

**BOARD OF COUNTY COMMISSIONERS
LEON COUNTY, FLORIDA
REGULAR MEETING
January 25, 2022**

The Board of County Commissioners of Leon County, Florida met in regular session at 3:00 p.m. with Chairman Bill Proctor presiding. Present were Vice-Chairman Nick Maddox and Commissioners Rick Minor, 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 Proctor called the meeting to order at 3:00 p.m.

Commissioners Rick Minor and Carolyn Cummings were present virtually.

INVOCATION AND PLEDGE OF ALLEGIANCE

The Invocation was provided by Rev. Abigail (Abi) W. Moon of St. John's Episcopal Church.

The Pledge of Allegiance was provided by Commissioner Dozier.

AWARDS AND PRESENTATIONS

- **Proclamation Recognizing the FSU Women's Soccer Team for Winning the NCAA National Championship** (*Chairman Proctor*).

Vice-Chairman Maddox presented the proclamation recognizing the FSU Women's Soccer Team for winning the NCAA National Championship.

- Mark Krikorian, FSU Women's Soccer Head Coach, thanked the Board for its support and recognition.
- Jenna Nighswonger, FSU Women's Soccer Player, thanked the Board on behalf of the whole team.
- Commissioner Jackson congratulated Coach Krikorian and the team for winning the NCAA National Championship.
- Commissioner Welch thanked Coach Krikorian for his support on hosting the FSU event Kickin' It for Autism. He congratulated everyone and expressed his appreciation for the tremendous accomplishments by the FSU Women's Soccer Team.
- Commissioner Dozier congratulated Coach Krikorian and team and thanked them for their attendance tonight.
- Commissioner Minor congratulated Coach Krikorian and the Women's Soccer Team for their accomplishments and for setting an example for young people everywhere.
- Commissioner Cummings congratulated the FSU Women's Soccer Team for a job well-done on a national level, for their talent, and for their excellence as players.
- Chairman Proctor thanked Coach Krikorian and the team for the way they represent Leon County.
- Vice-Chairman Maddox congratulated Coach Krikorian and the team.

- **Proclamation Recognizing Bradley's Country Store 50th Annual Fun Day** (*Commissioner Welch*)

Commissioner Welch presented the proclamation recognizing Bradley's Country Store for its 50th Annual Old Fashioned Fun Day.

- Janet Bradley Parker thanked the Board for the proclamation and the recognition of their little business that has grown throughout the years in Leon County. She dedicated the proclamation to the loving memory of her parents, Frank and Lillian Bradley.

- **Proclamation to Recognize Timothy Firley and Companions for Their Heroic Rescue Efforts** (*Vice-Chairman Maddox*)

Vice-Chairman Maddox presented the proclamation recognizing Timothy Firley and companions for saving a woman's life following a traffic accident in December 2021.

- **Presentation Recognizing Leon County's Support of Honor Flight Tallahassee** (*Tom Napier and Mac Kemp, Honor Flight Tallahassee*)

Mac Kemp thanked the Board for its support and the Leon County employees that helped them throughout the years with Honor Flight Tallahassee. He expressed his commitment for flying 560 Veterans to Washington, D.C. to visit war memorials that were built for them.

- Tom Napier encouraged all Commissioners to travel with them or at least greet them upon return. He presented a plaque of appreciation to the Board for all its support.
- Chairman Proctor thanked Mr. Kemp and Mr. Napier for this recognition.

- **Coronavirus Disease 2019 (COVID-19) Update** (*Vincent S. Long, County Administrator, and Charmayne Anderson from the Florida Department of Health in Leon County*)

County Administrator Long briefly provided an overview on the COVID-19 status and introduced Ms. Anderson for the COVID-19 update.

Charmayne Anderson, Florida Department of Health for Leon County, provided an overview on COVID-19. She provided information regarding new cases and positivity rate by week from the months of June 2021 through January 2022. Ms. Anderson noted the Leon County vaccination rate (61%), testing locations, current variant of concern (Omicron), treatments for Omicron, the CDC cases and deaths incurred metrics for Leon County. She then followed up with recommendations for vaccines and booster doses, as well as CDC general guidance for mitigation strategies, including wearing masks, social distancing, and handwashing.

