



county and other activities that could be centralized. He also indicated concern that the request was to use trust fund money for the purchase of the time and attendance data collection program and suggested that this may not be the best source for funding this item. Commissioner Host advised that it may be necessary to have this discussion with the Constitutional Officers. Commissioner Thael indicated that this may be an issue to be included in charter government. The motion carried unanimously.

3. STATUS REPORT ON OPEN GRADE COLD MIX TEST PROJECTS

This item involves a report to the Board on the status of test projects and seeks Board approval for the future use of Open Grade Cold Mix (OGCM) as a road surface material to improve existing dirt roads where limited right-of-way exists or conventional construction methods are not feasible. The Board approved Option 1: Authorize staff to schedule the candidate projects outlined above and enter into an agreement with Florida Highway Products (FHP) to "piggy-back" on an existing contract FHP has with Orange County for construction of OGCM projects.

4. RAMIFICATION OF ACTIONS TAKEN AT THE MARCH 28, 2000 CRIMINAL JUSTICE INFORMATION MANAGEMENT WORKSHOP

The Board approved Option 1: Ratify Board actions taken at the March 28, 2000 Criminal Justice Information Management Workshop. See attached agenda request:

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**Board of County Commissioners**  
**Agenda Request**

Date of Meeting: April 25, 2000  
Date Submitted: April 20, 2000

To: Honorable Chairman and Members of the Board

From: Parvez Alam, County Administrator PA  
Brenda Trimble, Management Services Director

Subject: Ratification of Actions Taken at the March 28, 2000  
Criminal Justice Information Management Workshop

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**Statement of Issue**

This agenda item seeks approval to ratify actions taken at the Board's March 28, 2000 Criminal Justice Information Management Workshop.

**Background**

MODIS Solutions was hired to develop a high level business assessment of Leon County's criminal justice information management process as the first step in establishing an information management process, in light of the fact that some users plan to migrate from the criminal component of CJIS to the Courtview Criminal module.

The MODIS Solutions team interviewed staff and management from the various organizations in Leon County involved in criminal justice. This work was conducted within three weeks and concluded with a presentation on February 4, 2000 to the Court Systems Policy Committee and to the Board on March 28, 2000. The presentations included their observations and suggestions for next steps in the process.

**Analysis**

The major observation MODIS made is that Leon County's criminal justice information process is involved with many complex relationships, business rules and information flows. Information management can be achieved by stand alone processes that will encourage chaos or can be achieved in an integrated manner that encourages cooperation and efficiency.

MODIS suggested the next steps as:

- 1) Establish a governance body for criminal justice information management
- 2) Develop detailed, documented user requirements
- 3) Conduct gap analysis against solutions
- 4) Develop plan for gap closures

During the workshop, the Board accepted the report as presented and supported staff's recommendation to continue services with MODIS to help develop the user requirements and conduct a gap analysis with an in-house team. That team will be made up of two staff members from the Clerk's Office, a staff member from MIS, and managed by the Applications Coordinator from MIS.

Through this effort:

- 1) A quantitative gauge will be developed to help identify how many user needs are met and where "gaps" (not meeting a need) exist for the criminal justice information management solutions identified thus far (a combination of CJIS and the Courtview Criminal module).
- 2) Determine how users would access information from the Courtview Criminal module that is currently accessed through CJIS.

The assessment would identify the gaps with the combination CJIS and Courtview Criminal module solutions and help staff understand where customization might be necessary and/or business processes changed. The cost of the assessment will be funded with the CJIS Fast Track CIP.

Collectively, the team and MODIS will begin the next phase of the process by April 17, 2000.

**Options**

1. Ratify Board actions taken at the March 28, 2000 Criminal Justice Information Management Workshop.
2. Do not ratify Board action taken at the March 28, 2000 Criminal Justice Information Management Workshop.
3. Provide Board direction to staff.

**Recommendation**

Option #1

PA/BT/PC

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5. **REQUEST TO APPROVE APPLICATION FOR UTILITY PLACEMENT LICENSE FROM THE FLORIDA POWER CORPORATION (FPC)**

Leon County Code of Laws, Chapter 16, Article IV requires utility firms to obtain a license from the County to construct, maintain, repair, operate or remove utilities from County rights-of-way. Staff recommended approval of Option 1: Approve the license application by FPC for Gum Road, Geddie Road and any other County rights-of-way in the future, for a one year term, with an opportunity to renew at one year intervals.

Commissioner Winchester pulled this item to note concern about granting license "carte blanche" for use of any County right-of-way in the future without charging a fee. He noted that this was for fiber optic along the county's right-of-way and there was an IXC communication terminal along Gum Road. Commissioner Winchester asked the County Administrator if there were any issues which the Board should be aware of and asked if the line was supposed to run along Getty Road and serve Talquin Electric substation. He requested fiscal information on the fiber optic issue, future granting of use of County right-of-way, and background information.

Commissioner Rackleff inquired if Florida Power pays a franchise fee. County Attorney Thiele advised that they have just recently used the County's ROW and he would be putting them on notice that they have to pay for use of the County's ROW. Commissioner Rackleff stated that if the Board gives them a license, one of the requirements should be that they pay the County a franchise fee and that it be included in a contract. County Attorney Thiele explained that the County could require them to pay the same franchise fee that is imposed on other utility providers.

