



Minutes of the Board of County Commissioners Okeechobee County, Florida

Thursday, January 11, 2018

Regular Session

The Board met this date in a Regular Session in the Okeechobee County Historic Courthouse in the "Judge William L. Hendry Courtroom", Room 270, at 304 NW 2nd Street in Okeechobee, Florida at 9:00 AM.

Roll Call

Attendee Name	Title	Status	Arrived
Terry Burroughs	Chairman	Present	
Bryant Culpepper	Commissioner	Present	
Kelly Owens	Commissioner	Present	
David Hazellief	Commissioner	Present	
Bradley G. Goodbread	Commissioner	Present	
Robbie Chartier	County Administrator	Present	
John Cassels	County Attorney	Present	
Jeff Shain	Deputy Clerk	Present	

I. Commencement

Chairman Terry Burroughs called the meeting to order. Father Shevlin offered the invocation, after which Commissioner Bryant Culpepper led the Pledge of Allegiance.

Employee Recognition

1. SERVICE AWARDS TO QUALIFYING EMPLOYEES FOR THE QUARTER ENDING DECEMBER 31, 2017

County Administrator Robbie Chartier read and Chairman Terry Burroughs presented Service awards to qualifying employees for the quarter ending December 31, 2017.

5 Years

Kenny Murphy, Project Coordinator, Facilities Maintenance

Joshua Shorter, Operations Supervisor, Agri-Civic Center

10 Years

Joshua Borgstrom, Fire/Medic, Fire/Rescue (not present)

Debra Cason, Library Specialist II, Library

Michael McLeod, Fire/Medic, Fire/Rescue (not present)

Pete DePasquale, Road Maintenance Director, Road Maintenance

Sharon Robertson Clerk to the Board of County Commissioners Okeechobee County, Florida	1 of 11 January 11, 2018	Terry Burroughs, Chairman Board of County Commissioners Okeechobee County, Florida
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Requested Action: Present Service Awards to qualifying employees for the quarter ending December 31, 2017

RESULT:	PRESENTED
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II. Public Comments

Ms. Amy Howard of the Okeechobee Emergency Management Department introduced Teresa Ranciati, Okeechobee County FEMA liaison. Ms. Ranciati addressed the Board and discussed unmet needs for Hurricane reimbursements and forming a Long Term Recovery Group.

Ms. Gurn, President of the Kings Bay Homeowners Association, addressed the Board and discussed road maintenance in Kings Bay. Chairman Burroughs stated this issue will be discussed on the February 5th meeting.

Motion: Motion to close Public Comments.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bryant Culpepper, Commissioner
SECONDER:	David Hazellief, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

III. Revisions

County Administrator Robbie Chartier addressed the Board and stated an attachment is added to Public Hearing Item 2c, Budget Amendment and Resolution. Also added General Business Item 3c, Board direction on Potential drainage improvement in Oak Lake Estates and Item 3d, discussion on Bass Pro Pending Contract.

Motion: Motion to accept revisions to the agenda.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bradley G. Goodbread, Commissioner
SECONDER:	Bryant Culpepper, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

IV. Agenda

1. Consent Agenda

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kelly Owens, Commissioner
SECONDER:	David Hazellief, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

- a. **MINUTES: DECEMBER 28 2017 REGULAR SESSION**
Requested Action: Approve Minutes from the December 28, 2017 Regular Session.
- b. **WARRANTS 2018-1**
Requested Action: Approve Warrants List 2018-1.

2. Proclamations/Public Hearings/Presentations

- a. **9:00 A.M. PUBLIC HEARING: PETITION B-2017-0070, REQUEST TO ABANDON CERTAIN PUBLIC UTILITIES EASEMENTS IN PALM VILLAGE RANCH SUBDIVISION**

Community Development Director Bill Royce addressed the Board and stated Petition B-2017-0070, Nancy and Robert Coutant, property owners and applicants. Request to abandon public utilities easements in Palm Village Ranch subdivision. The applicants own Lots 103 and 104 in Palm Village Ranch. They would like to combine the two lots into a single building site.

