

**BOARD OF COUNTY COMMISSIONERS
LEON COUNTY, FLORIDA
REGULAR MEETING
May 11, 2021**

The Board of County Commissioners of Leon County, Florida met in regular session at 3:00 p.m. with Chairman Rick Minor presiding. Present were Vice-Chairman Bill Proctor and Commissioners Nick Maddox, Brian Welch, Kristin Dozier, Carolyn Cummings, and Jimbo Jackson. Also present were County Administrator Vincent Long, County Attorney Chasity O'Steen, and Clerk to the Board Beryl H. Wood.

Chairman Minor called the meeting to order at 3:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

The Invocation was provided by Pastor Benny Bolden, Family Worship and Praise Center. The Pledge of Allegiance was provided by Commissioner Jimbo Jackson.

AWARDS AND PRESENTATIONS

- **Proclamation Recognizing the World Class Schools Best & Brightest Awards**
 - Chairman Minor recognized the high school students who achieved the Best and Brightest Awards.
 - Commissioner Dozier thanked Laura Rogers for her dedication to the Best and Brightest.
- **Presentation on the 2021 Chamber Priorities and the Community Scorecard**
 - Jay Smith, Chairman of the Greater Tallahassee Chamber of Commerce, provided an update on the 2021 Chamber Priorities and the Community Scorecard, including 12 key metrics. Mr. Smith noted that the Chamber updated both its mission and vision. He shared the Chamber has focused on a community scorecard, created with the help of the Office of Economic Vitality.
 - Commissioner Cummings shared that she was impressed with the scorecard. She is concerned with the educational aspects of the community.
 - Commissioner Welch commended the Chamber's work on the scorecard.
 - Commissioner Jackson agreed with the other Commissioners. He commented on the interconnective nature of the metrics. He noted that to better address the poverty rate, they must work on the kindergarten readiness and the 3rd grade reading scores.
 - Commissioner Dozier asked if the presentation could be sent to the Board. She complimented the involvement of all three Chambers of Commerce and the focus on breaking down silos.
 - Vice-Chairman Proctor thanked Mr. Smith for his presentation and noted that many children living in poverty need access to basic business literacy training.
 - Commissioner Maddox thanked the Chamber for its leadership. He reflected that there is a negative stigma surrounding the trades. He asked the Chamber to highlight the importance of the trades and to work with increasing the number of apprenticeship programs.
 - Chairman Minor thanked the Chamber for the Community Scorecard and its community-wide efforts.

- **Overview of the Upcoming 2021 Hurricane Season**

- Kevin Peters, Director of Emergency Management, provided an overview of the 2020 hurricane season and the upcoming 2021 hurricane season, which is anticipated to have above average activity.
- Commissioner Dozier thanked Mr. Peters for his update. She acknowledged that Emergency Services has been working nonstop for 422 days in a row due to the pandemic. She thanked all of the employees. Mr. Peters clarified that they use the 30-year average to gauge the hurricane season.
- Vice-Chairman Proctor reflected on climate change and expressed concern regarding the continued use of mobile homes as an affordable housing option due to the safety issues during these weather events, and the depreciation of mobile home values.
- Chairman Minor thanked Mr. Peters for his update.

CONSENT

Vice-Chairman Proctor moved, seconded by Commissioner Dozier, to pull Item 6. The motion carried 7-0.

Commissioner Dozier moved, seconded by Commissioner Welch, to approve the Consent Agenda. The motion carried 7-0.

1. Minutes: February 16, 2021 Regular Meeting and March 9, 2021 Regular Meeting

The Board approved Option 1: February 16, 2021 Regular Meeting and March 9, 2021 Regular Meeting.

2. Payment of Bills and Vouchers

The Board approved Option #1: Approve the payment of bills and vouchers submitted for May 11, 2021 and preapprove the payment of bills and vouchers for the period of May 12, 2021 through June 7, 2021.

3. Commissioner Appointment to the Contractors Licensing Board

The Board approved Option 1: Ratify Commissioner Welch's appointment of a citizen, James Billingsley, to the Contractors Licensing Board for the remainder of the unexpired term ending March 31, 2023.

4. Proposed Voluntary Annexation of the Oxford Gates Detached Residential Subdivision Located at 5701 Thomasville Road

The Board approved Option 1: Do not object to the proposed voluntary annexation of the Oxford Gates Detached Residential Subdivision located at 5701 Thomasville Road.

