

**BOARD OF COUNTY COMMISSIONERS
LEON COUNTY, FLORIDA
REGULAR MEETING
February 21, 2023**

The Board of County Commissioners of Leon County, Florida met in regular session at 3:00 p.m. with Chair Nick Maddox presiding. Present were Vice-Chair Carolyn Cummings and Commissioners David T. O'Keefe, Christian Caban, Brian Welch, Bill Proctor, and Rick Minor. Also present were County Administrator Vincent Long, County Attorney Chasity O'Steen, and Clerk to the Board Beryl H. Wood.

Chair Maddox called the meeting to order at 3:00 p.m.

INVOCATION AND PLEDGE OF ALLEGIANCE

The Invocation was provided by Reverend Dr. Joseph T. Wright, Pastor of Jerusalem Missionary Baptist Church, as introduced by Vice-Chair Cummings.

The Pledge of Allegiance was provided by Vice-Chair Cummings.

AWARDS AND PRESENTATIONS

- Proclamation Recognizing the 80th Anniversary of the United Way of the Big Bend.
 - Chair Maddox presented the proclamation recognizing the 80th Anniversary of the United Way of the Big Bend.
 - Berneice Cox, President and CEO of the United Way of the Big Bend, accepted the proclamation and thanked the Board for the partnership and for the working relationship. Also present from the United Way of the Big Bend were Erik Davis, Chairman of the Board of Directors, Dr. Jim Murdaugh, Immediate Past Chair, Lisa Garcia, and Wanda Hunter, Assistant County Administrator.
- Proclamation Recognizing Althemese Barnes for her Efforts as a Custodian of Local African American History.
 - Commissioner Proctor presented the proclamation recognizing Althemese Barnes for efforts as a Custodian of Local African American History.
 - Althemese Barnes thanked the Board for the proclamation and the support through the years. She presented an annual report to County Administrator Long of the 30 museums they serve across the State. She highlighted Leon County for recognizing the May 20th Holiday.
 - Chair Maddox thanked Mrs. Barnes for her dedication to the community and for keeping history alive.
 - Commissioner Minor thanked Commissioner Proctor for thinking of Mrs. Barnes for the proclamation. He congratulated Mrs. Barnes and discussed the importance of preserving history.
- Proclamation Recognizing Elizabeth Murell Dawson from the FAMU Black Archives for her Efforts as a Custodian of African American Culture.
 - Commissioner Proctor presented the proclamation recognizing Elizabeth Murell Dawson from the FAMU Black Archives for her efforts as a Custodian of African American Culture.
 - Elizabeth Murell Dawson thanked the Board for the recognition and for the great work it continues to do in the community. She shared the proclamation with members of her family, members of her community, and members of the Meek-Eaton Black Archives.

- Chair Maddox thanked Ms. Dawson for being an example of leadership.
- Commissioner Proctor presented Ms. Dawson with a complaint filed in 2010, with the United States Department of Justice, Civil Rights Division, seeking that the Justice Department mandate the State of Florida to follow Fla. Stat. § 1003.42(g) (1994), along with additional important documents . Commissioner Proctor asked Ms. Dawson to open a public file documenting the struggle citizens have gone through for Florida to teach African American History. Commissioner Proctor stated the journey of African American History deserves to be chronicled in the Meek-Eaton Black Archives Museum.
- Award Recognizing Leon County’s Ongoing Support of Honor Flight Tallahassee.
 - Tom Napier, Vice Chair of Honor Flight Tallahassee, announced that April 29, 2023, will be their next Honor Flight and invited the Commission to join. He recognized Leon County’s ongoing support. Mr. Napier presented a letter, from Mac Kemp, and a plaque of appreciation award to Commissioner Proctor and thanked him for the support on last year’s Honor Flight.
 - Commissioner Proctor thanked Mr. Napier for the letter and appreciation award.
- Presentation of the Leon County Sheriff’s HOST Deputy Program.
 - Sheriff Walt McNeil, Leon County Sheriff’s Office, presented the HOST (Homeless Outreach Street Team) Pilot Program update. He spoke on the outcome of those efforts and their work with Big Bend Continuum of Care. He mentioned the program has coordinated with twelve different organizations including, but not limited to, the City of Tallahassee Emergency Assessment Mobility Team, local media, and communities. He noted they focused on specific geographic locations, connecting individuals with intervention services, mental health services, and coordinated with their Warrants Unit to make sure they looked at evictions and pre-evictions. They also connected with unsheltered persons and unemployment issues. He provided a demographic breakdown of the 183 individuals they contacted. He stated that his deputies have tried to sort out a very complex issue, and he believes law enforcement is not the answer to address homelessness in Leon County and across the nation. He mentioned they have looked at other agencies across the country. He shared his recommendations: to continue the Pilot Program, improve coordination with the unsheltered population, to establish a formal relationship with faith-based partners, and to identify additional ways to market the availability of landlord risk mitigation. The report was not finalized but would be reviewed once more and given to the Board.
 - Commissioner Proctor shared that the Sheriff is a man of compassion, and that arresting people is not the solution. He stated he is not satisfied with the idea of enacting ordinances nor did Sheriff McNeil recommend going forward with the ordinance. He stated District 1 has plenty of concerns, including concerns of persons wandering. He inquired what percentage of people needed mental health services. He shared that he supports continuing with the Pilot Program and recommended identifying ways to minimize landlord risk.
 - Chair Maddox stated he was not in support of moving forward with the ordinance, given Sheriff McNeil’s recommendation, and wished to continue with the HOST Program.
 - Commissioner O’Keefe thanked Sheriff McNeil and deputies for taking the time to give the report and acknowledged the progress being made. He shared his concern with gaining trust from citizens through the HOST program. He asked if the Tallahassee Police Department works with the Sheriff’s Department in referring to the HOST deputies when they interact with unhoused individuals