In Palm Village Ranch, a "five (5) foot wide easement for public utilities" is reserved on all side lot lines. These public utilities easements must be abandoned in order for the applicants to be able to create a single building site without concern that future construction may be affected by what would be interior easements. The public utilities easements considered for abandonment are the 5 foot easement on the south side lot line of Lot 104 and the 5 foot easement on the north side lot line of Lot 103.

As established on the plat, these side easements are for public utilities only, not drainage or other purposes

Chairman Terry Burroughs opened the Public Hearing.

Requested Action: Conduct a public hearing and accept input from interested parties regarding abandoning certain public utilities easements in Palm Village Ranch subdivision.

RESULT:	CONDUCTED
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Motion: Motion to close the Public Hearing.

Sharon Robertson Clerk to the Board of County Commissioners Okeechobee County, Florida	3 of 11 January 11, 2018	Terry Burroughs, Chairman Board of County Commissioners Okeechobee County, Florida
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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bryant Culpepper, Commissioner
SECONDER:	Bradley G. Goodbread, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

Motion: Motion to adopt Resolution 2018-01 to abandon certain public utilities easements in Palm Village Ranch subdivision.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kelly Owens, Commissioner
SECONDER:	Bradley G. Goodbread, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

- b. 9:00 A.M. PUBLIC HEARING, PETITION R-2017-0709, CHANGE IN ZONING: COKER CATTLE CORPORATION, PROPERTY OWNER; SAKE, LLC., APPLICANT. REQUEST FOR A CHANGE IN ZONING FROM PLANNED DEVELOPMENT (PD) TO NEIGHBORHOOD COMMERCIAL-1 (NC-1).**

Community Development Director Bill Royce addressed the Board and stated Petition R-2017-0709, Change in Zoning: Coker Cattle Corporation, property owner; Sake LLC, applicant. Request for a change in zoning from the existing classification of Planned Development (PD) to the proposed classification of Neighborhood Commercial-1 (NC-1). The property is located at the southwest corner of the intersection of SE 32nd Street and SE 18th Terrace.

On December 12, 2017, after conducting a public hearing, the Planning Board recommended by a vote of 4 to 2 that the Board of County Commissioners deny the request for a change in zoning from Planned Development (PD) to Neighborhood Commercial-1 (NC-1).

In accordance with Section 13.06.06 of the land development regulations, because the recommendation of the Planning Board is adverse to the requested change in zoning, the change in zoning shall not be adopted except by the votes of three (3) or more members of the Board of County Commissioners.

Chairman Terry Burroughs opened the Public Hearing.

Mr. Dean Irvine from Taylor Creek addressed the Board and stated 80% of the people in his neighborhood disagree with the zoning change.

Mr. Chris Asterlin from Taylor Creek addressed the Board and discussed his reasoning for being against the change in zoning.

Mr. Bill Pharo from Taylor Creek addressed the Board and discussed his reasoning for being against the change in zoning.

Mr. Robert Meyer from Taylor Creek addressed the Board and discussed his reasoning for being against the change in zoning.

Mr. Jeff Sumner, Engineer, representing applicant Mr. Dan Marsocci addressed the Board and discussed reasons why the Board should support the requested change in zoning for the Ice Machine.

Ms. Lynn addressed the Board and described her feelings against the Ice Machine.

Mr. Dan Marsocci, applicant, addressed the Board in support of his Ice Machine.

Ms. Melanie Morat addressed the Board and discussed being against the change in zoning.

Ms. Louise Petty addressed the Board and discussed being against the change in zoning.

Mr. Glenn Stewart addressed the Board and discussed being against the change in zoning.

Requested Action: Conduct a public hearing and accept input from interested parties regarding a change in zoning from Planned Development (PD) to Neighborhood Commercial-1 (NC-1).