5. Big Bend Healthcare Coalition Grant for Emergency Medical Services

The Board approved Option # 1: Accept the grant in an amount not to exceed \$6,150 and approve the Project/Service Agreement with the Big Bend Healthcare Coalition (Attachment #1); and authorize the County Administrator to execute the Agreement. Option #2: Approve the Resolution and associated Budget Amendment Request (Attachment #2).

6. Proposed Resolutions Authorizing Conveyance of County Property to the Florida Department of Transportation for Use in the Woodville Highway Widening Project Between Gaile Avenue and Paul Russell Road - PULLED

7. Proposed Resolutions Authorizing Conveyance of County Property to the Florida Department of Transportation for Use in the Capital Circle Southwest Widening Project Between Crawfordville Highway and Springhill Road

The Board approved: Option #1: Adopt two proposed Resolutions (Attachments #1 and #2) authorizing conveyance to the FDOT of County Property comprising various property interests in the rights of-way of intersecting County roads (Parcels 122 and 700) and authorize the Chairman to execute the associated County Quitclaim Deed and Temporary Construction Easement;

Option #2: Adopt a proposed Resolution (Attachment #3) authorizing conveyance to the FDOT of County Property comprising a drainage easement interest in an adjacent property (Parcel 100) and authorize the Chairman to execute the associated County Quitclaim Deed;

Option #3: Adopt three proposed Resolutions (Attachments #4, #5, and #6) authorizing conveyance to the FDOT of County Property comprising three adjacent residential lots (Parcels 128, 1103, and 141), and authorize the Chairman to execute the associated County Deeds; and

Option #4: Authorize the Chairman and/or County Administrator to execute any associated documents subject to legal review by the County Attorney.

8. Approval of an Interlocal Agreement with the Housing Finance Authority of Leon County and Adoption of a Proposed Superseding Resolution

The Board approved Option #1: Approve the proposed Interlocal Agreement with the Housing Finance Authority of Leon County (Attachment #1) and authorize the County Administrator to execute; and

Option #2: Adopt the proposed Resolution establishing the structure, organization, membership, programs, and activities of the Housing Financing Authority of Leon County including the approval process on bond issuance (Attachment #2) which supersedes Resolution No. 17-02.

9. Allocation of Existing State Housing Initiatives Partnership Funding to Emergency Housing Repair Program

The Board approved Option 1: Authorize the allocation of \$36,092 of State Housing Initiatives Partnership funding the Board accepted on May 12, 2020 to the Emergency Housing Repair program.

10. Request to Schedule a Workshop with the City of Tallahassee and the Big Bend Continuum of Care on Homelessness and to Schedule a Future Joint Workshop on Affordable Housing

The Board approved Option #1: Schedule a workshop with the City of Tallahassee and the Big Bend Continuum of Care on Homelessness for Tuesday, July 13, 2021 from 9:00 a.m. to 11:00 a.m.; and

Option #2: Schedule a workshop for early next calendar year with the City of Tallahassee on Affordable Housing to be included in the Board's 2022 meeting schedule.

11. Second Performance Agreement and Surety Device for Unit I of Chastain Manor Phase II Subdivision

The Board Option #1: Accept the Second Performance Agreement and Surety Device for Unit I of Chastain Manor Phase II Subdivision (Attachment #1).

12. Local Agency Program Agreement with Florida Department of Transportation for the Construction of Safety Improvements on Old Bainbridge Road from I- 10 to Capital Circle NW

The Board approved Option #1: Approve the Local Agency Program Agreement with Florida Department of Transportation for construction and Construction Engineering Inspection of safety improvements on Old Bainbridge Road from I-10 to Capital Circle NW (Attachment #1) and authorize the County Administrator to execute the agreement, subject to legal review by the County Attorney;

Option #2: Adopt the Resolution authorizing the Local Agency Program Agreement for the construction and the Construction Engineering Inspection of safety improvements on Old Bainbridge Road from I-10 to Capital Circle NW (Attachment #2); and

Option #3: Approve the Resolution and associated Budget Amendment Request realizing \$378,700 from the Florida Department of Transportation into the County budget (Attachment #3).

13. Approval of Maintenance Map for the Northeast Lake Munson Septic to Sewer Project

The Board approved Option 1: Approve the Maintenance Map for Isabelle Drive between Dawson Road and Capital Circle SW (Attachment #1).