Commissioner Winchester moved, duly seconded by Commissioner Rackleff and carried unanimously, to continue this until the May 9<sup>th</sup> meeting, in order for the additional information to be provided (as described above).

6. **REQUEST TO APPROVE SOLE SOURCE CONTRACT TO REBUILD THE COUNTY'S LANDFILL GARBAGE COMPACTOR**

The Solid Waste Division is requesting the Board to authorize the rebuilding of a landfill garbage compactor. The Board approved Option 1: Authorize Ring Power Corporation to rebuild the County's Caterpillar 826G landfill garbage compactor for a cost of \$106,237.70.

7. REQUEST TO APPROVE VOLUNTARY ANNEXATION OF PROPERTY AT MAHAN DRIVE NEAR BUCK LAKE ROAD

This item involves Board review of the voluntary annexation proposal from the City to annex .486 acres on the north side of Mahan Drive (US 90) near Buck Lake Road containing a gasoline station/convenience store. The City Commission will be holding the public hearing on this issue on April 26, 2000. The Board approved Option 1: Do no object to the City annexation of the property.

8. REQUEST TO SCHEDULE WORKSHOP ON CENTRAL CITY STRATEGIC IMPLEMENTATION PLAN

Commissioner Rackleff pulled this item and stated that he was concerned about what has been happening in the central city, the gradual disappearance of residential units and retail space, and suggested that staff collect historical data, a snapshot of 1960's, 1970's and up to 2000, showing what has occurred in the land use patterns. Commissioner Rackleff moved to reschedule the workshop (as recommended by the County Administrator) on the Strategic Implementation Plan for June 27, 2000, 2:30-4:00 p.m. Commissioner Winchester seconded the motion which carried unanimously.

Citizens to Be Heard on Non-agendaed Items (3-minutes limit):

- a. Ms. Rutha Kimble, 8180 Sims Lane, stated that the chemical treatment used on Sunnyhill road has not been very effective but requested that the County use the chemical (open grade cold mix/OGCM) on more than just the half-mile mentioned in Item 3. Commissioner Winchester requested that staff complete the first half-mile and bring back to the Board at a later date on an agenda assessing the feasibility of using OGCM on the rest of the road.
- b. Ms. Addie Hopkins, 4026 McLeod Drive, referred to Item 3, regarding the condition of the Road to the Lake, and expressed that residents would like the road paved. Mr. Mike Willett, Public Works, advised that there is not enough right-of-way to put OGCM on the road. Mr. Jesse Sasser, Public Works, explained that staff plans to use road oil which is similar to road bind, a chemical stabilizer that causes the road material to be cohesive, helping to eliminate dust during dry season and keeps the road firmer on wet days.
- c. Ms. Brandy May, 8803 Road to the Lake, stated that she enjoys living on the dirt road and does not want it to be paved. She explained that some of

the residents, herself included, would not provide right-of-way for paving.

#### GENERAL BUSINESS

9. REQUEST FOR HUMAN SERVICES DISCRETIONARY FUNDING FROM THE TALLAHASSEE MARINE INSTITUTE, INC.

Ms. Phyllis Hampton, 5114 Red Fox run, appeared representing the Tallahassee Marine Institute, Inc., (THMI) and explained that the program is to empower at risk youth through life changing guidance, education and discipline. She requested funding from the Board in the amount of \$18,065. from the FY 1999/2000 Human Services Discretionary fund.

Mr. Wilson Barnes, 2102 Setting Sun Trail, appeared and explained that the reason there are so many incarcerations is due to the lack of intervention programs and urged the Board to support the funding request.

Commissioner Maloy moved and was duly seconded by Commissioner Proctor to approve funding in the amount of \$18,065 from the County Commission's Human Services Fund.

Commissioner Winchester offered a substitute motion to fund the Marine Institute, Inc., in the amount of \$5,000 and request the Marine Institute establish a match partnership with the school board or private computer company to assist with providing computer stations. The substitute motion was declared dead for lack of a second.

Commissioner Thaell moved a substitute motion, seconded by Commissioner Winchester, to provide funding in the amount of \$10,000. The motion carried 5 - 2 (Commissioners Proctor and Host voted in opposition). Commissioner Proctor indicated that he would have preferred that the full request of \$18,065 be granted to the institute.

*The Board then entered public hearings, starting with item #16.*

10. REPORT ON LAKE BRADFORD ROAD RESURFACING PROJECT

It was noted that the residents of neighborhoods in the area of Lake Bradford Road have objected to the County's Lake Bradford Road Resurfacing Project as designed and currently under contract on the belief

that the completed project will result in increased traffic volumes and speeds which would negatively impact the residential quality of the neighborhoods.

Mr. Mike Willett, Public Works Director, gave a brief presentation of the resurfacing project, explaining that the road was deteriorating and it was necessary for safety reasons. Mr. Joe Brown, Chief of Engineering Design, Public Works, advised that the existing 10 foot lanes would be widened to 12 feet and explained the enhanced improvements to address stormwater, using visual aids.