- and if Sheriff McNeil had an estimate of the number of the detention center stays avoided by these interactions during this time period and budgeted cost.
- Sheriff McNeil confirmed they coordinate with the Tallahassee Police Department. He stated he is still working on those numbers and will be bringing back a report.
 - Commissioner Minor applauded Sheriff McNeil and the entire Office for the HOST Program and spoke about the daily feedback he receives from citizens about homelessness. *He made a motion for a presentation from the Big Bend Continuum of Care on their recent Point-in-Time Count when the data is ready in March or April, seconded by Commissioner O'Keefe.* He stated it is important to see the data of where the investment of \$6.2 million is going.
 - Commissioner Caban thanked Sheriff McNeil for the hard work and efforts keeping the community safe. He stated that he does not believe that the problem with homelessness can be solved with the HOST program alone. He shared his concern with the homeless problem in his district where it is more noticeable than any other areas in Leon County, specifically along West Pensacola Street and West Tennessee Street. He stated he has not seen the improvements he would like; instead, it's progressively getting worse. He offered an amendment to the motion, *to schedule a workshop on homelessness, to include non-profit, local partners and law enforcement.*
 - Chair Maddox asked Commissioner Minor if he would like to amend his motion to schedule a homelessness workshop including all local partners.
 - Commissioner Minor accepted the friendly amendment, seconded by Commissioner O'Keefe.
 - Vice Chair Cummings spoke about citizens being concerned about this issue, but to also recognize that they need to balance the rights of homeless people and need to be sensitive and compassionate about the conditions of the homeless population. She stated her support for Sheriff McNeil's recommendation and the workshop. She asked Sheriff McNeil if the coordination with faith-based communities, non-profits, and other organizations will help them provide funds and support towards the homeless community.
 - Sheriff McNeil responded they are trying to figure out what is the true number of persons out there and what the whole population looks like. He recommended to bring those persons input to the upcoming workshop to identify what their needs are.
 - Vice Chair Cummings ask if extending the Pilot Program would get into those specifics during the next 6 months.
 - Sheriff McNeil stated over the next 6 months they would continue to work with downtown businesses and neighborhoods to drive down the number of persons in the homeless community, but he does not have an idea of the bed capacity, and the percentage of the population with mental health issues. He confirmed with Vice Chair Cummings to have a further discussion on the upcoming workshop and bring interested parties.
 - Commissioner Welch commended the Sheriff and his deputies for the continued work. He stated that the Sheriff's statistics indicate these efforts to be working to some extent. He shared his concern about the number of individuals who are not from Tallahassee and only 39% being local; he stated it's a huge problem. He shared that the HOST Program is essentially fulfilling what the ordinance was asking but they have not standardized what the intention is for the quality of life that is acceptable for Leon County. He agreed to have a workshop, but also encouraged the Board to come up with actionable items from the Workshop, do something and not keep going around saying it needs to be done. He shared his concern about panhandling and how it has gotten worse since they discussed

the ordinance. He believes that it is unfair to make this is a law enforcement problem. He concluded by saying if they will not adopt an ordinance, they need to commit to fund more bed space, they need to be creative and build a campground, and give themselves a chance to draw a line for what they consider an acceptable quality of life, it's not about punishing or criminalizing the homeless.

Commissioner Minor moved, seconded by Commissioner O'Keefe, to schedule a homelessness workshop to include local partners.

The motion carried 7-0.

CITIZENS TO BE HEARD ON CONSENT AND NON-AGENDAED ITEMS

(3-minute limit per speaker; there will not be any discussion by the Commission)

- Mark Schlakman, 425 W. Jefferson Street, Tallahassee, Florida 32301, Sr. Program Director, FSU Center for the Advancement of Human Rights, Cawthon House at the College of Law, and chair of the Sheriff's Citizen Commission, was appearing in his personal capacity. He spoke about the Declaration of Human Rights and U.S. Treaty. He shared how it can contribute to best practices regarding these issues. He shared that homelessness was not only a national problem but international. He offered to make himself available to identify best practices and share distributed information with the Board.
- Carol Weissert, 1113 Savannah Trace Tallahassee, Florida 32312, representing the Compassion and Social Justice Committee of First Presbyterian Church. She spoke in support of the Sheriff's Host Program and suggested setting up a task force composed of providers, businesses and faith-based organizations, as well as the health care community. She asked that the Board invite the City of Tallahassee and local colleges and universities to join in this effort as well.
- Stanley Sims, 1320 Avondale Way, Tallahassee, Florida 32317, stated he was optimistic even though the issue plagues the community, that the City and County would address the homeless issue with dignity and sensitivity.

CONSENT

Commissioner Welch moved, seconded by Commissioner Caban, to approve the consent agenda.

The motion carried 7-0.

1. Minutes: December 13, 2022, Regular Meeting

The Board approved Option #1: Approve the minutes of: December 13, 2022, Regular Meeting.

2. Payment of Bills and Vouchers

The Board approved Option #1: Requesting Board approval of the payment of bills and vouchers submitted for February 21, 2023, and pre-approval of payment of bills and vouchers for the period of February 22, 2023.

3. Commissioner Appointments to the Science Advisory Committee

The Board approved Option #1: Ratify Commissioners' appointment of citizens to the Science Advisory Committee as follows:

- Commissioner Caban Appoints Richard Darabi for the remainder of the unexpired term ending on September 30, 2024.
- Commissioner Proctor appoints Ebrahim Ahmadisharaf for the remainder of the unexpired term ending September 30, 2023, followed by a four-year term ending on September 30, 2027.

4. Proposed Revisions to Policy No. 19-1, "Leon County Volunteer Services Policy"

The Board approved Option #1: Adopt the proposed revised Policy No. 19-1 "Leon County Volunteer Services Policy".

5. Request to schedule the First and Only Public hearing to consider an ordinance Amending the Pre-Development Environmental Analysis reviews section of the Environmental Management Act for March 21, 2023.

The Board approved Option #1: Schedule the first and only public hearing to consider an Ordinance amending the Pre-Development Environmental Analysis Reviews Section of the Environmental Management Act for March 21, 2023 at 6 p.m.

6. Ratification of the Submission of a Grant Application for a FY 2022 Federal Assistance to Firefighter Grant

The Board approved Option #1: Ratify the submission of the application for a Federal Emergency Management Agency FY 2022 Assistance to Firefighter Grant.

7. Acceptance of the Big Bend Healthcare Coalition Grants for Emergency Medical Services

The Board approved Option #1 -2: Option #1: Accept the three grants in an amount not to exceed \$33,000 and approve the Project/Service Agreements with the Big Bend Healthcare Coalition; and authorize the County Administrator to execute the Agreements, and

Option #2: Approve the Resolution and associated Budget Amendment Request to realize the funds into the FY 2023 budget.

8. Resolution of Intent to Lease Space at the Leon County Government Annex to the United States of America, by and through the General Services Administration, and a Standstill Agreement

The Board approved Option #1: Adopt a Resolution of Intent to lease space at the Leon County Government Annex to the General Services Administration and authorize the County Administrator or designee to execute the Standstill Agreement, and approve extending the term in the Agreement for up to twelve additional months, if necessary, subject to legal review by the County Attorney.

9. Acceptance of the State of Florida, Florida Department of Law Enforcement Criminal Justice Information Services Grant

The Board approved Option #1: Accept the State of Florida, Florida Department of Law Enforcement Criminal Justice Information Services Grant in the amount of \$541,000 and authorize the Leon County Sheriff to recognize and spend the funds within the requirements of the Grant Agreement, and

Option #2: Approve the Resolution and associated Budget Amendment Request to realize the funds into the Sheriff's FY 2023 budget.

10. Acceptance of the FY 2023 State of Florida Division of Elections Network Security Enhancements Election Security Grant

The Board approved Option #1: Accept the FY 2023 Election Security Enhancement Grant award in the amount of \$116,327 within the requirements of the Memorandum of Agreement and authorize the Leon County Supervisor of Elections to recognize and spend the funds for eligible expenses per the grant guidelines, and

Option #2: Approve the Resolution and associated Budget Amendment Request to realize the funds into the Supervisor of Elections' FY 2023 budget.

