

**Official Minutes of
MARION COUNTY
BOARD OF COUNTY COMMISSIONERS**

August 3, 2021

CALL TO ORDER

The Marion County Board of County Commissioners met in regular session in Commission Chambers at 9:07 a.m. on Tuesday, August 3, 2021 at the Marion County Governmental Complex located in Ocala, Florida.

INVOCATION AND PLEDGE OF ALLEGIANCE

The meeting opened with invocation by Commissioner Gold and the Pledge of Allegiance to the Flag of our Country.

9:00 AM ROLL CALL

Upon roll call the following members were present: Chairman Jeff Gold, District 3; Commissioner Craig Curry, District 1; and Commissioner Michelle Stone, District 5. Commissioner Kathy Bryant, District 2, and Vice-Chairman Carl Zalak, District 4 appeared telephonically. Also present were Clerk Gregory C. Harrell, County Attorney Matthew G. Minter, County Administrator Mounir Bouyounes, Fiscal Manager Mike McCain; Assistant County Administrator (ACA) Jeannie Rickman, ACA Angel Roussel, and ACA Tracy Straub.

County Attorney Matthew G. Minter, Legal, stated the law requires the BCC to have a quorum physically present unless there is an executive order from the Governor waiving that requirement, which there is not. He advised that there is a physical quorum present, and those Commissioners can vote to allow the Commissioners who are appearing telephonically to participate and vote on the matters before the Board today.

A motion was made by Commissioner Curry, seconded by Commissioner Stone, to allow Commissioners Bryant and Zalak to fully participate and vote on matters before the Board today. The motion was unanimously approved by the Board (3-0).

Commissioners Bryant and Zalak both stated they will advise of any nay votes, otherwise they will be considered a yes on all matters.

ANNOUNCEMENTS

Chairman Gold addressed upcoming scheduled meetings as listed on the Commission Calendar (Item 12.2.1.).

1. PROCLAMATIONS AND PRESENTATIONS:

Upon motion of Commissioner Curry, seconded by Commissioner Stone, the Board of County Commissioners (BCC) approved and/or ratified the following:

1.1. PRESENTATION - Legislative Updates - Representative Joe Harding (Presentation Only)

Representative Joe Harding, District 22, thanked the Board, noting he has an update relating to the Legislative session. Representative Harding advised that there was a lot of concern last year regarding the financial condition of the State, noting much of that concern related to recurring revenue losses. He commented on the leadership throughout

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Florida from Speaker Chris Sprowls, to Senate President Wilton Simpson, to Governor Ron DeSantis, noting how hard these individuals worked to keep Florida as open as possible during the COVID-19 pandemic.

Representative Harding stated there was significant success as a Delegation, bringing back resources to Marion County and the District. He advised that in addition to infrastructure projects for the County, there were several District projects and numerous items which come back to Marion County. He recognized the hard work of Representative Stan McClain, Senator Dennis Baxley, and Senator Keith Perry.

Representative Harding noted there was a lot to learn as a freshman Representative. He stated despite that, he was able to pass 4 of his 7 bills successfully, and they have been signed into law. He advised that 5 of his bills passed and 4 were signed into law.

Representative Harding stated workforce education and career development were important issues to him, noting he sponsored a bill with a \$10,000,000.00 appropriation for apprenticeship programs as a grant process. School Districts and individuals are already taking advantage of that funding. He advised that apprenticeship workforce education programs will be a priority moving forward.

Representative Harding stated Central Florida College (CF), which is so important to the County and the area, had record funding not just recurring, but project funding for the Health Science building. He advised that this is a big deal for Marion County because Health Science jobs are better jobs providing a better tax base.

Representative Harding stated there was a bill relating to occupational licensing that Legislators have been trying to get through the last 4 years. He advised that small businesses which were not regulated at the State level, are being allowed to practice freely in Marion County without fear of local licensing restrictions.

Representative Harding stated in the upcoming Legislative session his priorities include continuing to protect against lockdowns relating to the COVID-19 pandemic, and infrastructure projects.

Representative Harding advised that work will be continuing with Marion County School Districts relating to career and technical colleges, and community colleges to continue to expand career opportunities for non-degree seeking students. He noted the impact this has on building a better tax base.

Representative Harding stated his District Office is at the Community College and during the peak of the COVID-19 pandemic they assisted with hundreds of unemployment claims. They have also helped connect individuals with the correct State agencies, noting in the last month they have assisted 3 individuals to obtain their concealed weapons permits. He advised that his office is available to every constituent in the District, noting they take that role seriously and are a resource to all of Marion County.

Commissioner Stone expressed appreciation to Representative Harding and congratulated him on a successful first year. She stated an important issue going into the next session is the Veteran's nursing home designation, noting the property to the south of the Commission Chambers is the site that has been determined to be the most appropriate location and there is currently soil testing being conducted. She stated the Board wants to keep that the number 1 priority and requested the matter be escalated to ensure the County does not lose its next designation.

Commissioner Curry advised that he did not know Representative Harding prior to running for Commissioner, but they campaigned and spent a lot of time together. He expressed appreciation to the Representative for being a friend in addition to a State Legislator.

Chairman Gold stated he texted Representative Harding to let him know what a good job he was doing, noting the Representative's knowledge of the District is incredible.

Commissioner Bryant expressed appreciation to Representative Harding for his work during the past Legislative session, she advised that in the past week or so Representative Harding, County Engineer Elton Holland, Parks and Recreation Director Jim Couillard and she met at Blue Run Park. She noted there are issues relating to an increase in recreational activities and access on the Rainbow River. Commissioner Bryant stated there are some infrastructure projects that will be brought to the Board for consideration to be put on the list of Legislative priorities and Representative Harding has agreed to work with the County on them if the Board chooses to move forward with those priorities.

Commissioner Stone advised that the project is a regional project in the Dunnellon area and thanked representative Harding for taking it to the State on behalf of the BCC, noting that is where most of the funding should come from.

1.2. PRESENTATION - Mission: Bus Brigade, School Supply Drive – Amanda Tart, Executive Director and Dr. Diane Gullett, Marion County Superintendent of Schools (Approval and Presentation)

Executive Director Amanda Tart, Administrative Services, presented the following recommendation:

Description/Background: The Marion County Board of County Commissioners continues its longstanding support of local education with this annual School Supply Drive. The County's employees have once again shown their commitment to empowering students in our community for success by providing supplies to local children in need. The goal of this campaign is to make sure every study is prepared with the necessary resources to learn on the first day of school.

As in past years, all proceeds and donations received during this campaign will be given to the Marion County Public School's (MCPS) Homeless and Needy Children's Program for distribution to students through the various elementary, middle, and high schools.

As part of the County's internal competition, the following awards will be presented to the winning departments:

- Design-A-Bus Contest:
 - Most Unique Bus
 - Most Realistic Bus
 - Funniest Bus
- School Supply Drive Contest:
 - 2021 Golden Ruler Award, presented to the department with the most points
 - 2021 Division Champion Trophy, presented to the division with the most points

Additionally, Dr. Diane Gullett, Marion County Superintendent of Schools, will be present to address the Board and receive the donations on behalf of the School Board. MCPS has arranged for a school bus to be parked outside and Commissioners will have the opportunity to place some of the donated supplies inside the bus.

Budget/Impact: None.

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Recommended Action: Motion to approve presentation of the awards and to present the Marion County School Board with the donation of received school supplies from this year's School Supply Drive.

Executive Director Amanda Tart, Administrative Services, introduced Marion County School Board Vice-Chairman Kelly King.

Ms. King stated she was present in place of Dr. Diane Gullett. She advised that the School Board is grateful for the backpacks and supplies and will be good stewards to ensure the students that most need these supplies will receive them.

Ms. Tart stated the entire workforce got together and had a friendly competition, noting this year there were 3 divisions including: 1.) Administration; 2.) Public Works and Growth Services; and 3.) Public and Environmental Services. The teams competed to see who could bring in the most items. There was a total of 8,400 items collected. In 3rd place was the Public and Environmental Services Team with 1,680 items donated, in 2nd place with 3,100 items collected is Public Works and Growth Services, and the winner, with 3,644 items, is Administration, headed up by ACA Rickman.

Ms. Tart advised that there is 1 Department that always goes well above and beyond and they have done it again this year. She stated there is a special "Golden Ruler" award for the Public Safety Communications (PSC) Department, which brought in 2,059 items.

Director Kyle Drummer, PSC, accepted the award on behalf of PSC. He was joined by the Division Captain, ACA Jeannie Rickman who was presented with a "crown" made of pencils and erasers.

Ms. Rickman stated it was wonderful to see the various departments come together for such a great cause for the kids.

Mr. Drummer stated Ms. Rickman has been a great leader and this is the 5th year in a row PSC has earned this award. He advised that PSC has a lot of passion, drive, and creativity, noting the supplies used to make Ms. Rickman's crown are reusable.

Ms. Tart advised that there are 3 more awards, noting the school buses in the auditorium lobby decorated by different departments. She stated there are awards for the funniest bus, most realistic bus, and the most unique bus. Ms. Tart advised that the funniest bus award goes to the Office Environmental Services. Director Jody Kirkman accepted the award on behalf of the department. The 2nd award for the most realistic bus goes to the Growth Services Department. Director Mary Elizabeth Burgess accepted the award on behalf of the department. Ms. Tart stated the final award is for the most unique bus and goes to the Human Resources (HR) Department. Ms. Tart accepted the award on behalf of HR. She advised that all other entries were unique and funny, noting her appreciation for all departments.

Ms. King, the Commissioners, Clerk, County Attorney, County Administrator and ACAs each took a backpack and jumped on the "Bus Brigade".

There was a brief recess while staff took backpacks and supplies to the bus waiting outside.

The meeting recessed at 9:40 a.m.

The meeting resumed at 9:47 a.m. with all members present.

Mr. Bouyounes stated the total value of the items donated by all County departments this year is \$15,323.00.

NEW BUSINESS:

Chairman Gold advised that Mark Lander, Administrator, Florida Department of Health (DOH) in Marion County was present to provide an update on health statistics related to the COVID-19 pandemic.

Administrator Mark Lander, DOH, in Marion County, stated there have been recent increases in COVID-19 cases globally, nationally and locally. He advised that in the last month roughly 6 percent (%) of all cases in Florida have been among vaccinated individuals, noting a very low rate of “breakthrough cases”.

Mr. Lander stated there were 1,881 cases last week, up from 1,056 the week prior. He advised that the positivity rate has risen to 24.5% from 18.5% last week, noting it is the highest positivity rate the County has experienced. Mr. Lander stated the case rate was 505 per week per 100,000 individuals. He advised that the previous high was back in January. Mr. Lander stated the figures are not surprising based on the Delta variant which is at least 2 times more infectious than Alpha was when the County was experiencing it at those rates back in July of 2020, and January of 2021.