14. Approval of the Plat for Summerfield Single Family Phase IV Subdivision - PULLED

15. License Agreement with Leon Babe Ruth League for Use of the County's Full-Size Baseball Fields - PULLED

16. Facility Agreement for Tallahassee Memorial HealthCare, Inc. Animal Therapy Program

The Board approved Option 1: Approve the TMH Animal Therapy Program Facility Agreement, with the Tallahassee Memorial HealthCare, Inc. (Attachment #1), and authorize the County Administrator to execute the agreement.

17. Update on Cultural and Historic Tourism

The Board approved Option 1: Accept the Update on Cultural and Historic Tourism.

18. Annual Investment Report for Fiscal Year 2019-2020

The Board approved Option 1: Accept the Annual Investment Report for Fiscal Year 2019-2020 (Attachment # 1).

STATUS REPORTS: (THESE ITEMS ARE INCLUDED UNDER CONSENT).

19. Midyear FY 2021 Commissioner Discussion Items Status Report

The Board approved Option 1: Accept the Midyear FY 2021 Commissioner Discussion Items Status Report (Attachment # 1).

20. Status Report on the Community Redevelopment Agency's FY 2020 Annual Report

The Board approved Option 1: Accept the status report on the Community Redevelopment Agency's FY 2020 Annual Report.

21. Status Update Regarding Curbside Collection Service Provided by Waste Pro, Inc.

The Board approved Option 1: Accept the status update regarding curbside collection service through Waste Pro, Inc.

CONSENT ITEMS PULLED FOR DISCUSSION

Item 6. Proposed Resolutions Authorizing Conveyance of County Property to the Florida Department of Transportation for Use in the Woodville Highway Widening Project Between Gaile Avenue and Paul Russell Road

Vice-Chairman Proctor pulled this item. He expressed concern that the community does not want this modified one-way road project and stated that there is a petition with over 300 signatures. He reflected that the first ask from the community was to widen Woodville Highway and expressed concern that the CRTPA and FDOT had not thoroughly considered this option. Vice-Chairman Proctor made a motion that the Board formally request that FDOT reconsider the widening of Woodville Highway. The motion was not seconded.

Commissioner Dozier reflected on the concerns of the community and the citizens who issued the petition. The work has been funded by the FDOT, and CRPTA has been working on this project for many years to solve traffic issues. She noted that it was not an easy decision to make. Any action to end this project would have needed to be taken earlier in the process. She motioned for staff recommendations.

Commissioner Maddox inquired if the same motion could be made by the same commissioner if the motion already died due to a lack of a second.

- o County Attorney O'Steen stated that the Chair did not state the motion had died due to a lack of a second, therefore they can move forward with the motion.

Vice-Chairman Proctor noted that it is improper to not take into consideration the citizens' concerns regarding their community. He noted that they did their due diligence as citizens to voice their concerns with the project and the County must do theirs to find a solution.

Commissioner Maddox reflected on the FDOT/CRTPA community outreach for the project.

Commissioner Dozier shared that the FDOT looked at the entirety of the project. The CRTPA board was informed that if it did not move forward on the roundabout, it would lose funding to the entire project.

Vice-Chairman Proctor reflected on the two town hall meetings that were held. He moved a substitute motion to decline the FDOT funding for the roundabout. The motion died due to a lack of a second.

Commissioner Cummings raised a point of information. She asked if the widening of the highway had already been adopted. Commissioner Dozier stated that the Director of CRTPA can better answer her questions.

- o Brent Pell, the Director of Public Works, stated that the right-of-way maps have been approved by FDOT.

Vice-Chairman Proctor asked for clarification on the timeline of the project. County Attorney O'Steen stated the Board can decide to grant the right-of-way.

Commissioner Dozier moved, seconded by Chairman Minor, to adopt Option #1: Adopt a proposed Resolution (Attachment #1) authorizing conveyance to the FDOT of County Property comprising a grassed median area within the Woodville Highway right-of-way (Parcel 104) and authorize the Chairman to execute the associated County Deed;

Option #2: Adopt two proposed Resolutions (Attachments #2 and #3) authorizing conveyance to the FDOT of County Property comprising various interests in the adjacent Tram Road right-of-way (Parcels 706 and 902) and authorize the Chairman to execute the associated Temporary Construction Easement and License;

Option #3 Adopt two proposed Resolutions (Attachments #4 and #5) authorizing conveyance to the FDOT of County Property comprising various property interests in portions of the adjacent Fairgrounds property and Tram Road right-of-way (Parcels 800 and 1101) and authorize the Chairman to execute the associated Perpetual Easement and County Deed; and

Option #4 Authorize the Chairman and/or County Administrator to execute any associated documents subject to legal review by the County Attorney.