Commissioner Proctor moved to approve Options 1 and 2.

The following citizens appeared:

Gerald J. Losey, 3379 Lakeview Drive, suggested that the speed limit be posted at 30 mph to avoid speeding on the road.

Ms. Ann Heath, 2995 Lake Bradford Road, voiced concern over speeding traffic on the road when it is paved and also expressed opposition to a ditch being placed in front of her house. She requested that the speed limit on the road be lowered and "no passing" signs put up.

Louise S. Clay, 3007 Echo Point Lane, thanked the Board for the temporary halting of the construction. She stated that residents were concerned that they were not included in the planning process, that the speed limit be lowered, and the excessive cost of the project.

Dr. Michael Kasha, 3260 Longleaf Drive, stated that the swales were unnecessary, that the construction could result in the demise of the residential road, and it could result in flooding of Lake Bradford Chain of Lakes.

Ms. Dianna Norwood, 3651 Lakeview Drive, member of Lake Bradford Task Force, stated that the task force recommends that the road be maintained as a residential road. She stated that they do not feel that a four-foot shoulder is a safe bicycle path. The use of a turn-abouts to reduce traffic speed was also discussed.

Mr. Bill Norwood, 3651 Lakeview Drive, entered discussion regarding the water quality in the area and the excessive speed on Lake Bradford and Capital Circle. He also suggested making a four-way stop at Flastacowo Road.



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Mr. Dwight Kingsbury, 1506 Nugent Drive, cyclist, suggested that some type of bike lane be constructed on the road, and urged the Board to not consider the sidewalks as being a bicycle facility.

Mr. Chris Sands, 483 E. Van Buren Street, stated that he is a bicyclist and stated that he was in favor of traffic calming devices and roundabouts. He stated that sidewalks would be a nice addition but should not be considered a bicycle facility.

Mr. Don Carrigan, 3151 Echo Point Lane, stated that Lake Bradford Road was not intended to be the main access to the airport, and requested that the Board insist on better communication and cooperation between the departments so that a road construction project that conflicts with the Comp Plan and transportation plan schedules does not proceed without notice. Secondly, he suggested that there be revision that allows only resurfacing of a road, rather than paved shoulders, sidewalks, and bike paths. He also requested that the Board go on record today, to follow the Comp Plan and transportation plans and find a way to upgrade Springhill Road, and give Lake Bradford Road back to the neighborhood.

Mr. David Moynahan, 2960 Lake Bradford Road, stated that he would like to keep the area residential in nature, and concurred with bike paths for cyclists and pedestrians. He referred to the west ditch, which is full of polluted water.

Commissioner Winchester suggested that the Sheriff monitor the speed limit because drivers are exceeding the speed limit on the road.

County Administrator Alam advised that if the Board wishes to have 30-mph speed limit posted on the road, they could direct staff that this be done and staff will work with the Sheriff Department to ensure enforcement.

Commissioner Rackleff stated that the County has spent \$475,000 on the road and he understands the concern residents have that the road could turn into the gateway to the airport.

Commissioner Host supported the 11-foot lanes and 5-foot bicycle lanes on both sides, and the speed limit for 30 mph, "no passing" stripes; look into constructing roundabouts. Regarding the lack of communication regarding the long-range plans for Springhill Road and Public Works, why did it get the priority over Springhill. Mr. Willett responded that

these are maintenance to P.W. Host suggested that the priority list be coordinated to address the maintenance and the capacity issues. Willett stated that it was P.W. responsibility to advise planning to make sure they are aware of it. Commissioner Host stated that staff be certain that the stormwater issue on the west ditch which is separate from the road project gets looked at. Mr. Willett will do so and will work with the City in an attempt to clean out the ditches.

Commissioner Thaeil moved and was duly seconded by Commissioner Proctor to proceed with the Lake Bradford Road project, to include 11-foot roadway, off pigment 5-foot bike lanes, with "no passing" stripes put on the road, "no passing" signs and 30-35 mph signs posted, and "No Through Trucks" signs posted, and to prioritize Springhill Road as the major gateway to the airport, and bring back to the Board in June, an agenda item with options for traffic calming devices for Lake Bradford Road, such as roundabouts. Commissioner Proctor requested staff to monitor the truck traffic on Springhill Road and determine its possible impact to the pavement in the area of the Lake Munson Restoration Project.

Mr. Alam explained that there was no money in the project to do the round-about, but staff would come back with a budget amendment. Mr. Willett advised that it was staff's recommendation to evaluate and discuss the round-about with the residents and then come back to the Board with a recommendation. He stated that the round-about may be the best thing to do but there are other things that should be looked at and the round-about could be placed there after the project is completed. It was noted that the round-about could be constructed by the current contractor, a different contractor, or constructed in-house. Commissioner Thaeil indicated the importance of sending the message that projects should include community input in the early stages.

The motion carried unanimously.