Mr. Lander advised that most COVID-19 infections have occurred in unvaccinated individuals over the past 30 days, noting the State average for the age groups experiencing the most cases is 20 to 49 years of age, and in Marion County it is 25 to 54 years of age. He stated most hospitalizations in the State are occurring in individuals 40 to 69 years of age, and in Marion County the most impacted individuals are 45 to 64 years old. Mr. Lander advised that hospitalizations have shifted to younger demographics, noting this demonstrates the success associated with vaccinating the County’s senior population. He noted the senior vaccination rate Statewide is 84% and in Marion County the rate is 80%. Mr. Lander stated the County has reached the number it was hoping for by September, but indicated the County is looking to expand the vaccination rates across all eligible age groups, especially the younger ages who are currently experiencing more of the infections.

Mr. Lander advised that there has been an increase in calls to DOH, noting many of those calls are related to testing information. He stated the County supported testing site was shut down at the end of May due to reduced requests that could be handled through local CVS, Walgreens, and other participating entities. Mr. Lander advised of a gap that includes uninsured and underinsured individuals, noting there are delays in the timeframes for getting individuals tested at these facilities. He stated the decision was made to open community testing, beginning this week, from 8:00 a.m. until 2:00 p.m. at the Southeastern Livestock Pavilion (SELP). Mr. Lander advised that he hopes to get 500 to 750 individuals tested the first day, which will start to take the volume off CVS, Walgreens, and others, allowing them to perform more timely testing going forward. He stated that depending on the need, DOH may come back to the Board and request an additional day, noting he is considering testing on Mondays and Wednesdays.

Mr. Lander advised that vaccines are the most efficient tool to protect an individual’s health and prevent the spread of disease, noting COVID-19 vaccines continue to be vital in ending this pandemic. He stated benefits of the vaccine include reducing the risk of contracting the virus if exposed, teaching the body how to fight the virus, reducing the risk of severe symptoms, hospitalizations, deaths, minimizing the ability of the virus to spread, and fighting against the emerging variants that can cause worse symptoms.

Mr. Lander advised that of the County’s eligible population (ages 12 and up), roughly 55% have been vaccinated. He stated the increase in vaccination rates is encouraging, noting 3 weeks ago in the entire County there were 1,384 individuals vaccinated, 2 weeks ago

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there were 2,025 new individuals vaccinated and that number nearly doubled last week with 3,720 individuals vaccinated. Mr. Lander advised that there is plenty of vaccine in stock, noting DOH performs vaccinations Monday through Wednesday, in addition to several outreach programs at locations including Rainbow Lakes Estates (RLE), Marion Oaks and on Fridays the program is at the McIntosh Civic Center from 3:00 p.m. until 6:00 p.m. He stated the outreach programs will continue for 5 weeks before DOH reevaluates and chooses other locations. This provides visibility in locations and gives individuals a 5 week time frame during which they can obtain a vaccination.

Mr. Lander advised that breakthrough cases are not unique to COVID-19 and occur when an individual is immunized through vaccination and still contracts the illness, noting breakthrough cases typically present with milder symptoms and resolve more quickly.

Mr. Lander stated the importance of mitigation measures, noting individuals, especially those that are unvaccinated, should watch for COVID-19 symptoms including a fever, dry cough, fatigue, aches, pains, loss of taste and smell, headaches, shortness of breath, chest pain and other allergy-like symptoms. He advised that individuals should stay home when sick and get tested if experiencing symptoms. Mr. Lander advised of the importance of avoiding large crowds if unvaccinated, and the importance of ventilation of spaces. He stated unvaccinated individuals should consider every protective measure including masking.

In response to Commissioner Curry, Mr. Lander advised that the senior vaccination rate in Marion County is over 80% and for the eligible population, which is 12 and up, it is roughly 55%.

Commissioner Curry stated 50 or more years ago the Country came together and eradicated many diseases through the vaccination process. He stated currently individuals are passing it on to one another, creating a lot of death, disease, and lasting issues. He advised that he had COVID-19 when he was running for office and urges everyone to please get the vaccine.

Mr. Lander advised that he encourages individuals with concerns to reach out to their physician. He stated one way to stay ahead of the variants is to get the herd immunity through vaccination. Mr. Lander advised that at the beginning when there was a push to get more vaccine in Florida, there was an outcry, but the State began to get more vaccine moved into Florida, and now anybody who wants a vaccine, can get one.

In response to Commissioner Stone, Chairman Gold stated there was a meeting with the County Administrator Mounir Bouyounes, the Emergency Management Director Preston Bowlin, and Mr. Lander roughly a month ago, and they planned for everything from worst case scenario to where the County is today.

Mr. Lander stated at the time of that meeting it was noted there were ample testing capabilities in the County, but planned for a "what if" scenario, noting Chairman Gold had the County Public Information Office (PIO) work with DOH's PIO to develop messaging for billboards and other forms of media.

Mr. Lander advised that updates relating to testing will be provided going forward. Chairman Gold stated there will be messaging indicating where commercial test sites are located and where vaccines are available. He noted the great job staff did by placing funding in Reserves for a situation like this, despite calls to spend.

Mr. Lander thanked the Board for its past support, noting vacant nursing positions were filled as of this week and those individuals will assist with vaccination efforts.

Chairman Gold advised that the County is working with the community paramedicine group that is going out with Senior Services to make sure anyone that wants a vaccine has access. He commended Mr. Lander and Mr. Bowlin on their pre-planning efforts.

6. PUBLIC HEARINGS (Request Proof of Publication) at 10:00 am: Public participation is encouraged. When prompted, please step up to the podium and state your name and address for the record. Please limit your comments to the specific issue being addressed.

6.1. PUBLIC HEARING to Consider Amending the Marion Code of Ordinances Chapter 2 Administration, Article I, Sec. 2-2, Claims Against the County

County Attorney Matthew G. Minter, Legal, presented the following recommendation:

Description/Background: Risk and Benefit Services is working closely with the County Attorney's office to review and aggressively manage workers' compensation and liability claims. The Ordinance was last updated in October of 2012. To bring the ordinance up to date and in line with current costs, streamline processes, and reduce total expense cost, we are proposing a revision be made to the dollar amount of claim authority levels.

Budget/Impact: None.

Recommended Action: Motion to adopt the attached ordinance of Marion County Florida, relating to amending the Marion Code of Ordinances Chapter 2 Administration, Article I, Sec. 2-2; claims against the County; to update and revise claim settlement authority; providing for repeal; providing for severability; providing for inclusion in code; and providing an effective date.

Deputy Clerk McAllister presented Proof of Publication No. 6090896 entitled, "Notice of Public Hearing" published in the Star Banner newspaper July 21, 2021. The Notice states the Board will consider adoption of an Ordinance relating to the Marion County Code.

Mr. Minter stated the BCC has the authority to delegate certain levels of authority to the County Administrator and Risk Manager. The specific Ordinance that is before you today, has some levels for Tort Claim settlements, noting torts are generally personal injury type cases, auto accident cases, and premises liability cases, etc. He advised that the Board is being asked to approve updated amounts of settlement authority as provided in the Ordinance, increasing the levels that could be done either by only the Risk Manager or the Risk Manager with the authority of the County Administrator and then a higher level with the County Administrator, the County Attorney, and the Chairman, noting anything over \$100,000.00 is upon the authority of the Board.

Chairman Gold opened the floor to public comment.

There being none, Chairman Gold advised that public comment is now closed.

Commissioner Curry questioned the motivating factor relating to this Ordinance. Mr. Minter advised that it corresponds with the County's Procurement Ordinance as far as levels of authority, noting the Procurement Department does not deal with claims settlements but these correspond to levels of contract authority in the Procurement Ordinance.

A motion was made by Commissioner Stone, seconded by Commissioner Curry, to adopt Ordinance 21-20 amending the Marion Code of Ordinances Chapter 2 Administration, Article I, Sec. 2-2; claims against the County; to update and revise claim settlement authority; providing for repeal; providing for severability; providing for inclusion in code; and providing an effective date. The motion was unanimously approved by the Board (5-0).

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Ordinance 21-20 is entitled:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA; AMENDING THE MARION CODE OF ORDINANCES CHAPTER 2 ADMINISTRATION, ARTICLE I, SEC. 2-2, CLAIMS AGAINST THE COUNTY; TO UPDATE AND REVISE CLAIM SETTLEMENT AUTHORITY; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING AN EFFECTIVE DATE.

2. AGENDA ITEM PUBLIC COMMENT:

Reserved for comments related to items specifically listed on this agenda. Scheduled requests will be heard first and limited to five (5) minutes. Unscheduled requests will be limited to two (2) minutes. Citizens may contact Marion County Administration by 5:00 p.m. the Friday before the meeting at 352-438-2300 to request to speak or submit the request online at: www.marionfl.org.

Chairman Gold opened the floor for public comment.

James Otto, Blanding Boulevard, Middleburg, commented on the requirement for public comment being limited to Agenda Items, noting his comment relates to Rules of Engagement for BCC meetings. He addressed the County budget, Legislative Session, and the lack of sidewalks in Marion County.

Jack Stackman, NE 248th Avenue Road, advised that he wishes to speak relating to Agenda Item 7.5.1. which is a request to hire more staff for the Building Department. He stated he emailed the BCC regarding this item, noting he does not remember whether this was discussed before or after the election that Commissioner Curry won. Mr. Stackman advised that he recalled at the time 1 or 2 of the Commissioners stated a review would be needed at some later date. He stated it came to mind because the County continues to hire individuals, including 6 temporary employees and now wants to add 5 permanent employees. Mr. Stackman questioned why the County now wants to hire permanent employees rather than temporary staff.

Chairman Gold expressed his concern relating to the same matter, noting he does not want to layoff individuals the way Commissioners Bryant and Zalak had to in the past.

Chairman Gold advised that public comment is now closed.

3. ADOPT THE FOLLOWING MINUTES: (4 sets)

3.1. June 17, 2021

3.2. June 22, 2021

3.3. July 6, 2021 A

3.4. July 6, 2021 B

A motion was made by Commissioner Stone, seconded by Commissioner Curry, to adopt the meeting minutes of June 17, June 22, and July 6 (2 sets), 2021. The motion was unanimously approved by the Board (5-0).

4. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL OR OUTSIDE AGENCIES:

4.1. George Albright, Tax Collector - 2020 Tax Roll Recapitulation

The Board considered the following letter dated July 16, 2021 from George Albright, Marion County Tax Collector:

Dear Board:

I am pleased to present the 2020 Tax Roll Recapitulation for errors, insolvencies, double assessments, discounts and other items I am entitled to as credits against

the 2020 Assessment Roll.

