeting for consideration.

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Commissioner Storter Long asked if a closing date had been set for the Muse Fire Department bids.

Mr. Jones stated the bids should be on the October day meeting agenda.

PUBLIC INPUT ON NON-AGENDA ITEMS

There was none.

COMMISSIONERS ITEMS AND COMMENTS

Commissioner Storter Long thanked Mr. Jones for keeping the Board informed. She stated she had been contacted by Gail Williams from the American Legion and informed that the Legion would be purchasing and placing wreaths on the Veterans' graves at Christmas time. She stated the Legion was accepting donations for the purchase of the wreaths. She stated each wreath would cost \$15.00. She stated if 2 were purchased at \$15.00 each the company would pay for a third. She stated the Muse Community Association had donated \$300.00 towards the cause. She stated the Ortona Community would also be donating funds. She stated the website for purchases was wreathsacrossamerica.org. She stated there were 340 Veterans' gravesites at the Cemetery making the cost a total of \$3,400.00. She suggested that maybe the individual Commissioners donate or maybe the Board. She reminded everyone that the Annual Glades Salute to Veterans would be held at the Doyle Conner Building on November 9, 2018.

Chairman Ahern asked if the checks should be made payable to the American Legion.

Commissioner Storter Long stated this was correct. She stated the Board could use funds from the Promotions budget to donate if they so choose.

Mrs. Patterson stated she would find out what the balance was in the Promotions fund. She suggested that if the donation was made in November it would need to be added into the new budget.

Commissioner Pryor stated session would start on March 5th of next year. He asked that each Commissioner start to come up with issues and items that they wanted discussed now. He thanked Deputy Houston and Deputy Palma for protecting all of us at each meeting. He requested that another County logo sign be purchased and placed on the lower wall coming into the Board room so that pictures could be taken there.

Commissioner Strenth stated the Lakeport Community Association would be holding their monthly meeting tonight at 6:30 p.m.

Vice Chairman Stanley asked if someone was appointed in each County office that could run the office if something happened to the Constitutional Officer or Department Head. He asked that this information be written down for the record.

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Lorie Ward, Property Appraiser, stated each Constitutional Officer had a Chief Deputy that would cover office duties in the event the Constitutional Officer could not. She stated if necessary the Governor would appoint someone to fill the position.

Vice Chairman Stanley stated he would like to see this information written down in case it was ever needed.

Mr. Jones stated he and Mrs. Whidden were working on an organizational chart that could include this information.

Chairman Ahern stated the EDC Annual Dinner had been very well attended. He stated Ms. Sarlow from Senator Rubio's office continued to work on funding sources for the Moore Haven Canal project. He stated Senator Nelson and Governor Scott were also helping. He commented on the proposed modifications at the Training Center that ITech in Immokalee would be doing. He stated several classrooms would be created and a health lab. He stated a \$5 million grant had been received that would provide for the modifications and sustain the facility for 5 years.

ADJOURN

ON MOTION of Vice Chairman Stanley seconded by Commissioner Strenth the Board adjourned the meeting.

Motion carried by 5 – 0 vote.

There being no further discussion, Chairman Ahern adjourned the meeting at 10:21 a.m.

John Ahern, Chairman

ATTEST:

Sandra H. Brown, Clerk of the Circuit Court

Approved: September 24, 2018

THESE MINUTES ARE NOT A VERBATIM RECORD. TAPES ARE AVAILABLE FOR ANYONE INTERESTED IN LISTENING TO THE ENTIRE MEETING.