11. REQUEST FOR RESOLUTION OPPOSING NAVIGABLE LAKES AND RIVERS PROPOSED LEGISLATION

This item requests a Leon County resolution opposing the proposed legislation regarding Navigable Lakes and Rivers. On April 14, 2000, Mr. Pat Rose approached the Board and requested the Board adopt a resolution opposing House Bill 1807 and Senate Bill 1824, which validates the title to previous conveyances of land by the State, which may have

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included sovereignty lands. The bill also clarifies the public use of certain navigable waters.

Mr. Pat Rose, 5171 Widefield Road, appeared and explained that several counties have adopted such a resolution.

Commissioner Host stated that he would not support telling the local delegation what they should do on this matter.

Mr. Jamaine Dickens, Public Information Officer, gave a brief update on the sponsors of the bills.

Commissioner Thael stated that the purpose of these bills is to transfer ownership of parks of public, lakes, and rivers to the adjacent private property owners; it would have the effect of transferring, statewide, up to 100,000 acres of shoreline to private upland owners.

Commissioner Rackleff moved, duly seconded by Commissioner Proctor and carried 6 - 1 (Commissioner Host voted in opposition), to approve Option 3; Adopt the attached resolution R00-10 opposing the proposed legislation:

RESOLUTION NO. R00-10

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA OPPOSING LEGISLATION CONVEYING PRIVATE OWNERSHIP OF STATE SOVEREIGNTY SUBMERGED LANDS; PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Legislature has introduced HB 1807 and SB 1824 which would convey acres of navigable lakes and rivers into the hands of private property owners; and

WHEREAS, these bills are being presented under the guise of "private property rights" and the validation of "swamp deeds" which were granted by the State of Florida many, many years ago; and

WHEREAS, the Florida Supreme Court has consistently ruled since 1908 that such deeds did not convey sovereignty submerged lands; and

WHEREAS, Florida courts have established the boundary between private and public lands as the ordinary or normal reach of water during the high water season and such a definition should continue to be the law in Florida; and

WHEREAS, the proposed legislation would transfer ownership of public lands to private waterfront landowners by moving the boundary between private and public lands toward the water thereby changing Florida from a high water state to a low water state; and

WHEREAS, if public submerged lands are transferred to private ownership, timber companies will be allowed to harvest cypress forests that grow in the shallow areas around Florida's navigable lakes and rivers; and

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**WHEREAS**, ranchers will be allowed to erect fences to keep out the people of the State of Florida who have a "right" to enjoy public lakes, streams and tidelands; and

**WHEREAS**, title opinions and title companies have consistently made it clear to purchasers of land that title insurance did not cover claims over the ownership of beds of navigable waters; and

**WHEREAS**, this proposed legislation is a means to evade over 100 years of Florida Supreme Court Law which has consistently and explicitly ruled that submerged lands are owned by the public and held in trust for the public, and

**WHEREAS**, the legislation would be contrary to the rights of the people of the State of Florida to enjoy property which they have owned since 1845;

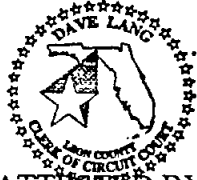
**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, that:**

1. That Leon County urges all legislators who represent the people of The State of Florida to vote against House Bill 1807 and Senate Bill 1824.
2. Should House Bill 1807 and Senate Bill 1824 be passed, Leon County urges Governor Bush to veto such legislation.
3. That Leon County urges the Legislature and Governor Bush to retain Florida's definition of the ordinary high water boundary as described and explained in existing Florida case law.
4. This Resolution shall become effective immediately upon adoption.

DONE, ADOPTED, AND PASSED by the Board of County Commissioners of Leon County, Florida, this 25th day of April, 2000.

LEON COUNTY, FLORIDA

BY: Jane G. Sauls  
JANE G. SAULS, CHAIRMAN  
BOARD OF COUNTY  
COMMISSIONERS



ATTESTED BY:

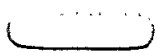
DAVE LANG, CLERK OF THE COURT  
LEON COUNTY, FLORIDA

BY: John Stott  
John Stott, Chief Deputy Clerk

APPROVED AS TO FORM:

COUNTY ATTORNEY'S OFFICE  
LEON COUNTY, FLORIDA

BY: [Signature]



OFF.  
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12. **REQUEST FOR RESOLUTION OF SUPPORT TO DELAY ACTION ON  
INTERNET TAX MORATORIUM**

The National Association of Counties (NACO) has requested counties to adopt a resolution that calls for Congress to delay action on an Internet tax moratorium.