Thank you and your staff for your continued support.

Respectfully,

Chairman Gold passed the gavel to Commissioner Curry who assumed the Chair.

A motion was made by Commissioner Stone, seconded by Commissioner Gold, to approve the 2020 Tax Roll Recapitulation. The motion was unanimously approved by the Board (5-0).

4.2. Jon Lin, Trial Court Administrator - Request Approval to Amend Two (2) Agreements Between the Fifth Judicial Circuit Court and Marion County Board of County Commissioners to Provide Funding for Two (2) Court Program Specialist I Positions for Veterans Treatment Court and Post Adjudication Expansion Drug Court

The Board considered the following recommendation from Trial Court Administrator Jon Lin, Court Administration:

Description/Background: These two (2) agreements were approved by the Board on June 15, 2021 and are being amended to include the required e-verify language.

Budget/Impact: None.

Recommended Action: Motion to approve and authorize Chair to execute Amendments to the Agreements between the Fifth Judicial Circuit Court and Marion County Board of County Commissioners to provide funding for two (2) Court Program Specialist I positions for Veterans Treatment Court and Post Adjudication Expansion Drug Court.

A motion was made by Commissioner Stone, seconded by Commissioner Gold, to approve Amendments to the Agreements between the Fifth Judicial Circuit Court and Marion County Board of County Commissioners to provide funding for two (2) Court Program Specialist I Positions for Veterans Treatment Court and Post Adjudication Expansion Drug Court. The motion was unanimously approved by the Board (5-0).

Chairman Curry returned the gavel to Commissioner Gold, who resumed the Chair.

5. CLERK OF THE CIRCUIT COURT:

5.1. Budget Amendment

Upon motion of Commissioner Stone, seconded by Commissioner Curry, the Board adopted the following Budget Amendment Resolutions transferring funds as presented by Clerk Harrell:

5.1.1. 21-R-341 – Building Safety Fund - Building - \$157,181

5.1.2. 21-R-342 – Fine and Forfeiture Fund - Sheriff Bailiff Transfer - \$12,234

5.1.3. 21-R-343 – Fine and Forfeiture Fund - Sheriff Regular Transfer - \$48,636

5.1.4. General Fund - CoC ESG Cares - \$1,257,639 was pulled for discussion with Consent Agenda Item 7.2.4

5.1.5. 21-R-344 – General Fund - Coronavirus Relief - \$35,000

5.1.6. 21-R-345 – General Fund - Fleet Management - \$100,000

5.1.7. 21-R-346 – General Fund - Sheriff Emergency Management Transfer - \$3,266

5.1.8. 21-R-347 – General Fund - Sheriff Jail Transfer - \$221,710

5.1.9. 21-R-348 – Marion County Utility Fund - Utilities Capital Construction - \$200,000

5.1.10. 21-R-349 – Marion Oaks MSTU for General Services - Marion Oaks MSTU - \$3,474

5.1.11. 21-R-350 – MSTU for Law Enforcement - Sheriff Patrol CID Transfer - \$211,975

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5.1.12. 21-R-351 – Stormwater Program - Stormwater Program - \$10,000

5.1.13. 21-R-352 – Stormwater Program - Stormwater Program - \$158,455

(Ed. Note: CoC is the acronym for Continuum of Care; ESG is the acronym for Emergency Solutions Grant; CARES is the acronym for Coronavirus Aid, Relief, and Economic Security Act; MSTU is the acronym for Municipal Service Taxing Unit; and CID is the acronym for Criminal Investigation Division.)

5.2. Clerk of the Court Items

5.2.1. Request Approval of Proposed (Maximum) Millage Rates and Scheduling of First Public Hearings for FY 21/22

Clerk Harrell presented the following recommendation from Budget Director Audrey Fowler:

Description/Background: On or before August 4 of each year, the Board of County Commissioners shall advise the Property Appraiser of the proposed millage rates, the rolled-back rates, and the date, time, and place at which the public hearings will be held to consider the proposed millage rates and the tentative budget.

{Florida Statutes Section 200.065(2)(b)}

Budget/Impact: Ad valorem millage rates to fund the fiscal year 2021-22 tentative budget.

Recommended Action: Consider approval of the proposed millage rates and the date, time, and place for the first public hearings related to the budgets of both the Marion County Board of County Commissioners and the Rainbow Lakes Estates Municipal Service District; and authorize the Chairman to execute the related documents.

Budget Director Audrey Fowler advised she was present to request approval of the proposed maximum millage rate and the scheduling of the 1st public hearings for the fiscal year (FY) 2021-22 budget as required by Florida Statutes Section 200.065(2)(b). She read the proposed millage rates into the record, noting they are the same as the prior year. Ms. Fowler advised that this is not a final adoption, there is still opportunity for the Board to review and adjust before the public hearings in September when the Board will adopt next year's budget.

Ms. Fowler stated the action to be taken today is to set the public hearing for the tentative adoption on Thursday, September 9, 2021 at 7:00 p.m. in the McPherson Governmental Campus Auditorium. The actions to be taken by today's approval is to notify the Property Appraiser of the proposed millage rates for the 2021-22 budget, the rollback millage rates, the date, time and place of the hearings and to authorize the Chairman to execute the appropriated documents to be included on the Truth in Millage (TRIM) notices that will be mailed later in August.

Ms. Fowler advised that an additional action is the multi-county district, Rainbow Lakes Estates (RLE) Municipal Service District (MSD) with a proposed millage rate of 2.25, which is the same as the current fiscal year. That hearing will occur on Thursday, September 9, 2021, at 6:50 p.m. in the McPherson Governmental Campus Auditorium.

A motion was made by Commissioner Stone, seconded by Commissioner Curry, to approve the proposed millage rates and the date, time, and place for the first public hearings related to the budgets of both the Marion County Board of County Commissioners and the Rainbow Lakes Estates Municipal Service District. The motion was unanimously approved by the Board (5-0).

7. CONSENT:

A motion to approve the Consent Agenda is a motion to approve all recommended actions. All matters on the Consent Agenda are considered routine and will be enacted by one motion. There will be no separate discussion unless desired by a Commissioner. Upon motion of Commissioner Stone, seconded by Commissioner Curry, the Board acted on the Consent Agenda as follows:

7.1. Administration:

7.1.1. Request Approval of First Amendment to Emergency Rental Assistance Grant Agreement Between Marion County and United Way of Marion County, Inc. (Budget Impact - None)

The Board considered the following recommendation as presented by Executive Director Tart, Administrative Services:

Description/Background: On March 2, 2021, the Board approved the Emergency Rental Assistance Grant Agreement in which United Way of Marion County, Inc. would administer an assistance program pursuant to funding under the Emergency Rental Assistance Act. This agreement did not include the payment of prospective utility payments, i.e. utility payments not included in rent. This First Amendment will permit the payment of prospective utility payments for up to three (3) months and is retroactive to the date of the original Agreement.

Legal has reviewed and approved this amendment via email (attached).

Staff is also working details out with United Way to administer Emergency Rental Assistance Phase Two (2) funds in the same manner as Phase One (1) and will bring an additional amendment to the Board for approval in the near future.

Budget/Impact: None.

Recommended Action: Motion to approve and authorize the Chair to execute the First Amendment to Emergency Rental Assistance Grant Agreement between Marion County and United Way of Marion County, Inc.

Commissioner Curry questioned whether there will be regular updates on figures relating to the Emergency Rental Assistance Act funds being administered by United Way of Marion County.

County Administrator Mounir Bouyounes advised that an email update will be sent and going forward an update will be provided at every BCC meeting.

In response to Commissioner Curry, Mr. Bouyounes stated the option is being added to allow United Way to reimburse for utilities expenses alone if not attached to a rent amount or it can be combined with the rent.

A motion was made by Commissioner Curry, seconded by Commissioner Stone, to approve the First Amendment to Emergency Rental Assistance Grant Agreement between Marion County and United Way of Marion County, Inc. The motion was unanimously approved by the Board (5-0).

7.2. Community Services:

7.2.1. Request Approval of Second Amendment Contract Agreement for FY 19/20 Between Marion County and Ocala Housing Authority (OHA) to Extend Contract Agreement for Six (6) Months to Sell Two (2) Single Family Homes Purchased with Neighborhood Stabilization Program (NSP) Funds (Budget Impact - Neutral)

The Board accepted the following recommendation as presented by Community Services Director Cheryl Martin:

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Description/Background: In 2008, Marion County received \$6,324,055 in Neighborhood Stabilization Program (NSP) funds through the Federal Housing and Economic Recovery Act (HERA) of 2008. These funds are considered a special allocation of the Community Development Block Grant (CDBG) funds.

On July 21, 2020, the Board approved a contract with OHA to provide lease management of units sold on a lease-to-own basis with an expiration date of July 20, 2021. OHA is requesting a six (6) month extension to sell two (2) remaining homes and increase the income eligibility from 50% area median income (AMI) to 80% AMI. Due to the high cost of the current housing market, homebuyers are facing a high cost burden, especially for those households whose income fall below 80% AMI.

Both properties are located in Marion Oaks (Parcel Number 8005-0772-09 and Parcel Number 8003- 0348-03). Both homes currently have potential homebuyers to purchase these units but require additional time to secure financing for underwriting and closing process.

Budget/Impact: Neutral

Recommended Action: Motion to approve and authorize the Chairman to execute Second Amendment Contract Agreement for FY 19/20 between Marion County and OHA and all associated documentation necessary.

7.2.2. Request Approval to Execute Subordination Agreement Between Marion County and Anthony and Stacey Cleveland (Budget Impact - None)

The Board accepted the following recommendation as presented by Community Services Director Martin:

Description/Background: Through the Community Services Department, Marion County offers a homebuyer purchase assistance program through receipt of State Housing Initiative Partnership (SHIP) funds to assist eligible residents with down payment and closing cost to obtain homeownership.

On August 17, 2018, Community Services approved and assisted Mr. and Mrs. Cleveland through its SHIP program to purchase a home located at 9 Redwood Run Loop, Ocala, FL 34472 (Parcel Number 9020-0410125) in the amount of \$20,000. The SHIP Assistance was secured by a second mortgage and note recorded against the property with a maturity date of September 1, 2033.

On June 10, 2021 Mr. and Mrs. Cleveland requested the County to subordinate its mortgage to allow them to refinance their first mortgage to reduce it from an interest rate of 5.25% to 3.25% with no cash distribution.

Budget/Impact: None.

Recommended Action: Motion to approve and authorize Chairman to execute necessary documentation to Subordination Agreement.