The motion carried 5-2. (Commissioner Maddox and Vice-Chairman Proctor in opposition.)

Item 14. Approval of the Plat for Summerfield Single Family Phase IV

Chairman Minor noted that his wife is associated with this item and recused himself from the vote due to the appearance of a conflict of interest.

Commissioner Maddox moved, seconded by Commissioner Dozier, to adopt Option 1: Approve the plat for Summerfield Single Family Phase IV Subdivision for recording in the Public Record (Attachment #1), contingent upon staff's final review and approval and authorize the County Administrator to accept the Performance Agreement and Surety Device subject to legal review by the County Attorney (Attachment #2). The motion carried 6-0.(Chairman Minor in abstention.)

Item 15. License Agreement with Leon Babe Ruth League for Use of the County's Full-Size Baseball Fields

- Commissioner Dozier pulled this item from consent. She reflected on the lack of exclusive women/girl's sport offerings at County facilities and asked if staff could explore the issue. She amended the motion.
 - County Administrator Long confirmed that staff would explore options for exclusive women/girl's organized sports. He clarified that the current County sports leagues are open to women/girls.
- Vice-Chairman Proctor reflected on the need for offering girls' sports. He believed that in 2021, more opportunities will be available.
- Commissioner Dozier clarified that the County does not run its own teams, they are contracted out to private entities.
- Commissioner Jackson noted the need for competitive girls' sports. He reflected on the trend of players moving into travel teams.

Commissioner Dozier moved, seconded by Commissioner Welch, to approve Option 1: Authorize the License Agreement with the Tallahassee/Leon Babe Ruth League, Inc. for use of the County's 60/90 baseball fields (Attachment #1) and authorize the County Administrator to execute. The motion carried 7-0.

CITIZENS TO BE HEARD ON NON-AGENDAED ITEMS (3-MINUTE LIMIT PER SPEAKER; THERE WILL NOT BE ANY DISCUSSION BY THE COMMISSION).

Citizens wishing to provide input on any item(s) on the published agenda (or a non-agenda subject) for the upcoming meeting may:

- *Provide in-person comments during the meeting; or*
- *Submit their written comments prior to the meeting using the following link <https://leoncountyfl.gov/PublicComments>; or*
- *Register to provide comments using communications media technology during the meeting through the registration form using the following link <https://www2.leoncountyfl.gov/coadmin/agenda/>*

The following citizen comments were received via online submission:

- Paul Brewer, 4162 Lonnie Gray Road, believes that the citizens who live south of the sewage plant should have the opportunity to have their wells tested for quality.
- Ben Castro, 10454 Rose Road, voiced his displeasure over current property policies in regard to dividing parcels of land.
- Sharla Daire, 2673 Chandalar Lane, shared her concern with stalking and harassment in Leon County.

The following citizens provided in-person comments:

- Ben Castro, 10454 Rose Road, shared his issues with the current policies in place in regard to land division.
 - *Commissioner Cummings moved, seconded by Commissioner Dozier, to have a status update from staff on working with Mr. Castro. The motion carried 7-0.*
- Stanley Sims, 1320 Avondale Way, spoke about his frustration with disparities in communities of color, specifically the Frenchtown area.
- Whitfield Leland III, PO Box 5833, was recognized, however he departed prior to speaking before the Board. His comments were noted there have been many projects that need attention in the Frenchtown area.

GENERAL BUSINESS

ADD-ON

28. Phase 3 of Leon County's COVID-19 Response and Re-opening Plan, and Consideration of Public Hearing to Repeal Amended Emergency Ordinance No. 20-15

County Administrator Long introduced this item. He stated it sought Board consideration to implement Phase 3 of the Leon County COVID-19 Response and Re-opening Plan, consistent with Executive Orders issued by the Governor on May 3, 2021 and seeks any additional policy direction the Board may wish to provide with respect to Leon County's re-opening of programs and services. Also, because the Governor's Executive Order 21-102 invalidated Leon County Amended Emergency Ordinance No. 20-15, which required individuals to wear a face covering when inside a business establishment unless an exception applied, this item also seeks Board consideration to schedule a Public Hearing to consider the repeal of Amended Emergency Ordinance No. 20-15.