Commissioner Rackleff moved and was duly seconded by Commissioner Maloy to approve Option 1: Support the resolution as presented. Commissioner Host stated that he does not support the motion due to philosophical grounds, that there are representatives who study these issues and are in tune to the broader issue. The motion on the floor carried 5-1 (Commissioner Host voted in opposition and Commissioner Winchester was not present). See attached Leon County Resolution R00-09:

RESOLUTION NO. 100-09

**RESOLUTION DELAYING CONGRESSIONAL ACTION ON INTERNET TAX MORATORIUM**

**WHEREAS** out-of-state remote sellers who conduct sales via the Internet, mail order and phone are not required by law to collect existing sales and use taxes imposed by state and local governments; and

**WHEREAS** the primary barrier to collecting taxes on remote sales is the Supreme Court's ruling in *Quill V. North Dakota* which defers to Congress to authorize states to require remote sellers to collect taxes in a manner that does not unduly burden Interstate commerce; and

**WHEREAS** state and local governments are working together to implement a streamlined sales tax system that would simplify definitions, tax rates and tax bases and use 21st Century technology in the collection process; and

**WHEREAS** current laws create a competitive disadvantage and great inequities between merchants who sell from traditional "bricks and mortar" establishments and those who sell from electronic stores; and

**WHEREAS** increasing sales on the Internet, and the resulting erosion of sales and use tax revenues, will limit the ability of states and governments and school districts to finance essential public services such as police, fire, emergency medical service, education, social services infrastructure development, and health care; and

**WHEREAS** a recent University of Tennessee study estimates that state sales tax revenue loss in 2003 will exceed \$10 billion; and

**WHEREAS** the Advisory Council on Electronic Commerce failed to reach a legally required consensus on fair and equitable treatment of both remote sellers and "Main Street" retailers and also proposed that Congress preempt state and local sovereignty guaranteed by the U.S. Constitution:

**THEREFORE BE IT RESOLVED** that Leon County supports simplification of state and local sales taxes, and urges states to move expeditiously to develop and approve model simplification legislation; and

**BE IT FURTHER RESOLVED** that Congress should not extend or expand the current moratorium until its expiration in October 2001; and

**BE IT FURTHER RESOLVED** that if state and local governments choose to negotiate a brief extension of the existing moratorium as part of a broader bill, such an extension:



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- ▶ Should only be effective for a short period time (no more than two years), and
- ▶ Must be linked to states' successful implementing sales tax simplification, which would trigger Congressional authorization of expanded duty to collect use taxes on remote sales.

**PASSED AND ADOPTED** by the Board of County Commissioners of Leon County, Florida on the 25th day of April 2000.



ATTEST:  
Dave Lang, Clerk of the Court  
Leon County, Florida

BY: John Stott  
John Stott, Chief Deputy Clerk

APPROVED AS TO FORM:  
Leon County Attorney's Office

BY: Herbert W. A. Thiele  
Herbert W. A. Thiele, Esq.

LEON COUNTY, FLORIDA

BY: Jane G. Sauls  
Jane G. Sauls, Chairman  
Board of County Commissioners

13. REQUEST FOR BOARD DIRECTION ON RETAINING A FEDERAL LOBBYING FIRM

This item seeks Board direction on whether to pursue the retention of a federal lobbying firm.

Commissioner Host moved to approve staff's recommendation Option 4: Do nothing at this time. The motion was declared dead for lack of a second.

Commissioner Thaelle advised that he circulated copies of a letter he received from a firm (Katz, Cutter, Egler firm) concerning an article in the newspaper today. Commissioner Thaelle explained that he advised Mr. Katz that there was not enough funds in this year's budget to afford a federal lobbyist and he responded that he would be willing to represent the County at no cost to the County through the budget session in hopes of receiving a contract. Commissioner Host reported that he received a call from attorneys Greenburg and Tralick indicating that they had an interest. Commissioner Maloy advised that he also received information from Greenburg and Tralick.

Mr. Don Lanham, Grants Coordinator, was present and responded to the Board's inquiries.

Following some discussion, Commissioner Proctor moved and was duly seconded by Commissioner Maloy to approve Option 2: Develop an RFP (Request For Proposal) for federal lobbying services for Board approval, to be considered this fiscal year. The motion carried unanimously.

14. REPORT ON FLORIDA INITIATIVES, INC., ON-SITE CHILDCARE FEASIBILITY STUDY

This item involves receipt and review of the on-site child development center feasibility report.

Ms. Joan Nabors, who conducted the study, stated that she was present to respond to inquiries the Board may have on the report that was presented. County Administrator explained that, based on the cost and the space availability, the recommendation is to not establish an on-site child care facility at this time; if the annex building is purchased, then the matter would be reconsidered.

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Commissioner Host moved, duly seconded by Commissioner Proctor and carried unanimously, to approve Option 1: Accept the report, and Option 3: Consider the establishment of an on-site child care center within the Courthouse Annex. Commissioner Thael offered a friendly amendment, as recommended, that staff look into options for private partnerships with off-site childcare facilities and bring back to the Board as a budget discussion for the FY 2000/01 budget. Commissioner Host accepted the friendly amendment to the motion.

Commissioner Winchester asked if there was another alternative to placing a childcare facility in the Courthouse. Ms. Nabors explained that a solution would be to contract with local nearby downtown childcare centers. She stated that her recommendation is to look at phasing in on a slow basis to obtain high quality childcare near the different work areas around town where there is a need, and to determine how the contacts could be worked out. Another recommendation is to look into preparing a grant to the Child Care Partnership Board, which is a state board with matching funds available, dollar for dollar for employer investment.

Ms. Tracy Reid, Department of Human Resources, stated that staff would be investigating the partnerships and contracts as outlined by Ms. Nabors.