7.2.3. Request Approval of Release of County's Reversionary Interest in Properties Transferred to Housing Finance Authority of Marion County and Habitat for Humanity of Marion County, Inc. upon Sale and Closing of Properties to Eligible Income Homebuyers (Budget Impact - Neutral)

The Board accepted the following recommendation as presented by Community Services Director Martin:

Description/Background: On October 20, 2020, the Board approved an agreement with Housing Finance Authority of Marion County and Habitat for Humanity of

Marion County, Inc. for construction, marketing, and the sale of affordable housing on surplus properties provided by the County as follows:

1. PARCEL NUMBER 9033-1076-20
ADDRESS: 45 LOCUST PASS RUN, OCALA
SEC 24 TWP 16 RGE 23
PLAT BOOK J PAGE 294
SILVER SPRINGS SHORES UNIT 33
BLK 1076 LOT 20
2. PARCEL NUMBER 9032-0902-16
ADDRESS: 77 LOCUST PASS RUN, OCALA
SEC 23 TWP 16 RGE 23
PLAT BOOK J PAGE 276
SILVER SPRINGS SHORES UNIT 32
BLK 902 LOT 16
3. PARCEL NUMBER 9038-1287-07
ADDRESS: 185 BAY ROAD, OCKLAWAHA
SEC 04 TWP 17 RGE 24
PLAT BOOK J PAGE 345
SILVER SPRINGS SHORES UNIT 38
BLK 1287 LOT 7
4. PARCEL NUMBER 9032-0868-12
ADDRESS: 218 LOCUST LANE DRIVE, OCALA
SEC 24 TWP 16 RGE 23
PLAT BOOK J PAGE 276
SILVER SPRINGS SHORES UNIT 32
BLK 868 LOT 12
5. PARCEL NUMBER 9032-0896-14
ADDRESS: 237 LOCUST PASS LANE, OCALA
SEC 23 TWP 16 RGE 23
PLAT BOOK J PAGE 276
SILVER SPRINGS SHORES UNIT 32
BLK 896 LOT 14
6. PARCEL NUMBER 9051-1613-31
ADDRESS: 305 LOCUST PASS, OCALA
SEC 24 TWP 16 RGE 23
PLAT BOOK J PAGE 360
SILVER SPRINGS SHORES UNIT 51
BLK 1613 LOT 31
7. PARCEL NUMBER 9037-1217-13
ADDRESS: 15961 SE 115TH PLACE ROAD, OCKLAWAHA
SEC 34 TWP 16 RGE 24
PLAT BOOK J PAGE 320
SILVER SPRINGS SHORES UNIT 37
BLK 1217 LOT 13

The surplus properties were conveyed subject to the condition that, should the agreement expire or terminate, the property would return to the County. The intention of this reservation was to ensure that the County would obtain ownership of the properties in the event either organization failed to perform their obligations

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under the agreements. Both organizations have substantially complied with the obligations to construct and market properties for sale. In order for income eligible homebuyers to obtain financing to purchase these homes, the County must release its reversionary interest in the properties upon sale of each property.

At this time, there are two (2) such properties ready to be released (Parcels 9038-1287-07 and 9032-0896-14), for approval and execution of the Release of Right of Reverter. Additionally, pending approval of this agenda item, staff requests the Board to approve the remaining five (5) properties and, at such time, the Release of Right of Reverter will be brought to the Chair for signature upon sale of the individual remaining properties.

Budget/Impact: Neutral.

Recommended Action: Motion to authorize the Chair to execute Release of Right of Reverter for properties transferred to Housing Finance Authority of Marion County and Habitat for Humanity of Marion County, Inc. upon the closing of each property.

7.2.4. Request Approval of Amendment to the Agreement Between Marion County and Interfaith Emergency Services, Inc. (IES), for Emergency Solutions Grant - Coronavirus (ESG-CV) on Behalf of the Continuum of Care's (CoC) Allocation (Budget Impact - Neutral; not to exceed \$709,528)

The Board accepted the following recommendation as presented by Community Services Director Martin:

Description/Background: On May 19, 2020 the Board approved an agreement between Marion County and Department of Children and Families (DCF) to assume responsibilities for the remaining two (2) years of a three (3) year unified contract. Marion County, as the lead collaborative applicant on behalf of the Continuum of Care 514, manages ESG, Challenge, and Temporary Assistance for Needy Families (TANF), and Staffing grants.

On October 20, 2020 the Board approved an amendment to the three (3) year DCF unified contract to increase the allocation with ESG-CV funds in the amount of \$313,000; of which \$141,851 was awarded to IES by the Board on January 05, 2021.

On July 06, 2021, the Board approved a second amendment to the three (3) year DCF contract to receive an additional allocation of ESG-CV funds in the amount of \$1,257,639. As such, an amendment to the IES ESG-CV contract is being requesting to increase their total award amount to \$709,528.

Budget/Impact: Neutral; not to exceed \$709,528.

Recommended Action: Motion to approve and authorize the Chair to sign the Amendment with Marion County and Interfaith Emergency Services, Inc. for eligible shelter activities in an amount not to exceed \$709,528.

5.1.4. 21-R-353 – General Fund - CoC ESG Cares - \$1,257,639

7.2.5. Request Approval of FY 21/22 Annual Action Plan for the U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG), HOME Investment Partnership Program (HOME), and Emergency Solutions Grant (ESG) Funding (Budget Impact - Revenue of \$3,097,967)

The Board accepted the following recommendation as presented by Community Services Director Martin:

Description/Background: Marion County must submit to the Department of Housing and Urban Development (HUD) an Annual Action Plan (AAP) detailing how HUD grant funds will be utilized in the upcoming grant year to meet the goals and objectives identified in the Five (5) Year Consolidated Plan. The Plan must be submitted by August 16, 2021 and HUD has 45 days to review this Plan. HUD will not release any grant funds until an approved AAP is in place.

Marion County has been allocated funding for FY 21/22 under the Community Development Block Grant (CDBG) of \$2,042,257, the HOME Investment Partnership Program (HOME) of \$887,773 and the Emergency Solutions Grant (ESG) of \$168,937. Once an approved plan is in place, HUD will execute contracts with Marion County for receipt of these funds.

In accordance with HUD regulations, the AAP was published for a thirty (30) day public comment period which ended on August 2, 2021. A public hearing taking comments on the plan was held on July 20, 2021. No comments were received as of the date of publication of this agenda.

Budget/Impact: Revenue of \$3,097,967.

Recommended Action: Motion to approve the Annual Action Plan for submission to HUD and to authorize the Chair to execute Certifications, Standard Form 424 (SF-424), SF-424D, and necessary documents to satisfy HUD's approval process.

7.2.6. Request Signature Approval for Certificate by State or Local Official of Public Housing Agency (PHA) Plans Consistency with the Consolidated Plan or State Consolidated for Ocala Housing Authority's (OHA) FY 2022 Annual Agency Plan (Budget Impact - None)

The Board accepted the following recommendation as presented by Community Services Director Martin:

Description/Background: Ocala Housing Authority is the only public housing authority regulated by the Department of Housing and Urban Development (HUD) for Marion County. OHA manages 216 public housing units, 1,300 housing choice vouchers and Section 8. In addition, they provide housing counseling and self-sufficiency classes to Marion County residents.

OHA's is required to submit an executed Certificate by State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated with its Annual Agency Plan to HUD. Community Services collaborates with OHA to identify needs and leverage funding as opportunities may become available. Community Services has reviewed OHA's Annual Agency Plan and confirmed the goals are consistent with Marion County's FY 2019-2023 Five (5) Year Consolidated Plan.

Budget/Impact: None.

Recommended Action: Motion to authorize Chair to execute Certificate by State or Local Official of PHA Plans Consistency with the Consolidated Plan or State Consolidated for Ocala Housing Authority.

7.3. Development Review Committee:

7.3.1. Request Approval of Final Plat for Greystone Hills Phase Two Subdivision, Application Number 26640 (Budget Impact - None)

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The Board accepted the following recommendation as presented by ACA Tracy Straub:
Description/Background: On July 26, 2021, the Development Review Committee approved the Final Plat for the Greystone Hills Phase 2 subdivision and recommended that the Board approve and authorize execution by the Chair and the Clerk. This subdivision is located in the southwest portion of the County and contains 133 lots on 29.30 acres with 0.89 miles of private road.
Approval of this plat is subject to approval of the improvement agreement on today's consent agenda under Transportation - County Engineer.
Budget/Impact: None.
Recommended Action: Motion to approve the subject plat and to authorize the Chair and Clerk to execute the same.

7.3.2. Request Approval of Final Plat for Oaks at Ocala Crossings South Phase Two Subdivision, Application Number 26547 (Budget Impact - None)

The Board accepted the following recommendation as presented by ACA Straub:
Description/Background: On July 26, 2021, the Development Review Committee approved the Final Plat for the Oaks at Ocala Crossings South Phase Two subdivision and recommended that the Board approve and authorize execution by the Chair and the Clerk. This subdivision is located in the southwest portion of the County and contains 60 lots on 21.90 acres with 0.61 miles of private road.
Approval of this plat is subject to approval of the improvement agreement on today's consent agenda under Transportation - County Engineer.
Budget/Impact: None.
Recommended Action: Motion to approve the subject plat and to authorize the Chair and Clerk to execute the same.

7.3.3. Request Approval of Waiver Request for LDC 2.16.1.B(8)(g) - Agricultural Lot Split Establishment of County MSBU for Randy Kimmel Property, Parcel Number 12351-001-00, Application Number 26623 (Budget Impact - None)

The Board accepted the following recommendation as presented by ACA Straub:
Description/Background: Section 2.16.1.B(8)(g) of the Land Development Code states a County MSBU shall be established for the maintenance of the improvements created by this division prior to final approval and recordation. A waiver to this provision may only be granted by the Board upon review and recommendation by the DRC. The applicant's statement of justification for the requested waiver is as follows:

The applicant requests waiver because the established homeowners are going to maintain the easement and road that is in place. At no time will the development burden the County. The HOA documents will be sent with the resubmittal. This agricultural lot split is located in the northwest portion of the County and contains three (3) lots on 50.64 acres

DRC action on June 28, 2021, by a vote of 5-0, was to recommend approval subject to HOA documents being established across the shared use easement for access.

Budget/Impact: None.

Recommended Action: Motion to uphold the Development Review Committee's approval to allow the agricultural lot split without the creation of an MSBU for maintenance.