Comments Submitted Online:

- Lisa Wixted, 6471 Justin Grant Trail, is in support of Leon County preserving efforts to encourage schools and businesses to continue wearing masks in indoor public spaces and following CDC guidelines to protect the wellbeing of all.

Commissioner Welch thanked the County Attorney for keeping the Commissioners up to date, along with the staff.

Commissioner Dozier recalled the positivity rate being over 5%. She reflected on the need to continue to recommend the wearing of masks.

Commissioner Jackson reflected on the vaccination rates in Leon County.

Commissioner Maddox shared the need for the community to continue to push up the community vaccination rate from the current 30 percent.

Commissioner Cummings thanked the County Administrator and Claudia Blackburn, Health Officer for the Florida Department of Health in Leon County, for their efforts. She reflected on the need for County digital proof of vaccination from the DOH.

Commissioner Dozier discussed the need and importance for a Coronavirus update from Claudia Blackburn in June.

Commissioner Welch moved, seconded by Commissioner Cummings, to approve Option #1: Direct the County Administrator to implement Phase 3 of the Leon County COVID-19 Response and Re-opening Plan; and

Option #2: Schedule the first and only Public Hearing to consider repealing Leon County Amended Emergency Ordinance No. 20-15 for June 8, 2021.

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

22. Process for the Siting of Homeless Shelters

County Administrator Long introduced this item. He stated it is to implement the Strategic Initiative to develop a public engagement coordination and planning process with the Big Bend Continuum of Care for the siting of future homeless shelters in Leon County. The item provides an overview of the current public engagement and approval process to site homeless shelters and includes recommendations to the process for Board consideration.

Commissioner Dozier stated that this is the work that they wanted to tackle when they met at the Board retreat in January.

Commissioner Maddox moved, duly seconded by Commissioner Dozier, for approval of Option #1: Accept the status report on the siting on homeless shelters; and

Option #2: Authorize staff to proceed with the development of an Ordinance to amend the Leon County Land Development Code to include coordination of the establishment of a transitional residential facility with the Big Bend Continuum of Care, and to exempt temporary cold night shelters from the Land Development Code.

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

23. Proposed Revisions to Policies Regarding the Consent Agenda

County Administrator Long introduced this item. He stated to further promote transparency and increase efficiency, this item proposes revisions to Policy No. 01-05, “Rules of Procedure for Meetings of the Leon County Board of County Commissioners” to include the creation of a new subsection on Board meeting agendas entitled “Procurements.” This item also recommends the repeal of Policy No. 79-11, “Consent Agenda.”

Commissioner Maddox moved, duly seconded by Commissioner Jackson, for approval of Option 1: Adopt the proposed revisions to Policy No. 01-05, “Rules of Procedure for Meetings of the Leon County Board of County Commissioners” (Attachment #1) and repeal Policy No. 79-11, “Consent Agenda” (Attachment #2). The motion carried 6-0. (Vice-Chairman Proctor out of Chambers.)

24. Proposed Revisions to Policy No. 03-16, “Holidays” to Include Election Day as a Paid Holiday for Leon County Government Employees

County Administrator Long introduced this item. He stated as requested at the April 13, 2021, meeting, this item seeks Board consideration to establish Election Day as a paid holiday for Leon County Government employees. Election Day is observed on the first Tuesday after the first Monday in November in even-numbered years.

Comments Submitted Online

- Darwin Gamble, 1248 Halifax Court, is in support of this Agenda Item as it will make it easier for Leon County employees to vote.
- Robert Scanlon, 3989 Sun Hawk Boulevard, voiced his support for the agenda item.

Commission Cummings motioned for Option #1; it was seconded by Commissioner Maddox.

Commissioner Welch expressed concern on the fiscal impact and offered a friendly amendment to reduce the number of flex days from three to two for County employees in election years. Commissioner Cummings did not accept the friendly amendment. He made a substitute motion for the same. The substitute motion died due to lack of a second.

Commissioner Dozier reflected on the number of states and local governments that provide paid holidays and stated her support of the motion.

Commissioner Cummings moved, seconded by Commissioner Maddox, for approval of Option #1: Adopt the proposed revisions to Leon County Policy No. 03-16, "Holidays" to establish Election Day as a paid holiday for Leon County Government employees. The motion carried 7-0.

