

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

April 2, 2024

CALL TO ORDER:

The Marion County Board of County Commissioners met in regular session in Commission Chambers at 9:03 a.m. on Tuesday, April 2, 2024 at the Marion County Governmental Complex located in Ocala, Florida.

INVOCATION AND PLEDGE OF ALLEGIANCE:

The meeting opened with invocation by Clerk Gregory C. Harrell 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 Michelle Stone, District 5; Vice-Chairman Kathy Bryant, District 2; Commissioner Craig Curry, District 1; Commissioner Matthew McClain, District 3; and Commissioner Carl Zalak, III, District 4. Also present were Clerk Gregory C. Harrell, County Attorney Matthew G. Minter, County Administrator Mounir Bouyounes, Assistant County Administrator (ACA) Angel Roussel, ACA Tracy Straub, ACA Amanda Tart, and Executive Director of Internal Services Mike McCain.

ANNOUNCEMENTS:

Chairman Stone addressed upcoming scheduled meetings as listed on the Commission Calendar (Item 13.2.1).

Chairman Stone advised that today is Commissioner Bryant's birthday and wished her a very happy birthday.

1. PROCLAMATIONS AND PRESENTATIONS:

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

1.1. PROCLAMATION - National Fair Housing Month - Morgan Cardinal, Fair Housing Program Managing Attorney, Community Legal Services of Mid-Florida (Approval and Presentation)

The Board presented the Proclamation designating the month of April 2024 as "National Fair Housing Month" to Fair Housing Program Managing Attorney Morgan Cardinal, Community Legal Services of Mid-Florida and several representatives.

Morgan Cardinal, Fair Housing Program Managing Attorney, Community Legal Services of Mid-Florida, expressed her appreciation to the BCC for its support to ensure fair and affordable housing to all Marion County citizens. She encouraged everyone to participate in Fair Housing Month activities.

1.2. PROCLAMATION - Community Development Week - Cheryl Howell, Executive Director, Florida Community Development Association (Approval and Presentation)

The Board presented the Proclamation designating the week of April 1 through April 5, 2024 as "National Community Development Week" to Executive Director Cheryl Howell, Florida Community Development Association.

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Cheryl Howell, Executive Director, Florida Community Development Association, expressed her appreciation to the BCC for its support. She advised that the Florida Community Development Association and the Community Development Block Grant (CDBG) program is about creating economic opportunities by ensuring fair built environments and affordable housing.

Community Services Director Cheryl Martin advised that Ms. Howell used to be a Marion County employee and ran the County's CDBG program. She noted this is the CDBG program's 50th anniversary. Ms. Martin stated Marion County has been receiving CDBG funding since 2002 and expended approximately \$36,000,000.00 over that period of time to help the County's most vulnerable population.

Chairman Stone expressed her appreciation to the County's Community Services Department team, noting there is a lot of work in ensuring those dollars are spent appropriately.

1.3. PROCLAMATION - Farmland Preservation Month - Sara Fennessy, Executive Director, Horse Farms Forever, Inc. and Tim Gant, President, Save Our Rural Areas (Approval and Presentation)

The Board presented the Proclamation designating the month of April 2024 as "Farmland Preservation Month" to Executive Director Sara Fennessy, Horse Farms Forever, Inc. (HFF), Bernie Little, HFF, and Tim Gant, President, Save Our Rural Areas (SORA).

Tim Gant, HFF, advised that in 2005, the BCC designated approximately 200,000 acres in the northwest portion of the County as the Farmland Preservation Area (FPA), noting that action showed a Commission with a far reaching view of the future. He expressed his appreciation to the BCC for its continuing efforts to preserve and protect those very valuable rural lands.

Executive Director Sara Fennessy, HFF, expressed her appreciation to the Board for its partnership over the past few years to help HFF protect and preserve the FPA and to maintain the County's global brand as Horse Capital of the World.

1.4. PRESENTATION - FY 2021-22 Certificate of Achievement for Excellence in Financial Reporting Awarded to the Marion County Clerk of Court and Comptroller's Office - Gregory C. Harrell, Clerk of the Circuit Court and Comptroller (Presentation Only)

Clerk Harrell stated he would like to address Items 1.4., 1.5., and 1.6. together and noted several staff members from the Clerk's Finance and Budget Departments are present. He advised that in the world of government financial reporting, these 2 teams won the triple crown, noting the Government Finance Officers Association (GFOA) has presented the Clerk's Finance Department with the Certificate of Achievement for Excellence in Financial Reporting for its Annual Comprehensive Financial Reports (ACFR) for the fiscal year (FY) ending September 30, 2022; the Award for Outstanding Achievement in Popular Annual Finance Reporting (PAFR) for FY ending September 30, 2022; and the Budget Department was awarded the GFOAs Distinguished Budget Presentation Award for FY beginning October 1, 2023. Clerk Harrell clarified that budget documents look toward the upcoming FY versus the Finance Department documents, which look back at the previous FY. He announced that it is the 38th year in a row that the GFOA has presented the Clerk's Finance Department with the Certificate of Achievement for Excellence in Financial Reporting for its ACFR. Clerk Harrell expressed his appreciation to County Administrator Mounir Bouyounes, noting the Clerk's Office could not prepare the County's budget with the excellence that it is prepared if not for the cooperation and participation

between the Budget Department and County Administration.

Chairman Stone congratulated the Clerk's Office for their achievements and expressed her appreciation for the hard work that goes into these documents. She commented on the transparency the documents provide to the taxpayers of Marion County.

1.5. PRESENTATION - Award for Outstanding Achievement in Popular Annual Finance Reporting for Fiscal Year Ended September 30, 2022 Presented to Marion County Clerk of Court and Comptroller's Office - Gregory C. Harrell, Clerk of the Circuit Court and Comptroller (Presentation Only)

(This Item was addressed with Agenda Item 1.4.)

1.6. PRESENTATION - Distinguished Budget Presentation Award for Fiscal Year Beginning October 1, 2023 Presented to the Marion County Clerk of Court and Comptroller's Office (Presentation Only)

(This Item was addressed with Agenda Item 1.4.)

1.7. PROCLAMATION - National Public Safety Telecommunicators Week – Kyle Drummer, Marion County Public Safety Communications Director (Approval and Presentation)

Commissioner Curry commented on the passing of Radio Systems Coordinator Alphonso Gordon, Public Safety Communications (PSC), noting Congresswoman Kat Cammack showed him an honor on the floor of Congress and read information about him into the congressional record.

The Board presented the Proclamation designating the week of April 14 through 20, 2024 as "National Public Safety Telecommunicators Week" to Emergency Telecommunicator Supervisor Angela Rawls, PSC, and several representatives.

Emergency Telecommunicator Supervisor Angela Rawls, Marion County Sheriff's Office (MCSO) Dispatch, expressed her appreciation to the Board for its support in recognizing these heroes that perform an incredible job every day.

1.8. PROCLAMATION - Employee Appreciation Month - Sara Caron, Marion County Human Resources Director (Approval and Presentation)

The Board presented the Proclamation designating the month of April, 2024 as "Marion County Employee Appreciation Month" to Human Resources (HR) Director Sara Caron. HR Director Sara Caron provided a brief overview of the activities planned for Employee Appreciation Month, noting this year's theme is grit (hard working employees), grace (amazing customer service), and gallop (empowering Marion County for success).

Chairman Stone commented on a drawing for 2 gifts this morning and names were drawn out of a hat and the prizes were awarded to Library employees Sandra Swift and Joseph Hall.

1.9. PROCLAMATION - Water Conservation Month (Approval Only)

The Board approved the Proclamation designating the month of April, 2024 as "Water Conservation Month".

2. AGENDA ITEM PUBLIC COMMENTS: 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

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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 Stone opened the floor for public comment.

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

3. ADOPT THE FOLLOWING MINUTES: (1 set)

3.1. November 7, 2023

A motion was made by Commissioner Curry, seconded by Commissioner McClain, to adopt the meeting minutes of November 7, 2023. The motion was unanimously approved by the Board (5-0).

4. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL OR OUTSIDE AGENCIES:

4.1. Request a Signed Memorandum of Understanding from the Marion County Board of County Commissioners for the Marion County, Florida Adult Pre-Plea Diversion Drug Court Programs Including Misdemeanor Drug Court and Felony Diversion Drug Court Application for the Bureau of Justice, Adult Treatment Court Grant Program FY 2023-24 Competitive Grant, Category Two: Enhancement

Trial Court Administrator Jeffery Fuller, Court Administration presented the following recommendation:

Description/Background: We are applying for an expansion grant for our Marion County Misdemeanor Drug Court and Felony Diversion Drug Court. It would give us the opportunity to expand our services to enhance our treatment capacity; improve the quality of services based on needs assessments; and provide access to other critical support services including behavioral-cognitive education and recovery housing.

One requirement for the grant is to have Memorandum of Understanding signed by key Drug Court Team Members or by a Designated Agency Representative with the general responsibilities and expectations for coordination agreed upon by each member.

Budget/Impact: None.

Recommended Action: Motion to sign memorandum between the Marion County Board of County Commissioners and the Marion County, Florida Adult Pre-Plea Diversion Drug Court programs including Misdemeanor Drug Court and Felony Diversion Drug Court application for the Bureau of Justice, Adult Treatment Court Grant Program FY2024 Competitive Grant, Category Two: Enhancement.

A motion was made by Commissioner Bryant, seconded by Commissioner McClain, to approve and execute the Fiscal Agent Memorandum of Understanding (MOU) between the BCC and the Marion County Drug Court for the Adult Pre-Plea Diversion Drug Court programs including Misdemeanor Drug Court and Felony Diversion Drug Court application for the Bureau of Justice, Adult Treatment Court Grant Program FY 2024 Competitive Grant, Category Two: Enhancement. The motion was unanimously approved by the Board (5-0).

5. CLERK OF THE CIRCUIT COURT:

5.1. Budget Amendment

Clerk Harrell advised that Budget Amendment Resolution 5.1.7. coincides with Consent Agenda Item 7.5.10.

Commissioner Bryant stated she would like to move forward Consent Agenda Item 7.5.10. to be considered at the same time as the Board adopts the Budget Amendment Resolutions. It was the general consensus of the Board to concur.

Upon motion of Commissioner Bryant, seconded by Commissioner Zalak, the Board adopted the following Budget Amendment Resolutions transferring funds and approving the coinciding Consent Agenda Item 7.5.10. as presented by Clerk Harrell:

5.1.1.a. 24-R-102 - Budget Transfer from Law Enforcement Trust Fund to MSTU for Law Enforcement - \$1,000

5.1.1.b. 24-R-103 - Budget Transfer from Law Enforcement Trust Fund to Sheriff Patrol CID – TR - \$1,000

5.1.2. 24-R-104 - General Fund - Emergency Medical Services - \$181,052

5.1.3. 24-R-105 - General Fund - Procurement Services - \$10,000

5.1.4. 24-R-106 - Infrastructure Surtax Capital Project Fund - Infrastructure Tax Transport - \$1,457,958

5.1.5. 24-R-107 - Marion County Airport Fund - Marion County Airport - \$33,000

5.1.6. 24-R-108 - Marion County Airport Fund - Marion County Airport - \$200,000

5.1.7. 24-R-109 - Marion County Utility Fund - Utilities Water System - \$57,000

5.1.8. 24-R-110 - Marion County Utility Fund - Utilities Management - \$750,000

5.1.9. 24-R-111 - Parks and Recreation Fees Fund - Parks and Recreation Fees - \$19,000

(Ed. Note: MSTU is the acronym for Municipal Service Taxing Unit and CID is the acronym for Criminal Investigation Division.)