7.3.4. Request Approval of Waiver Request for LDC 2.16.1.B(8)(g) - Agricultural Lot Split Establishment of County MSBU for Silver Oak Acres, Parcel Number 03007-000-00, Application Number 27000 (Budget Impact - None)

The Board accepted the following recommendation as presented by ACA Straub:

Description/Background: Section 2.16.1.B(8)(g) of the Land Development Code states a County MSBU shall be established for the maintenance of the improvements created by this division prior to final approval and recordation. A waiver to this provision may only be granted by the Board upon review and recommendation by the DRC. The applicant's statement of justification for the requested waiver is as follows:

The applicant requests waiver to allow an easement agreement that stipulates maintenance. This subdivision is located in the northwest portion of the County and contains seven (7) lots on 70.10 acres.

DRC action on July 12, 2021, by a vote of 5-0, was to recommend approval subject to providing a Property Owners Association or Homeowners Association document for review.

Budget/Impact: None.

Recommended Action: Motion to uphold the Development Review Committee's approval to allow the agricultural lot split without the creation of an MSBU for maintenance.

7.4. Fire Rescue:

7.4.1. Request Approval and Execution of the First Amendment to Interlocal Agreement Between Citrus County, Hernando County, Lake County, Marion County, Seminole County, and Sumter County for Cost Share of Medical Examiner Services and Related Matters (Budget Impact - None)

The Board accepted the following recommendation as presented by Fire Chief James Banta, Marion County Fire Rescue, (MCFR):

Description/Background: The Districts 5 and 24 Medical Examiner committee met on May 12, 2021, and Seminole County advised that they would like to become a member of the committee. Per the Interlocal Agreement Between Citrus County, Hernando County, Lake County, Marion County, Seminole County, and Sumter County for Cost Share of Medical Examiner Services and Related Matters, there is a provision that allows Seminole County to decide if they want to opt out of membership of the committee after the first year. Since the Seminole County Commissioners decided to join the committee, they provided the First Amendment to the Interlocal Agreement to include them as a full member, with rights and duties of the District 5 counties.

The attached First Amendment to the Interlocal Agreement is presented to all six (6) counties to allow their respective Board of County Commissioners to execute an original for each entity.

Budget/Impact: None.

Recommended Action: Motion to approve and execute the First Amendment to Interlocal Agreement between Citrus County, Hernando County, Lake County, Marion County, Seminole County, and Sumter County for Cost Share of Medical Examiner Services and Related Matters.

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7.4.2. Request Approval of Fourth Amendment to Collaboration Agreement Between Ocala Regional Medical Center and Marion County to Provide a Critical Care Transport Unit (Budget Impact - None)

The Board accepted the following recommendation as presented by Fire Chief Banta, Marion County Fire Rescue, MCFR:

Description/Background: The Collaboration Agreement between Marion County Board of County Commissioners and Ocala Regional Medical Center was entered into on February 1, 2015 to jointly provide a critical care transport unit (CCTU) for the citizens and visitors of Marion County. The Third Amendment to the Collaboration Agreement provided an extension of the current agreement until July 31, 2021. If approved by the Board, the Fourth Amendment will extend the current agreement until October 31, 2021.

Budget/Impact: None.

Recommended Action: Motion to approve the Fourth Amendment to Collaboration Agreement between Ocala Regional Medical Center and Marion County to provide a Critical Care Transport Unit.

7.5. Human Resources:

7.5.1. Request Approval of Resolution for the Addition of Five (5) Permitting Licensing Technician Positions, Pay Grade 13; Reclassification of One (1) Building Business Manager Position, Pay Grade 23 to Pay Grade 25; Reclassification of One (1) Contractor Licensing Specialist Position, Pay Grade 11 to Pay Grade 14; Salary Increases for Twenty-eight (28) Inspector Plans Examiner Positions; Salary Increases to Two (2) Inspector Plans Examiner Supervisors Positions; Reclassification of Three (3) License and Permitting Investigator Positions, Pay Grades 11-16 to Pay Grades 13-19; Salary Increase to One (1) Permitting Licensing Division Manager Position; Reclassification of Two (2) Permitting and Licensing Supervisor Positions, Pay Grade 16 to Pay Grade 18; Reclassification of Fourteen (14) Permitting and Licensing Technician Positions, Pay Grades 10-12 to Pay Grades 13-15; Reclassification of One (1) Records and Liens Technician Position, Pay Grade 12 to Pay Grade 13; and Salary Increases for Six (6) Contract/Temporary Employees in the Building Safety Budget EP318524 and Contract Services Fund (Budget Impact - Expenditure of \$480,934)

The Board accepted the following recommendation to adopt Resolution 21-R-354 as presented by Executive Director Amanda Tart, Administrative Services:

Description/Background: In an effort to remain comparable with the current market and to attract and retain high caliber employees that will continue to provide excellent customer service, Building Safety has completed a department wide review of all department specific positions in cooperation with Human Resources. The result of that review has shown that many of our positions' pay grades do not match the recommended pay grade for the workload assigned. In order for Building Safety to continue to provide top-notch customer service to our citizens and to assist in retaining already trained and highly skilled employees, the Building Safety department is requesting that the positions listed be reclassified to the appropriate pay grade and annual salary adjustments be made as presented in the attached action table. The employees hired for several vacant Building Inspector positions will have a starting salary at approximately six percent (6%) above the base pay rate.

To ensure a smooth transition of contract employees to fill vacant Marion County positions, the department would like to extend this increase to the contract employees currently on assignment.

Additionally, in order to provide reasonable turnaround time on permits and alleviate the workload of existing employees, they are requesting to add five additional Permitting Licensing Technician positions.

Budget/Impact: Expenditure of \$480,934.

Recommended Action: Motion to approve the attached Resolution for the addition of five (5) Permitting Licensing Technician positions, pay grade 13; reclassification of one (1) Building Business Manager position, pay grade 23 to pay grade 25; reclassification of one (1) Contractor Licensing Specialist position, pay grade 11 to pay grade 14; salary increases for twenty-eight (28) Inspector Plans Examiner positions; salary increases to two (2) Inspector Plans Examiner Supervisors positions; reclassification of three (3) License and Permitting Investigator positions, pay grades 11-16 to pay grades 13-19; salary increase to one (1) Permitting Licensing Division Manager position; reclassification of two (2) Permitting and Licensing Supervisor positions, pay grade 16 to pay grade 18; reclassification of fourteen (14) Permitting and Licensing Technician positions, pay grades 10-12 to pay grades 13-15; reclassification of one (1) Records and Liens Technician position, pay grade 12 to pay grade 13; and salary increases for six (6) Contract/Temporary Employees in the Building Safety Budget EP318524 and Contract Services Fund.

Resolution 21-R-354 is entitled:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, PROVIDING FOR THE APPROVAL OF RESOLUTION FOR THE ADDITION OF FIVE (5) PERMITTING LICENSING TECHNICIAN POSITIONS, PAY GRADE 13; RECLASSIFICATION OF ONE (1) BUILDING BUSINESS MANAGER POSITION, PAY GRADE 23 TO PAY GRADE 25; RECLASSIFICATION OF ONE (1) CONTRACTOR LICENSING SPECIALIST POSITION, FROM PAY GRADE 11 TO PAY GRADE 14; RECLASSIFICATION OF THREE (3) LICENSE AND PERMITTING INVESTIGATOR POSITIONS, FROM PAY GRADES 11-16 TO PAY GRADES 13-19; RECLASSIFICATION OF TWO (2) PERMITTING AND LICENSING SUPERVISOR POSITIONS, FROM PAY GRADE 16 TO PAY GRADE 18; RECLASSIFICATION OF FOURTEEN (14) PERMITTING AND LICENSING TECHNICIAN POSITIONS, FROM PAY GRADES 10-12 TO PAY GRADES 13-15; RECLASSIFICATION OF ONE (1) RECORDS AND LIENS TECHNICIAN POSITION FROM PAY GRADE 12 TO PAY GRADE 13 IN THE BUILDING SAFETY BUDGET EP318524 ALONG WITH THE CORRESPONDING JOB DESCRIPTION AND PAY GRADE AND INCORPORATING THE FOREGOING ACTIONS INTO THE MARION COUNTY CLASSIFICATION PLAN.

7.6. MSTU:

7.6.1. Request Acceptance of NW 165th Court Road Improvement Area into Warranty Period and Authorization for Chairman to Execute Letter to Contractor (Budget Impact - None)

The Board accepted the following recommendation as presented by Director Alan Jones, MSTU:

Description/Background: The following road improvement project has been completed and constructed according to plan. In accordance with the contract, this project is under a warranty period of one (1) year. This improvement area will be privately maintained after the warranty period has ended.

PROJECT	BID	ENGINEER	CONTRACTOR	DATE COMPLETED
NW 165 th Court Road	20B-135	Pigeon-Arduzza	D.A.B. Constructors	07/12/2021

Budget/Impact: None.

Recommended Action: Motion to accept construction of NW 165th Court Road Improvement Area and authorize Chairman to execute letter advising the contractor of the one (1) year warranty period.

7.7. Procurement Services:

7.7.1. Request Approval of Bid Award: 21B-190, Sale of Scrap Metal and White Goods - Trademark Metals Recycling, LLC, Tampa, FL (Budget Impact - None; this is revenue generating)

The Board accepted the following recommendation as presented by Procurement Services Director Susan Olsen:

Description/Background: On behalf of Environmental Services - Solid Waste, Procurement advertised a bid to contract with a vendor to purchase scrap metal and white goods collected at the recycling centers and the Baseline Landfill and Recycle Center. One (1) submittal was received. Trademark Metals Recycling (TMR) submitted a percentage of 40.15% per gross ton for the price listed for Scrap Metal Purchase – Shred Scrap Alabama Index. Environmental Services Director, Jody Kirkman, recommends TMR to receive the award.

Attached for review is a drafted contract. Pending approval at today’s meeting, it will be sent to Trademark Metals Recycling, LLC for signature and upon return, will be forwarded for the County Attorney’s, Clerk’s and Chairman’s signatures.

Budget/Impact: None; this is a revenue generating contract.

Recommended Action: Motion to approve recommendation and allow staff to issue contract, and upon approval from Legal, authorize the Chairman to execute contract with Trademark Metals Recycling, LLC under 21B-190.

7.7.2. Request Approval of Selection Committee Recommendation: 21Q-118, Mechanical/HVAC Trade Contract Services – Air Mechanical and Service Corporation, Casselberry, FL, Balanced Mechanical Services, LLC, Ocala, FL, and Climate Control Mechanical Services, Inc., Ocala, FL (Budget Impact - None)

The Board considered the following recommendation as presented by Procurement Services Director Olsen:

Description/Background: On behalf of Facilities Management, a Request for Qualifications (RFQ) was advertised for qualified Mechanical/HVAC firms. Three (3) submittals were received, evaluated, and scored by Selection Committee members Bobbi Perez, Billy Davis, Charles Ryan, Jason Chessner, and Wayne Noonan with all three (3) firms being recommended for contracts. Facilities Director, Jared Goodspeed, supports the Selection Committee’s recommendation, as this number supports the amount of effort needed to fairly manage and equitably

distribute task orders over the three (3) year contract term. Assigned projects will be individually negotiated, based on size, complexity, and level of effort, utilizing the contracted hourly rates.