SCHEDULED PUBLIC HEARINGS, 6:00 P.M.

25. First and Only Public Hearing to Consider Adopting an Ordinance Repealing and Replacing Article XI of the Leon County Land Development Code, Uniform Street Naming and Property Numbering System, Amending Section 10-7.502, General Layout Design Standards, and the Implementing Addressing Policies and Procedures Operating Guidelines

County Administrator Long introduced this item. He requested the Board conduct the first and only required Public Hearing to consider adopting an Ordinance repealing and replacing the Uniform Street Naming and Property Numbering System Ordinance of the Land Development Code and amending Section 10-7.502, General Layout and Design Standards (Ordinance), as well as the implementing Addressing Policies and Procedures Operating Guidelines (Policy Manual). The proposed Ordinance seeks to resolve uniformity issues and interpretations related to the requirements and procedures for street renaming, provide a process for appeals, and provide for the updating of the Policy Manual.

Commissioner Dozier thanked staff for its efforts to update the ordinance and policy.

Vice-Chairman Proctor inquired about the Board's request to rename a street after President Obama.

- o County Administrator Long stated that the County did request that the City consider it, but the County has not heard back from the City on the previous request. However, an agenda item could be brought back exploring the issue given the update of the Ordinance and policy.

Commissioner Maddox moved, duly seconded by Commissioner Dozier, for approval of Option 1: Conduct the first and only required Public Hearing and adopt the proposed Ordinance repealing and replacing Article XI of the Leon County Land Development Code, Uniform Street Naming and Property Numbering System, amending Section 10-7.502, General Layout and Design Standards (Attachment #1), and approve the Implementing Addressing Policies and Procedures Operating Guidelines (Attachment #2). The motion carried 7-0.

26. First and Only Public Hearing to Consider Adopting an Ordinance Amending Article XIV of Chapter 10 of the Leon County Code of Law, Entitled "Fertilizer Use"

County Administrator Long introduced this item. He requested the Board conduct the first and only required public hearing to consider adopting an Ordinance amending the County's Fertilizer Ordinance to incorporate the current State Model and Florida Administrative Code requirements.

The following citizen comments were received via online submission:

- Denise Howard, 3790 Piney Grove Drive, submitted an online comment in support of the Wakulla Springs advocacy groups and in opposition of easing fertilizer restrictions in Leon County.
- Peter Kleinhenz, 1709 Verina Court, Conservation Committee of the Apalachee Audubon Society, submitted an online comment in support of a fertilizer ban in the rainy season (May – September).
- John Outland, 1562 Tung Hill Drive, submitted an online comment in support of the Wakulla Basin Advisory Group recommendations.

The following citizens provided virtual comments:

- Robert Deyle, 2409 Oakdale Street, Professor, FSU Dept. of Urban & Regional Planning, and Chair of Wakulla Alliance, spoke in support of a three month ban on nitrogen fertilizer in the summer months (June-August), with a provision to permit the application of iron or manganese in those months to “green up” lawns if needed.
- Max Epstein, 1001 San Luis Road, spoke in support of tabling the agenda item and forwarding the ordinance to the Sierra Club.

Commissioner Dozier expressed concern that the County fertilizer ordinance had not been updated since 2009. She appreciated the updates to the ordinance made since February. She did not believe the Board should wait any longer to adopt the staff recommendation. Regarding the moratorium, Leon County differs from other counties who have longer moratoria that may change the length of a ban during the rainy season. She opined that she would like to see how Leon compares to the other counties in different parts of the state.

County Administrator Long stated that staff was on hand to answer questions.

- Nawfal Ezzagghi, Director, Environmental Services, provided an overview of staff research and how it came to the recommendation of restricting the application of fertilizer if 1” of rain when a 24-hour period is forecast. He stated that the purpose of the ban corresponds with rainfall data in Tallahassee. There are not many intense storms in Leon County that would result in runoff that occurs in different parts of the state. The ban proposed in the ordinance corresponds with the data. There have been several instances of public outreach that took place to craft this moratorium.

Commissioner Dozier would like an update on the training for the fertilizer use in the County regarding the ban. She amended her motion with the approval of Commissioner Maddox.

Barry Wilcox, Director, Development Support & Environmental Management, stated that DSEM had addressed 11 of the 12 Sierra Club recommendations, and that the staff recommendation has the support of the Science Advisory Committee, Water Resource Committee, and the commercial applicators.