5.2. Project Adjustment

5.2.1. Transfer Project Funds and Amend the Capital Improvement Program - American Rescue Plan Local Fiscal Recovery Fund - \$5,519,750

Utilities Director Jody Kirkman presented the following recommendation:

Description/Background: Marion Oaks Water Line Extension American Rescue Plan Act (ARPA) Project - Task 1 is complete. Task 1 included design, permitting and the development of the Guaranteed Maximum Price (GMP) associated with constructing the project. As a Progressive Design Build Contract, Task 2 has been developed under the original agreement, which includes the construction activities within the project. The total cost developed within the GMP will be more than originally budgeted for the ARPA Project. This request is to move ARPA funds which had been originally assigned to the Silver Springs Shores Septic to Sewer project to this project in order to issue the Task 2 purchase order. This is a one-time request.

Budget/Impact: Neutral.

Recommended Action: Motion to approve the transfer of project funds and amend the Capital Improvement Program.

A motion was made by Commissioner Bryant, seconded by Commissioner Curry, to approve the transfer of project funds and amend the Capital Improvement Program (CIP). The motion was unanimously approved by the Board (5-0).

5.3. Clerk of the Court Items

5.3.1. Present the Acquisition or Disposition of Property Forms Authorizing Changes in Status, as Follows: 039439, 048500, 048503, 052142, 052741, 54221 and Fire and Information Technology List Attached

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A motion was made by Commissioner Curry, seconded by Commissioner McClain, to approve the Acquisition or Disposition of Property Forms for Follows: 039439, 048500, 048503, 052142, 052741, 54221 and Fire and Information Technology List Attached. The motion was unanimously approved (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 Curry, seconded by Commissioner Bryant, the Board acted on the Consent Agenda as follows:

7.1. Development Review Committee:

7.1.1. Request Approval of a Final Plat for Falls of Ocala Unit 2, Project Number 2005040074, Application Number 30739 (Budget Impact - None)

The Board accepted the following recommendation as presented by Building and Safety Director Michael Savage, on behalf of Development Review Committee (DRC):

Description/Background: This is a request to approve the Final Plat for Falls of Ocala Unit 2.

This subdivision is located in the southwest portion of the County containing 86 lots, 16 tracts and .76 miles of road on approximately 28.20 acres.

This Final Plat was approved by the Development Review Committee on March 25, 2024.

Budget/Impact: None.

Recommended Action: Motion to approve the Final Plat for Falls of Ocala Unit 2 and authorize the Chairman and Clerk to execute the same.

7.1.2. Request Approval of a Final Plat/Replat for Canopy Oaks Phase II Replat Two, Project Number 2021010057, Application Number 30149 (Budget Impact - None)

The Board accepted the following recommendation as presented by Building and Safety Director Savage, on behalf of DRC:

Description/Background: This is a request to approve the Final Plat/Replat for Canopy Oaks Phase II Replat Two. This is a replat of Tract B and Lot 1 of Canopy Oaks Phase II Replat as recorded in Plat Book 14, Pages 73 and 74.

This subdivision is located in the southwest portion of the County containing seven (7) lots, one (1) tract and zero miles of road on approximately 26.27 acres.

This Final Plat/Replat was approved by the Development Review Committee on March 25, 2024.

Budget/Impact: None.

Recommended Action: Motion to approve the Final Plat/Replat for Canopy Oaks Phase II Replat Two and authorize the Chairman and Clerk to execute the same.

7.2. Fire Rescue:

7.2.1. Request Approval of the Certificate of Public Convenience and Necessity Application for RG Ambulance Service, Inc. d/b/a American Ambulance for Interfacility Transports Originating from University of Florida Health d/b/a UF Health Ocala Neighborhood Hospital (Budget Impact - None)

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

Description/Background: During the workshop held on November 8, 2021, the consensus of the Marion County Board of County Commissioners was to move forward with the Certificate of Public Convenience and Necessity (COPCN) process for agencies to provide interfacility transport services from hospital systems within Marion County to reduce workload and to improve 911 response readiness. RG Ambulance Service, Inc. d/b/a American Ambulance has submitted the attached completed COPCN application and has met all requirements for an Advanced Life Support - Level IV COPCN for the purpose of providing interfacility transports between UF Health Ocala Neighborhood Hospital and the UF Health Network. This COPCN application aligns with our current workload reduction practice, allowing more Marion County Fire Rescue ambulances to be available for 911 services and improving the ability to care for the community.

Budget/Impact: None.

Recommended Action: Motion to approve the Certificate of Public Convenience and Necessity application for RG Ambulance Service, Inc. d/b/a American Ambulance for interfacility transports originating from University of Florida Health d/b/a UF Health Ocala Neighborhood Hospital.

7.3. Human Resources:

7.3.1. Request Approval of the Reclassification of One (1) Fiscal Analyst Position, Pay Grade 111 Non-Exempt, to One (1) Procurement Operations Coordinator Position, Pay Grade 112 Exempt, within the Budget of Procurement AA176513 (Budget Impact - Expenditure of \$4,443) Recommended Action: Motion to approve and authorize Chair and Clerk to execute this agreement between Marion County and the City of Ocala and all necessary documents associated with this agreement.

The Board accepted the following recommendation to adopt Resolution 24-R-112 as presented by Human Resources (HR) Director Sara Caron:

Description/Background: Requesting a reclass of the Fiscal Analyst position to a Procurement Operations Coordinator due to increased responsibilities that this position has taken on.

Procurement is utilizing technology to increase efficiency while maintaining current staffing levels. In doing so, we have increased training needs, both internal and external as well as a need to coordinate and troubleshoot business processes in conjunction with Information Technology. This position has also become integral in helping to develop policies and procedures, disseminating technical information and analyzing data for reporting.

Budget/Impact: Expenditure of \$4,443.

Recommended Action: Motion to approve the Reclassification of one (1) Fiscal Analyst Position, Pay Grade 111 Non-Exempt, to one (1) Procurement Operations Coordinator Position, Pay Grade 112 Exempt, within the Budget of Procurement AA176513.

Resolution 24-R-112 is entitled:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, PROVIDING FOR THE RECLASSIFICATION OF ONE (1) FISCAL ANALYST POSITION, PAY GRADE 111 NONEXEMPT, TO ONE (1) PROCUREMENT OPERATIONS

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COORDINATOR POSITION, PAY GRADE 112 EXEMPT, WITHIN THE BUDGET OF PROCURMENT AA176513, ALONG WITH THE CORRESPONDING JOB DESCRIPTION AND PAY GRADE AND INCORPORATING THE FOREGOING ACTIONS INTO THE MARION COUNTY CLASSIFICATION PLAN.

7.3.2. Request Approval of the Reclassification of One (1) Facilities Management Project Manager Position, Pay Grade 111, to One (1) Facilities Assistant Director Position, Pay Grade 116, within the Budget Facilities Management AA180519 (Budget Impact - Expenditure of \$25,168)

The Board accepted the following recommendation to adopt Resolution 24-R-113 as presented by HR Director Caron:

Description/Background: Marion County Facilities Management manages over fifty large-scale vertical construction capital improvement program (CIP) projects valued at over one hundred million dollars. Due to Marion County's current aging building portfolio and continued growth projections, this construction trend is expected to continue for the foreseeable future.

Marion County Facilities Management has attempted to fill a vacant Project Manager position for over a year. During that time, the department absorbed many additional large-scale and accelerated projects, such as the new Medical Examiner's Office and Animal Services Campus. Marion County's accelerated growth has mandated that the Facilities Management Department increase its resources toward capital construction projects to serve Marion County's needs better.

To maintain these high-caliber project management services and expeditious delivery of project completion, the Facilities Management Director Jared Goodspeed requests to reclassify one vacant Project Manager position to an Assistant Director dedicated to capital construction. This dedication will improve project completion success by relieving delays in technical decision-making and lowering the design process time. This evolution will also aid in an interdepartmental succession plan and allow the correct level of resources to be dedicated to the vertical construction CIP division of the Facilities Management department.

Budget/Impact: Budget Impact of \$25,168.

Recommended Action: Motion to approve the Reclassification of One (1) Facilities Management Project Manager Position, Pay Grade 111, to One (1) Facilities Assistant Director Position, Pay Grade 116, within the Budget of Facilities Management AA180519.

Resolution 24-R-113 is entitled:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, PROVIDING FOR THE RECLASSIFICATION OF ONE (1) FACILITIES MANAGEMENT PROJECT MANAGER POSITION, PAY GRADE 111 TO ONE (1) FACILITIES ASSISTANT DIRECTOR POSITION, PAY GRADE 116, WITHIN THE BUDGET OF FACILITIES MANAGEMENT AA180519, ALONG WITH THE CORRESPONDING JOB DESCRIPTION AND PAY GRADE AND INCORPORATING THE FOREGOING ACTIONS INTO THE MARION COUNTY CLASSIFICATION PLAN.

7.3.3. Request Approval of the Reclassification of the Positions of Battalion Chief, Division Chief, Deputy Chief and Fire Chief, as well as the Reclassification of all Director Positions, Executive Director Position and the Position of Assistant County Administrator within the Departments Outlined in the Information Below; and the Deletion of One (1) Quality Assurance Manager and the Addition of One (1) Division Chief Position within Marion County Fire Rescue (Budget Impact - Expenditure of \$531,477 in EF300522, Expenditure of \$7,840 in AA305526 and Expenditure of \$633 in AA410513)

The Board accepted the following recommendation to adopt Resolution(s) 24-R-114, 24-R-115, and 24-R-116 as presented by HR Director Caron:

Description/Background: The position of Battalion Chief was created in 2021, within Marion County Fire Rescue, establishing a chief level position between Division Chief and the Rank and File, in the field. Over the past several months, Human Resources has worked with the Fire Chief and Administration to review the position’s responsibilities, pay structure and job description. Throughout this process it was determined the position of Battalion Chief would best be utilized as a non-exempt (hourly) position. The job description was evaluated and updated and as a result a new pay grade is being recommended. In order to not create compression amongst the chief positions the following pay grades changes are also being recommended:

Position	Current Pay Grade	Proposed Pay Grade
Fire Chief (1)	305	307
Deputy Chief (3)	304	306
Division Chief (7)	303	305
Battalion Chief (21)	302	303

In order to calculate the new pay rates of the employees in the position of Battalion Chief a conversion factor was used to change from exempt to non-exempt, based on hours worked and a market adjustment of 5% was applied to the new base pay of employees with more the 5 years of consecutive service to Marion County Fire Rescue. Employees that qualified to receive the 5% were capped at the midpoint of the new pay grade of 303. The methodology used for the calculation of the new pay rates of the employees in the position of Division Chief was a market adjustment of 6% or the base pay of the proposed pay grade of 305, whichever is greater. Employees that qualified to receive the 6% were capped at 6% above the proposed pay grade of 305. The caps in the scenarios listed above only apply to this exercise. For the positions of Deputy Chief and Fire Chief, changes were only made to an employee’s pay if the employee was below the base pay of the proposed pay were only made to an employee’s pay if the employee was below the base pay of the proposed pay grade (306/307).

In addition to the changes to the pay grades of the Chief level positions, it is also recommended to delete the position of Quality Improvement Manager (vacant) and create an additional Division Chief position to oversee the Community Paramedicine program and quality improvement.