The motion carried unanimously.

15. APPOINTMENTS:

- a. Investment Oversight Committee: It was the consensus of the Board to appoint Mr. William W. Montjoy. The Board agreed to consider Mr. Wayne Edwards for future vacancies.
- b. Canopy Roads Citizens Committee: The Board continued this appointment to a later date.
- c. Big Bend Health Council: The Board continued this appointment to a later date.
- d. Fort Braden Community Center Board of Directors: Chairman Sauls reappointed Ms. Garri Lee; Commissioner Winchester reappointed Mr. Roy Grissett; Commissioner Rackleff continued his appointment until May 9, 2000; Commissioner Maloy reappointed Ms. Terrie Mock.

- e. Minority Business Enterprise (MBE) Committee: Commissioner Maloy continued his appointment till May 9, 2000.

Commissioner Proctor requested that staff advise him next week as to whether he has appointments that need to be made.

*The Board then entered discussion under the County Attorney.*

#### PUBLIC HEARINGS

16. PUBLIC HEARING - PRE-APPLICATION FOR AUTHORIZATION OF A SERVICE AREA TO OPERATE A SEWER SYSTEM SERVING CERTAIN PROPERTIES

Pursuant to legal advertisement, a public hearing was conducted. Talquin Electric Cooperative, Inc. has applied to the Board for authorization of a service area to operate a sewer system serving properties fronting along Capital Circle Northwest south of Stoneler Road and for a property fronting on the south side of Stoneler Road between Widgeon Way and Snoopy Lane.

Ms. Mary Thompson, 5539 Mossy Top Way, explained that her and her husband have been working on a project for some time and voiced concern that Talquin may not be permitted to run sewer and water to the site.

Commissioner Host moved and was duly seconded by Commissioner Maloy unanimously, to approve Option 1: Approve the pre-application.

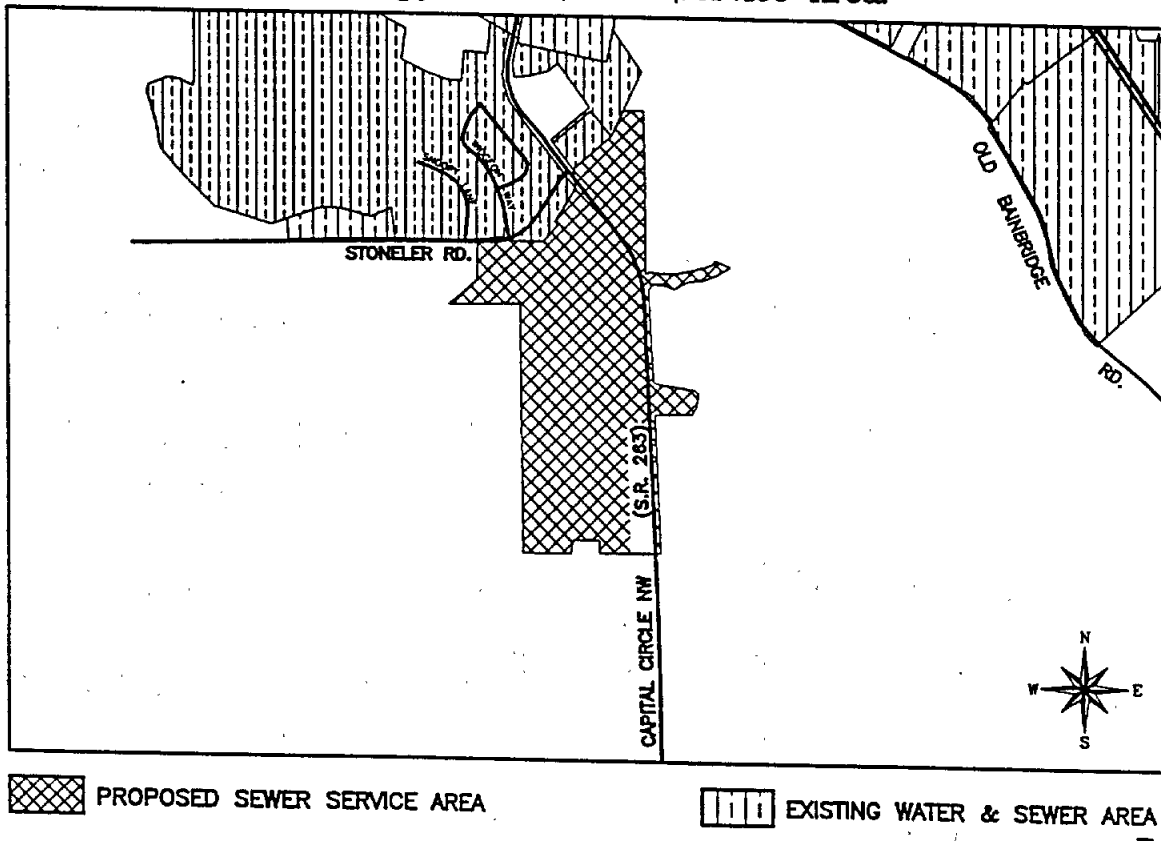
Mr. Mark Stamps, representing Talquin Electric, responded to inquiries of the Board and explained that the service area runs mostly on Capital Circle but it does include some property on the south side of Stoneler Road, and the sewer application includes the Thompson's property.