County Administrator Long confirmed that additional information will be brought back on the training programs.

Vice-Chairman Proctor reflected on the importance of protecting the quality of the County's drinking water. He questioned if the dominate run-off from roadways was measured. He inquired who was required to participate in the training and certification programs.

- Mr. Wilcox responded that runoff from the roadway is going into a stormwater facility for treatment. He clarified that the IFIS report was only looking at lawn fertilizer and not run-off from impervious surfaces.
- Mr. Ezzagaghi noted that the County has very progressive stormwater run-off rules and stormwater management and treatment.
- Mr. Ezzagaghi clarified that the training programs will be provided for commercial applicators and the ordinance provides an exemption for homeowners.
- Mr. Wilcox explained that the training programs are only for commercial applicators. Safeguards for the homeowners will include guidelines through public outreach, content of the fertilizer, and application instructions on the fertilizer.

Commissioner Dozier moved, duly seconded by Commissioner Maddox, for approval of Option 1: Conduct the first and only Public Hearing and adopt the proposed Ordinance amending Article XIV of Chapter 10 of the Leon County Code of Law, entitled "Fertilizer Use" (Attachment #1) as amended to direct staff provide an agenda item with details on the applicator training and public education initiative, and evaluate additional information on a summer time moratorium of fertilizer application. The motion carried 6-1. (Vice-Chairman Proctor in Opposition.)

27. First and Only Public Hearing to Consider Recommendation of Special Magistrate Concerning Sixth Amendment to the Southwood Development of Regional Impact Integrated Development Order

County Administrator Long introduced this item. He stated that it requested the Board conduct the first and only public hearing to consider the recommendation of the Special Magistrate, which recommends that the Board's denial of the proposed sixth amendment to the Southwood Development of Regional Impact Integrated Development Order be sustained.

Commissioner Dozier explained that this was a complicated issue, and they had a lot of input from the neighbors and the applicant. She asked what the next steps are after they approve the decision.

- County Attorney O'Steen responded that if the Board does approve the recommendation then the applicant can appeal the denial to the Circuit Court in a 21-day time frame. If the Circuit Court disagrees with the Board, it would return to the Board.

Vice-Chairman Proctor shared he was satisfied with the work of the County Attorney.

Commissioner Maddox moved, duly seconded by Commissioner Dozier, for approval of Option 1: Conduct the first and only public hearing and accept the Recommendation of the Special Magistrate concerning the proposed sixth amendment to the Southwood Development of Regional Impact Integrated Development Order (Attachment #1). The motion carried 7-0.

CITIZENS TO BE HEARD ON NON-AGENDAED ITEMS (3-MINUTE LIMIT PER SPEAKER; COMMISSION MAY DISCUSS ISSUES THAT ARE BROUGHT FORTH BY SPEAKERS.)

- Chairman Minor confirmed that there were no speakers on Non-Agendaed Items.

COMMENTS/DISCUSSION ITEMS

County Attorney O’Steen:

- Recommended the approval of the settlement agreement in the case of Leon County v. Williams, Williams, and Pearl in the Wild, LLC. The property owners have agreed, absent a court order or the approval of the County, not to hold events at the property of the nature that were being held before.
 - *Commissioner Dozier moved, seconded by Commissioner Welch, to approve the settlement agreement with Williams, Williams, and Pearl in the Wild, LLC. The motion carried 7-0.*
- She wished everyone a happy belated Mother’s Day and gave a shout-out to her staff.

County Administrator Long:

- Reflected on the Colonial pipeline shutdown and stated that the County does not foresee any operational issues. There may be possible minimal issues with some yard and bulky waste pick-up, but it is anticipated that the situation should resolve itself.

COMMISSIONER DISCUSSION ITEMS

Commissioner Dozier:

- Thanked staff for the additional data in the Waste Pro agenda item and complimented the County’s community-wide sustainable business recognition program SustainaBiz.
- Commented on the upcoming Village Square Created Equal: Stretching Towards Freedom event to be held on Emancipation Day on May 20th. She stated that WFSU will host a panel discussion via Zoom on May 13th to discuss the Florida State University College of Motion Picture Arts filmmaker in residence Valerie Scoon’s documentary film “Invisible History: Middle Florida’s Hidden Roots.” The movie will premiere on WFSU at 9 pm on May 20th.
- Reflected on the need for a discussion at the Budget Workshop on May 25th regarding the prioritization of applicants for the next round of the rental assistance program.