11. Acceptance of the Hazard Mitigation Program Grant for the Leon County Sheriff's Office Administration Building Wind Retrofit Project

The Board approved Options #1-2: Option #1: Accept the Hazard Mitigation Program Grant in the amount of \$740,909 for the Leon County Sheriff's Administration Building Wind Retrofit Project and authorize the County Administrator to execute the Grant Agreement, including any future modifications, subject to legal review by the County Attorney, and

Option 2: Approve the Resolution and associated Budget Amendment Request to realize the funds into the FY 2023 budget.

12. Acceptance of Cities for Financial Empowerment Fund CityStart Grant

The Board approved Options #1-3: Option #1 Accept the Cities for Financial Empowerment Fund CityStart Grant in the amount of \$75,000 and authorize the County Administrator to execute all documents associated with receiving the Grant including the associated Memorandum of Understanding, and any future amendments, subject to legal review by the County Attorney, and

Option 2: Approve the Resolution and associated Budget Amendment to realize the funding into the FY 2023 budget, and

Option 3: Accept the implementation plan for the utilization of the CityStart Grant as outlined in the item and authorize the County Administrator to execute a contract with the Capital City Chamber of Commerce for up to \$50,000, subject to legal review by the County Attorney.

13. Proposed Revisions to the Leon County Indigent Cremation and Burial Program Fee Schedule

The Board approved Option #1: Adopt the proposed Resolution to revise the fee schedule for the Leon County Indigent Cremation and Burial Program.

14. Proposed Amendments to the FY 2021-2023 Leon County SHIP-LHAP and Adoption of the FY 2024-2026 Leon County SHIP-LHAP

The Board approved Options #1 -2: Option #1: Approve the proposed amendments to the FY 2021-2023 Leon County State Housing Initiatives Partnership Local Housing Assistance Plan and adopt the associated Resolution, and

Option #2: Approve the proposed FY 2024-2026 Leon County State Housing Initiatives Partnership Local Housing Assistance Plan and adopt the associated Resolution.

15. Springs Restoration Grant Amendment for Woodville Sewer System Project

The Board approved Options #1-2: Option #1: Approve the Florida Department of Environmental Protection Springs Restoration Grant Amendment for the Woodville Sewer System Project and authorize the County Administrator to execute the Grant Amendment, including any future modifications, subject to legal review by the County Attorney, and

Option #2: Approve the Resolution and associated Budget Amendment.

16. Approval of a Performance Agreement and Surety Device Associated with Public Roadway Construction to Support the Cawthon Development

The Board approved Option #1: Accept the Performance Agreement and Surety Device associated with public roadway construction to support the Cawthon Development and authorize the County Administrator to execute the Agreement and any future extensions thereto.

Procurements (These items are included under Consent)

17. Approval to Award the Continued Supply of Printer/Copier Maintenance and Support Agreement

The Board approved Option #1: Approve the selection of Robert J. Young Company, LLC to provide continued supply of printer/copier maintenance and support to Leon County as set forth in Bid number BC-2023-009 and authorize the County Administrator to execute the 5-year Agreement, subject to legal review by the County Attorney.

18. Bid Award for the Leon County Roof Repair and Coating Project

The Board approved Option #1: Approve the bid award to MaintenX International Service Management Group, Inc. in the amount of \$386,170 for the Leon County Courthouse Roof Repair and Coating project and authorize the County Administrator to execute the Agreement, subject to legal review by the County Attorney.

19. Bid Award for Construction of the Woodville Phase 1A Septic to Sewer Conversions Project

The Board approved Option #1: Approve the bid award to Talcon Group LLC, in the amount of \$14,453,759 for the construction of the Woodville Phase 1A Septic to Sewer

Conversion 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)

20. FY 2022 Annual Report on Code Enforcement, Nuisance Abatement, and Code Compliance Programs

The Board approved Option #1: Accept the FY 2022 Annual Report on the County's Code Enforcement, Nuisance Abatement, and Code Compliance Programs.

21. 2022 Leon County Real Estate Portfolio Annual Report

The Board approved Option #1: Accept the 2022 Leon County Real Estate Portfolio Annual Report.

22. FY 2022 Annual Domi Education Inc. Entrepreneurial Community Impact Report

The Board approved Option #1: Accept Domi's Entrepreneurial Community Impact Annual Report for FY 2022.

23. Status Report on the County's Road Maintenance, Repair and Stabilization Programs for Private Roads

The Board approved Option #1: Accept the status report on the County's Road Maintenance, Repair and Stabilization Programs.

GENERAL BUSINESS

24. Bid Award for the Exclusive Franchise to Provide Waste Collection Services in Unincorporated Leon County

County Administrator Long introduced the item and provided an overview of staff's recommendation. This item seeks Board direction regarding the bid for unincorporated area curbside waste collection services. He shared the current provider contract expires in September 2023. He stated they received 3 competitive bids. He stated that Waste Pro came in as the low bid, which did reflect a rate increase, but was lower than the state average, for residential services.

The following citizens provided in-person comments:

- Lloyd Childree, Director of Government Affairs for Waste Pro, 3516 Pine Tip Road, Tallahassee, Florida 32312, discussed some of the highlights of hiring and benefits including signing bonuses, increased pay scale by 35%, and move to hourly rate vs day rate. He stated they are overstocked with parts, including trucks, and are prepared to move forward. He shared that they are looking forward to continuing servicing Leon County.
- Robert Hyres, 2519 Millennium Cir, Melbourne Florida 32940, Waste Pro, offered a summary of the company's successes. He introduced a few members of Waste Pro. He stated the company offers bonuses of \$10,000 dollars to drivers who maintain a clean safety record for 3 years, that's over \$7.5 million dollars since they started Waste Pro 20 years ago.

- Tim Dolan, 2101 W. State Road 434 Longwood, Florida 32779, Vice-President of Governmental Affairs for Waste Pro, highlighted all the benefits at Waste Pro. He stated there will be no transition, it will be the same drivers but new trucks and no disruption with the routes for employees. He spoke about savings due to the infrastructure in place.
- Chair Maddox stated he would like to move forward with Option #2.
- Commissioner Welch commented on moving for Option #2. He stated he is concerned about the percentage increase in the rate but wants the community to know this is the lowest responsive bidder and is still in line with state averages. Complimented Mr. Childree on his professionalism. He supported moving forward.
- Commissioner O’Keefe asked County Administrator Long if there is a risk for trying to negotiate for lower commercial rates and have an increase in the residential rate.
- County Administrator Long stated they would do their best to bring back options. He mentioned that part of negotiating down the commercial rate will contemplate offsetting increases to the residential rate but keeping the residential rate as low as possible will be the course of action.
- Commissioner O’Keefe stated his support for Option #1, and congratulated staff for receiving a bid and realizing they needed to do better, and putting out another solicitation to make sure they get the best offers.
- Commissioner Caban offered support for Option #2 and asked County Administrator Long to go and fight on behalf of Leon County residents.