In an effort to maintain continuity of the pay grade system the positions of Director, Executive Director and Assistant County Administrator were also evaluated. The County Administrator is recommending the following pay grade changes:

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Position	Current Pay Grade	Proposed Pay Grade
E911 Management Director Procurement Director Veterans Services Director Tourism Development Director PR Communications Director	117	119
Library Director Fleet Management Director Public Safety Communications Director Community Services Director MSTU Assessment Director	118	120
Information Technology Director Animal Services Director Parks and Recreation Director Facilities Management Director Building Safety Director TPO Director Solid Waste Director Growth Services Director Human Resources Director	119	121
Utilities Director County Engineer Executive Director	120	122
Assistant County Administrator (3)	122	124

For the positions of Director, Executive Director and Assistant County Administrator, changes were only made to an employee's pay if the employee was below the base pay of the proposed pay grade.

The detailed changes, by position, and total budget impact of these proposed changes can be found on the Agenda Action Table attached to this item.

Budget/Impact: Expenditure of \$531,477 in EF300522, Expenditure of \$7,840 in AA305526 and Expenditure of \$633 in AA410513.

Recommended Action: Motion to approve the Reclassification of the positions of Battalion Chief, Division Chief, Deputy Chief and Fire Chief, as well as the Reclassification of all Director positions, Executive Director position and the position of Assistant County Administrator within the Departments Outlined; and the deletion of one Quality Assurance Manager and the Addition of One Division Chief Position within Marion County Fire Rescue.

Resolution 24-R-114 is entitled:

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, PROVIDING FOR THE RECLASSIFICATION OF FIRE CHIEF, PAY GRADE 305 TO PAY GRADE 307; DEPUTY CHIEF PAY GRADE 304 TO PAY GRADE 306; DIVISION CHIEF PAY GRADE 303 TO PAY GRADE 305; BATTALION CHIEFS FROM A PAY GRADE 302 TO PAY GRADE 303 AND CHANGE BATTALION CHIEFS TO NON-EXEMPT WITHIN THE BUDGET OF EMERGENCY MEDICAL SERVICES AA305526 AND FIRE FUND EF300522, ALONG WITH THE CORRESPONDING JOB DESCRIPTION AND PAY GRADE AND INCORPORATING THE FOREGOING ACTIONS INTO THE MARION COUNTY CLASSIFICATION PLAN.

Resolution 24-R-115 is entitled:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, PROVIDING FOR THE RECLASSIFICATION OF E911 MANAGEMENT DIRECTOR, PROCUREMENT DIRECTOR, VETERANS SERVICES DIRECTOR, TOURISM DEVELOPMENT DIRECTOR AND PR COMMUNICATIONS DIRECTOR FROM A PAY GRADE 117 TO PAY GRADE 119; LIBRARY DIRECTOR, FLEET MANAGEMENT DIRECTOR, PUBLIC SAFETY

COMMUNICATIONS DIRECTOR, COMMUNITY SERVICES DIRECTOR, AND MSTU ASSESSMENT DIRECTOR FROM A PAY GRADE 118 TO PAY GRADE 120; INFORMATION TECHNOLOGY DIRECTOR, ANIMAL SERVICES DIRECTOR, PARKS AND RECREATION DIRECTOR, FACILITIES MANAGEMENT DIRECTOR, BUILDING SAFETY DIRECTOR, TRANSPORTATION PLANNING ORG DIRECTOR, SOLID WASTE DIRECTOR, GROWTH SERVICES DIRECTOR, AND HUMAN RESOURCES RISK DIRECTOR FROM A PAY GRADE 119 TO PAY GRADE 121; UTILITIES DIRECTOR, COUNTY ENGINEER, AND EXECUTIVE DIRECTOR FROM A PAY GRADE 120 TO PAY GRADE 122; AND ASSISTANT COUNTY ADMINISTRATOR POSITION FROM A PAY GRADE 122 TO PAY GRADE 124 WITHIN THE BUDGET OF GENERAL FUND AND ALLOCATION FUNDS, ALONG WITH THE CORRESPONDING JOB DESCRIPTION AND PAY GRADE AND INCORPORATING THE FOREGOING ACTIONS INTO THE MARION COUNTY CLASSIFICATION PLAN.

Resolution 24-R-116 is entitled:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, PROVIDING FOR THE DELETION OF ONE (1) QUALITY IMPROVEMENT MANAGER POSITION, PAY GRADE 113 AND THE ADDITION OF ONE (1) DIVISION CHIEF POSITION, PAY GRADE 305, WITHIN THE BUDGET OF FIRE FUND EF300522, ALONG WITH THE CORRESPONDING JOB DESCRIPTION AND PAY GRADE AND INCORPORATING THE FOREGOING ACTIONS INTO THE MARION COUNTY CLASSIFICATION PLAN.

7.3.4. Request Approval to Update Employee Handbook to Reflect the Leave Accrual for Battalion Chiefs after Reclassification of Pay Grades (Budget Impact - None)

The Board accepted the following recommendation as presented by Human Resources Director Caron:

Description/Background: All Battalion Chief positions will be calculated at an hourly rate based on the annual hours worked, which includes built in overtime. The Battalion Chiefs will be considered Non-exempt, Board of County Commissioners employees, and will be considered eligible for overtime pay, per FLSA guidelines. As a result of these proposed changes, the leave accruals of Battalion Chiefs have been updated into the Employee Handbook to reflect the following accruals: Battalion Chiefs working a 24/48 shift will accrue annual leave at the follow rates:

Years of Continuous Service	Leave Earned Per Pay Period	Leave Earned Per Pay Year
0 - 4.99 Years	5.18 Hours	134.68 Hours
5 - 9.99 Years	6.47 Hours	168.22 Hours
10+ Years	8.61 Hours	223.86 Hours

An employee may accumulate leave in excess of the limitations during the calendar year; however, the excess leave must be used by the end of the last pay period of the calendar year as determined by the payroll department or it will be forfeited. The limitations of annual leave are as follows:

Years of Continuous Service	Carry-Over Limitations
0 - 4.99 Years	342 Hours
5 - 9.99 Years	409 Hours
10+ Years	520 Hours

Requests for annual leave made 14 calendar days in advance of the planned annual leave usage, shall be counted as hours worked.

The final action for approval is to update the Employee Handbook to reflect the change in leave accruals for Battalion Chiefs.

Budget/Impact: None.

Recommended Action: Motion to Approve an update to the Employee Handbook to reflect the leave accrual for Battalion Chiefs after reclassification of pay grades.

7.4. Parks and Recreation:

7.4.1. Request Approval of Unified Certification Program Agreement and Disadvantaged Business Enterprise Program Document as Required by the Federal Aviation Administration Grant Funding Agreement for Parallel Taxiway Project (Budget Impact - None)

The Board accepted the following recommendation as presented by Parks and Recreation Director Jim Couillard:

Description/Background: The Marion County Airport has been working with the consultant Hoyle Tanner to complete the Parallel Taxiway project. This project has grant funds from the Federal Aviation Administration (FAA), approved by the Board on October 18, 2022, which has certain grant requirements that must be fulfilled through the assistance of Hoyle Tanner. Two of those requirements are to submit to the FAA a signed Unified Certification Program (UCP) Agreement and a signed Disadvantaged Business Enterprise (DBE) Program document.

After a review by the County Attorney's Office, it was determined that these two documents should be presented to the Board for their consideration and execution by the Chairman. Both the UCP Agreement and DBE document are attached with this agenda item.

Budget/Impact: None.

Recommended Action: Recommend approval of the Unified Certification Program Agreement and Disadvantaged Business Enterprise Program Document and authorize Chairman to execute the same.

7.5. Procurement Services:

7.5.1. Request Approval of Change Order 1 to Purchase Order 2400782: 24B-002 Silver Spring Shores Community Center Lap Pool and Spa Marcite Resurfacing Project - Aumiller Pools, LLC, Winter Park, FL (Budget Impact - Neutral; expenditure of \$11,854 as approved in the FY 2023-24 budget)

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

Description/Background: On November 21, 2023, the Board approved a contract with Aumiller Pools, LLC to provide the complete resurfacing of Silver Shores Community's Center pool and spa. Inspections on the spa found an existing skimmer body that is causing a leak that needs to be repaired. The contractor will

remove the pavers surrounding the existing skimmer, remove, and then replace the plumbing at the bottom of the skimmer, and regrout the new skimmer body into the spa shell. In addition to the repair, the community has requested lap lanes be installed. The contractor will provide and install five (5) new lap lanes to the lap pool that will include 10 wall targets for each lane. The resulting Change Order, being presented today, requests to add \$11,854.00.

A copy of the Change Order is attached for review. Pending approval at today's meeting, the Change Order will be presented to the Chairman for signatures. Budget/Impact: Neutral; additional expenditure not to exceed \$11,854.00, bringing the Purchase Order total to \$102,314.00. Funding comes from HL520575-546121 - Silver Springs Shores Special Tax District.

Recommended Action: Motion to approve the change order, allow staff to process, and authorize the Chairman and Clerk to execute Change Order 1 to PO 2400782.

7.5.2. Request Approval of Change Order 1 to Purchase Order 2400842: 24C-028 Legal Services for Annual Fire Assessment Program - Nabors, Giblin & Nickerson P.A. - Tallahassee, FL (Budget Impact - Neutral; expenditure of \$4,000, as approved in FY 2023-24 budget)

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

Description/Background: On November 7, 2023, the Board approved an agreement with Nabors, Giblin & Nickerson P.A. (NG&N) and Anser Advisory Consulting, LLC (Anser) to provide outside counsel and consultant services for the County's Annual Fire Assessment Program. It is important to regularly update the data that supports the annual fire assessment program in order to ensure that the assessments are based on the most recent data and account for any changes in relevant law since the last assessment. The change order, being presented today, requests to add \$4,000 to the Purchase Order. The scope of work has been adjusted to reflect fees, project deliverables, and payment schedules for FY 2024-25 and 2025-26; whereas the original scope was only for FY 2024-25. The professional services provide Implementation of the existing fire assessment program for FY 2024-25 and will only include NG&N; the Annual Update will include the consultant services by Anser for FY 2025-26. All methodology will remain the same from the original agreement.

Attached is a copy of the agreement and change order for your review; pending approval at today's meeting, both will be presented to the Chair for signatures.

Budget/Impact: Neutral; expenditure of \$4000, bringing the Purchase Order total to \$56,500. Funding from EF300522 -531109 (Fire, Rescue and EMS Fund)

Recommended Action: Motion to approve the change order and authorize the Chair to execute the agreement with Nabors, Giblin & Nickerson P.A. and Anser Advisory Consulting, LLC for legal and consultant services on the County's Annual Fire Assessment Program under 24C-028.

7.5.3. Request Approval to Reject All Bids: 20Q-173-TO-20 SSS Units 29 and 30 DRA 7403/DRA 7322 (Budget Impact - None)

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

Description/Background: On behalf of the Office of the County Engineer (OCE), Procurement solicited an underground project through a contract that was approved by the Board on September 15, 2020, to seven (7) pre-qualified contractors. The work solicited entailed addressing erosion concerns within DRA 7403 and DRA 7322 by adding three splash pads, one turf reinforcement mat (TRM), and four additional concrete masonry unit (CMU) blocks to three existing U-type end walls. The work also includes excavating, placing, and compacting fill-in 12-inch lifts, density testing, as-builts, and sodding disturbed areas. One (1) submittal was received; the tabulation is listed below:

Contractor – Location	BID
Art Walker Construction – Ocala, FL	\$119,055.07

The bids exceed the estimated budget; after evaluation, Steven Cohoon, P.E., County Engineer, requests that the bid be rejected so that staff can re-evaluate at a later date.

Budget/Impact: None; rejecting all bids carries no budget impact.