Commissioner Rackleff advised that he would be supporting the two service applications but that in the future he would not do so, unless the dispute over franchise fees is resolved.

The motion on the floor carried unanimously.

NOTICE IS HEREBY GIVEN THAT Talquin Electric Cooperative, Inc. has applied to the Board of County Commissioners of Leon County, Florida, for authorization to operate a sewer distribution system embracing the following described lands in Leon County, Florida, to wit and as shown in the map below.

The Existing Water and Sewer Service Area Systems and the Proposed "Properties fronting Capital Circle Northwest south of Stoneler Road and for a property fronting on the south side of Stoneler Road between Widgeon Way and Snoopy Lane" Sewer Service Area:



Said Board of County Commissioners will hold a public hearing at 6:00 p.m., on said application in the Leon County Courthouse Commission Chambers on the Fifth Floor of the Leon County Courthouse on the Twenty-fifth day of April, 2000, and all persons affected or interested in such application are invited to be present at said time and place to voice their approval or disapproval of said application.

Dated this Twenty-eighth day of March, 2000.

Jane G. Sauls, Chairman  
Board of County Commissioners  
Leon County, Florida

April 6 & 13 2000  
Ad No. \_\_\_\_\_

17. PRE-APPLICATION FOR AUTHORIZATION OF A SERVICE AREA TO OPERATE A WATER SYSTEM

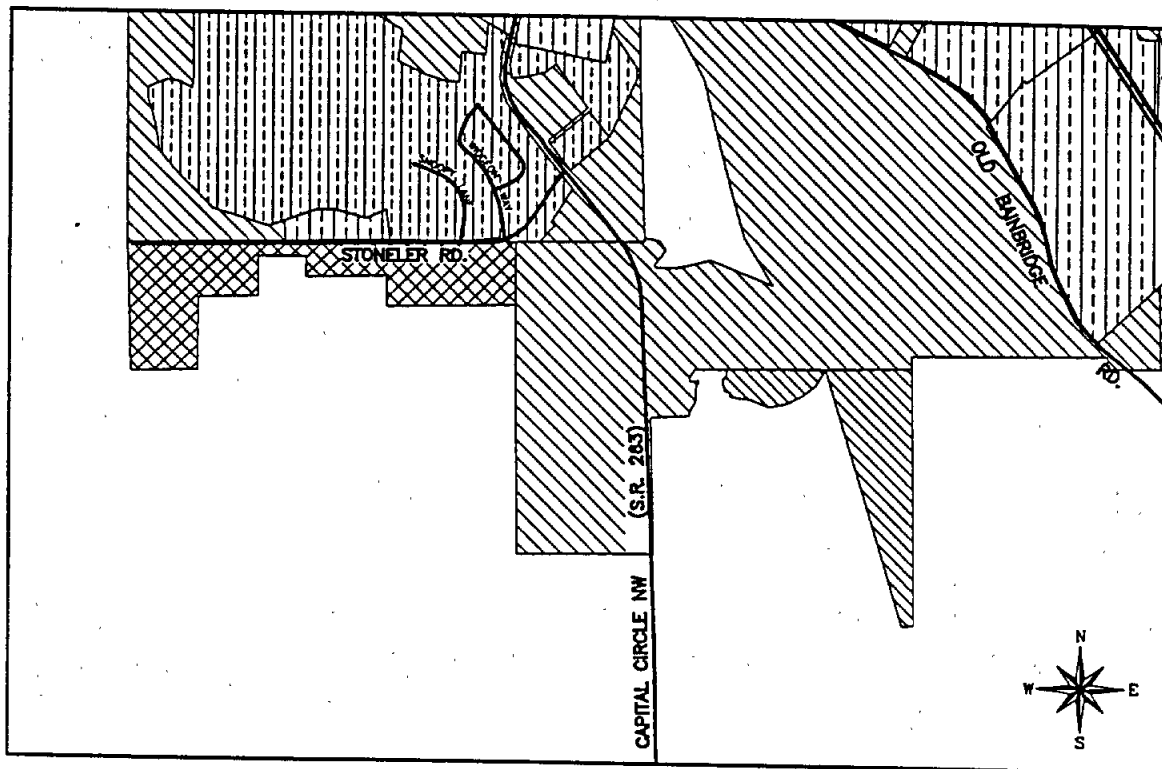
Pursuant to attached legal advertisement, a public hearing was conducted. The Talquin Electric Cooperative, Inc. has applied to the Board for authorization of a service area to operate a water system serving properties fronting along the south and east sides of Stoneler Road.

Commissioner Proctor inquired about the criteria used by Talquin for selecting certain communities to service. Mr. Mark Stamps, Talquin Electric Cooperative, explained that they predominantly look at existing facilities or future plans for expansion. This particular area already has existing water lines adjacent and parallel to every one of these pieces of property.