RESULT:	CONDUCTED
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Motion: Motion to close the Public Hearing.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kelly Owens, Commissioner
SECONDER:	Bradley G. Goodbread, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

Motion: Motion to deny the request for a change in zoning from Planned Development (PD) to Neighborhood Commercial-1 (NC-1).

The Board discussed their opinions on the change in zoning.

RESULT:	APPROVED [3 TO 2]
MOVER:	Kelly Owens, Commissioner
SECONDER:	Bryant Culpepper, Commissioner
AYES:	Terry Burroughs, Bryant Culpepper, Kelly Owens
NAYS:	David Hazellief, Bradley G. Goodbread

c. 9:00 A.M. PUBLIC HEARING; BUDGET AMENDMENT AND RESOLUTION

Budget Director Kelley Conrad addressed the Board and stated the board annually adopts the budget by resolution for all funds of the County. Budgetary authority is legally maintained at the fund level; however, the County’s computerized financial system imposes budget controls at the appropriation level, by department.

Amendments to the adopted budget can occur at any time during the fiscal year through action of the Board in the following manner:

Budget Amendment - Fund revenue and expenditure amounts may be increased or decreased by formal action of the Board following proper public notice as specified in Chapter 129.06(2)(a-f) of the Florida Statutes. Amendments to adopted budgets normally result from either: (a) the desire to recognize an unanticipated excess

amount of anticipated revenue; or (b) the unanticipated decrease of an anticipated revenue.

This budget amendment accounts for items which are encumbered and not received or expensed by September 30, 2017 through the purchase order process. These items were not budgeted in FY2017-18. Purchase orders are rolled forward into the new fiscal year and projected cash balances are adjusted in the same amount.

Chairman Terry Burroughs opened the Public Hearing.

Requested Action: Conduct a Public Hearing regarding a Budget Amendment to carry forward prior year encumbrances for fiscal year 2017-18.

RESULT:	CONDUCTED
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Motion: Motion to close the Public Hearing.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bryant Culpepper, Commissioner
SECONDER:	Kelly Owens, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

Motion: Motion to adopt Resolution 2018-02, amending the 2017-2018 fiscal budget to appropriate prior year encumbrances; and adjust projected balances for same; providing an effective date and approve Budget Amendment BA18-03 in the amount of \$4,647,736.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kelly Owens, Commissioner
SECONDER:	Bryant Culpepper, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

3. General Business

a. SHIRLEAN GRAHAM : OKEECHOBEE COMMUNITY IMPROVEMENT ASSOCIATION REQUEST TO WAIVE THE BLEACHER RENTAL FEE FOR THE ANNUAL MARTIN LUTHER KING DAY ACTIVITIES

Community Services Director Albie Scoggins addressed the Board and introduced Ms. Shirlean Graham, President of the Okeechobee Community Improvement Association.

Ms Graham addressed the Board and requested that the Mobile Bleacher Fee of \$150.00 be waived for this Community Event at the Douglas Brown Community Center. The bleachers will be used for the games and activities conducted on the basketball courts at the facility.

Ms. Graham discussed the activities and events at the Douglas Brown Community Center in observance the Martin Luther King Day Holiday.

Requested Action: Approve the request from Okeechobee Community Improvement Association to waive the Bleacher Rental Fee of \$150.00 for the Mobile Bleacher Unit used for the Annual Martin Luther King Day Activities at the Douglas Brown Community Center.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bradley G. Goodbread, Commissioner
SECONDER:	David Hazellief, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

b. RESOLUTION RELATING TO FLORIDA DEPARTMENT OF TRANSPORTATION AGREEMENT FOR DESIGN AND CONSTRUCTION OF THE RESURFACING OF CR 68 (MICCO BLUFF) FROM KISSIMMEE CATTLE COMPANY TO DEAD END AND A RESOLUTION TO AMEND FY17/18 BUDGET FOR UNANTICIPATED GRANT FUNDING