Attached for review is a draft contract; pending approval at today's meeting, identical contracts will be sent to all firms for execution as written and upon return, will be forwarded for the County Attorney's, Clerk's, and Chairman's signatures.

Budget/Impact: None; selection of the firms carries no budget impact. Projects assigned to firms which exceed \$50,000 will be brought back before the Board as a separate task order with a detailed scope and fee schedule for review and final approval.

Recommended Action: Motion to approve recommendation and allow staff to issue contracts, and upon approval by Legal, authorize the Chairman to execute contracts with the three (3) firms listed above under RFQ 21Q118.

Mr. Bouyounes stated he provided an update to this Agenda Item (see below) to include rankings for the 3 firms that responded to the Request for Qualifications (RFQ).

Description/Background: On behalf of Facilities Management, a Request for Qualifications (RFQ) was advertised for qualified Mechanical/HVAC firms. Three (3) submittals were received, evaluated, and scored by Selection Committee members Bobbi Perez, Billy Davis, Charles Ryan, Jason Chesser, and Wayne Noonan with all three (3) firms being recommended for contracts. Facilities Director, Jared Goodspeed, supports the Selection Committee's recommendation. as this number supports the amount of effort needed to fairly manage and equitably distribute task orders over the three (3) year contract term. Assigned projects will be individually negotiated. based on size, complexity, and level of effort, utilizing the contracted hourly rates.

Firm Name	Total	Rank
Balanced Mechanical Services	605	1
AMSCO	510	2
Climate Control Mechanical Services	500	3

Attached for review is a draft contract; pending approval at today's meeting, identical contracts will be sent to all firms for execution as written and upon return, will be forwarded for the County Attorney's, Clerk's, and Chairman's signatures.

Budget/Impact: None; selection of the firms carries no budget impact. Projects assigned to firms which exceed 850,000 will be brought back before the Board as a separate task order with a detailed scope and fee schedule for review and final approval.

Recommended Action: Motion to approve recommendation and allow staff to issue contracts, and upon approval by Legal, authorize the Chairman to execute contracts with the three (3) firms listed above under RFQ 21Q118.

Mr. Bouyounes advised that his recommendation is to contract only with the top 2 firms, Balanced Mechanical Services and Air Mechanical and Service Corporation (AMSCO). He stated the 3rd firm requires additional vetting, and if it is brought back to the Board, it will be at a later date.

A motion was made by Commissioner Stone, seconded by Commissioner Curry, to approve the Item with the top 2 firms being approved to do business with the County at this moment. The motion was unanimously approved by the Board (5-0).

7.7.3. Request Approval of Selection Committee Recommendation: 21Q-120, Plumbing Trade Contract Services – Balanced Mechanical Services, LLC, Ocala, FL (Budget Impact - None)

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The Board accepted the following recommendation as presented by Procurement Services Director Olsen:

Description/Background: On behalf of Facilities Management, a Request for Qualifications (RFQ) was advertised for qualified Plumbing firms. One (1) submittal was received, evaluated, and scored by Selection Committee members Mike Bates, Jim Sweet, and Thomas Futch with the one (1) firm being recommended for contract. Facilities Director, Jared Goodspeed, supports the Selection Committee's recommendation for a three (3) year contract term. Assigned projects will be negotiated based on size, complexity, and level of effort, at the hourly rates agreed upon in the attached contract draft.

Attached for review is a draft contract; pending approval at today's meeting, the contract will be sent

to the firm for execution as written and upon return, will be forwarded for the County Attorney's, Clerk's, and Chairman's signatures.

Budget/Impact: None; selection of the firm carries no budget impact. Projects assigned to firm which exceed \$50,000 will be brought back before the Board as a separate task order with a detailed scope and fee schedule for review and final approval.

Recommended Action: Motion to approve recommendation and allow staff to issue contract, and upon approval by Legal, authorize the Chairman to execute the contract with the firm listed above under RFQ 21Q-120.

7.7.4. Request Approval to Rescind Award: 21B-132, SE 100th Street Resurface (from SE 36th Avenue to US 301) and SE Campbell Road Resurface (from US 301 to SE 59th Terrace Road/SE Oak Road) - D.A.B. Constructors, Inc., Inglis, FL (Budget Impact - None)

The Board accepted the following recommendation as presented by Procurement Services Director Olsen:

Description/Background: At its June 15, 2021 meeting, the Board approved a request by the Office of the County Engineer to award a bid to D.A.B. Constructors, Inc. to resurface the roads on SE 100th Street and SE Campbell Road. A Letter of Award and Contract was sent out to D.A.B. Constructors on June 15, 2021. The Contractor was provided over thirty (30) days to return the signed contract and supporting documents, but the signed contract and documents were not returned. The Office of the County Engineer (OCE) requests approval to rescind the award and award a Contract to the second low, Art Walker Construction, for \$394,977.00 based on the tabulation below:

CONTRACTOR NAME - City	BID
D.A.B. Constructors, Inc. - <i>Inglis</i>	\$378,447.37
Art Walker Construction - <i>Lowell</i>	\$394,977.00
Anderson Columbia Co. - <i>Ocala</i>	\$433,361.32
Ranger Construction - <i>Ocala</i>	\$441,312.80
CW Roberts Contracting - <i>Ocala</i>	\$595,287.45

Budget/Impact: None.

Recommended Action: Motion to approve the recommendation to rescind award and authorize the Office of the County Engineer (OCE) and Procurement to contract with the second low Contractor.

7.7.5. Request Approval of Task Order for Prequalified Underground Utilities Contractors: 20Q-173-TO-06, Orange Blossom Hills WME 21-SA-18 and 20-SA-47 - Charles Perry Partners, Inc., Gainesville, FL (Budget Impact - Neutral; expenditure of \$59,573 as approved in FY 20/21 budget)

The Board accepted the following recommendation as presented by Procurement Services Director Olsen:

Description/Background: At its September 15, 2020 meeting, the Board approved contracts with eight (8) underground contractors to perform various projects involving underground utility work. The subject residential water main extension work at Orange Blossom Hills requires the owners to perform necessary improvements to obtain water service to their lot. The designed twelve-inch (12") distribution main extension to serve the Winchell parcel (20-SA-47) creates a benefit for one other lot. The designed eight inch (8") main extension to serve the Carson parcel (21-SA-18) creates a benefit for no other lots. Marion County Utilities (MCU) is cost-sharing in the work due to the size of some of the water main under this project exceeding the typical owner eight inch (8") maximum obligation and responsibility. In order to achieve the best cost savings, Procurement solicited bids for both projects together, from all eight (8) contractors. Three (3) responses were received and Marion County Utilities Director, Jody Kirkman, recommends awarding the project to Charles Perry Partners, Inc. (CPPI), based on the tabulation below:

CONTRACTOR	BID
Charles Perry Partners, Inc.	\$59,572.90
T&C Underground, Inc.	\$63,175.00
GWP Construction	\$74,639.50

A copy of CPPI's offer is attached for review and will become part of the project file and backup to the Purchase Order.

Budget/Impact: Neutral; total project cost is \$59,572.90. Owners' shares total \$32,960.75 for a net budget impact of \$26,612.15.

Recommended Action: Motion to approve recommendation and authorize staff to release the purchase order for 20Q-173-TO-06 Orange Blossom Hills WME 21-SA-18 and 20-SA-47.

7.7.6. Request Approval of Purchases \$50,000 and over

The Board accepted the following recommendation as presented by Procurement Services Director Olsen:

Description/Background: The items below have been received by Procurement Services and are approved for conformance with the Procurement Code/Manual, pending approval at today's meeting.

On behalf of Library Services, Marion County Information Technology (IT) requests approval to purchase Forty-Three (43) OptiPlex 5090 Small Form Factor Towers (\$30,014), Fifty-One (51) Wyse 5070 Thin Client Platforms (\$27,035.10), and Two (2) Dell Latitude 5520 laptops (\$1,698). This is a bulk order purchase to replace old/end-of-life devices identified in FY 20/21. Total expenditure \$58,747.10; funds are available in line AA375571-552116 (\$58,747.10). *These items were standardized under 13ST-232.*

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Marion County Utilities requests approval to purchase Sixty-Eight Hundred (6800) Dual Check Valves's (\$213,520), Thirty-One Hundred (3100) Dual Jumbo Meter Box's (\$95,790), Three Hundred (300) Solid Plastic Lids with Rebar (\$5,280), Sixty-Eight Hundred (6800) Reinforced PVC Fittings (\$20,060), and Two Hundred (200) Female PVC Fittings (\$880). This purchase relates to the Marion Utilities acquisition and the Marion Utilities Meter Change-Out Project. Total expenditure \$335,530; funds are available in line ZF448536-563102. *This purchase meets the competitive bidding process under 20Q-081.*

Recommended Action: Motion to approve requested purchases.

7.8. Tourist Development:

7.8.1. Request Approval of Tourist Development Council (TDC) Funding Requests (Budget Impact - Neutral; expenditure of \$32,000 as approved in the FY 20/21 budget)

The Board accepted the following recommendation as presented by Tourist Development Director Loretta Shaffer:

Description/Background: The Tourist Development Council (TDC) is seeking approval of the following funding requests for organizations that have festivals, events, or programs which support the TDC's mission to lead, market, and grow the county's travel and tourism industry to generate economic development opportunities and prosperity for the entire community:

Jim Hailey Christmas Classic Basketball Tournament	\$5,000.00
Florida Horse Park Cross Country Invitational	\$2,500.00
B3R Sports Cross Country Invitational	\$2,000.00
Fenrir's Mayhem CrossFit Competition	\$2,500.00
Florida Marching Band Championship	\$20,000.00

Budget/Impact: Neutral; expenditure of \$32,000 as approved in the FY 20/21 budget, funding from CP155552- 548101

Recommended Action: Motion to approve the Tourist Development Council funding requests and authorize the Chairman to execute attached funding agreements.

7.9. Transportation - County Engineer:

7.9.1. Request Approval of Release of Easement Between Sumter Electric Cooperative, Inc., and Marion County (Budget Impact - None)

The Board accepted the following recommendation as presented by County Engineer H. Elton Holland, Office of the County Engineer, (OCE):

Description/Background: This request is to approve a Release of Easement between Sumter Electric Cooperative, Inc., and Marion County.

A Public Ingress and Egress Easement was recorded on August 13, 2007 in OR Book 04865 Page(s) 0589-0592, and Sumter Electric is requesting this release as their major site plan expired on June 18, 2009 and was not constructed. Requirements for Public Ingress and Egress will be addressed with the application of a new major site plan, at a future date.

