

MINUTES OF THE GLADES COUNTY BOARD OF COUNTY COMMISSIONERS
MEETING ON TUESDAY, SEPTEMBER 9, 2014 AT 9:00 A.M. IN THE COUNTY
COMMISSIONERS MEETING ROOM, GLADES COUNTY COURTHOUSE, MOORE
HAVEN, FLORIDA

The Glades County Board of County Commissioners met on Tuesday, September 9, 2014 at 9:00 a.m. with the following Commissioners present:

Donna Storter Long, Chairman
Tim Stanley, Vice Chairman
Paul Beck
Crystal Drake

Not present:

Russell Echols

Others present:

Julie Mann Braddock, Administrative Secretary
Tiffany Patterson, Finance Director
Richard Pringle, County Attorney
Paul Carlisle, County Manager
Bob Jones, Public Safety Director
Matthew Howard, Johnson Engineering
Terri Anascavage, E911 Coordinator
Avant Brown, Road Superintendent
Gary Ritter, South Florida Water Management District
John Ahern, City Council
Stuart Whiddon, Glades County Sheriff
Charlie Murphy, Okeechobee Radio
Missie Barletto, AIM Engineering
Inga Building Department
James Hull, AIM Engineering
Pat Dobbins, Glades County Health Department
8 citizens

Chairman Storter Long called the meeting to order at 9:00 a.m.

PRAYER

Commissioner Beck gave the invocation.

PLEDGE

Commissioner Drake led the Pledge of Allegiance.

AGENDA AMENDMENTS

There were none.

PRESENTATIONS / AWARDS

There were none.

PUBLIC INPUT ON AGENDA ITEMS

There was none.

PUBLIC HEARINGS

There were none.

CONSENT AGENDA

1. **Approve payment of County Warrants. (Exhibit A)**
General Fund: 74209 – 74304
Intergovernmental Radio: 10250 – 10251
E911 Maintenance Grant: 108
SHIP: 1595
2. **Approved the Minutes of the July 18, 2013 Budget Workshop.**
3. **Approved the Minutes of the August 12, 2014 Regular Meeting.**
4. **Approved the Minutes of the August 25, 2014 Regular Meeting.**
5. **Approved Budget Transfer from Contingency to Boat Ramps & Parks. (See Exhibit B)**
6. **Approved Records Disposition Document 2014-3. (Exhibit C)**

ON MOTION of Commissioner Beck seconded by Vice Chairman Stanley the Board approved the Consent Agenda items.

Motion carried by 4 – 0 vote.

BUSINESS AGENDA

7. Heartland Library Cooperative Interlocal Agreement

County Manager Carlisle stated this agreement was part of the funding source for the Library. He stated there were some scriveners' errors that would need to be addressed. He asked that the Board approve the agreement.

ON MOTION of Vice Chairman Stanley seconded by Commissioner Beck the Board approved the amended Heartland Library Cooperative Interlocal Agreement and authorized the Chairman to sign. (See Exhibit D)

Motion carried by 4 – 0 vote.

**8. North Shore Lake Okeechobee Navigation Channel Improvements
Time Extension**

County Manager Carlisle stated the original agreement with SFWMD was for all of the Moore Haven Canal and Harney Pond Canal improvements. He stated SFWMD was

drafting a stand-alone agreement for the Moore Haven Canal Project. He stated this agreement contained the funding for this project.

Vice Chairman Stanley stated he would abstain from the vote on this item due to his employment with SFWMD. (Exhibit E)

ON MOTION of Commissioner Beck seconded by Commissioner Drake the Board approved Amendment No. 8 of Agreement No. 4600001552 between Glades County and SFWMD for the North Shore Lake Okeechobee Navigation Channel Improvements time extension. (See Exhibit F)

Motion carried by 4 – 0 vote.

9. Discussion Item – Use of County Facilities

Chairman Storter Long stated it was understood that a certain document had been adopted by the Board; however, the minutes did not reflect this. She stated she would be listening to the tape from that particular meeting to clarify this issue. She stated there were issues that needed to be addressed concerning the use of County owned facilities. She stated the question had arisen about using a County facility for a political forum and requiring the availability to any party involved. She stated only 2 of the Management Agreements had been signed (Ortona and Buckhead Ridge) and those had expired on September 30, 2013. She stated even though the agreements were not in place the Board needed these rules for the buildings, regardless of who is operating the buildings. She asked that County Manager Carlisle assist in researching this matter and to bring some proposals before the Board for consideration.

Attorney Pringle stated he believed the Board could formally adopt the agreement at the next meeting or the day meeting in October.

Commissioner Beck agreed that this matter needed to be cleaned up.

Vice Chairman Stanley asked if the building could be rented by one candidate for a campaign rally or if the Board was indicating that all candidates would have to be invited.

Chairman Storter Long stated according to the policy a candidate could not rent it and hold an exclusive meeting for political purposes.

Attorney Pringle stated the question came down to whether or not the County was infringing on a freedom of speech protection. He stated the distinction may come down to whether it is a fund raising event or whether it is just a gathering of people for a rally. He explained the Federal Government's "Hatch Act".

Chairman Storter Long asked if this applied only to government owned buildings.

Attorney Pringle stated this act applied to communications in general. There was a brief discussion regarding holding a campaign rally versus a campaign fundraiser for one particular candidate.

Chairman Storter Long questioned the collection of funds for candidates in a government building.

Attorney Pringle stated his personal preference would be that the County did not become involved in a fundraising scenario. He stated his preference would be that if the County allowed the structure to be used for a political rally that the County require that individual or group to give each candidate the right to speak. He stated private buildings were different than government owned buildings which were under some limitations.