Recommended Action: Motion to reject all bids under 20Q-173-TO-20 and allow staff to revisit at a later date.

7.5.4. Request Approval and Renewal of Products and Services Agreement: 18C-050-CA-03 Emergency Medical Services Billing Licenses and Eligibility Module - ZOLL Data Systems, Broomfield, CO (Budget Impact - Neutral; annual expenditure of \$79,271 upon approval of the FY 2024-25 budget)

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

Description/Background: On September 16, 2008, the Board awarded a contract for its Emergency Medical Services Software to Zoll Data Systems, Inc. for the billing and electronic Patient Care Reporting (ePCR) system currently used by Fire Rescue. On June 15, 2021, the contract amendment to renew the agreement for three (3) years was approved. This renewal extends the subscription to the service for four (4) years at beginning October 1, 2024, through September 30, 2028. The maintenance costs for each year, at the current service levels, are outlined as follows:

Periods Covered	Annual Cost
FY 2024-25	\$79,270.46
FY 2025-26	\$81,013.57
FY 2026-27	\$82,826.40
FY 2027-28	\$84,711.75

Attached for review is a draft of the vendor signed contract modification and renewal service agreement with ZOLL. Upon approval at the meeting, a copy will be sent for approval by Legal, and subsequently forwarded for the County Attorney's, Clerk's, and Chair's signatures.

Budget/Impact: Neutral; annual expenditure of \$79,271 upon approval of the FY 2024-25 budget. The remaining three (3) years' budget projections are shown in the table above.

Recommended Action: Motion to approve and authorize Chairman to execute the agreement with ZOLL Data Systems, Inc. under 18C-050.

7.5.5. Request Approval of Sole Source Declaration: 24SS-116, Sewer Line Assessment Tool (SL-RAT) - InfoSense, Inc. Charlotte, NC (Budget Impact - Neutral; estimated expenditure of \$150,000 as approved in the FY 2023-24 budget)

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

Description/Background: On behalf of Marion County Utilities (MCU), Procurement requests a waiver of the formal bid process to declare InfoSense, Inc. a sole source supplier manufacturer and distributor of the Sewer Line Rapid Assessment Tool (SL-RAT) and its supporting software, the Sewer Line Data Organizer (SLDOG). LRIE, LLC is the sole authorized service provider in Florida.

InfoSense, Inc. manufactures the only product that uses active acoustic transmission between a transmitter and a receiver in adjacent manholes to provide an aggregate pipe blockage assessment; and as the Florida Department of Environmental Protection (FDEP) requires MCU to inspect and assess 100% of their gravity sewer collection systems over a five (5) year period, the SL-RAT allows MCU to satisfy this requirement by acoustically assessing the gravity sewer mains.

Attached for review is the Solicitation Waiver and Sole Source letter. Upon approval at today's meeting, the Solicitation Waiver will be presented to the Chair for signature and a requisition processed to issue a purchase order to LRIE, LLC as the sole authorized service provider.

Budget/Impact: Neutral; estimated expenditure of \$150,000 for FY 2023-24. Future years' expenditures will be based on the needs of the department and shall not exceed approved annual budget amounts without being brought back to the Board for approval.

Recommended Action: Motion to approve the request and declare InfoSense, Inc. the sole source provider of the Sewer Line Assessment Tool (SL-RAT) allow staff to issue the Purchase Order to LRIE, LLC under 24SS-116.

7.5.6. Request Approval of Standardization and Equipment Purchase: 24ST-117, CS Centrifuge Mobile Unit - Centrisys Corporation, Kenosha, WI (Budget Impact - Neutral; expenditure of \$850,000 as approved in FY 2023-24 budget)

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

Description/Background: Marion County Utilities (MCU) currently utilizes two (2) Centrisys CS Centrifuge Mobile Units for biosolids processing at all five (5) of its regional wastewater treatment facilities. These units are mounted on trailers, providing mobility to move them to desired locations. One unit is currently out of commission for repairs. On March 5, 2024 the Board approved the ratification of the lease of a unit from Centrisys Corporation (Centrisys) to temporarily replace the one currently under repair.

With the trending growth, increased wastewater flow means more biosolid treatment, MCU requires an additional third unit to maintain biosolid volumes. MCU is requesting the approval to standardize to this equipment and to purchase an additional Centrisys CS Centrifuge Mobile Unit. Standardizing to the same brand will reduce operation and maintenance training costs as the staff is already familiar with the units. Also, Centrisys is the Original Equipment Manufacturer (OEM) for Centrisys products and exclusive provider of CS Centrifuge branded equipment.

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Attached for review is the Solicitation Waiver and Quote. Upon approval at today's meeting, the Solicitation Waiver will be presented to the Chair for signature and a requisition processed to issue a purchase order to Centrisys.

Budget/Impact: Neutral; expenditure of \$850,000 for the purchase of the equipment. Standardizing to the equipment carries no budget impact. Funding available in ZF445535-564101 (Marion County Utility Fund).

Recommended Action: Motion to approve Standardization and allow staff to issue the Purchase Order to Centrisys Corporation under 24ST-117.

7.5.7. Request Approval of Task Order for Civil/Site Engineers for Miscellaneous Projects: 23Q-087-TO-14 Evaluation and Appraisal Report and Planned Service Area Study - Kimley-Horn and Associates, Inc., Ocala, FL (Budget Impact - Neutral; expenditure of \$220,160 as approved in FY 2023-24 budget)

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

Description/Background: On June 6th, 2023, the Board approved contracts with 10 engineering firms to provide various civil/site-related engineering services for the County. Firms are selected based on area of specialty and equitable distribution of work among all firms in accordance with §287.055.

Kimley-Horn & Associates, Inc. (KHA) was selected to provide professional consulting services to prepare the Marion County Evaluation and Appraisal Report (EAR) as mandated by Florida State Statutes Chapter 163 and a Planned Service Area (PSA) Study. The EAR will provide long-term guidance for the County to make decisions regarding growth and services over the next 25 years.

The PSA analysis, as part of the EAR, will allow Marion County to establish a framework to evaluate, identify, and implement PSAs as well as create a framework to be used in future PSA planning.

Attached for review is the contract for KHA. Pending approval at today's meeting, it will be forwarded to the vendor for signature and then routed to the clerk and chair for same.

Budget/Impact: Neutral; total expenditure shall not exceed \$220,160. Funding is from line AA320515-531109.

Recommended Action: Motion to approve and upon approval by Legal, authorize the Chairman to execute the agreement with Kimley-Horn and Associates, Inc. under 23Q-087-TO-14.

7.5.8. Request Approval of Task Order for Geotechnical Engineering Services: 22Q-228-TO-03 SW 38th/40th St Phase A and B - Geo-Technologies, Inc., Ocala, FL (Budget Impact - Neutral; expenditure of \$71,704 as approved in the FY 2023-24 budget)

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

Description/Background: On October 17, 2023, the Board approved contracts with five (5) geotechnical firms to provide various services for the county. These services include, but are not limited to, material testing, laboratory testing, monitoring, analyzing, and reporting data, and more. The Office of the County Engineer (OCE) has assigned geotechnical engineering services for the road improvement of SW 38th St/SW 40th St Phase A and B to Geo-Technologies, Inc. The work includes:

- 34 auger borings along the centerline 500 feet apart to identify soil type encountered.
- 5 additional soil profiles for unsuitable materials.
- 49 drainage retention area borings to a depth of 20 feet, along with horizontal and vertical permeability tests and fillable porosity tests

OCE will receive a report presenting findings, evaluations, and recommendations. Attached for review is the proposal along with the fee schedule. Pending approval at today's meeting, the purchase order will be released to Geo-Technologies, Inc. Budget/Impact: Neutral; expenditure not to exceed \$71,703.50. Funding is from GB772541-563512 - Impact Fee - West District.

Recommended Action: Motion to approve the recommendation and authorize staff to issue the Task Order to Geo- Technologies, Inc. under 22Q-228-TO-03.

7.5.9. Request Approval of Task Order for Program Management Services for the American Rescue Plan Act Grant Projects: 21Q-227-TO-13 Phase II of the Marion Oaks Water Main Extension Construction Phase Services - Kimley-Horn and Associates, Inc., Ocala, FL (Budget Impact - Neutral; expenditure of \$150,130 as approved in the American Rescue Plan Act budget)

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

Description/Background: At its October 5, 2021 meeting, the Board approved a contract with Kimley-Horn and Associates, Inc. (KHA), for program management services pertaining to the implementation of multiple utility projects through 2026 under the American Rescue Plan Act (ARPA) and grant funding under the program. Under this task order, KHA will provide the construction phase engineering services for Phase II of the Marion Oaks Water Main Extension, to include construction administration and inspection, as well as construction phase ARPA compliance and program management through the completion of this project.

A copy of KHA's proposal, including the scope of work, is attached for review and will become part of the project file and backup to the purchase order.

Budget/Impact: Neutral; expenditure of \$150,130. Funding from line FF449536-563102 (American Rescue Plan - SLFRF). Project Code UTCEXT002.

Recommended Action: Motion to approve and authorize staff to issue Purchase Order to Kimley-Horn and Associates, Inc. under Task Order 21Q-227-TO-13.

7.5.10. Request Approval of Purchases \$50,000 and Over

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

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

1. Pending Requisition/Stryker Sales Corporation - Marion County Fire Rescue requests approval to purchase four (4) Lucas 3, v3.1 Chest Compression System devices (\$13,877.00 ea.), four (4) Lucas Desk-top Battery Chargers (\$824.14 ea.), four (4) Lucas External Power Supply (\$270.00 ea.), four (4) Lucas Rechargeable Batteries (\$535.00 ea.), Trade-in credit (\$2,500.00), Freight/Shipping (\$954.52) to equip the remaining

transport units and includes one (1) unit to use as a spare. Total expenditure of \$52,979.08; funds are available in line AA305526-564101 (General Fund). This purchase meets competitive bidding requirements under contract 12C-193.

2. Pending Requisition/Genserve, LLC - Marion County Utilities requests approval to purchase one (1) 210 KW Diesel Generator to include a level 2 aluminum enclosure, critical grade silencer, dual rate battery charger, engine starting battery, and two (2) year warranty, with remaining specifications listed on attached quote. Total expenditure of \$56,225. Funds are available in line ZF442533-564101 (Marion County Utility Fund). This meets the competitive bidding requirements under Florida Sheriff's Association Contract #FSA23-EQU21.0.
3. Pending Requisition/Bozard Ford Company - Marion County Sheriff's Office requests approval to purchase three (3) 2025 Ford Interceptor AWD 3.3L Utility Vehicles. Specifications include 10-speed automatic transmission, keyless entry, driver side spotlight, backup camera mirror display, Bluetooth, wiring grill, lamp, siren, speakers, reverse sensing, noise suppression bonds, with remaining specifications listed on attached quote (\$46,666/each). Total expenditure of \$139,998. Funds are available in line VJ737521-564101 (Infrastructure Surtax Capital Project Fund) with Project Code STC0737VE. This meets the competitive bidding requirements under Florida Sheriff's Association Contract #FSA23-VEL31.0.

Recommended Action: Motion to approve requested purchases.

(Ed. Note: This Item was approved with Budget Amendment Resolution 24-R-109 (Item 5.1.7.).

7.6. Transportation - County Engineer:

7.6.1. Request Approval of Improvement Agreement with Surety Bond for Falls of Ocala Unit 2 Subdivision, Application Number 30739 (Budget Impact - None)

The Board accepted the following recommendation as presented by County Engineer Steven Cohoon, Office of the County Engineer (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, as well as a security, limited to an irrevocable letter of credit or bond only, in the amount of 120 percent of the estimated cost of remaining improvements.