County Engineer John Howle addressed the Board and stated FDOT has recently notified the County that funds have been secured for a SCOP/SCED grant, for the design and construction for the resurfacing of CR 68 (Micco Bluff) from Kissimmee Cattle Company to dead end, approximately 2.219 miles. Associated safety and drainage improvements will also be addressed, as appropriate and more specifically detailed in Exhibit "A" Scope of Services and Deliverables of Small County Outreach Program Agreement. This road is presently in a difficult state. FDOT has requested the County to oversee this project which require the county entering into an agreement. The grant is a reimbursing grant, where the County fronts the funds and then submits for reimbursement by FDOT if the project is completed satisfactorily.

An adopted resolution authorizing the Chairman to execute the grant must accompany it when transmitted to District 1 in Bartow.

Also to be approved is the appropriation of \$2,641,355 from Transportation Trust Fund Reserves for the resurfacing of CR 68 (Micco Bluff) said funds to be repaid by the approved FDOT Agreement.

Requested Action: Adopt Resolution 2018-03 relating to Florida Department of Transportation resurfacing CR 68 (Micco Bluff), authorizing entering into a FDOT Small County Outreach Program Funding Agreement for Program Project # 436867-1-54-01 in the amount of \$2,641,355 and providing for an effective date.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Kelly Owens, Commissioner
SECONDER:	Bradley G. Goodbread, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

Motion: Motion to adopt Resolution 2018-04, amending the 2017-2018 fiscal budget and appropriating unanticipated grant revenues in the Transportation Trust Fund for said resurfacing to be repaid by approved FDOT agreements, providing an effective date and approve BA18-04 in the amount of \$2,641,355.

Sharon Robertson Clerk to the Board of County Commissioners Okeechobee County, Florida	7 of 11 January 11, 2018	Terry Burroughs, Chairman Board of County Commissioners Okeechobee County, Florida
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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bryant Culpepper, Commissioner
SECONDER:	David Hazellief, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

c. REQUEST BOARD DIRECTION ON POTENTIAL DRAINAGE IMPROVEMENTS IN OAK LAKE ESTATES

County Engineer John Howle addressed the Board and stated at the December 12, 2017 meeting, the Board of County Commissioners gave direction to staff to schedule the cleaning of the ditches along the roads in Oak Lake Estates to help with the drainage in the subdivision including drainage of the lake located in the center of the subdivision.

With the current workload of County staff and emergencies that occur requiring staff to be taken off of planned projects, it was discussed at the January 10, 2018 Board of County Commissioners Workshop that the drainage for Oak Lake Estates be let to contract.

Requested Action: Approve contracting the cleaning of ditches in Oak Lake Estates.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bryant Culpepper, Commissioner
SECONDER:	Kelly Owens, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

d. DISCUSSION ON BASS PRO PENDING CONTRACT AT OKEE-TANTIE AREA

County Attorney John Cassels addressed the Board and stated as discussed at the last BOCC meeting, the County has been attempting to finalize the option contract with Bass Pro. The County Attorney’s office has received an updated contract from Bass Pro with very few changes, none of which should warrant further negotiations. Upon review of those attached documents, unless the BOCC wishes other changes to the agreement, it is recommended that the Chairman be authorized to execute the Option Agreement upon receipt of the signed copy from Bass Pro provided there are no material changes when received.