- Commissioner Dozier reflected on the high numbers of hospitalizations and the impact on the health care system.
- Chairman Proctor thanked Ms. Anderson for the report and the great work by her agency.

Commissioner Dozier moved, seconded by Commissioner Jackson, to allow Commissioners Minor and Cummings to virtually attend and participate in the Board meeting.

The motion carried 5-0.

CONSENT

Commissioner Jackson moved, seconded by Commissioner Dozier, to approve the Consent Agenda, with items #8, #9, and #11 pulled.

The motion passed 6-0 with Vice-Chairman Maddox out of Chambers.

1. Minutes: November 9, 2021, Regular Meeting

The Board approved Option #1: Approve the minutes of the November 9, 2021, Regular Meeting.

2. Payment of Bills and Vouchers

The Board approved Option #1: Approve the payment of bills and vouchers submitted for January 25, 2022 and pre-approve the payment of bills and vouchers for the period of January 26, 2022 through February 7, 2022.

3. Proof of Publication of the Notice of Change of Boundaries of County Commissioner Districts

The Board approved Option #1: Accept the proof of publication of the Notice of Change of Boundaries of County Commissioner Districts and enter the proof of publication on the minutes of the Board and direct the Board Clerk to furnish the Department of State with a certified copy of the minutes, reflecting the description of the changed boundaries of the districts.

4. Fiscal Year 2023 Budget Calendar

The Board approved Option #1: Approve the Fiscal Year 2023 Budget Calendar.

5. Acceptance of the Resilient Florida Grant Agreement with Florida Department of Environmental Protection

The Board approved Option #1: Accept the Florida Department of Environmental Protection Resilient Florida Grant and authorize the County Administrator to execute the grant agreement, including any future modifications, subject to legal review by the County Attorney.

6. State Homeland Security and Big Bend Healthcare Coalition Grants

The Board approved Option #1: Accept the State Homeland Security Grant in the amount of \$34,927, and authorize the County Administrator to execute the Subaward and Grant Agreement, including any future modifications, subject to legal review by the County Attorney;

Option #2: Approve the Resolution and associated Budget Amendment Request for the State Homeland Security Grant in the amount of \$34,927;

Option #3: Accept the Big Bend Healthcare Coalition Grant in the amount of \$9,027, and authorize the County Administrator to execute the Memorandum of Agreement, including any future modifications, subject to legal review by the County Attorney; and

Option #4: Approve the Resolution and associated Budget Amendment Request for the Big Bend Healthcare Coalition Grant in the amount of \$9,027.

7. Second Performance Agreement and Surety Device for Fletcher Oaks Subdivision Phase II

The Board approved Option #1: Accept the Second Performance Agreement and Surety Device for Fletcher Oaks Subdivision Phase II and authorize the County Administrator to execute the Agreement and any future extensions thereto.

8. Pulled - Second Performance Agreement and Surety Device for Rivers Landing Phase IIB Subdivision

9. Pulled - Second Performance Agreement and Surety Device for Tower Gates – Phase 1 Subdivision

10. Approval of the Plat of Bornino Commercial Subdivision

The Board approved Option #1: Approve the plat for Bornino Commercial Subdivision for recording in the Public Records.

11. Pulled - Interlocal Agreement for Hurricane Debris Removal and Disposal Services

12. Third Amendment to the Preferred Customer Electric Service Agreement

The Board approved Option #1: Approve the Third Amendment to the Preferred Customer Electric Service Agreement between the City of Tallahassee and Leon County and authorize the County Administrator to execute the Amendment and future Amendments.

Procurements: *(These items are included under Consent.)*

13. Bid Award for the Leon County Courthouse Stone Cleaning and Sealant Application Project

The Board approved Option #1: Approve the bid award to OmniCon Corp., in the amount of \$340,609 for the Leon County Courthouse Stone Cleaning and Sealant Application Project and authorize the County Administrator to execute the Agreement, subject to legal review by the County Attorney.