Commissioner Welch moved, seconded by Vice Chair Cummings, to approve Option #2:

a. Reject all bids for the exclusive franchise to provide waste collection services in unincorporated Leon County, b. Waive Section 5.08 of the Leon County Policy No. 96-1, “Purchasing Policy”, c. Authorize the County Administrator to negotiate with Waste Pro of Florida, Inc., to reduce commercial rates and mitigate any increase to residential rates, and d. If negotiations are unsuccessful with Waste Pro of Florida, Inc., authorize the County Administrator to negotiate with the remaining bidders in rank order.

The motion carried 7-0.

25. Ratification of Board Actions Taken at the January 23, 2023, Annual Retreat

County Administrator Long introduced the item and provided an overview of staff’s recommendation. This item seeks ratification of Board actions taken at the January 23, 2023, Board Retreat.

Commissioner O’Keefe moved, seconded by Commissioner Welch, to approve Option #1: Ratify the actions taken at the January 23, 2023, Board Retreat.

The motion carried 7-0.

26. Full Board Appointments to the Animal Shelter Advisory Board and the Apalachee Regional Planning Council

County Administrator Long introduced the item and provided an overview of staff’s recommendation. This item seeks the full Board’s consideration of the appointment of a citizen to the Animal Shelter Advisory Board and a City Commissioner to the Apalachee Regional Planning Council.

The following citizen provided in-person comments:

- Katherine Stryker, 2124 Trimble Road, Tallahassee, Florida 32303, demonstrated her interest to be appointed to the Animal Shelter Advisory Board. She also thanked the Board.

Commissioner Welch moved, seconded by Commissioner O'Keefe, to approve Option #1: Appoint one citizen, Katherine Stryker, to the Animal Shelter Advisory Board for the remainder of the unexpired term ending September 30, 2023, followed by an additional three-year term ending September 30, 2026.

The motion carried 7-0.

Vice Chair Cummings moved, seconded by Commissioner Caban, to approve Option #2: Confirm the reappointment of City Commissioner Jacqueline Porter to the Apalachee Regional Planning Council for a two-year term ending December 31, 2024.

The motion carried 7-0.

The Commission recessed at 4:57 p.m. and returned at 6:00 p.m.

SCHEDULED PUBLIC HEARINGS, 6:00 P.M.

27. First and Only Public Hearing to Adopt an Ordinance Amending the Land Development Code, Chapter 10 of the Leon County Code of Laws, to Correct Scrivener's Errors and Inadvertent Inconsistencies

County Administrator Long announced the public hearing and then confirmed there were no speakers on the item. This item requests that the Board conduct the first and only Public Hearing and adopt an Ordinance to revise multiple sections of the Leon County Land Development Code (LDC), Chapter 10 of the Leon County Code of Laws, to correct inadvertent inconsistencies and errors found throughout the LDC.

Vice Chair Cummings moved, duly seconded by Commissioner Welch, to approve Option #1: Conduct the first and only Public Hearing and adopt an Ordinance amending multiple sections of the Land Development Code, Chapter 10 of the Leon County Code of Laws, to correct inadvertent inconsistencies and scrivener's errors (Attachment # 1).

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

28. First of Two Public Hearings to Consider an Ordinance Amending the Lake Protection Zoning District

County Administrator Long announced the public hearing and then confirmed there were no speakers on the item. This item requests the Board conduct the first of two public hearings to consider adopting an Ordinance amending the Lake Protection zoning district. The proposed Ordinance would avoid potential litigation over Summerfield Land, LLC's Notice of Claim under the Bert J. Harris, Jr. Private Property Protection Act (Chapter 70, F.S.) by correcting Lake Protection cluster subdivision requirements that inadvertently impacted

development entitlements within the Summerfield Planned Unit Development. It also clarifies the process for designating open space and development areas, establishes tiers of open space, clarifies design standards, and ensures consistency with the County's Environmental Management Act.

Commissioner Welch moved, seconded by Commissioner O'Keefe, to approve Option #1: Conduct the first of two public hearings to consider adopting an Ordinance amending the Lake Protection zoning district (Attachment #1), and schedule the second and final public hearing for March 21, 2023, at 6:00 p.m. The motion carried 6-0. (Commissioner Proctor out of chambers.)

29. First and Only Public Hearings on Adoption of the Annual Update to the Tallahassee-Leon County Comprehensive Plan Capital Improvements Schedule

County Administrator Long announced the public hearing and then confirmed there were no speakers on the item. This item provides for the annual update to the Five-Year Schedule of Capital Improvements pursuant to Florida Statutes, and requests the Board conduct the first and only public hearing to adopt an Ordinance updating the Tallahassee-Leon County Comprehensive Capital Improvement Schedule.

Commissioner Minor moved, seconded by Vice Chair Cummings, to approve Option #1: Conduct first and only public hearing and adopt the Ordinance updating the Tallahassee-Leon County Comprehensive Plan Capital Improvements Schedule (Attachment #1). The motion carried 6-0. (Commissioner Proctor out of chambers.)

30. First and Only Public Hearing on a Proposed Ordinance Amending the Official Zoning Map to Add a 1.01- Acre Parcel at the Northeast Corner of the Intersection of Tram Road and Zillah Street (626 Tram Road) to the Local Register of Historic Places, and to Change the Zoning Classification from the Single-Family Detached, Attached and Two-Family Residential Zoning District to R-3 Zoning District with Historic Preservation Overlay (R-3 w/HPO)

County Administrator Long announced the public hearing and then confirmed there were no speakers on the item. This item requests that the Board conduct the first and only quasi-judicial public hearing to consider adopting a proposed Ordinance amending the Official Zoning Map to add the property of the Capital City Garden Club, located in the northeast Corner of Tram Road and Zillah Street at 626 Tram Road, to the Local Register of Historic Places.

Vice-Chair Cummings commended the Capital City Garden Club for the designation of the property to the Local Register of Historic Places, and acknowledged the members present in the audience. She shared it was a beautiful structure.

Chair Maddox also commended the Capital City Garden Club for their work and shared the proclamation was well deserved.

Vice Chair Cummings moved, seconded by Commissioner O'Keefe, to approve Option #1: Conduct the first and only public hearing and adopt the proposed Ordinance (Attachment #1), thereby adding the subject property, a 1.01-acre parcel located in the northeast corner of Tram Road and Zillah Street at 626 Tram Road, to the Local Register of Historic Places and amending the Official Zoning Map to change the zoning classification from the Single Family Detached, Attached and Two-Family Residential (R-3) to R-3 zoning district with Historic Preservation Overlay (R-3 w/HPO), based on the findings of fact and conclusions of law of the Planning Commission, this report, and any evidence submitted at the hearing hereon.

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

31. First and Only Public Hearing to Consider an Ordinance Amending the Official Zoning Map to Change the Zoning Classification from Residential Acre (RA) Zoning District to Single-Family Detached Residential (R-2) Zoning District for 32.18 Acres Located at 3762 Capital Circle NW.