The County Attorney's office has reviewed and approved the Improvement Agreement with Surety Bond in the amount of \$1,036,683.30. This subdivision is located in the southwest portion of the County and contains 86 lots and 16 tracts on 28.20 acres with .76 miles of private roads.

Budget/Impact: None.

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

7.6.2. Request Approval of a Purchase Agreement Associated with the SW 49th Avenue Segment F Road Improvement Project for Parcel 8009-1186-05 (Budget Impact - Neutral; expenditure of \$50,000 plus closing cost as approved in the FY 2023-24 budget)

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

Description/Background: This is a request to approve a Purchase Agreement in the amount of \$50,000 plus closing cost for parcel 8009-1186-05 associated with the SW 49th Avenue - Segment F Road Improvement Project (from Marion Oaks Manor north to SW 142nd Place Road). This unimproved residential parcel consists of approximately 0.24 acres. The negotiated agreement is inclusive of any and all cost associated with this transaction. There is cost savings recognized in this negotiation by avoiding additional costs that occur during condemnation proceedings.

Budget/Impact: Neutral; expenditure of \$50,000 plus closing cost (STC073813-VJ38541-561301).

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

7.6.3. Request Re-Approval of a Purchase Agreement Associated with the SW 49th Avenue - Segment F Road Improvement Project for Parcel Number 8009-1186-08 (Budget Impact - Neutral; expenditure of \$50,400 plus closing cost as approved in the FY 2023-24 budget)

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

Description/Background: This is a request to re-approve a purchase agreement in the amount of \$50,400 plus closing costs for parcel number 8009-1186-08 associated with the SW 49th Avenue - Segment F Road Improvement Project (from Marion Oaks Manor North to SW 142nd Place Road). This unimproved residential parcel consists of approximately 0.36 acres. The negotiated purchase price is inclusive of all fees and there is a cost savings recognized in this negotiation by avoiding additional costs that occur during condemnation proceedings. Staff recommends approval.

This agenda item was originally considered by the Board as a Consent Agenda Item during their regularly scheduled meeting on February 20, 2024. Closing costs were not included on the previous agenda item, but will be required in addition to the negotiated purchase price of \$50,400 for closing.

Budget/Impact: Neutral; expenditure of \$50,400 plus closing costs (STC073813-VJ738541-561301)

Recommended Action: Motion to re-approve the Purchase Agreement plus closing costs and authorize the Chair and Clerk to execute the same.

7.6.4. Request Approval of an Indemnification Agreement Between 95th Street Holdings, LLC and Marion County for the Proposed Pioneer Ranch Phase 2 Subdivision, Application Number 31006 (Budget Impact - None)

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

Description/Background: This is a request seeking approval of an Indemnification Agreement associated with Land Development Code Section 2.18.4.E, which allows for up to 10% of the total lots to be constructed in a subdivision prior to recording the Final Plat. The five (5) conditions outlined in the proposed Indemnification Agreement have been met and the County Attorney's office has

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approved the proposed agreement for Pioneer Ranch Phase 2 Subdivision. This will allow up to 18 individual building permits to be issued prior to Final Plat approval.

This subdivision is located in the southwest portion of the County and contains 189 lots and three (3) tracts on 57.42 acres with 1.31 miles of private roads.

Budget/Impact: None.

Recommended Action: Motion to approve the attached Indemnification Agreement between 95th Street Holdings, LLC and Marion County for the proposed Pioneer Ranch Phase 2 Subdivision and authorize the Chair and Clerk to execute the same.

7.6.5. Request to Approve and Adopt the “NW Highway 225A Right of Way Map (NW Highway 225A and North US Highway 27 Intersection)” from Approximately 1,300 Feet South of US Highway 27 to Approximately 1,500 Feet North of US Highway 27 (Budget Impact - None)

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

Description/Background: This is a request to approve and adopt the “NW Highway 225A Right of Way Map (NW Highway 225A and North US Highway 27 Intersection)” from approximately 1,300 feet south of US Highway 27 to approximately 1,500 feet north of US Highway 27.

The recording of the road right-of-way map shall deem the depicted land has been conveyed to the public, and all right, title, easement and appurtenances in and to the road shall be vested to Marion County.

Budget/Impact: None.

Recommended Action: Motion to approve and adopt the “NW Highway 225A Right of Way Map (NW Highway 225A and North US Highway 27 Intersection)” from approximately 1,300 feet south of US Highway 27 to approximately 1,500 feet north of US Highway 27 and authorize the Chair and Clerk to execute the same.

7.6.6. Request Approval of an Indemnification Agreement Between 95th Street Holdings, LLC and Marion County for the Proposed Pioneer Ranch Phase 5 Subdivision, Application Number 31007 (Budget Impact - None)

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

Description/Background: This is a request seeking approval of an Indemnification Agreement associated with Land Development Code Section 2.18.4.E, which allows for up to 10% of the total lots to be constructed in a subdivision prior to recording the Final Plat. The five (5) conditions outlined in the proposed Indemnification Agreement have been met and the County Attorney’s office has approved the proposed agreement for Pioneer Ranch Phase 5. This will allow up to nine (9) individual building permits to be issued prior to Final Plat approval.

This subdivision is located in the southwest portion of the County and contains 99 lots and four (4) tracts on 14.84 acres with 0.48 miles of private roads.

Budget/Impact: None.

Recommended Action: Motion to approve the attached Indemnification Agreement between 95th Street Holdings, LLC and Marion County for the proposed Pioneer

Ranch Phase 5 Subdivision and authorize the Chair and Clerk to execute the same.

7.6.7. Request to Approve an Agreement, Resolution, and Notice in Association with a Parcel Exchange between Marion County and Sandy Clay, LLC (Budget Impact - None)
The Board accepted the following recommendation to adopt Resolution 24-R-117 as presented by County Engineer Cohoon, OCE:

Description/Background: This is a request to approve an Agreement, Resolution, and Notice in association with a parcel exchange between Marion County and Sandy Clay, LLC. Sandy Clay has requested conveyance of a Marion County owned parcel number 37896-000-01 in exchange for Sandy Clay constructing and maintaining the Stormwater Management System and granting the County easements to the property.

Budget/Impact: None.

Recommended Action: Motion to approve Agreement, Resolution, and Notice and authorize Chair and Clerk to execute same.

Resolution 24-R-117 is entitled:

A RESOLUTION OF MARION COUNTY, FLORIDA, AUTHORIZING
EXCHANGE OF PROPERTIES

7.7. Utilities:

7.7.1. Request Approval to Repeal Resolution 23-R-556 and Approve Replacement Resolution to Support Short Water Line Extension Program SWL-077 (Applicant - Nicchio Real Estate Investments, LLC) (Budget Impact - None)

The Board accepted the following recommendation to adopt Resolution 24-R-118 as presented by Utilities Director Jody Kirkman:

Description/Background: On August 17, 2021, the Board approved \$5 million for the development and executions of a Short Water Line Extension Program (Program) providing subsidies for qualified applicants. On October 18, 2022, the Board approved Ordinance 22-43, which among other things, establishes the basic requirements for the Program. Property owners must apply and be qualified for the Program, which will include support of a future water main construction project when the owner's property is within 50 to 500 feet of water main.

Marion County Utilities (MCU) verified parcel numbers 8003-0411-13 for participation in the Program, shown within the Resolution on Exhibit A - Application for the Short Water Line Extension Program. During review, MCU recognized the opportunity to design the extension beyond the owner's obligation as shown within the Resolution on Exhibit B. The project provides for seven (7) benefitting parcels and total project costs are shown within the Resolution on Exhibit C, based on MCU's current bid pricing. When the pro rata share cost is derived for each parcel located within the discrete geographical area, each owner will pay the pro rata share of \$2,881.43 per parcel.

After recording Resolution 23-R-556, it was discovered a benefitting lot had not been included. This resulted in the total number of lots increasing by one (1) and the pro rata share cost was adjusted accordingly. Both items have been corrected by this new Resolution.

Budget/Impact: None.

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Recommended Action: Motion to approve and authorize the Chairman and Clerk to Repeal Resolution 23-R-556 and execute the Replacement Resolution of Short Water Line Extension Program SWL-077.

Resolution 24-R-118 is entitled:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, TO SUPPORT THE SHORT WATER LINE EXTENSION PROGRAM; PROVIDING CERTAIN FINDINGS AND AUTHORITY; ESTABLISHING THE SHORT WATER LINE EXTENSION PROGRAM SERVICE AREA; ESTABLISHING ONE-TIME CAPITAL CONNECTION FEE FOR THE SERVICE AREA; REPEALING RESOLUTION NO. 23-R-556 AND PROVIDING AN EFFECTIVE DATE.

7.7.2. Request Approval of Short Water Line Extension Program Resolution to Support SWL-100 (Applicant - Aldana Contracting, LLC) (Budget Impact - Neutral; expenditure of \$34,899 as approved in FY 2023-24 budget)

The Board accepted the following recommendation to adopt Resolution 24-R-119 as presented by Utilities Director Kirkman:

Description/Background: On August 17, 2021, the Board approved \$5 million for the development and executions of a Short Water Line Extension Program (Program) providing subsidies for qualified applicants. On October 18, 2022, the Board approved Ordinance 22-43, which among other things, establishes the basic requirements for the Program. Property owners must apply and be qualified for the Program, which will include support of a future water main construction project when the owner's property is within 50 to 500 feet of water main.

Marion County Utilities (MCU) verified parcel numbers 8009-1181-21, 8009-1181-22, and 8009-1181-23 for participation in the Program, shown within the Resolution on Exhibit A - Application for the Short Water Line Extension Program. During review, MCU recognized the opportunity to design the extension beyond the owner's obligation as shown within the Resolution on Exhibit B. The project provides for seven (7) benefitting parcels and total project costs are shown within the Resolution on Exhibit C, based on MCU's current bid pricing. When the pro rata share cost is derived for each parcel located within the discrete geographical area, each owner will pay the pro rata share of \$4,985.50 per parcel.

Budget/Impact: Neutral; Project cost is \$34,899, plus 10% contingency in accordance with the Procurement Manual. Funding is from FF449536-563102 with project code UTCEXT001.

Recommended Action: Motion to approve and authorize the Chairman and Clerk to execute the Short Water Line Extension Program Resolution and issue a purchase order for T&C Underground under 22P-146.

Resolution 24-R-119 is entitled:

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, TO SUPPORT THE SHORT WATER LINE EXTENSION PROGRAM; PROVIDING CERTAIN FINDINGS AND AUTHORITY; ESTABLISHING THE SHORT WATER LINE EXTENSION PROGRAM SERVICE AREA; ESTABLISHING ONE-TIME CAPITAL CONNECTION FEE FOR THE SERVICE AREA; AND PROVIDING AN EFFECTIVE DATE.

7.7.3. Request Approval of Short Water Line Extension Program Resolution to Support SWL-114 (Applicant - Build 4U Homes, Inc.) (Budget Impact - Neutral; expenditure of \$81,310 as approved in the FY 2023-24 budget)

The Board accepted the following recommendation to adopt Resolution 24-R-120 as presented by Utilities Director Kirkman:

Description/Background: On August 17, 2021, the Board approved \$5 million for the development and executions of a Short Water Line Extension Program (Program) providing subsidies for qualified applicants. On October 18, 2022, the Board approved Ordinance 22-43, which among other things, establishes the basic requirements for the Program. Property owners must apply and be qualified for the Program, which will include support of a future water main construction project when the owner's property is within 50 to 500 feet of water main.