Requested Action: Approve the proposed final draft of the contract with Bass Pro, and authorize the Chairman to execute the Agreement when a signed copy is received from Bass Pro, provided no further material changes are made.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Bradley G. Goodbread, Commissioner
SECONDER:	Kelly Owens, Commissioner
AYES:	Burroughs, Culpepper, Owens, Hazellief, Goodbread

4. Administration Report

- a. County Administrator Robbie Chartier discussed the following:
 1. DMS kickoff meeting on inventory of damages from Hurricane.
 2. Employee Luncheon tomorrow at noon.
 3. Monday offices are closed.
 4. Tuesday Jan 16 leaving at 9:00 am for FPL Plant tour.
 5. Ribbon Cutting next Friday at noon January 19 at Okeechobee Fishing Headquarters.
 6. Chamber is having their quarterly Business Luncheon, Wednesday January 17th at noon at the Williamson Center.
 7. Workshop on January 24th and Regular Session on the 25th both at 9:00 am.
 8. Will be meeting with the Union on January 22nd, to hear what their wishes are.
 9. TDC Board would like use the Boardroom for the meetings the 3rd Tuesday at 9:00 am, Consensus of the Board.
 10. OUA requested to use the Boardroom for auction of real property on a Saturday the end of February or beginning of March, Consensus of Board.

5. Commissioner Reports

- a. Commissioner Kelly Owens discussed the following:
 1. Thanked Code Enforcement and Sheriff's Department on issues with trash in yards in Treasure Island.
 2. Fashion Show on Saturday January 20th put on by the Chamber, at Silver Palms Resort, 4:00 - 7:00 pm.
 3. Another accident on Berman Road.
- b. Commissioner Bradley G. Goodbread discussed the following:
 1. Treasure Coast TV Stations reported the Algae Blooms are due to septic tanks not releases from Lake Okeechobee.
 2. Drug Court on January 17th at 3:00 pm.
 3. Treasure Coast Council of Local Government is having a Job Fair in Fort Pierce on January 31st from 10 am to 2 pm at the FENN Center.
 4. Thanked Okeechobee Sheriff's Department and citizens for looking for lost fisherman that was found yesterday.

- c. Commissioner Bryant Culpepper discussed the following:
 - 1. Service last night for Mr. Nik Kayler, fisherman that was found in the Lake.
- d. Commissioner David Hazellief discussed the following:
 - 1. 441 resurfacing project, Dark Hammock Road and Potter Road.
 - 2. Meeting with FDOT, will only put a left turn hand lane from 441 South to Dark Hammock Rd and not a left hand turn lane going north on to Potter Road.
 - 3. Support of Code Enforcement for issue with vacant lot at NW 32nd and Rooks Road. Code Enforcement would like to do something but can't because of a Lis Pendens.
- e. Chairman Terry Burroughs discussed the following:
 - 1. Berman Road issues, State will not take the road. How to generate dollars to fix the issues.
 - 2. Piece of property located at NE 36th Street, put up for auction. Put on agenda to discuss how and what we want to do with the property.
 - 3. Call from Rowland Durrance on SW 16th Avenue and 32nd Street. There have been a number of accidents, cars going into ditch. Need additional reflective signs noting the canal.
 - 4. FAC Conference, review opportunity for Okeechobee County to be a Purple Heart County.
 - 5. First Mental Health Court yesterday, next Jan 24th at 2:30 pm.

6. Additional Documents, If Any, Presented At Meeting

V. Adjournment

There being no further business to come before the Board, Chairman Terry Burroughs declared the Regular Session of the Board of County Commissioners adjourned at 11:35 a.m.

BOARD OF COUNTY COMMISSIONERS
OKEECHOBEE COUNTY, FLORIDA

By: 
Terry W. Burroughs - Chairman

ATTEST:

Sharon Robertson
Clerk of the Circuit Court & Comptroller

By: 
Deputy Clerk (Jeffrey Shain)



Sharon Robertson Clerk to the Board of County Commissioners Okeechobee County, Florida	10 of 11 January 11, 2018	Terry Burroughs, Chairman Board of County Commissioners Okeechobee County, Florida
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Approved: 01/25/2018

Sharon Robertson Clerk to the Board of County Commissioners Okeechobee County, Florida	11 of 11 January 11, 2018	Terry Burroughs, Chairman Board of County Commissioners Okeechobee County, Florida
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