Status Reports: *(These items are included under Consent.)*

14. Fiscal Year 2021 Annual Performance and Financial Report

The Board approved Option #1: Accept the FY 2021 Annual Performance and Financial Report.

15. Acceptance of the FY 2021 Annual Domi Education Inc. Entrepreneurial Community Impact Report and Authorization to Execute a New Lease Agreement

The Board approved Option #1: Accept the Domi Education Inc. Entrepreneurial Community Impact Annual Report for FY 2021; and

Option #2: Adopt the Resolution and authorize the County Administrator to negotiate and execute all documents necessary for a new five-year Business Incubator Facility Lease Agreement at a base rent amount of \$1 plus Domi's payment of operating expenses and all other conditions consistent with the Resolution, subject to legal review by the County Attorney.

16. Annual Status Report on the Leon County Water Quality Monitoring Program

The Board approved Option #1: Accept the 2021 Annual Status Report on the Leon County Water Quality Monitoring Program.

17. Basin Management Plan Update

The Board approved Option #1: Accept the status report on the Basin Management Plan Update and input from the Water Resources Committee.

18. 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

8. Pulled - Second Performance Agreement and Surety Device for Rivers Landing Phase IIB Subdivision

This item was pulled by Commissioner Minor. He recused himself from the vote based upon the appearance of a conflict pursuant to section 286.012, Florida Statutes.

9. Pulled - Second Performance Agreement and Surety Device for Tower Gates – Phase 1 Subdivision

This item was pulled by Commissioner Minor. He recused himself from the vote based upon the appearance of a conflict pursuant to section 286.012, Florida Statutes.

Commissioner Dozier moved, seconded by Vice-Chairman Maddox, to approve Item #8 - Option #1: Accept the Second Performance Agreement and Surety Device for Rivers Landing Phase IIB Subdivision and authorize the County Administrator to execute the Agreement and any future extensions thereto; and

Item #9 - Option #1: Accept the Second Performance Agreement and Surety Device for Tower Gates – Phase 1 Subdivision and authorize the County Administrator to execute the Agreement and any future extensions thereto.

The motion carried 6-0 with Commissioner Minor recused.

11. Pulled - Interlocal Agreement for Hurricane Debris Removal and Disposal Services

This item was pulled by Chairman Proctor. He expressed his concern on minority participation for debris removal and disposal in Leon County.

Chairman Proctor moved, seconded by Commissioner Welch, to approve Option #1: Approve the Interlocal Agreement with the City of Tallahassee for hurricane debris removal and disposal services and authorize the County Administrator to execute.

The motion carried 7-0.

CITIZENS TO BE HEARD ON NON-AGENDAED ITEMS

The following citizens provided in-person comments:

- Stanley Sims, 1320 Avondale Way, Tallahassee, FL 32317, thanked County Attorney Chasity O'Steen for doing a phenomenal job and thanked Chairman Proctor for allowing him to speak.

GENERAL BUSINESS

19. Ordinance Addressing Public Health and Safety Issues, Including Issues Related to Homelessness

County Administrator Long introduced this item. He shared that this item seeks Board consideration to schedule the first and only Public Hearing to consider an Ordinance that addresses public health and safety issues, including issues related to homelessness, for February 8, 2022.

Chairman Proctor reflected on his role with the Public Safety Council and asked Vice-Chairman Maddox to preside over this item.

- Karen Woodall, home address of 579 E. Call St., work address of 603 N. Martin Luther King, Jr Blvd., Tallahassee, FL 32301, urged the Board to vote no on moving forward with the ordinance.
- Trish Brown, 1316 Levy Ave., Tallahassee, FL 32314, requested the Board to vote no on the ordinance addressing public health and safety issues relating to homelessness.
- Samantha Vance, CEO of CESC, Inc., 2650 Municipal Way, Tallahassee, FL 32304, spoke on the different types of services provided by the Kearney Center to the homeless community.
- Ranika Milligan-Ashcroft, 3700 Capital Circle, SE, Tallahassee, FL 32311, shared her opposition to the ordinance.