Marion County Utilities (MCU) verified parcel number 4702-018-004 for participation in the Program, shown within the Resolution on Exhibit A - Application for the Short Water Line Extension Program. This project is designed to meet only the permitted parcel's code compliance requirements as shown within the Resolution on Exhibit B. The project provides for seven (7) benefitting parcels and total project costs are shown within the Resolution on Exhibit C, based on MCU's current bid pricing. When the pro rata share cost is derived for each parcel located within the discrete geographical area, each owner will pay the pro rata share of \$5,000 per lot that the Board recommended as the maximum pro rata share per parcel.

Budget/Impact: Neutral; Project cost is \$81,310, plus 10% contingency in accordance with the Procurement Manual. Funding is from FF449536-563102 with project code UTCEXT001.

Recommended Action: Motion to approve and authorize the Chairman and Clerk to execute the Short Water Line Extension Program Resolution and issue a purchase order for T&C Underground under 22P-146.

Resolution 24-R-120 is entitled:

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, TO SUPPORT THE SHORT WATER LINE EXTENSION PROGRAM; PROVIDING CERTAIN FINDINGS AND AUTHORITY; ESTABLISHING THE SHORT WATER LINE EXTENSION PROGRAM SERVICE AREA; ESTABLISHING ONE-TIME CAPITAL CONNECTION FEE FOR THE SERVICE AREA; AND PROVIDING AN EFFECTIVE DATE.

7.7.4. Request Approval of Short Water Line Extension Program Resolution to Support SWL-132 (Applicant - SkyHomes Building Services, LLC) (Budget Impact - Neutral; expenditure of \$38,615 as approved in the FY 2023-24 budget)

The Board accepted the following recommendation to adopt Resolution 24-R-121 as presented by Utilities Director Kirkman:

Description/Background: On August 17, 2021, the Board approved \$5 million for the development and executions of a Short Water Line Extension Program (Program) providing subsidies for qualified applicants. On October 18, 2022, the Board approved Ordinance 22-43, which among other things, establishes the basic

requirements for the Program. Property owners must apply and be qualified for the Program, which will include support of a future water main construction project when the owner's property is within 50 to 500 feet of water main.

Marion County Utilities (MCU) verified parcel number 8007-1064-24 and 8007-1064-25 for participation in the Program, shown within the Resolution on Exhibit A - Application for the Short Water Line Extension Program. This project is designed to meet only the permitted parcel's code compliance requirements as shown within the Resolution on Exhibit B. The project provides for four (4) benefitting parcels and total project costs are shown within the Resolution on Exhibit C, based on MCU's current bid pricing. When the pro rata share cost is derived for each parcel located within the discrete geographical area, each owner will pay the pro rata share of \$5,000 per lot that the Board recommended as the maximum pro rata share per parcel.

Budget/Impact: Neutral; Project cost is \$38,615, plus 10% contingency in accordance with the Procurement Manual. Funding is from FF449536-563102 with project code UTCEXT001.

Recommended Action: Motion to approve and authorize the Chairman and Clerk to execute the Short Water Line Extension Program Resolution and issue a purchase order for T&C Underground under 22P-146.

Resolution 24-R-121 is entitled:

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, TO SUPPORT THE SHORT WATER LINE EXTENSION PROGRAM; PROVIDING CERTAIN FINDINGS AND AUTHORITY; ESTABLISHING THE SHORT WATER LINE EXTENSION PROGRAM SERVICE AREA; ESTABLISHING ONE-TIME CAPITAL CONNECTION FEE FOR THE SERVICE AREA; AND PROVIDING AN EFFECTIVE DATE.

7.7.5. Request Approval of Short Water Line Extension Program Resolution to Support SWL-140 (Applicant - Juan Camilo Perez, LLC) (Budget Impact - Neutral; expenditure of \$24,496 as approved in FY 2023-24 budget)

The Board accepted the following recommendation to adopt Resolution 24-R-122 as presented by Utilities Director Kirkman:

Description/Background: On August 17, 2021, the Board approved \$5 million for the development and executions of a Short Water Line Extension Program (Program) providing subsidies for qualified applicants. On October 18, 2022, the Board approved Ordinance 22-43, which among other things, establishes the basic requirements for the Program. Property owners must apply and be qualified for the Program, which will include support of a future water main construction project when the owner's property is within 50 to 500 feet of water main.

Marion County Utilities (MCU) verified parcel number 8005-0851-13 for participation in the Program, shown within the Resolution on Exhibit A - Application for the Short Water Line Extension Program. This project is designed to meet only the permitted parcel's code compliance requirements as shown within the Resolution on Exhibit B. The project provides for three (3) benefitting parcels and total project costs are shown within the Resolution on Exhibit C, based on MCU's current bid pricing. When the pro rata share cost is derived for each parcel located within the discrete geographical area, each owner will pay the pro rata share of

\$5,000 per lot that the Board recommended as the maximum pro rata share per parcel.

Budget/Impact: Neutral; Project cost is \$24,496, plus 10% contingency in accordance with the Procurement Manual. Funding is from FF449536-563102 with project code UTCEXT001.

Recommended Action: Motion to approve and authorize the Chairman and Clerk to execute the Short Water Line Extension Program Resolution and issue a purchase order for T&C Underground under 22P-146.

Resolution 24-R-122 is entitled:

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, TO SUPPORT THE SHORT WATER LINE EXTENSION PROGRAM; PROVIDING CERTAIN FINDINGS AND AUTHORITY; ESTABLISHING THE SHORT WATER LINE EXTENSION PROGRAM SERVICE AREA; ESTABLISHING ONE-TIME CAPITAL CONNECTION FEE FOR THE SERVICE AREA; AND PROVIDING AN EFFECTIVE DATE.

7.7.6. Request Approval of Short Water Line Extension Program Resolution to Support SWL-143 (Applicant - Robert Veith) (Budget Impact - Neutral; expenditure of \$47,464 as approved in FY 2023-24 budget)

The Board accepted the following recommendation to adopt Resolution 24-R-123 as presented by Utilities Director Kirkman:

Description/Background: On August 17, 2021, the Board approved \$5 million for the development and executions of a Short Water Line Extension Program (Program) providing subsidies for qualified applicants. On October 18, 2022, the Board approved Ordinance 22-43, which among other things, establishes the basic requirements for the Program. Property owners must apply and be qualified for the Program, which will include support of a future water main construction project when the owner's property is within 50 to 500 feet of water main.

Marion County Utilities (MCU) verified parcel numbers 3578-006-017 for participation in the Program, shown within the Resolution on Exhibit A - Application for the Short Water Line Extension Program. During review, MCU recognized the opportunity to design the extension beyond the owner's obligation as shown within the Resolution on Exhibit B. The project provides for eight (8) benefitting parcels and total project costs are shown within the Resolution on Exhibit C, based on MCU's current bid pricing. When the pro rata share cost is derived for each parcel located within the discrete geographical area, each owner will pay the pro rata share of \$5,000 per lot that the Board recommended as the maximum pro rata share per parcel.

Budget/Impact: Neutral; Project cost is \$47,464, plus 10% contingency in accordance with the Procurement Manual. Funding is from FF449536-563102 with project code UTCEXT001.

Recommended Action: Motion to approve and authorize the Chairman and Clerk to execute the Short Water Line Extension Program Resolution and issue a purchase order for T&C Underground under 22P-146.

Resolution 24-R-123 is entitled:

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, TO SUPPORT THE SHORT WATER LINE

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EXTENSION PROGRAM; PROVIDING CERTAIN FINDINGS AND AUTHORITY; ESTABLISHING THE SHORT WATER LINE EXTENSION PROGRAM SERVICE AREA; ESTABLISHING ONE-TIME CAPITAL CONNECTION FEE FOR THE SERVICE AREA; AND PROVIDING AN EFFECTIVE DATE.

7.7.7. Request Approval of Resolution to Support the Voluntary Connection to Marion County Utilities Water System within Marion Oaks Units 7 and 10 as the Designated Program Area (Budget Impact - Neutral)

The Board accepted the following recommendation to adopt Resolution 24-R-124 as presented by Utilities Director Kirkman:

Description/Background: On August 17, 2021, the Board approved use of American Rescue Plan Act (ARPA) funds to extend Marion County Utilities' (MCU) water system in Marion Oaks Units 7 and 10 (the "Program Area"). MCU worked with a design-build team led by Quality Enterprises USA, LLC (QE) to develop construction plans for this project. On March 19, 2024, the Board approved the Guaranteed Maximum Price contract with QE for construction of this project. This Resolution provides grant funding to connect developed properties to the new water mains within the Program Area and requires property owners to complete a utilities service agreement with MCU within 90-days of notification that connection is available. The Resolution also establishes a surcharge applicable within the Program Area for undeveloped properties and developed properties that do not establish a service agreement with MCU within 90-days of notification that connection is available. It is noted the on January 17, 2023, the Board enacted Resolution 23-R-11, which established, among other things, that surcharges should be pro-rata share based on construction cost (established by bid), not to exceed \$5,000 for connection to the water system.

Budget/Impact: Neutral.

Recommended Action: Motion to approve and authorize the Chairman and Clerk to execute the Resolution to support the Voluntary Connection to Marion County Utilities Water System.

Resolution 24-R-124 is entitled:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, TO SUPPORT THE VOLUNTARY CONNECTION TO MARION COUNTY UTILITIES WATER SYSTEM; PROVIDING CERTAIN FINDINGS; PROVIDING CERTAIN DEFINITIONS; ESTABLISHING THE DESIGNATION OF PROGRAM AREA; PROVIDING GRANT FUNDING FOR DEVELOPED PROPERTIES WITHIN THE PROGRAM AREA; ESTABLISHING A WATER SURCHARGE FOR UNDEVELOPED PROPERTIES WITHIN THE DESIGNATED PROGRAM AREA; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

7.7.8. Request Approval of Facility Encroachment Agreement Between CSX Transportation, Inc. and Marion County Utilities (Budget Impact - None)

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

Description/Background: The Florida Department of Environmental Protection Grant Agreement LPS0094 was approved by the Board on April 4, 2023. This grant agreement funds construction of a water main to interconnect Marion County Utilities' Irish Acres Water Treatment Plant and East Side Consolidated water system. The interconnect project requires installation of a sixteen-inch water main beneath the CSX railway at NE 49th Street east of NE 36th Ave. The Facility Encroachment Agreement presented today provides approval from CSX to proceed with constructing this project as it applies to the CSX railway crossing. Budget/Impact: None.

Recommended Action: Motion to approve and authorize the Chairman and Clerk to execute the Facility Encroachment Agreement with CSX Transportation, Inc.

NEW BUSINESS: Commissioner Bryant commented on the Utilities Department's Short Water Line Extension Program, noting she would like an update on how that program is going and if the County is seeing if any property owners are taking advantage of the connections that have already been made. County Administrator Bouyounes stated the information would be brought back to the Board at the next regularly scheduled BCC meeting.

8. COUNTY ATTORNEY: NONE.

9. COUNTY ADMINISTRATOR:

9.1. Request for Release of Lien on Code Enforcement Case Number 548264JB; Parcel Number 16560-048-00

Growth Services Director Chuck Varadin presented the following recommendation:

Description/Background: On June 23, 2011, a Code Enforcement abatement lien for \$ 2,856.08, plus interest at 12%, was recorded against Sonia Joseph for the demolition of a single-family residence, and removal of junk located on the 0.18-acre property at 5726 NE 166th Terrace, Silver Springs.