County Administrator Long announced the public hearing and then confirmed there were 58 speakers on the item. He stated this item requests the Board conduct the first and only quasi-judicial public hearing to consider adopting a proposed Ordinance amending the Official Zoning Map to change the zoning classification from Residential Acre (RA) to Single-Family Detached Residential District (R-2) for 32.18 acres located at 3762 Capital Circle NW. Northwoods Baptist Church initially requested a rezoning on the 32.18-acre portion of its property to Residential District (R-3) so that the entire site would have the same zoning and would allow low-density residential development, up to 8 units per acre, on the undeveloped 85.31 acres. The church subsequently requested the rezoning to R-2, which is a lower density residential zoning district that allows up to 4.84 units per acre. Rezonings requested by private entities require one quasi-judicial public hearing and the adoption of an ordinance. He explained that the Planning Commission found the rezoning to R-3 consistent with the Comprehensive Plan at its June 2022 meeting. Since R-2 does not allow any additional uses and has a lower allowable density than R-3, the Planning Commission does not need to rereview the rezoning request.

County Attorney O'Steen announced that this was a quasi-judicial hearing and announced that all commissioners had to disclose all ex-parte communications. She shared that any ex-parte communication that was received as of noon on February 13, 2023, has been included as Supplemental Attachment #7 to the agenda item. Additional ex-parte communications that were received by noon on February 21st at noon have been included in the agenda as Supplemental Attachment #8.

County Attorney O'Steen asked the Board members if they had any additional communications they would like to disclose as a part of the record for today's hearing.

Chair Maddox disclosed one email at 1:48 p.m. from Linda and Karl Tinsley; he disclosed another email at 2:02 p.m. from Tim Glenn. They all stated their opposition to Option #1.

Commissioner Caban disclosed that he received a phone call from Gary Zirin expressing how this rezoning will greatly affect him and requesting that he meet with Mr. Willie Meggs, and that he had met with Willie Meggs and Tim Glenn during the break. Both Mr. Glenn and Mr. Meggs were in opposition to the rezoning proposal.

Commissioner Minor disclosed an email from Nikki Dubose at 1:00 p.m. who expressed opposition; Linda and Karl Tinsley, another email, at 1:48 p.m. from Tim Glenn at 2:01 p.m. and 2:44 p.m.; received an email from Pat Schultz, at 3:33 p.m.; all in opposition. He received materials from Mr. Tim Glenn about the small portion remaining RA zoning.

Commissioner O'Keefe disclosed an email from Linda and Karl Tinsley at 1:48 p.m. He also disclosed that he received emails in opposition from Tim Glenn at 2:01 p.m. and 2:44 p.m.

Vice Chair Cummings disclosed that she had received emails that she has not seen or read. She noted that the hard copy of these emails has been given to the Deputy Clerk to be included as part of the record.

Commissioner Welch disclosed the same emails from Linda and Karl Tinsley at 1:48 p.m. In addition, he disclosed an email from Tim Glenn. All in opposition.

County Attorney O'Steen stated that any evidence brought to the Board must be supported by competent, substantial evidence placed on the record before the Board. Evidence relied on must be fact based, real, material, pertinent, and relevant. If the Board denies the rezoning request, such denial must include a determination, on the record, that maintaining existing conditions further a legitimate public purpose. For any evidence to be accepted, the deadline ended last Friday at noon and any evidence brought after that deadline will not be considered by the Board. Mr. Meggs has been designated as a spokesperson for the intervenor Riverwood Acres HOA and residents of Flatt and Maddox Roads.

Chair Maddox stated each presenter will be given 20 minutes to speak. He highlighted the importance of maintaining decorum to allow the 58 registered speakers to be heard. He clarified with the County Attorney that each presenter can reserve time for rebuttal. He asked everyone to be polite to one another.

On behalf of the County, Artie White, Director of the Planning Department, provided an overview of what he will be covering in today's presentation. He

discussed where this application currently stands on the development process and what the next steps will be, the rezoning criteria, what the public notifications and responses were, and what the recommended actions are. He gave a brief synopsis of the difference between an RA and an R-2 zoning designation. He stated an RA designation allows one unit per acre for single family detached housing. He further stated that an R-2 designation allows up to 4.8 units per acre for single family detached housing. Mr. White stated the primary difference is the density. He discussed that the land development is still in the broader level planning stage. He mentioned that the property is already in the Suburban land use designation. Mr. White then proceeded to discuss the criteria considered by staff in support of its recommendation.

Comprehensive Plan – Is the proposal consistent with all applicable policies of the adopted Comprehensive Plan? Yes.

- The subject property is located within the Urban Service Area.
- The subject property has access to central water and sewer.
- The subject property is located within the Suburban Future Land Use Map (FLUM) Category.
- The Suburban FLUM category’s Suburban Intensity Guidelines identify development patterns.
- The Low-Density Residential developments pattern is defined as 0 to 8 dwellings units per acre.
- The proposed R-2 district, with a maximum allowable density of 4.84 dwelling units per acre, aligns with the definition of low-density residential development pattern.

Land Development Regulations – Is the proposal in conformance with any applicable substantive requirements of the land development regulations, including minimum or maximum district size? Yes.

- The Leon County Land Development Code identifies the implementing zoning districts for the development patterns within the suburban Future Land Use Category (Sec. 10-6.632).
- R-2 is identified as one of the eight zoning districts suitable for implementing the low-density residential development pattern.
- The R-2 district is intended to be in areas designated Bradfordville Mixed Use Urban Residential, Urban Residential 2, or Suburban on the future land use map which exhibit a predominant existing development pattern of residential, single-family detached housing with development standards similar to the development standards of the R-2 district.

Changed Conditions – Have the land use and development conditions changed since the effective date of the existing zoning district regulations involved, which are relevant to the properties? Yes.

- In 2018, the adjacent 61.09-acre parcel to the west was rezoned from RA to R-3.
- The subject site is within Talquin Electric’s Water/Sewer franchise, which was approved on December 31, 2006.

- The subject property has access to central sewer and water.
- RA is intended to apply to selected areas located in the periphery of the urban service area where sanitary sewers are not expected to be available or environmental constraints exist.

Land Use Compatibility - Will the proposal result in any incompatible land uses, considering the type and location of uses involved? No.

- All adjoining zoning districts are low-density residential.
 - R-3 allows up to 8 units per acre
 - RP allows up to 6 units per acre
 - RA allows up to 1 unit per acre
 - The proposed R-2 would allow up to 4.84 units per acre
- R-2 is compatible with surrounding zoning and land uses.
- **Impact on Area Schools** - No identified impacts to Leon County Schools.

Other Matters – Are there any other matters that the Commission may deem relevant and appropriate?

- Other possible factors that are “relevant” and “appropriate” are constrained by state law. Staff has identified no additional matters within these limits.
- See legal considerations for quasi-judicial proceedings in the Agenda Item for more information on these limitations.