Commissioner Beck suggested that the agreement have a list of prohibited activities.

Attorney Pringle stated the rules had been written to give the County Manager the ability to make the decision regarding the rental of the properties. He stated the clearly prohibited activities right now were anything that was a violation of law, and any violation of County codes, ordinances, or policies. He stated in addition to these items the County Manager would be given the discretion to make the final decision. He stated these facilities were county-owned facilities and were a benefit to the public. He stated the County could restrict use of the facilities. He stated the citizen's would have to comply with the County's standards for use.

Chairman Storter Long questioned why Exhibit B1 asked the applicant to attach a map of the facility.

Attorney Pringle stated this had been included so that County staff could readily identify which piece of County property was being used. He stated an address could work. He stated the Property Appraiser's property card could be used to comply.

County Manager Carlisle stated this language could be cleaned up to say "if needed".

Chairman Storter Long stated Section 3 regarding the insurance coverage had been left blank. She asked if a dollar figure needed to be added. She stated she recalled that the Board had also wanted to have the Community Association's provide additional coverage even though the County had coverage.

Attorney Pringle stated there was County coverage and if it was a property managed (Community Center) facility they may wish to have additional coverage. He stated he could add language regarding a waiver of this requirement if the Board desired.

Chairman Storter Long questioned the fee schedule. She stated she did not believe any fees had been established yet. She stated the Board needed to establish all of the costs associated with these buildings.

County Manager Carlisle stated he had the costs together. He stated he was still working on the document and would provide it to the Board in the near future.

Chairman Storter Long stated the County was not enforcing this agreement right now and asked if the Community Associations would need to apply for use at this time.

County Manager Carlisle stated he did not believe they would need to.

Chairman Storter Long stated the Community Associations in Washington Park, Ortona, Muse, Buckhead Ridge, and Lakeport were planning to host political rallies. She stated the Doyle Conner Building would also be hosting a rally and it would be open to all candidates.

Attorney Pringle stated all of these facilities were county-owned facilities. He stated the County Manager could issue a directive on the use of the facilities.

Chairman Storter Long stated she would provide a list of the dates to County Manager Carlisle. She stated Palmdale was not operated by anyone and she had not heard when or if they would host a rally.

County Manager Carlisle stated he would look at the insurance also because there maybe some other avenues that could be taken.

Commissioner Drake commented on the fee waivers listed on page 16 of the document. She stated liability insurance was not listed and questioned if it was included in the facility use fee.

Attorney Pringle stated the insurance was a separate item.

Commissioner Drake suggested that the insurance be added to list of fees that could be waived.

Attorney Pringle stated he could either add or make reference to the fact that it would be at the County Manager's discretion to waive.

CONSTITUTIONAL OFFICERS

There was no discussion.

COUNTY ATTORNEY

Attorney Pringle stated the AEM process had come to a close. He stated the only thing left to do would be to cut a check. He stated he had received the signed documents back from Mr. Ramunni. He stated he would be meeting with County Manager Carlisle, Inga Williams, Community Development Director, and a representative from J.J. Wiggins this week to discuss the J.J. Wiggins matter. He stated he had sent a letter to St. Onge regarding the voluntary termination of the lease agreement with the County. He stated he had not yet heard anything from them to date. He reminded the Board that they still had the ability to formally terminate the ground lease.

COUNTY MANAGER & DEPARTMENT HEADS

County Manager Carlisle stated the RFQ was out for the construction of the Training Center. He stated he had received approximately 15 responses so far. He stated the bid for the entrance road off of Hwy 78 back to the lift station would be going out for bid soon. He stated he believed it would be advertised by the end of this week. He stated part of this road would be funded with the appropriations in the amount of \$250,000.00 that was received for the storm water work. He stated he had meet with Glades Electric on getting part of the electrical work started. He stated he would be meeting with Century Link as well in order to get the communications in so the site would be ready to go. He reminded the Board of the time constraints for completion of the building. He stated he had provided some of the previous request for the Legislative Delegation that would be held on Friday, October 3, 2014 at 10:00 a.m. He asked that if the Board members had any other requests that they provide them to him. He stated some the items that would be discussed were the PILT program and development credits. He reminded the Board that he would be flying to Charlotte, North Carolina on Saturday for the ICMA Conference and would not return until Thursday or Friday.

Commissioner Drake asked what the time frame for completion was for the Training Center.

County Manager Carlisle stated the legislative appropriations had to be spent by June 30, 2015.

PUBLIC INPUT ON NON-AGENDA ITEMS

There was none.

COMMISSIONERS ITEMS AND COMMENTS

Vice Chairman Stanley stated he had attended a meeting Thursday with United Way and wished to publicly acknowledge that they did a great job for Glades County.

Commissioner Drake thanked County Manager Carlisle and Terri Anascavage for making sure that she received her information in a timely manner.

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Commissioner Beck stated the airboat ramp had been installed and the banks had been trimmed and sodded. He stated the park looked very nice. He stated there would still need to be more boat ramps constructed, some enhanced parking, and paving.

Chairman Storter Long stated she would like to see the park completed and agreed that it made the area more attractive.

ADJOURN

ON MOTION of Commissioner Beck seconded by Vice Chairman Stanley the Board voted to adjourn the meeting.

There being no further discussion, Chairman Storter Long adjourned the meeting at 9:40 a.m.

Donna Storter Long, Chairman

ATTEST:

Sandra H. Brown, Clerk of the Circuit Court

Approved: September 22, 2014

THESE MINUTES ARE NOT A VERBATIM RECORD. TAPES ARE AVAILABLE FOR ANYONE INTERESTED IN LISTENING TO THE ENTIRE MEETING.