Vice-Chairman Maddox expressed his support for the Sheriff's request for HOST deputies and to bring back a review on implementation. He then discussed if they should move on this ordinance.

Commissioner Welch acknowledged that the Board's intention is to help the chronically homeless population. He believed the ordinance is a thoughtful and reasonable approach to

setting guardrails for what they consider an acceptable quality of life. He made a motion for Options #1 and #2. The motion was not seconded, and the motion failed.

Commissioner Dozier suggested they focus on actions that they have already taken to create new ways to help citizens who are experiencing homelessness. She stated that the ordinance does not criminalize homelessness, but there may be a perception that it does. Her stance was that the ordinance is more about perception rather than making an impact. She expressed concern about the fines specified in the ordinance. She made a motion for Option #1 and to take no further action at this time.

Vice-Chairman Maddox offered an amendment to provide a report on the Sheriff's HOST Deputy Program and asked the County Administrator when they would bring back the report. County Administrator Long replied they would bring back a report within 6 months.

Commissioner Dozier accepted the amendment and asked for the report to come back on the Sheriff's Host Deputy Program in 6 months.

Commissioner Minor provided another amendment for the report to come back in 6 months after the HOST deputies are deployed, as the Sheriff has requested.

Commissioner Dozier thanked Commissioner Minor and accepted the amendment.

Commissioner Jackson expressed his concern on public camping on the West Tennessee Street intersection with Capital Circle. He noted they are not criminalizing homelessness. He stated his support for the Sheriff's proposal and a follow-up report on accomplishments.

Commissioner Minor recalled the significant investment they have provided to the homeless community. In the last year, \$2.1 million in Leon Cares funds were given to homeless shelter providers along with \$6.3 million that was provided for homelessness efforts. Also, the City and County jointly created a service category for homelessness and allocated \$3.8 million for that effort. He shared they are doing a tremendous amount of work and have pledged a commitment to make real change in reducing the number of homeless people in the community by helping them find stable housing and get assistance. He also stated his support for the motion.

Commissioner Cummings expressed that it is their responsibility to assist the homeless in the community. She said that, at some point, an ordinance may be necessary. She supports giving the Sheriff and his officers the opportunity to demonstrate that they can address this situation. In addition, she recommended a language modification for section 12.145 (a) of the ordinance.

Commissioner Dozier encouraged businesses to contact law enforcement if they run into any issues.

Chairman Proctor spoke to the County Government interfaces daily with the Court, the judges, Court Administrator, the Sheriff, and other components of criminal justice. He invited Wanda Hunter, Assistant County Administrator, to share information about overcrowding in the County Jail.

Wanda Hunter stated that the current jail population is 1,175, with a capacity of 1,200 inmates. 30 inmates are currently housed in Wakulla County and Jefferson County. The Sheriff is currently in discussions with Walton County about taking inmates should the overcrowding continue. The average stay for an inmate is 262 days, including pre-sentence

defendants. The average cost of housing an inmate is \$96 per day, and the average total cost for housing an inmate is \$25,000.

Chairman Proctor expressed his concern about the cost of incarceration, particularly for someone being held just for urinating and defecating in public.

County Attorney O'Steen clarified that the draft ordinance provides for a \$55 fine for urination or defecation and no jail time. She noted that based on the draft ordinance, camping or sleeping is the only portion of the draft ordinance that someone could be arrested for or serve jail time.

Chairman Proctor shared his concern about plea offers and the slow pace in which people are getting out of jail. He invited Ms. Hunter to speak on this topic.

Ms. Hunter stated that according to the State Attorney, for all the presentenced inmates including those out of custody, 82% have plea offers on the table and 76% are for misdemeanors.

Chairman Proctor shared his concern about the Public Defender not being able to keep up with the caseload at the speed that is needed, and for this reason he does not approve of this ordinance.

Vice-Chairman Maddox shared his concern about the jail population and cost. He asked if there is anything else they can do regarding this issue.