Commissioner Maddox:

- No Comments

Commissioner Welch:

- Acknowledged the Department of Health for distributing the vaccinations at the local high schools.
- Congratulated the new class of Leadership Tallahassee. He also congratulated Kyle Frost for being selected.

Commissioner Cummings:

- Shared that the Children’s Services Council Board had its inaugural meeting last week. She reported, as the County CSC representative, that the Children’s Services Council held its first meeting on May 6th and elected Judge Sjostrom as Chair and Carmen Conner as Vice Chair.

Commissioner Jackson:

- Reflected on the public safety concern regarding the homeless encampments in the City limits at 2230 West Pensacola Street, and open camping in the state right-of-way on US 90 at the Walmart and Capital Circle intersection. He stated that Capital West Shopping Center customers are complaining that they are being harassed and followed to their vehicles.
 - Chairman Minor stated that there is a public workshop in July to address homeless issues in the area.
 - County Administrator Long stated that the County has engaged with local law enforcement, FDOT, and commercial and private property owners, and will continue to do so.
- Acknowledged Christic Henry and her group who partnered with the Leon County Dept. of Health and the County to coordinate vaccination events on two consecutive Saturdays in the Fort Braden community park.
- Recognized the Chamber for moving forward with the Little Libraries project that was designated at two sites in the Fort Braden community.
- Welcomed his granddaughter who was the newest addition to their family this month.

Vice-Chairman Proctor:

- Confirmed with the County Administrator that the County does not foresee any operational problems related to fuel supply and it is anticipated that employees will have the fuel needed to do their jobs.
- Reflected on Wakulla County widening Crawfordville Road and the need to widen US Hwy 319 (Crawfordville Road) to Wakulla County and made a motion for an agenda item.
 - Commissioner Dozier reflected that the project has been on the CRTPA list for a while, and it is a critical evacuation route. She offered a friendly amendment to have staff provide a report on what else the County delegation is looking at and their recommendations.
 - County Administrator Long stated that the Federal and State funding options for the project could be included in the agenda item.

Vice-Chairman Proctor moved, seconded by Commissioner Cummings, to direct staff provide an agenda item to explore the widening of US Hwy. 319 to Wakulla County. The motion carried 7-0.
- Thanked the Board for the support and condolences after the loss of his father.

Chairman Minor:

- Requested a proclamation recognizing May 16-22 as National Public Works week.
 - *Vice-Chairman Proctor moved, seconded by Commissioner Dozier, to approve a proclamation recognizing May 16-22 as National Public Works week. The motion carried 7-0.*
- Asked for a Resolution including the Anti-Defamation League’s “No Place for Hate” language that condemns hate and extremism, to be considered at the next Board meeting.
 - *Commissioner Dozier moved, seconded by Commissioner Welch, to direct staff to provide an agenda item considering a resolution including the Anti-Defamation League’s “No Place for Hate” language that condemns hate and extremism, at the next Board meeting. The motion carried 7-0.*
- Requested a proclamation recognizing Jim Stevenson and Tarra Tanaka, long-time conservationists who reside in Leon County and recently received the 2020 Florida Wildlife Federation Conservation Award. They purchased a 48-acre property to preserve and protect and it is a certified wildlife habitat.

- *Commissioner Dozier moved, seconded by Commissioner Welch, to approve a proclamation recognizing Jim Stevenson's and Tarra Tanaka's career-long conservation efforts at the June 8th Board meeting. The motion carried 7-0.*
- Asked for a proclamation recognizing June 13th as Race Amity Day, celebrating the collaborations and friendships between people of difference races and cultures.
 - *Commissioner Welch moved, seconded by Commissioner Maddox, to approve a proclamation recognizing June 13th as Race Amity Day. The motion carried 7-0.*
- Encouraged everyone to continue to follow CDC guidelines.

RECEIPT AND FILE:

- Leon County Research & Development Authority Financial Statements for year ending September 30, 2020, and Report of Independent Auditors.

ADJOURN:

There being no further business to come before the Board, the meeting was adjourned at 7:04 p.m.

ATTEST:



BY:

Gwendolyn Marshall, Clerk of Court
& Comptroller, Leon County, Florida

LEON COUNTY, FLORIDA

BY:

Rick Minor, Chair
Board of County Commissioners