Budget/Impact: None.

Recommended Action: Motion to approve the attached Release of Easement between Sumter Electric Cooperative, Inc., and Marion County and to authorize the Chair and Clerk to execute the same.

7.9.2. Request Approval of Improvement Agreement for Oaks at Ocala Crossings South Phase Two Subdivision, Application Number 26547 (Budget Impact - None)

The Board accepted the following recommendation as presented by County Engineer Holland, OCE:

Description/Background: The project developer desires approval of their Final Plat prior to completing all improvements associated with the subdivision. Land Development Code Section 2.18.4.D states that if the improvements are not completed, an Improvement Agreement shall be provided and approved by the Board. The County Attorney has reviewed and approved the Improvement Agreement with Surety Bond in the amount of \$60,285.24. This subdivision is located in the southwest portion of the County and contains 60 lots on 21.90 acres with 0.61 miles of private road.

Budget/Impact: None.

Recommended Action: Motion to approve the attached Improvement Agreement and to authorize the Chair and Clerk to execute the same.

7.9.3. Request Approval of Improvement Agreement for Greystone Hills Phase Two Subdivision, Application Number 26640 (Budget Impact - None)

The Board accepted the following recommendation as presented by County Engineer Holland, OCE:

Description/Background: The project developer desires approval of their Final Plat prior to completing all improvements associated with the subdivision. Land Development Code Section 2.18.4.D states that if the improvements are not completed, an Improvement Agreement shall be provided and approved by the Board. The County Attorney has reviewed and approved the Improvement Agreement with Irrevocable Letter of Credit in the amount of \$115,846.75. This subdivision is located in the southwest portion of the County and contains 133 lots on 29.30 acres with 0.89 miles of private road.

Budget/Impact: None.

Recommended Action: Motion to approve the attached Improvement Agreement and to authorize the Chair and Clerk to execute the same.

7.10. Utilities:

7.10.1. Request Approval for Water Main Extension Connection Agreement 20-SA-47-S Between Steven C. Winchell and Marion County Utilities (MCU) (Budget Impact - None)

The Board accepted the following recommendation as presented by Environmental Services Director Jody Kirkman, P.E.:

Description/Background: The Water Main Extension Connection Agreement 20-SA-47-S requires the Owner to perform necessary improvements to obtain water service to their lot. The designed twelve (12) inch distribution main extension to serve the Owner's lot also creates a benefit for one (1) additional parcel along the route of the water main extension. Marion County Utilities (MCU) is cost-sharing the work due to the size of the water main project exceeding the typical owner eight (8) inch maximum obligation and responsibility.

Budget/Impact: None.

Recommended Action: Motion to approve and authorize the Chairman to sign the Water Main Extension Connection Agreement 20-SA-47-S.

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7.10.2. Request Approval for Water Main Extension Connection Agreement 21-SA-18-S Between Carson Building & Development, LLC and Marion County Utilities (MCU) (Budget Impact - None)

The Board accepted the following recommendation as presented by Environmental Services Director Kirkman:

Description/Background: The Water Main Extension Connection Agreement 21-SA-18-S requires the Owner to perform necessary improvements to obtain water service to their lot. The designed eight (8) inch water main extension constructed to serve the Owner's parcel does not create any benefit for additional lots. The Owner has paid Marion County Utilities (MCU) for their section of the water main.

Budget/Impact: None.

Recommended Action: Motion to approve and authorize the Chairman to sign the Water Main Extension Connection Agreement 21-SA-18-S.

8. COUNTY ATTORNEY: NONE

UPDATE: Mr. Minter stated he previously received authorization from the Board to seek an Attorney General (AG) opinion relating to new Legislation, noting subsequent to that the Department of Economic Opportunity (DEO) issued their own position statement. He advised that DEO's position statement is that they will reject any transmitted Comprehensive Plan Amendments sent to them if not contemporaneous with a Board's adoption and transmittal of a Property Rights Amendment if it is not subsequent to that process. Mr. Minter stated DEO is basically telling local governments that until they have adopted a Property Rights Amendment to the Comprehensive Plan, that if the application had not had at least 1 hearing prior to July 1st, 2021, DEO is not going to consider that until the County has adopted its own Property Rights Amendment.

Mr. Minter advised that 1 outstanding issue remains relating to the fact that Marion County currently only transmits Large Scale Amendments to DEO for their review. DEO's position was to refer the local government to use their local attorney to determine the appropriate course of action. He stated his opinion is that the Commissioners should take the same view on Small Scale Amendments as they do on Large Scale Amendments, noting if applicants for a Large Scale Amendment have property rights, applicants for a Small Scale Amendment have property rights also. He stated generally speaking, it is not a good idea for the Board to move forward with any Small Scale Amendment, though there might be a little bit of leeway. Mr. Minter advised that he could think of 1 application that went through Planning and Zoning (P&Z) and was on the Consent Agenda. He stated if there is something on the Consent Agenda where there is no opposition at all, the Board could probably move forward with that on a Small Scale Amendment, noting it might require the County to have some judgement in a case-by-case application. Mr. Minter advised his guidance to the Board is to hold off on an item that has any level of opposition until they have adopted that Property Rights Amendment as part of the County's Comprehensive Plan.

Mr. Minter stated he would provide the Board with additional details, noting the AG typically does not provide an opinion relating to a dispute between 2 agencies, and now that DEO has given direction, it would be a waste of time to seek an AG opinion.

Commissioner Stone questioned whether based on timelines, the Board needs to work through the process of getting the Property Rights Amendment into the County's Comprehensive Plan, noting items that have not already come before the Board or P&Z

prior to July 1, 2021, are now on hold until the Amendment is added to the County's Comprehensive Plan. Mr. Minter concurred. He advised that if the County is at least transmitting its proposed Property Rights Amendment at the same time it is transmitting a Large Scale Amendment, DEO appears to approve of that process.

In response to Commissioner Stone, Mr. Minter stated he met with Growth Services Staff and noted some interest groups are holding seminars in the next month or two about these items and he does not know that it is necessary to wait that long, noting the Statute itself proposes text that the County can adopt if just wanting to adopt the language in the Statute providing 4 criteria for property rights. He advised that the Statute does not create any new property rights, its main purpose is to highlight to local governments that when considering a Plan Amendment, you are required to consider the property rights of the individual. Mr. Minter stated some interested groups are proposing local governments consider what could be called "property rights plus" meaning they would incorporate the 4 criteria in the Statute and then add other provisions like highlighting the ability of the public to participate in the Board's adoption proceedings. He advised that it is interesting to him because all these rights already exist in the law. Mr. Minter stated it would likely be sometime in September before there would be anything brought before the Board for consideration and adoption.

Commissioner Stone clarified that the September time frame would be valid if the Board adopts just the 4 criteria listed in the Statute.

Mr. Bouyounes questioned whether the Board wants staff to put the Small Scale Amendments on hold and begin working on the Property Rights Amendment and bring that before the Board as soon as possible.

Mr. Minter expressed concern relating to a situation where an applicant for a controversial amendment has their application denied by the Board, and the County has not yet adopted that element, it would provide the applicant an opportunity to challenge the decision simply on the basis that the element had not been adopted.

It was the general consensus of the Board to mirror the State, make an amendment to the County's Comprehensive Plan, and if there are Small Scale Amendments on the Consent Agenda, the Board will be willing to consider them.

9. COUNTY ADMINISTRATOR:

9.1. Update on Litter Task Force Appointments

The Board considered the following recommendation as presented by Environmental Services Director Kirkman:

Description/Background: At the July 6, 2021 Board of County Commissioners meeting, Environmental Services - Solid Waste provided a presentation on a new approach to Litter Control. The discussions from the presentation designated that all five (5) Commissioners would announce an individual to represent their district on the Litter Task Force at the August 3, 2021 Commission meeting. Attached is a spreadsheet of the voting members to date. The task force is anticipated to start by the end of September 2021 and conclude by early April 2022.

Budget/Impact: None.

Recommended Action: Board to provide the names of the individuals selected from each Commission District to participate on the Marion County Litter Task Force.

Commissioner Curry stated he hoped to get the names of the 7 voting members appointed to the Litter Task Force, noting his appointment is Beth McCall, District 5 is Tom Schmitz,

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the County Sheriff's appointment is Captain John Turner, and the School Board appointee is Lauren Debick.

Chairman Gold advised that he had made his pick and would announce it later.

NEW BUSINESS: Chairman Gold stated a discussion relating to crime prevention will take place on August 18, 2021. He stated since the Board is not considering the suggested Deputy position to perform the Public Information Office (PIO) work, the funds associated with a truck and trailer could instead be used to add to the current camera system. Chairman Gold advised that multiple camera systems are being considered and may help law enforcement in the field.

Mr. Bouyounes stated staff can bring the Board an option without the truck and trailer for the August 18, 2021 meeting, noting he will have a better idea relating to the cost of the cameras and how many could be deployed per year.

Commissioner Curry advised that pretty much all members have been contacted, but he has not had an opportunity to speak with all of them individually and requested to wait until the next Board meeting to announce their names.

Mr. Bouyounes advised that this Item will be continued.

Commissioner Stone stated her appointee has an issue with morning meetings and would need to have them scheduled afternoon or later to support his schedule.

NEW BUSINESS: Mr. Bouyounes advised that he sent an electronic mail (email) to all the Commissioners August 2, 2021, regarding projects the County has with D.A.B. Constructors, which recently closed its doors. He stated the County is in contact with the bonding agency, noting they have committed to honoring their obligation. Mr. Bouyounes advised that most of the projects are in a warranty period and he does not anticipate any problems, noting staff is following up to ensure those projects are completed.

10. COMMITTEE ITEMS:

10.1. Planning and Zoning Commission - Request Approval to Advertise for Five (5) Vacancies for Full Terms (Four (4) Full Members and One (1) Alternate)

Executive Assistant Nadja M. Griffis, Commission Office, presented the following recommendation:

Description/Background: There are five (5) terms on the Planning and Zoning Commission that will expire the end of September; four (4) are full members and one (1) is an alternate member. All terms will run for a full four (4) year term. All incumbents are eligible for reappointment should they wish to apply.

Budget/Impact: None.

Recommended Action: Motion to approve advertisement of five (5) vacancies (four (4) full members and one (1) alternate member) for the Planning and Zoning Commission for full, four (4) year terms.

A motion was made by Commissioner Stone, seconded by Commissioner Curry, to approve advertisement of five (5) vacancies (four (4) full members and one (1) alternate member) for the Planning and Zoning Commission for full, four (4) year terms. The motion was unanimously approved by the Board (5-0).