County Administrator Long stated there is little they can do related to the disposition of legal cases between the State Attorney and the Public Defender. He noted that they are engaging daily with the Sheriff's Office. He stated there is a Board Workshop on jail population scheduled for March 22nd.

Commissioner Dozier moved, seconded by Vice-Chairman Maddox, to approve Option #1 as amended: Schedule the first and only Public Hearing to consider the draft Ordinance which repeals Chapter 11, Article VIII of the Code of Laws Entitled Solicitation on Public Street for February 8, 2022, at 6:00 p.m. and provide staff with a report of effectiveness of the implementation of the Leon County Sheriff's HOST deputies working with the Big Bend Continuum of Care Street Teams, 6 months after the development of the HOST Deputies.

The motion carried 7-0.

20. Library of Things for the Leon County Public Library

County Administrator Long introduced this item. He stated this item seeks Board approval to establish the Library of Things for the Leon County Public Library and provides a status update on the Essential Libraries Initiative. This item also seeks Board adoption of the associated policy changes needed to implement the program.

Commissioner Jackson moved, seconded by Commissioner Welch, to approve Option #1: Authorize staff to establish the Library of Things for the Leon County Public Library;

Option #2: Accept the Status Update on the Essential Libraries Initiative; and

Option #3: Adopt the proposed new revised Policy 'Loan of Library Materials and Equipment' and thereby repealing the current Policy No. 98-12 'Loan of Library Materials' and Policy No. 98-14 'Overdue Library Materials'.

The motion carried 7-0.

Commissioner Dozier commended the Library of Things and congratulated the new Director of Library Services, Pamela Monroe, and the staff.

21. Authorization to Proceed with Drafting an Ordinance Creating a Process for Designating County Roads for Golf Cart Operation

County Administrator Long introduced this item. He stated this item seeks Board authorization to proceed with developing an ordinance creating a process for application and review of requests for golf cart operation on County roads.

Commissioner Dozier moved, seconded by Commissioner Welch, to approve Option #1: Authorize staff to proceed with drafting an ordinance creating a process for the application and review of requests for the operation of golf carts on County roads.

The motion carried 6-1 with Commissioner Jackson opposed.

Commissioner Dozier affirmed that the application process for a developer would be the same for a resident.

Commissioner Jackson stated he could not support the ordinance because it requires anyone who operates a golf cart on a county road to go through the process.

22. Full Board Appointments to the CareerSource Capital Region Board and the Joint City/County Bicycling Workgroup

County Administrator Long introduced this item. He stated this item seeks Board's consideration of the appointment of citizens to the CareerSource Capital Region Board and the Joint City/County Bicycling Workgroup.

*Commissioner Dozier moved, seconded by Chairman Proctor, to approve Option #1: Appoint one citizen, **Princess Ousley**, to the CareerSource Capital Region Board for the remainder of the unexpired term ending on June 30, 2023; and*

*Option #2: Appoint one citizen, **Eric Draper**, to the Joint City/County Bicycling Workgroup for a three-year term ending December 31, 2024.*

The motioned carried 7-0.

SCHEDULED PUBLIC HEARINGS, 6:00 P.M.

23. First of Two Public Hearings to Reinstate and Extend the Park Place Development Agreement

County Administrator Long introduced this item. He stated this item requests the Board conduct the first of two required Public Hearings to reinstate and amend the Park Place Development Agreement to extend the termination date from January 24, 2022, to January 24, 2042.

Commissioner Jackson moved, seconded by Commissioner Welch, to approve Option #1: Conduct the first of two Public Hearings to reinstate and to consider an amendment to the Park Place Development Agreement to extend the term of the Agreement and schedule the second and final Public Hearing for February 8, 2022, at 6:00 p.m.

The motion carried 6-0. (Vice Chair Maddox out of Chambers).

CITIZENS TO BE HEARD ON NON-AGENDAED ITEMS

- None

COMMENTS/DISCUSSION ITEMS

County Attorney:

No additional comments were provided.