Public Notification & Response:

One hundred and forty-eight notices were sent to all property owners within 1,000 feet, including representatives for the Lakewood Area Neighborhood Association and Lakewood Village Homeowners Association. He noted they have received numerous communications opposing the rezoning. He explained that many of the concerns are addressed at the Site and Development Plan approval phase of development, when they would have more detail.

He received questions on transitional development areas (TDA). He stated you are allowed to receive higher density residential developments proposed for these areas. These are also non-mapped areas that are addressed at Site and Development Plan approval.

For the 180-day deadline, Mr. White referenced section 125.022, Florida Statutes. Within 120 days after the County has deemed the application complete, or 180 days for applications that require final action through a quasi-judicial hearing or a public hearing, the County must approve, approve with conditions, or deny the application for a development permit or development order. The applicant requested an extension of time to allow additional coordination with adjacent property owners – which resulted in a request for a zoning district with a lower maximum density – and to discuss the rezoning with their church members.

This statutory deadline is not intended to be used by third parties and the extension was agreed upon between the applicant and the County.

He addressed that the remaining 1-acre RA zoning does not present an issue in approving this request based on the precedent of the surrounding R-3 zoning.

Mr. White stated staff is recommending Option #1.

There was a question regarding whether the public can ask questions of the presenters. Chairman Maddox directed this question to County Attorney O'Steen who explained that the public will not be allowed to cross-examine, but that each presenter may request the opportunity to cross-examine witnesses – the parties will be placed under oath and cross-examination will be limited to 5 minutes each.

Todd Sapp, Pastor of Northwoods Church, representing the applicant, gave the history and reasons for the rezoning based on growth. He stated the best first step was to rezone the land due to fiscal strain. The cost of building the temporary site needed for the church put them in debt by \$3.2 million. He noted the decline in attendance from 1200 to 150 church goers. The church decided to sell a portion of its land, versus the entire site, which currently includes portions of the land, which is already zoned R3. He explained the church's goal to become a financially healthy church in that area of Tallahassee. He stated he met with the Riverwood Acres HOA, and they had objections. Mr. Sapp recalled a meeting with Commissioner Minor suggesting providing an easement between the church's property and the neighborhood; rezone to R2 instead of R3; and/or offer to sell a portion of the land adjacent to owners for additional buffers. Mr. Sapp noted they have not agreed to sell any land. It was suggested they market the properties for cemeteries. He restated they're only asking for rezoning. He detailed the reasons why rezoning for R2 was sought. He identified that the property is surrounded by R-3 and that water and sewer is now available. Mr. Sapp transferred his remaining time to Mr. Bostwick.

Jay Bostwick, 2102 Great Oak Drive, Member of the Northwoods Baptist Church, shared they want to be good neighbors. He stressed that he loves this community and neighborhood but reiterated how the church could benefit from the rezoning. He mentioned that if the church were not there the rest of the property is already entitled to be developed at 8 units per acre.

Willie Meggs, 4000 Riverwood Road, presented for Riverwood Acres Neighborhood Association (RANA), shared he does not like conflict with the government. He questioned the Planning and Zoning staff. He stated he doesn't want to be in a dispute with the church. He thanked the County Attorney, for granting him party status, and Commissioner Minor, noting how he has been a champion for the community. He stated that no families are in favor of the rezoning. He referred to page 8 of the materials that ask if the rezoning is consistent with the Comprehensive Plan. In support of his position he shared the PowerPoint prepared. He referenced the Comprehensive Plan and the vision statement. He does not believe that this rezoning will help preserve the quality

of life for the area, emphasizing the impacts to the natural environment and existing neighborhoods. He stated that if this rezoning goes through, this will not meet the requirements of keeping the integrity of the neighborhood. He opposed the rezoning. He stated that the portion that is R-3 is wetlands that cannot be developed. He stated that water is a problem and the water runoff in three directions will contribute to existing flood hazards. He presented a video for 5150 Maddox Road.

Chair Maddox stated that the Church had time for a rebuttal, 12 minutes and 12 seconds, if desired.

Pastor Sapp stated they love the wildlife, and the neighborhood backs up to the Ocklocknee River Wildlife Area and they are only asking for a small amount of rezoning. He stated they have done everything they can do to meet the neighbors' request within reason including a compromise to move to R-2.

Mr. White provided rebuttal regarding water issues, environmental concerns, and consistency with the Comprehensive Plan. He addressed each concern and explained that some of the concerns will be addressed at the site plan stage of review. He discussed that planning's review for consistency with the Comprehensive Plan considers all of the portions of the Comprehensive Plan in their entirety. He stated it checks all the boxes and the recommendation meets all the criteria.

Chair Maddox asked if it checks all the boxes, how do we find legal standing to say anything else but yes?

County Attorney O'Steen stated they would have to announce on the record the findings, stating that denial furthers a legitimate purpose and does not meet all the criteria that is the basis for consideration of the rezoning. Those findings must be made before the vote.

Mr. Meggs and Mr. White were placed under oath by the Deputy Clerk for Mr. Meggs' cross-examination of Mr. White.

Mr. Meggs cross examined Artie White about staff interactions with the applicant and neighbors. He asked if he was aware that his senior planner, six days before after the Planning Commission hearing, wrote an email to the church and suggested they take the rezoning from a R-3 to a R-2? Is that your job?

Mr. White answered yes.

Mr. Meggs asked Mr. White, "so it is your job as a part of the planning department to help people and how to help a defeat a neighborhood that is in opposition?"

Mr. White stated, “it is our job to provide customer service to applicants and to anyone else who may have questions.”

Mr. Meggs asked if Mr. White provided the neighbors with any information.

Mr. White replied that he did, he attended a meeting at Mr. Meggs’ property and answered all the questions that he could. Land use staff also attended another meeting to answer questions. In addition, they received inquiries at the Planning Department. He also provided information to Northwoods Baptist Church. They answered questions from neighbors who called and met with neighbors who requested meetings.

Mr. Meggs asked if the Planning Department gave the HOA any information on how to prevail at the meeting.

Mr. White stated that they informed the neighbors how they can come to the meeting and voice their opposition and that they would need competent, substantial evidence and pointed them to the Comprehensive Plan.

That concluded the cross examination.