Commissioner Host moved, duly seconded by Commissioner Maloy and carried unanimously, to approve Option 1: Approve the pre-application.

NOTICE IS HEREBY GIVEN THAT Talquin Electric Cooperative, Inc. has applied to the Board of County Commissioners of Leon County, Florida, for authorization to operate a water system embracing the following described lands in Leon County, Florida, to wit and as shown in the map below.

The Existing Water and Sewer Service Area Systems and the Proposed "Properties fronting along the south and east sides of Stoneler Road" Sewer Service Area:



-  PROPOSED WATER SERVICE AREA
-  EXISTING WATER & SEWER AREA
-  EXISTING WATER SERVICE AREA

Said Board of County Commissioners will hold a public hearing at 6:00 p.m., on said application in the Leon County Courthouse Commission Chambers on the Fifth Floor of the Leon County Courthouse on the Twenty-fifth day of April, 2000, and all persons affected or interested in such application are invited to be present at said time and place to voice their approval or disapproval of said application.

Dated this Twenty-eighth day of March, 2000.

Jane G. Sauls, Chairman  
Board of County Commissioners  
Leon County, Florida

April 6 & 13 2000  
Ad No. \_\_\_\_\_

*The Board resumed General Business, item #10.*

**COUNTY ATTORNEY**

Reported that he received communication from the law firm that had assisted him previously on the wireless communications towers issues. They advised that there is a case pending before the FCC by a number of television stations (in Denver) that are seeking a FCC rule that would allow the FCC to totally preempt the zoning capabilities of local government entities. County Attorney Thiele stated that he would like to participate in that and support NACO and others who are participants. The Board concurred.

Commissioner Winchester advised that there have been calls regarding the number of towers in the Lake Jackson area, along U.S. 27 and I-10.

**COUNTY ADMINISTRATOR**

Add-On Item: Board Workshop Ratification and Scheduling of Sales Tax Extension Meetings: The County Administrator requested ratification of the April 20, 2000 Sales Tax Extension Workshop and scheduling a follow-up workshop on the Sales Tax Extension for Tuesday, May 9 from 2:30 - 4:00 p.m. This would require rescheduling the workshop on Cycle 2000-2 Comprehensive Plan Amendments from Tuesday, May 9, 2000 at 2:00 p.m. to Tuesday, May 9, 2000 from 1:30 - 2:30 p.m., and to schedule a joint City/County workshop for Monday, June 19, 2000 at 1:00 p.m. The Board concurred and also directed staff to work out a joint project, an interlocal agreement, and a public education program prior to the June 19 workshops; and requested that the Chairman discuss these issues at the next Mayor/Chair meeting.

**DISCUSSION ITEMS BY COMMISSIONERS**

**COMMISSIONER THAELL:**

- a. Referred to correspondence and noted his disagreement with staff regarding the interpretation of the LARC home in Stonegate being an assisted living facility instead of a community residential home and directed staff to bring this back to the Board as an agenda item.
- b. Requested that an agenda item on the American Cancer Society, Relay For Life funding be placed on the May 9, 2000 meeting.

**COMMISSIONER WINCHESTER:**



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- a. Advised that Big Brother/Big Sister organization would be bringing forth a funding request at the May 9, 2000 meeting.
  - b. Relayed a request from Reverend Foutz for Public Works to assist him with a one-time cleanup of a private historic cemetery. The Board did not support the request.

**COMMISSIONER PROCTOR:**

- a. Commended the Board for their support of a RFP for a federal lobbyist (Item 13)
- b. Requested an agenda item on a funding request for Tallahassee Urban League be placed on the May 9, 2000 agenda.

COMMISSIONER HOST:

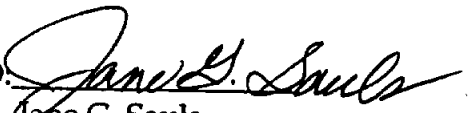
Referred to a memorandum circulated earlier regarding Manny Joanos' resignation as chairman of the Leon County Research and Development Authority, and expressed a desire to be appointed as a citizen member. He also requested that the Chairman appoint another Commissioner to fill his current "Commissioner" position on the Authority. Commissioner Winchester moved, without objection, to appoint Commissioner Host to the Research and Development Authority as a citizen member.

CHAIRMAN SAULS:

- a. Noted that a request from Johnnie Hankerson of Taylor County for a resolution of support for the World War II Memorial. The Board concurred.
- b. In regard to homestead exemption for the elderly, requested that staff check the minutes on previous Board action and verify actions of the legislature this session on the issue, and bring back an agenda item.
- c. Advised that the Women's Club has applied for a historical preservation grant and would like endorsement from the Board. The Board concurred.

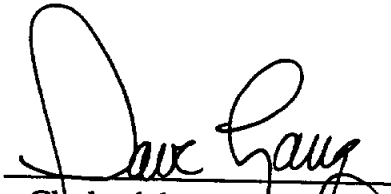
There being no further business to come before the Board, the meeting adjourned at 9:35 p.m.

APPROVED:

  
Jane G. Sauls  
Chairman



ATTEST:

  
Dave Lang  
Clerk of the Circuit Court