READDRESSSED: Commissioner Bryant advised that her appointment to the Litter Task Force (Item 9.1) is Sam McConnell.

In response to Chairman Gold, Commissioner Zalak stated his appointment to the Litter Task Force will be Jack Stackman.

Chairman Gold advised that his appointment will be Shane Alexander.

Mr. Bouyounes stated that all appointees have been named and the Board can vote on this Agenda Item.

A motion was made by Commissioner Stone, seconded by Commissioner Curry, to approve the 7 voting members that have been presented. The motion was unanimously approved by the Board (5-0).

The voting members are as follows:

District 1 Representative Beth McCall

District 2 Representative Sam McConnell

District 3 Representative Shane Alexander

District 4 Representative Jack Stockman

District 5 Representative Tom Schmitz

Marion County Sheriff Capt. Jon Turner

Marion County School Board Lauren Debick

11. NOTATION FOR ACTION:

11.1. Request Approval to Schedule a Workshop Regarding FY 21/22 Countywide Budgets on Wednesday, August 18, 2021 at 9:30 a.m. in the McPherson Governmental Campus Auditorium

County Administrator Mounir Bouyounes presented the following recommendation:

Description/Background: Per direction given during the Budget Workshops, staff is requesting this workshop to provide updates and allow for follow-up discussions.

Budget/Impact: None.

Recommended Action: Motion to approve and schedule a workshop regarding FY 21/22 Countywide Budgets on Wednesday, August 18, 2021 at 9:30 a.m. in the McPherson Governmental Campus Auditorium.

Commissioner Stone advised that she has a prior engagement that requires she leave no later than 11:00 a.m.

In response to Chairman Gold, Commissioner Stone stated a 9:00 a.m. start time would allow 2 hours to address the countywide budgets and questioned whether that would allow enough time to cover any related discussion.

Mr. Bouyounes advised that 9:00 a.m. is a good time.

Commissioner Stone stated she will be attending the United Way kickoff, noting she will be stepping down as Chairman and turning the gavel over to Clerk Harrell.

A motion was made by Commissioner Stone, seconded by Commissioner Curry, to approve and schedule a workshop regarding FY 21/22 Countywide Budgets on Wednesday, August 18, 2021 at 9:00 a.m. in the McPherson Governmental Campus Auditorium. The motion was unanimously approved by the Board (5-0).

12. COMMISSIONER ITEMS:

12.1. Commission Comments

Commissioner Zalak advised that he had nothing further to add.

Commissioner Bryant advised that she had nothing further to add.

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Commissioner Curry stated there is a workshop scheduled for August 11, 2021, with the Sheriff and questioned whether all Board members are expected to be healthy and back at that time. Chairman Gold advised that the matter has been reviewed and the telephonic option will be available if any Commissioner is not able to attend in person.

Commissioner Stone advised that she had nothing further to add.

Chairman Gold stated he was able to attend the Sunday kickoff of the Cal Ripken World Series at the Ocala Rotary Sportsplex. He advised that there was a parade and noted the excellent condition of the fields. Chairman Gold commented on the great job Tourist Development did to get that event here and the great job the Parks & Recreation Department did to get the fields ready.

12.2. Commission Calendar

12.2.1. Present Commission Calendar

The Chairman acknowledged receipt of the Commission calendar covering the period of August 3, 2021 through August 17, 2021.

13. GENERAL PUBLIC COMMENT:

Scheduled requests will be heard first and limited to five (5) minutes. Unscheduled speakers will be limited to two (2) minutes. Citizens may contact Marion County Administration by 5:00 p.m. the Friday before the meeting at 352-438-2300 to request to speak or sign up online at: www.marionfl.org.

Chairman Gold opened the floor to public comment.

James Otto, Highway 21, Middleburg, commented on his arrest in Marion County, freedom of speech, gun rights, Zoom meeting access, and other telephonic options for public comment, Sunshine Law, emailing the Commissioners, inhumane conditions at the jail, waived impact fees for individuals 55 and over, sidewalks, the County website, and unfulfilled public records requests.

Rock Gibboney, NE 45th Terrace, commented on COVID-19 data, vaccines, reporting, mainstream news organizations, social media, Google, Centers for Disease Control and Prevention (CDC), vaccine adverse event reporting system, and the polymerase chain reaction test (PCR).

Laura Chick, SW 97th Place, commented on COVID-19 vaccines in the experimental phase, therapeutics, survival rates, the COVID-19 Delta variant, and what party will be liable when individuals get sick or die from a vaccine.

Henty Munoz, Marion Oaks Boulevard, commented on the litter problem in the County, keeping recycling centers open all week long, mandatory garbage pickup for the entire County, using camera footage to prosecute violators.

Chairman Gold advised that prosecuting is up to the State Attorney's Office, noting that depending on the type of crime, if an individual has a picture and is a witness, they can go to court and testify relating to that photo. He stated if approved by the Board, it may be possible to post pictures of individuals captured dumping illegally to identify them.

Chairman Gold advised that public comment is now closed.

14. NOTATION FOR RECORD:

14.1. County Administrator Informational Items:

14.1.1. Present Solid Waste Monthly Operations Report for June 2021

14.1.2. Present Letter Dated July 14, 2021 from the City of Dunnellon Regarding the East Pennsylvania Avenue Multi-Modal Project

14.1.3. Present the Economic and Tourism Development Report as Required by Sections 288.1226 and 288.904, Florida Statutes

14.2. Present Walk-On Items From Previous BCC Meeting: NONE

14.3. General Informational Items:

14.3.1. Marion County Health Department – For the Latest health news and information, Visit the Website at <http://marion.floridahealth.gov/>

14.4. Clerk of the Court:

14.4.1. Present Property Appraiser FY 21/22 Tentative Budget from the Department of Revenue, Property Tax Oversight

14.4.2. Present the Acquisition or Disposition of Property Forms Authorizing Changes in Status, as Follows: 26970, 41504, 45108, 46200, 46222, 46696, 50945, and 50952

14.4.3. Present Lands Available for Taxes which the County may Purchase (Within 90 Days from July 14, 2021) for the Opening Bid Amounts, Pursuant to Chapter 197.542(1), Florida Statutes

14.4.4. Present Administrative Budget Transfer Report

14.4.5. Present Regular Report of Utilization for Reserve for Contingencies

14.5. Present for information and record, minutes and notices received from the following committees and agencies:

14.5.1. Board of Adjustment - June 7, 2021

14.5.2. Southwest Florida Water Management District (SWFWMD) - For Minutes and Agendas, Visit the Website at <http://www.WaterMatters.org>.

14.5.3. St. Johns River Water Management District (SJRWMD) - For Minutes and Agendas, Visit the Website at <https://www.sjrwmd.com>.

14.5.4. Transportation Planning Organization (TPO) - For Minutes and Agendas, Visit the Website at <http://www.ocalaf1.org/tpo>.

14.5.5. Withlacoochee Regional Water Supply Authority (WRWSA) - For Minutes and Agendas, Visit the Website at <http://www.wrwsa.org>.

There was a recess at 11:03 a.m.

The meeting reconvened at 2:05 p.m. with all members present, except Commissioner Bryant who appeared telephonically and Commissioner Zalak who was absent due to a prior commitment.

Also present were County Attorney Matthew G. Minter, County Administrator Mounir Bouyounes, ACA Angel Roussel and ACA Tracy Straub, Office of Environmental Services Director Jody Kirkman.

The meeting opened with the Pledge of Allegiance to the Flag of our Country.

15. DRC WAIVER REQUESTS AND REASONABLE ACCOMMODATION REQUESTS (at 2:00 PM)

15.1. DRC Waiver Requests:

15.1.1. PUBLIC HEARING to Consider the Adoption of an Ordinance to Create a

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Municipal Services Benefit Unit (MSBU) for General Maintenance and Capital Improvements Associated with Freedom Crossing Phase One and Phase Two

The Board considered the following recommendation from MSTU Director Alan Jones:

Description/Background: The Land Development Code (LDC) requires that all new developments and/or subdivisions create a Municipal Services Benefit Unit (MSBU) for future maintenance of all improvements and be recorded simultaneously with the plat. The attached Ordinance is associated with Freedom Crossing Phase One and Phase Two.

Prior to the plat being approved during the Board of County Commissioners meeting held on July 6, 2021, the developer changed the name of the development to Freedom Crossing Preserve and is currently only seeking the MSBU creation for Phase One. Due to the name change and change in boundaries, the public must be re-noticed and a new ordinance drafted.

Budget/Impact: None.

Recommended Action: Motion to cancel the public hearing.

Deputy Clerk Lewter presented Proof of Publication of legal ad No. 6041565 entitled, "Notice of Public Hearing", published in the Star Banner Newspaper on July 14, 2021. The Notice states the Board will consider the adoption of an Ordinance establishing general maintenance and Capital improvements in the Freedom Crossing Phase One and Phase Two MSBU.

MSTU Director Jones advised that prior to the plat being approved by the BCC there was a name change in the subdivision from "Freedom Crossing Phase One" to "Freedom Crossing Preserve Phase One"; therefore, re-advertising for the Public Hearing is required. He clarified that staff is requesting to cancel today's hearing in order to re-advertise and re-draft the Ordinance with the correct name.

Chairman Gold opened the floor to public comment.

James Otto, Blanding Boulevard, commented on sidewalks, impact fees, and water quality. He addressed his recent arrest, which he stated was a false arrest and not a laughing matter.

Chairman Gold advised that public comment is closed.

Commissioner Bryant stated Mr. Otto was not falsely arrested and provided a brief overview of his charges, noting she had nothing to do with any of his charges. She advised that she does not recall ever stating from the podium that Mr. Otto needed a psychiatric evaluation. Commissioner Bryant stated the allegations being made at the meetings by Mr. Otto are irrelevant and false. Chairman Gold concurred.

Chairman Gold encouraged public comment as long as it is relevant to the subject being discussed.

A motion was made by Commissioner Curry, seconded by Commissioner Stone, to cancel today's public hearing. The motion was unanimously approved by the Board (4-0).

NEW BUSINESS: Chairman Gold commented on a possible change of date on an item presented by Attorney Jimmy Gooding.

Mr. Bouyounes advised that no changes are needed at this time, noting the matter will be on the August 17, 2021 Agenda and at that time the Board will consider continuing the item to September 14, 2021.

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In response to Commissioner Curry, Mr. Bouyounes stated staff is making every effort to notify those impacted by the continuance, noting anyone who shows up on August 17, 2021 will have the opportunity to speak to the Board.

There being no further business to come before the Board, the meeting thereupon adjourned at 2:14 p.m.

Jeff Gold, Chairman

Attest:

Gregory C. Harrell, Clerk

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August 3, 2021

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