Public Comments:

Spoke in Support	Spoke in Opposition
Philip Zinger - 7969 Highbridge Rd.	Lorena Hollett – Lakewood Village
Jay Bostick – 2012 Great Oak Dr.	Donald Hollett – Lakewood Village
Doug Harrell – 2756 Oakleigh Court	Rod Maddox – 5126 Maddox Rd.
Jennifer Stokley – 112 Quail CT. Crawfordville, FL 32327 (Waived in support)	Gary Zirin – 5150 Maddox Rd.
Evan Stokley - 112 Quail CT. (Waived in support)	Susan Brosnan- Maddox 5126 Maddox Rd.
Maria Jett – 1220 Scotland Rd. (Waived in support)	Tim Glenn – 5150 Maddox Rd.
Melodie Adams - 2824 Sweet Ridge St. (Waived in support)	Suzetta Furlong – 3670 Flat Rd.
Greg Adams – 2824 Sweet (Waived in support)	Bob Carver – 3060 Jamey Rd.
Robert Allbritton – 4433 Kensington Rd. (Waived in support)	Michelle Knight – 4804 Lakely Dr.
Stanley Sims – 1320 Avondale Way	Michael Nissalay – 3651 Capital Circle NW.
J.C. Charbonneau – 140 Staghorn Trail (Waived in support)	Trisha Pate – 4129 Riverwood Rd.
Mark Klawinski – 2101 Skyland Dr. (Waived in support)	Perry McClellan – 3701 Capital Circle NW

Frances Harrell – 2756 Oakleigh Ct. (Waived in support)	Lisa Oder Stone – 3074 Jamey Rd.
Michael Green – 6775 Circle J Dr. (Waived in support)	Judy Meggs – 4000 Riverwood Rd.
Jill Green – 6775 Circle J Dr. (Waived in support)	Pat Swartz – 5636 Mossy Top Way
Chris Reber – 1853 Halsteno Blvd. (Waived in support)	James Durbin – 4548 Bowfin Dr. (Waived in opposition)
Deshawn Jackson – 917 Tamarack Ave.	Jim Bruce – 2108 Padlock Place
Latrenda Jackson – 917 Tamarack Ave.	Jeff Arnold – 4170 Riverwood Rd. (Waived in opposition)
William Schroyer – 4121 Mcleod Dr.	Susan Arnold – 4170 Riverwood Rd. (Waived in opposition)
Kevin Gamble – 5778 Split Oak Lane (Waived in support)	Daniel Swartz- 5636 Mossy Top Way
David Reber – 10095 Thousand Oaks Cir. (Waived in support)	Ronnie Crum – 4097 Riverwood Rd.
Olga Burroughs 1912 Saddle Brook Dr. (Waived in support)	Craig Pate – 4129 Riverwood Rd.
Jim Burroughs – 1912 Saddle Brook Dr. (Waived in support)	Ashley Hunter – 5723 Don Hunter Rd.
Carl Vinson – 4598 Rams Gate Dr. (Waived in support)	Judy McClellen – 3701 Capital Circle NW (Waived in opposition)
Ben Tomblin – 8296 Balmoral Dr. (Waived in support)	Debra Henderson - 4525 Bowfin Dr. (Waived in opposition)
Brenda Tomblin – 8296 Balmoral Dr. (Waived in support)	Thais Wilson – 4317 Carnwath Rd.
Brandon Jett – 1220 Scotland Rd. (Waived in support)	Crystal Hall – 4803 Lakely Dr. (Waived in opposition)
Todd Sapp – 4285 Camden Rd.	
Kenley Stringer 3401 Robinhood Rd.	
Susan Vinson – 4598 Ramsgate Dr.	

Commission Discussion:

Chair Maddox thanked the audience for remaining respectful. He stated that findings must be made on the record. He made it clear to the public that this isn't opinion-based decisions and that they must find substantive evidence that goes against those six points that were made earlier that staff articulated. Chair Maddox confirmed with County Attorney O'Steen that the Board's decision must be supported by competent substantial evidence, placed on the record before the Board, and the Board must make findings to support the decision.

Commissioner Proctor motioned for staff recommendation, Option #1. He made this decision based on the points the staff made and not being able to find any substantial evidence that could support Option #2.

Commissioner Proctor moved, seconded by Commissioner Welch, to approve Option #1: Conduct the first and only public hearing and adopt the proposed Ordinance (Attachment #1), thereby amending the Official Zoning Map to change the zoning classification from Residential Acre (RA) Zoning District to Single-Family Detached Residential (R-2) Zoning District for the approximately 32.18-acre portion zoned RA of an overall 85.31-acre parcel located at 3762 Capital Circle NW, based on the findings of fact and conclusions of law of the Planning Commission, this report, and any evidence submitted at the hearing hereon.

Commissioner O’Keefe and Commissioner Welch yielded to Commissioner Minor.

Commissioner Minor spoke on the hard decision that they are faced with. He shared that he knows people on both sides. He acknowledged the hard work of Mr. White and his planning team. He recalled the Comprehensive Plan and stated it sets a tone for what the plan is for. He stated that impacts to existing neighborhoods should be considered for compatibility referring to Policy 1.7.1. He stated that his decision is based on errors in the proposed plan by omitting the 1-acre RA zoned portion of property from the staff report, which he felt might have affected the Planning Commission’s vote. He stated he is voting against the option on the floor. He understands his decision will make people upset, but he believes he’s making the right decision.

Commissioner O’Keefe commented on the decision-making process for the zoning change. He shared that based on the evidence provided, that approving the rezoning would result in incompatible land uses as follows: almost all the surrounding development is zoned RP, and the surrounding R3 zoned areas are not developed mostly because they are wetlands. The only development on R3 zoned land is the current site of the Northwoods Baptist Church. He shared that this Commission is tasked in voting up or down a rezoning change. He stated it must be done by meeting the criteria.

Commissioner O’Keefe stated that based on those reasons he would like to offer a substitute motion.

Commissioner O’Keefe moved, seconded by Commissioner Minor, to approve Option #2 and deny the rezoning request.

Commissioner Welch commented on the process and based on the evidence and facts presented in the record. The Board has to make a decision based on the level of development that is approved for each zoning category, not the actual density that has been developed. He stated he doesn’t have the luxury to be subjective and emotional. He pointed out that’s why they must reach a fair decision. He discussed that this is not the time to discuss how the process needs to be changed. He shared he could not support the substitute motion on the floor. To vote in favor of Option #2, would put the Board in jeopardy. He stated the right thing to do is approve the rezoning. He mentioned that there are additional stops in the process that will address water quality, traffic, and school concurrency.

Commissioner Caban thanked everyone who spoke. He commended Commissioner Minor for working with the church and community. He stated the proposed rezoning is supported by the Comprehensive Plan and reflected on the materials provided and testimony heard during the hearing. He believed there is competent substantial evidence to approve the rezoning. He reflected on the proximity of the property to District 2, and the opportunity to create more housing and increasing density within the urban services area to prevent unneeded sprawl. He stated that this type of development has the potential to stimulate current businesses and further economic development along the Capital Circle corridor that runs through the heart of District 2. He stated that the concerns the residents have are relevant, but they are not relevant to this application at this point in the process. He stated the evidence supports the rezoning request and stated his support of Option #1.

Vice Chair Cummings requested and received clarification regarding the motion on the floor. The substitute motion would be taken up first. She thanked the church and the property owners. She thanked County staff for the analysis of this issue. She stated this issue is very emotional. She commented on the rules and regulations that must be followed and she can't disregard them. She believes there is competent substantial evidence to support the application by the Church. She pointed out that she looked at the six criteria and compared them to what has been presented. She mentioned that the concerns of the residents will be addressed at the site plan stage of review. She believes the proposed request is compatible with the surrounding area.