County Administrator:

No additional comments were provided.

COMMISSIONER DISCUSSION ITEMS

Commissioner Dozier:

- Requested a proclamation to be presented on the February 8th meeting recognizing February as American Heart Month in Leon County.

Commissioner Dozier moved, seconded by Commissioner Welch, to approve proclamation recognizing February as American Heart Month in Leon County.

The motion carried 7-0.

- Mentioned she is Chair of the Apalachee Regional Planning Council, and also Chair of the Florida Regional Planning Council Association, which recently held its annual meeting. The Treasure Coast Regional Planning Council introduced a Resolution expressing support for statutory changes that will lead to the coordination and strategic investment of state funds for water resources using a structure modeled on the Florida Transportation Commission. The idea is to have long-term planning for water infrastructure. She stated that other Regional Planning Councils around the state and other counties will be considering the Resolution. She made a motion to bring back an agenda item and provided the document to the County Administrator so that the Board can discuss it at the next meeting.

Commissioner Dozier moved, seconded by Commissioner Jackson, to direct staff to provide an agenda item for February 8th, to consider adopting the proposed Treasure Coast Regional Planning Council Resolution in support of statutory changes that will lead to the support of the strategic investment of state funds for water resources.

The motion carried 7-0.

- Congratulated staff for hosting the FAC Innovation Day on January 20th.
- Asked the County Administrator about ways to increase youth participation in the community and exploring different programs like the TEMPO Program.
 - County Administrator Long stated the item will be included in the Board Retreat ratification item.
- Requested an agenda item giving an informational update on how many people are using DesignWorks, what is the scope, and how to increase participation.

Commissioner Dozier moved, seconded by Vice Chairman Maddox, to direct staff to provide an informational agenda item on DesignWorks.

The motion carried 7-0.

Commissioner Jackson:

No Comments

Commissioner Minor:

- Recommended signing up as a guardian for the April 23rd Honor Flight Tallahassee or in the welcome back procession.

Commissioner Cummings:

- Thanked everyone for a great meeting and reported that the money that was given to the Children's Services Council has been re-paid in full. She requested the approval of a proclamation recognizing the Leon County Chapter of the Charmettes, Inc. for celebrating 50 years of debutant presentation and its support of the Howard University Cancer Center.

Commissioner Cummings moved, seconded by Commissioner Minor, to approve a proclamation recognizing the Leon County Chapter of The Charmettes, Inc. for 50 years of debutant presentation and scholarships, and its support of the Howard University Cancer Center.

The motion carried 7-0.

- Requested a proclamation recognizing March as National Women's History Month.

Commissioner Cummings moved, seconded by Vice Chairman Maddox, to approve a proclamation recognizing March as National Women's History Month.

The motion carried 7-0.

Commissioner Welch:

- Recognized Amanda Heidecker, Parks and Recreation Director, Maclay School student Caroline Couch, and the committee of middle schoolers for organizing the planting of 200 trees on Broadmoor Pond on Arbor Day in conjunction with County Parks and Recreation staff.
- Acknowledged Michelle Personette, outgoing director of the Challenger Learning Center of Tallahassee, noting her commitment to the institution and that she has been phenomenal to work with.
- Commended the FAMU testing site for being an extremely well-run operation.

Vice-Chairman Maddox:

- Expressed it was a great meeting.

Chairman Proctor:

- Thanked County staff for the outstanding work and services they continue to provide.

RECEIPT AND FILE:

- Children’s Services Council of Leon County Quarterly Financial Report
- Children’s Services Council of Leon County 2021 Annual Report
- FY 2021 Housing Finance Authority of Leon County Annual Report

ADJOURN:

There being no further business to come before the Board, the meeting was adjourned at 6:15 p.m.

LEON COUNTY, FLORIDA

ATTEST:



Bill Proctor

BY: _____
Bill Proctor, Chairman
Board of County Commissioners

Gwendolyn Marshall

BY: _____
Gwendolyn Marshall, Clerk of Court
& Comptroller, Leon County, Florida