The property owner recently learned of the lien and has requested relief of the lien. Additional administrative costs for recording, postage, and a collection agency fee totaling \$32.23 have been added to the payoff amount for the lien.

Code Enforcement Board liens	\$ 0	\$ 0
Abatement lien	\$ 2,856.08	\$ 2,856.08
Abatement interest*	\$ 3,686.30	\$ 1,446.77 (flat 4%)
Administrative fees/costs	\$ 32.23	\$ 32.23
Total	\$ 6,574.61	\$ 4,335.08

**Interest accrued against the lien at a rate of 12% up to July 20, 2020, then adjusted annually per the rate set by the Florida Chief Financial Officer (CFO) on January 1st of each year thereafter.*

Marion County Property Appraiser shows the 2023 Market Value is \$5,440, and an Assessed Value at \$2,468.

Budget/Impact: None.

Recommended Action: Motion to deny a rescission of the liens for Case Number 548264JB; Parcel Number 16560-048-00, leaving the lien in full force and effect.

Growth Services Director Chuck Varadin provided a brief overview of the request for a reduction of lien regarding Code Enforcement Case Number 548264JB. He advised that

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on June 16, 2010 there was a note signed by the property owner Sonia Joseph, who was made aware of the unsafe structure. On June 23, 2011 the lien was recorded against Ms. Joseph for the demolition of a single family residence and the removal of junk by Marion County. In February 2024 while performing a search on the property, Mr. Joseph stated he had just become aware of the lien against the property. Mr. Varadin advised that interest accrued against the lien at a rate of 12% up to July 20, 2020, then adjusted annually per the rate set by the Florida Chief Financial Officer (CFO) on January 1st of each year thereafter for a total of \$ 6,574.61. If the Board chooses to utilize a flat rate of 4% interest the lien total would be reduced to \$ 4,335.08. He noted the market value for the property is \$5,440.00.

Mr. Varadin stated staff's recommendation is to deny a rescission of the lien.

In response to Chairman Stone, Mr. Varadin advised that he did not see the applicant, Sonia Joseph in the audience.

Chairman Stone noted per the Property Appraiser's Office the property's 2023 market value is listed at \$5,440.00, with an assessed value of \$2,468.00.

A motion was made by Commissioner Bryant, seconded by Commissioner Curry, to reduce the lien to hard costs in the amount of \$2,856.08, plus the Administrative fees in the amount of \$32.23 for a total lien of \$2,888.31. The motion was unanimously approved by the Board (5-0).

10. COMMITTEE ITEMS: NONE

11. NOTATION FOR ACTION:

11.1. Request Approval to Schedule and Advertise a Public Hearing to Adopt Annual Rate Resolutions and Certify Non-Ad Valorem Assessment Rolls for Fire Rescue, Solid Waste and Stormwater Services on Tuesday, September 10, 2024 at 10:30 a.m. or as soon Thereafter in the McPherson Governmental Campus Auditorium

MSTU Director Chad Wicker presented the following recommendation:

Description/Background: This is a request to schedule and advertise a Public Hearing to adopt annual rate resolutions and certify the non-ad valorem assessment rolls for fire rescue, solid waste and stormwater services. These annual rate resolutions are required to be adopted on an annual basis per Florida Statutes.

Budget/Impact: None.

Recommended Action: Motion to schedule and advertise a public hearing to adopt annual rate resolutions and certify non-ad valorem assessment rolls for fire rescue, solid waste and stormwater services on Tuesday, September 10, 2024 at 10:30 a.m. thereafter in the McPherson Governmental Campus Auditorium.

A motion was made by Commissioner Bryant, seconded by Commissioner McClain, to schedule and advertise a public hearing to adopt annual rate resolutions and certify non-ad valorem assessment rolls for fire rescue, solid waste and stormwater services on Tuesday, September 10, 2024 at 10:30 a.m. thereafter in the McPherson Governmental Campus Auditorium. The motion was unanimously approved by the Board (5-0).

12. GENERAL PUBLIC COMMENTS: 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 Stone opened the floor for public comment.

Roger Knechtel, SE 97th Terrace Road, Summerfield, commented on the commitment to close at least 3 Planned Parenthood offices every 40 days. He presented a 1 page handout entitled, "Celebrating 5,000+ Lives Saved" and advised of a new procedure relating to abortion options known as the "reverse pill" to help save the lives of unborn babies.

Mr. Knechtel commented on a new subdivision called Sunset Hills located north of County Road (CR) 42, which will construct 320 new homes and expressed concern relating to water and sewer.

Brad Lamplot, SW 10th Street, addressed the Board regarding the MCSO Training Center Gun Range and the noise that is generated from this site. He advised that it starts at 8:00 a.m. and goes on until 8:30 p.m. six days per week. Mr. Lamplot stated he called MCSO at 6:30 p.m., 7:30 p.m., and again at 8:30 p.m. just as documentation calls so that there would be a record of this matter. He advised that he spoke with the Range Master due to this issue and the Range Master eliminated use of the range on Sunday's, noting he was unaware the site was going to be a gun range until it opened. Mr. Lamplot noted he lives in the Thoroughbred Acres subdivision, which contains 300 homes. He advised that his home is approximately 150 yards from the gun range and expressed concern with the process of how a gun range was approved on this property. Mr. Lamplot noted the gun noise can be heard from over one to two miles away. He stated he met with Airport Manager Mike Grawe, who reported to him that he can hear the noise from the gun range at the airport.

Chairman Stone clarified that zoning requests require notification (letter) to be mailed to property owners within 300 feet from the subject site, as well as publicly noticed in the newspaper.

County Administrator Bouyounes advised that Facilities Director Jared Goodspeed is coordinating with the MCSO to see if anything else can be done to mitigate any impact to surrounding properties.

Chairman Stone noted it is the ten o'clock hour. She advised that the Board would continue with the General Public Comment after the public hearing is concluded.

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 First of Two Public Hearings to Consider an Ordinance to Amend the Marion County Land Development Code Division 4.2. – Zoning Classification, to Reformat the List of Permitted and Special Use Permit Uses, Development Standards, Setbacks for Uses and Structures for Principle, General Accessory, and Specialty Uses from a List Format to a Table Format, and Provide for Scrivener Corrections

Deputy Director Kenneth Weyrauch, Growth Services, presented the following recommendation:

Description/Background: Land Development Code (LDC) Division 4.2, Zoning Classification, currently presents permitted and special use permit uses as a separate series of lists for each respective zoning classification district. Some of the lists then include references to other zoning classifications for inclusion without fully listing those uses in that referencing section, such as Community Business (B-2) uses including Neighborhood Business (B-1) uses. Staff and the general

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public have noted the format creates difficulties when attempting to discern a site's eligible uses. Additionally, the format creates difficulties for users to search potential uses to identify a zoning classification where a particular use may be conducted. Along with the uses, the setbacks for uses and structures are also in a list form making identification of some of those setback standards difficult to identify. Staff proposes to amend LDC Division 4.2 to convert the List of Permitted and Special Use Permit Uses, Development Standards, Setbacks for Uses and Structures for Principle, General Accessory, and Specialty Uses into a complete table format that lists uses related to groupings of the zoning classifications focused on agriculture, residential, commercial, and industrial groupings.

Staff also proposes revisions to address scrivener errors regarding LDC Section 4.2.22 being titled "rural resort" instead of "recreational resort" and correcting the formatting of LDC Section 4.2.31.D wherein letters rather than parenthesized numbers were improperly used.

The proposed were considered by the Land Development Regulation Commission (LDRC) in a public hearing held on November 8, 2023 at 5:30 p.m. consistent with Section 2.4.3 of the LDC. At this public hearing, the LDRC considered the following items:

Item 1 of 4 - Proposed reformatted Division 4.2, Zoning Classification for Sections 4.2.2 through 4.2.30, less the Commercial zoning classifications (provided in Item 2). [Ordinance attachment]

Item 2 of 4 - Proposed reformatted Division 4.2, Zoning Classification for Sections 4.2.15 through 4.2.25 and the noted scrivener correction. [Ordinance attachment]

Item 3 of 4 - Full cumulative table listing all uses and zoning classifications for Division 4.2. [Reference only]

Item 4 of 4 - Proposed Scrivener Corrections for Sections 4.2.31.C(5) and D Planned Unit Development [Ordinance attachment].

After considering these items, and consistent with LDC Section 1.4.3.A and B, the LDRC voted to recommend approval of the proposed LDC amendments subject to further revisions proposed to Item 4 of 4, above.

This is the first of two (2) public hearings, and the second public hearing is scheduled for April 16, 2024, at 5:30 p.m.

Budget/Impact: None.

Recommended Action: Receive public comment and provide direction to staff; no further action until the second public hearing.

Deputy Clerk Lewter presented Proof of Publication of Legal ad No. 9951344 entitled, "Notice of Public Hearing" published in the Star Banner newspaper on March 18, 2024. The Notice states the Board will consider the adoption of an Ordinance amending the Marion County Land Development Code (LDC).

Deputy Director Kenneth Weyrauch, Growth Services, presented a 30 page handout entitled, "DIVISION 2. Zoning Districting" and a 30 page handout entitled, "Sec. 4.2.15 Requirements for all commercial and industrial zoning districts". He noted this is a staff initiated LDC change request where the format would be changed from a list format back to a tables format. Mr. Weyrauch stated there is a scrivener's error being corrected under Section 4.2.22, which should read Recreational Resort zoning classification and not Rural Resort zoning classification. He noted there were also several formatting errors in the Planned Unit Development (PUD) Section that will be cleaned up prior to the next public hearing.

Chairman Stone clarified that no major changes will be made except for the formatting in order to make the document more user friendly to the public. Mr. Weyrauch concurred.

Mr. Weyrauch advised that staff will be addressing and proposing other changes relating to buffers, etc., which will be addressed at a future Board workshop.

Commissioner Curry referred to Table 4.2-5 Commercial Zoning District Intent and Purpose Table (page 10 of the 30 page handout entitled, "Sec. 4.2.15 Requirements for all commercial and industrial zoning districts"), noting this table will be very helpful.

Chairman Stone opened the floor to public comment.

Dana Cauthen did not appear when called upon to speak.

Eric VanWagner, East Highway 329, Anthony, opined that the County and Horse Farms Forever (HFF) are severely overreaching, noting it is an infringement on private property rights. He commented on a future rezoning request by HFF relating to the RC-1 (Rural Commercial) zoning classification that will affect all A-1 (General Agriculture); A-2 (Improved Agriculture); and A-3 (Residential Agricultural Estate) properties, noting he has not received any notification about this request.

Commissioner Zalak clarified that anyone who has A-1 zoned property does not mean an automatic application has been made to go to RC-1.

Commissioner Zalak requested Mr. VanWagner meet with him and staff to discuss the matter after this morning's meeting.

Chairman Stone clarified that this public meeting is not addressing the zoning changes Mr. VanWagner is discussing.

Chairman Stone advised that public comment is now closed.

Mr. Weyrauch clarified that the only zoning classification being requested to be changed today is the scrivener's error being corrected under Section 4.2.22, which should read Recreational Resort zoning classification and not Rural Resort zoning classification.

Chairman Stone advised that the second of these two public hearings to consider an Ordinance to amend the Marion County LDC Division 4.2. – Zoning Classification is scheduled for Tuesday, April 16, 2024 at 5:30 p.m.

(Ed. Note: The Deputy Clerk is in receipt of 5 emails opposing the request.)

12. GENERAL PUBLIC COMMENTS: CONTINUED

David Adams did not appear when called upon to speak.