Chair Maddox stated we must support what was presented on facts, not on emotions. The County Attorney must be able to defend any decision made by the Board. He stated that he listened to comments that have been stated for support and against. He appreciated the decorum. He stated they care how they preserve the neighborhoods. He recalled his childhood struggles and comments related to Section 8 Housing. He spoke in support of the original motion, not the substitute motion, and that he can support the six boxes checked to approve the rezoning.

Commissioner O'Keefe moved the substitute motion, seconded by Commissioner Minor to approve Option #2: Conduct the first and only public hearing and do not adopt the proposed Ordinance, thereby not amending the Official Zoning Map to change the zoning classification from Residential Acre (RA) Zoning District to Single-Family Detached Residential (R-2) Zoning District for the approximately 32.18-acre portion zoned RA of an overall 85.31-acre parcel located at 3762 Capital Circle NW, based on the findings of fact and conclusions of law of the Board of County Commissioners and any evidence submitted at the hearing hereon.

The motion failed 2-5. (Chair Maddox, Vice Chair Cummings, and Commissioners Proctor, Welch, and Caban opposed).

Commissioner Proctor moved, seconded by Commissioner Welch, to approve Option #1: Conduct the first and only public hearing and adopt the proposed Ordinance, thereby amending the Official Zoning Map to change the zoning classification from Residential Acre (RA) Zoning District to Single-Family Detached Residential (R-2) Zoning District for the approximately 32.18-acre portion zoned RA of an overall 85.31-acre parcel located at

3762 Capital Circle NW, based on the findings of fact and conclusions of law of the Planning Commission, this report, and any evidence submitted at the hearing hereon. The motion carried 5-2. (Commissioners O'Keefe and Minor opposed).

CITIZENS TO BE HEARD ON NON-AGENDAED ITEMS

(3-minute limit per speaker; Commission may discuss issues that are brought forth by speakers.)

- Chairman Maddox confirmed that there were no speakers on non-agendaed Items or list speakers.

COMMENTS/DISCUSSION ITEMS

Items from the County Attorney:

- None

Items from the County Administrator:

- None

DISCUSSION ITEMS BY COMMISSIONERS

- **Commissioner Proctor:**
 - Inquired when the contract for Waste Pro would come back.
 - Requested an inquiry action plan from the tow truck industry regarding the towing fee schedule and stated that the last review was in 2014 or 2015 and requested an agenda item.
 - *Commissioner Proctor moved, seconded Commissioner Caban, to direct staff to provide a status report regarding the Towing Ordinance.*
 - *Motion Carried 7-0.*
 - Called attention to and asked the Board to reconsider adopting an ordinance making possession of 20 grams or less of marijuana a civil violation, since there are two new Commissioners who have joined the Board.
 - *Commissioner Proctor moved, seconded by Commissioner O'Keefe, to direct staff to provide an agenda item to consider making possession of 20 grams or less of marijuana a civil violation.*
 - *The motion carried 6-0. (Chair Maddox out of chambers).*
 - Discussed the mental health crisis and homelessness issues that place stress on the jail population capacity. He shared his support of a homelessness taskforce to explore options and asked that these issues be included in the upcoming homelessness workshop.
 - Commended Shington Lamy, Director of Human Services and Community Partnerships, for his efforts to assist citizens in Woodville with their water bills.
 - Shared a request from Mr. Kenneth Barber for the Greater Frenchtown Officer-in-Resident proposal for a marketing and financing plan. He made a motion for an agenda item.

- *Commissioner Proctor motion, seconded by Commissioner Welch, to direct staff to provide an agenda item on the Greater Frenchtown Officer-in-Resident proposal for a marketing and financing plan. He made a motion for an agenda item.*
- *The motion carried 6-0. (Chair Maddox out of chambers).*
- **Commissioner Welch:**
 - Requested a proclamation recognizing Gary and Kim Anton, the owners of the Bradfordville Blues Club.
 - *Commissioner Welch moved, seconded by Commissioner Minor, to approve a proclamation recognizing Gary and Kim Anton, the owners of Bradfordville Blues Club.*
 - *The motion carried 7-0.*
 - Acknowledged the Bradfordville community clean up.
 - Congratulated Prime Meridian Bank on celebrating fifteen years of service.
- **Commissioner O’Keefe:**
 - Discussed revisions to the Land Development Code and Comprehensive Plan and the need for community input. Made no motions, workshops have already been scheduled.
- **Commissioner Minor:**
 - Recognized Kevin Peters, the County Emergency Management Director, for being elected Vice-President of the Florida Emergency Preparedness Association, a statewide association.
 - Reflected on the benefits of the recent Lake Jackson prescribed burn of 100 acres of the dry lakebed. He thanked the Florida Department of Environmental Protection and all the partners involved including DEP and Tall Timbers.
- **Commissioner Caban:**
 - Requested a proclamation recognizing Steve Lousberg, the Manager of the Ace Hardware in Woodville, for the partnership with the Agriculture Program at the Woodville School. He commended the program and thanked Ace Hardware for providing supplies at no cost to the students.
 - *Commissioner Caban moved, seconded by Commissioner O’Keefe, to approve a proclamation recognizing Steve Lousberg, the Manager of the Ace Hardware in Woodville, for the partnership with the Agriculture Program at the Woodville School.*
 - *The motion carried 6-0. (Chair Maddox out of Chambers).*
 - Acknowledged David Pollard and his team at the Tallahassee International Airport for the recent announcement that Jet Blue will be serving the airport.
 - Birthday shout out to County Administrator Long and Commissioner Proctor.
- **Vice Chair Cummings:**

- Acknowledged School Board Member Darryl Jones, Deputy Director, Office of Economic Vitality, Minority Women & Small Business Enterprise.
- Announced the Community Conversation with State Representative Allison Tate on Thursday, February 23rd at New Mt. Zion AME Church on Old Bainbridge Road at 6:00pm.
- **Chair Maddox:**
 - Requested a proclamation recognizing March as Multiple Sclerosis Awareness Month.
 - *Commissioner Proctor moved, seconded by Vice Chair Cummings, to approve a proclamation recognizing March as Multiple Sclerosis Awareness Month.*
 - *The motion carried 7-0.*
 - Requested a proclamation for Hurricane Preparedness Week, May 1-7, 2023.
 - *Commissioner Proctor moved, seconded by Commissioner Caban, to approve a proclamation for Hurricane Preparedness Week, May 1-7, 2023. The motion carried.*

RECEIPT AND FILE:

- Capital Region Community Development District December 8, 2022, Meeting Minutes
- Leon County Educational Facilities Authority FY 2022-2023 Budget

ADJOURN:

There being no further business to come before the Board, the meeting was adjourned at 9:17 p.m.

LEON COUNTY, FLORIDA

ATTEST:



BY: _____

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

BY: _____

Nick Maddox, Chairman
Board of County Commissioners