Bridgette Smith, SW 85th Avenue, addressed the Board in regard to consideration of a Health Freedom Resolution as the will of the people, similar to Collier County, which adopted Ordinance 2023-18 establishing the Health Freedom Bill of Rights. She advised that the request would provide Marion County residents with a Bill of Rights that would not recognize any authority of the World Health Organization (WHO) or any other international body to impose public health mandates within Marion County. Ms. Smith noted Sumter County also passed a Resolution regarding the right to refuse health directives by the WHO when it conflicts with the United States (US) Constitutional Bill of Rights. She advised that Sarasota County also established a Bill of Rights Resolution to be free from the commanding hands of the Federal Government, noting Sarasota is now known as a Sanctuary County in protecting medical freedom. Ms. Smith stated the WHO will convene in May 2024 to discuss the new pandemic treaty, to adopt new international regulations, and to adopt new guiding statements. She advised that last week during a trial the US Food and Drug Administration (FDA) admitted they knowingly withheld information about the positive efficacy of Ivermectin against COVID-19. Ms. Smith stated Florida Statute (FS) 381.0022 provides that a government entity or educational institution

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may not adopt, implement, or enforce any international health organization public health policies unless via Executive Order. She opined that it is the will of the people to have local government protections against federal tyranny. Ms. Smith expressed concern that the WHO is heavily influenced by the Chinese Communist Party (CCP) and is a global threat to human freedom. She commented on local health providers who have patients sign waivers (privacy policies/Health Insurance Portability and Accountability Act (HIPPA) policies) advising that their personal information can be provided to oversight agencies. Ms. Smith requested the BCC consider creating a Bill of Rights for Marion County.

(Ed. Note: The Deputy Clerk received a copy of the proposed Resolution as discussed by Bridgette Smith.)

Dr. John Littell, address not provided, advised that he has been to the Polk County BCC meeting, as well as Tallahassee multiple times to address why doctors are not being allowed to prescribe lifesaving remedies to patients. He stated he has privileges at all the hospitals in Marion County and agreed with Bridgette Smith's comments, noting with every single admission, the most prominently displayed information is the patient's vaccine status. Dr. Littell commented on the need for more education or willingness to have discussions relating to this matter. He opined that in a sense, the BCC is ultimately responsible for the wellbeing of Marion County citizens. Dr. Littell advised that Florida's Surgeon General Dr. Joseph Ladapo is willing to come to Marion County to engage in an open forum with the medical community, noting he would like BCC support by signing a letter inviting the Surgeon General to come to Marion County to educate its citizenry and medical community about this issue.

Chairman Stone stated the BCC has never taken away freedom from anyone to do what they felt was best for them and has always supported individual rights, even during COVID-19.

In response to Commissioner Bryant, Dr. Littell clarified it is his request for the BCC to invite Florida's Surgeon General Dr. Joseph Ladapo to come to Marion County and speak, in an open forum, to the healthcare community.

Commissioner Bryant questioned whether Dr. Littell is requesting the BCC host the forum or just extend the invitation. Dr. Littell advised that if Dr. Ladapo had an invitation to come to Marion County, he would be willing to help with the logistics of making it happen, noting he has utilized the Ocala Police Department (OPD) auditorium as a venue in the past, as well as the College of Central Florida (CCF).

Chairman Stone advised that Administrator Mark Lander, Florida Department of Health (DOH) in Marion County, on behalf of the BCC, would be happy to take the lead role in discussing whether Dr. Ladapo would like to come to Marion County to address the issues.

General discussion ensued.

Commissioner Bryant stated she is willing to take on the task of reviewing the matter and bringing back recommendations for Board consideration. It was the general consensus of the Board to concur.

Bob Schmidt, SW 82nd Court Run, advised that he is in support of the recommendation by Dr. Littell, noting over the past 4 years citizens have witnessed the complete destruction of traditions that have grown from generations of Christianity and replaced by secularism and a government that demands inherence to a broad spectrum of doctrines that the founding fathers of the Constitution warned against. He opined that citizens have witnessed the evils and consequences of non-compliance with government mask mandates and vaccine mandates. Mr. Schmidt noted it is only because of the brave

physicians and politicians that citizens are able to intelligently discuss this topic. He stated citizens need a line of defense at every level of government. He requested the BCC extend the invitation to Dr. Ladapo to conduct a medical freedom forum and to have the BCC declare Marion County as Sanctuary County for medical freedoms.

In response to Chairman Stone, County Attorney Matthew Minter advised that as the Board's legal advisor he has not taken any position on whether or not the BCC should issue an invitation to the State Surgeon General, noting he did provide comments to the Board concerning a proposed Resolution, as suggested by Bridgette Smith, because he saw several legal issues and factual errors in it. He clarified that some of the issues were that the proposed Resolution would contradict what is in the Florida Statutes. Mr. Minter stated from time to time the Board has had advocacy groups appear on a wide range of topics stating that another local government has adopted a Resolution or Ordinance in support of their request. He opined that adopting something just because another local government adopted it is generally not a good idea. Mr. Minter advised that if the main objective of the proposed Resolution is related to whether the BCC would strongly advocate that the State of Florida and/or the US should not feel compelled to go along with what the WHO says, then the Board could do that, but reiterated there are other issues in the proposed Resolution. He commented on other issues related to the proposed Resolution. Mr. Minter addressed F.S., Chapter 381, which provides the ability for the government to appropriately address these conditions, balanced with safeguards to protect citizens individual rights.

In response to Chairman Stone, Mr. Minter commented on the waivers people sign in their doctor's office versus the waivers people sign in order to get computer software, computer applications, etc., that are used on a daily basis.

Commissioner McClain advised that he would like to work with staff to come up with a Resolution that states what the BCC stands for relating to citizen rights. He clarified that the Resolution would not have a legal affect, noting if the Board was going to do something like that it would have to be through the County's Code of Ordinances, similar to Collier County.

Commissioner Zalak commented on the issues he faced when his parents were in the hospital during the COVID-19 pandemic, noting his and his family's right to visit and advocate for them medically and during their most vulnerable times were taken away due to hospital restrictions. He noted his support for Commissioner McClain to work with staff to create a Marion County Health Freedom Bill of Rights.

Commissioner Curry stated he would like to see more coordination with the medical society.

General discussion ensued.

Rock Gibboney, NE 45th Terrace, Ocala, advised that many Nations are voting to give the WHO the right to dictate to citizens what would happen during any form of a pandemic, which he opined is fear mongering. He expressed his appreciation to the BCC for its efforts to protect citizens. Mr. Gibboney advised that the US and Canada are the only Countries in the world that allow pharmaceutical companies to advertise on television; therefore, those companies are controlling much of what is happening in the press.

He commented on the information that has recently come out relating to the pandemic regarding the medical treatment that could have been provided.

Adrienne Skoinik, SW 46th Terrace, stated she is a retired commercial real estate broker and is new to Marion County. She commented on the HIPPA forms handed out at doctors' offices, which notify the patient that they can sell their information. Ms. Skoinik advised

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that Advent Hospital has an 18 page HIPPA form that has to be completed in order to see a primary doctor, noting there are other forms that advise that the medical provider can sell patient medical information to a foreign government. She noted she wrote a letter to Governor Ron DeSantis about this issue.

Henry Munoz, Marion Oaks Boulevard, opined that the Board should work with staff on a Health Freedom Bill of Rights, as well as inviting the Florida Surgeon General to Marion County.

Eric VanWagner, East Highway 329, addressed the Board in regard to issue with ingress and egress into Sparr Elementary School, noting there is only one way in and one way out. He stated the County placed a sign that parents cannot turn left into the school during school hours. Mr. VanWagner opined that it is a safety issue that entrance to the school is only from one direction. He advised that the same issue occurred at North Marion High School, noting he called the School Board who told him to call the road department, who told him to call the Sheriff's Department, who told him to call the School Board. Mr. VanWagner stated North Marion High School finally resolved the issue. He expressed concern with government overreach.

Commissioner Bryant out at 11:09 a.m.

Joseph Walker, SE 54th Place, Ocklawaha, addressed the Board in regard to a Code Enforcement lien from 2011, noting this issue should have been resolved by this time. He expressed concern that the Board provides relief for interest on these liens when that money could be used to address other litter issues.

Commissioner Bryant returned at 11:12 a.m.

Chairman Stone advised that public comment is now closed.

13. COMMISSIONER ITEMS:

13.1. Commission Comments

Commissioner McClain advised that he had nothing further to add.

Commissioner Curry presented a 1 page handout entitled, "2023 Detention Bureau – Jail Support Division Classifications" and advised that he has read several articles relating to crimes being committed by undocumented people coming into Marion County. He stated there are approximately 1,800 inmates monthly at the jail with 16 of those being undocumented (in 2022 there were 188 and in 2023 there were 190). Commissioner Curry advised that law enforcement is not given any indication of when, how, or where the undocumented people are coming into the County, noting his concern is that the undocumented people are being released without any information on where they live or if they have a job. He commented on the cost to provide housing, meals, and medical care to undocumented people in jail and questioned whether there are any Federal dollars that can be brought into Marion County to offset those expenditures. Commissioner Curry advised that Marion County gets its representation from US Immigration and Customs Enforcement (ICE) in Jacksonville, Florida, noting whenever an undocumented person is put in jail the information is electronically transferred to ICE. He stated depending on the severity of the crime, ICE may transport them out of the County to Jacksonville for deportation; otherwise, the person will go through the County's legal system, bond out and go back into the community.

Chairman Stone advised that the National Association of Counties (NACo) has taken this issue on and at the direction of the Florida Association of Counties (FAC), continues to

work on this issue at the Federal level. He commented on documented people who do come into Marion County to work.

General discussion ensued.

Commissioner Bryant stated she will bring this matter up at the next Public Safety Coordinating Council meeting.

Commissioner Bryant advised that she had nothing further to add.

Commissioner Zalak expressed his appreciation to all County employees.

Chairman Stone requested Board approval to attend the upcoming Leadership Florida Annual meeting to be held June 13 through 16, 2024.

Commissioner Zalak stated he would like to attend as well.

A motion was made by Commissioner Zalak, seconded by Commissioner McClain, to approve travel and expenses for Chairman Stone and Commissioner Zalak to attend the Leadership Florida Annual meeting to be held June 13 through 16, 2024. The motion was unanimously approved by the Board (5-0).

Chairman Stone reminded everyone that on Saturday, April 27, 2024 at 7:30 a.m. is the Run for the Springs event that will take place at Carney Island Recreation and Conservation Area.

13.2. Commission Calendar

13.2.1. Present Commission Calendar

The Chairman acknowledged receipt of the Commission calendar covering the period of April 2, 2024 through April 16, 2024.

14. NOTATION FOR RECORD:

14.1. County Administrator Informational Items: None.

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 Annual Audit Plan for CY 2024

14.4.2. Present Letter Dated March 19, 2024 from The City of Belleview, Development Services Department, Regarding Scheduled Meetings for The Annexation Application Relating to Parcel Number 38510-005-03

14.4.3. Present Administrative Budget Transfer Report for FY 2023-24

14.4.4. 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. Code Enforcement Board - February 14, 2024

14.5.2. Development Review Committee (DRC) - February 19, February 26, March 4, and March 11, 2024

April 2, 2024

14.5.3. License Review Board - February 13, 2024

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

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

14.5.6. Transportation Planning Organization (TPO) - For Minutes and Agendas, Visit the Website at <https://ocalamariontpo.org>

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

There being no further business to come before the Board, the meeting thereupon adjourned at 11:22 a.m.

Michelle Stone, Chairman

Attest:

Gregory C. Harrell, Clerk