

**SUWANNEE COUNTY BOARD OF COUNTY COMMISSIONERS
JUDICIAL ANNEX BUILDING
218 PARSHLEY STREET SOUTHWEST
LIVE OAK, FLORIDA 32064**

TENTATIVE AGENDA FOR JUNE 6, 2023, AT 5:30 P.M.

**Invocation
Pledge to American Flag**

ATTENTION:

- The Board may add additional items to this agenda.
- Affirmative action on any item includes authorization of the Chairman's or designee's signature on all associated documents.
- Individual speakers from the audience will be allowed three (3) minutes to speak following recognition by the Chairman and must speak from the podium. Speakers may only make one (1) trip to the podium regarding each item they wish to speak on.
- Groups or factions representing a position on a proposition or issue are required to select a single representative or spokesperson. The designated representative will be allowed to speak for seven (7) minutes following recognition by the Chairman and must speak from the podium. Speakers may only make one (1) trip to the podium regarding each item they wish to speak on.
- For general updates or questions regarding County business, contact the County Administrator during regular business hours at (386) 364-3400.

APPROVAL OF MINUTES:

1. May 16, 2023 – Regular Board Meeting

CONSENT:

2. Approval of payment of processed invoices.
3. Approval of Change Order with Mowrey Elevators to include a Performance Bond with Suwannee County Agreement 2023-06 in the amount of \$6,270 for elevator modernization.
4. Approval to hold Budget Workshops on Wednesday, August 2, and Thursday, August 3, 2023, beginning at 9:00 a.m. each day. The workshops will be held at the Judicial Annex Building 218 Parshley Street SW, Live Oak, Fl.
5. Approval to hold a Joint Workshop with the Suwannee County School Board on Wednesday, July 12, 2023, at 5:30 p.m. to discuss redistricting. The workshop will be held in the District School Board meeting room, 1740 Ohio Avenue, South, Live Oak, Florida.
6. Approval of Interlocal Agreement between State Attorney's Office, Third Judicial Circuit, and Suwannee County for services associated with County ordinance prosecution for the County.
7. Approval of an amendment to Section 3.13 of the Personnel Rules & Regulations to include Suwannee County Employee Restroom & Changing Room Use Policy and adoption of enabling Resolution.

8. Authorization to extend CR137 waterline south of I-10 and award change order to Music Construction to complete work. Budget impact: \$108,675.00 to be funded from ARPA funds.
9. Authorization to advertise for bids for chip seal road surface treatment.
10. Declare Ring Power a sole source provider and authorize the purchase and Finance to release payment of a 2019 Chevy 6500 Mechanic Truck for the Road Department, a budgeted item.

TIME-SPECIFIC ITEMS:

11. **At 5:35 p.m.** or as soon thereafter as the matter can be heard, **hold the second of two public hearings** to consider the adoption of an Ordinance regarding LDR 23-03, an application by the Board of County Commissioners to amend Section 5.24 of the Land Development Regulations regarding the use of subdivided lots when a property is reduced in size due to a government taking. (Ronald Meeks, Development Services Director)

CONSTITUTIONAL OFFICERS ITEMS:

STAFF ITEMS:

PROCLAMATIONS AND PRESENTATIONS:

12. Local recognition.

COMMISSIONERS ITEMS:

COUNTY ATTORNEY ITEMS:

GENERAL BUSINESS:

13. **Additional Agenda Items.** The Chairman calls for additional items.
14. Public Concerns and Comments. (Filling out of Comment Card required, and forward to Chairman or County Administrator. Individual speakers from the audience will be allowed three (3) minutes, and a single representative or spokesperson will be allowed seven (7) minutes to speak following recognition by the Chairman and must speak from the podium – one (1) trip to the podium.)
15. Administrator's comments and information.
16. Board Members Inquiries, Requests, and Comments.

5:30 p.m.

The Suwannee County Board of County Commissioners met on the above date and time for a regular meeting and the following were present: Chairman Franklin White; Commissioner Don Hale; Commissioner Maurice Perkins; Commissioner Travis Land; and Commissioner Leo Mobley. Keith Gentry, County Finance Director; Logan Woods, Deputy Clerk; Greg Scott, County Administrator; and Adam Morrison, County Attorney, were also present.

Chairman White called the meeting to order at 5:35 p.m. and asked Commissioner Perkins to lead the invocation and Commissioner Mobley to lead the Pledge of Allegiance to the Flag of the United States of America.

MINUTES:

The first item on the agenda was to approve the minutes of the May 2, 2023 Regular Board meeting.

Commissioner Land moved to approve the minutes of the May 2, 2023 Regular Board meeting. Commissioner Perkins seconded, and the motion carried unanimously.

CONSENT:

Item three was pulled for discussion at a later date.

The second item on the agenda was to approve payment of \$3,511,140.46 in processed invoices.

The third item on the agenda was approval of changes to the County Purchasing Policy and adoption of an enabling resolution.

This item was pulled for discussion at a later date.

The fourth item on the agenda was approval of appointments to the Suwannee County Development Authority Board.

The fifth item on the agenda was approval of Amendment No. 2 to State Revolving Fund DW610410 to reduce the amount awarded by \$1.00 to zero out the grant. **(Agreement No. 2021-12-02)**

The sixth item on the agenda was approval of State-Funded Supplemental Agreement No. 2 (442872-1-54-01) with the Florida Department of Transportation for a time extension on the SunTrail project, and adoption of an enabling resolution. **(Agreement No. 2020-68-02 and Resolution No. 2023-22)**

The seventh item on the agenda was approval of a Task Order with North Florida Professional Services in the amount of \$312,400 for engineering services associated with the Catalyst Industrial Park master plan study. Budget impact: \$75,000 to be funded from a grant, pending approval, remaining balance to be funded from Board's Professional Services line. Additional grants will be submitted to pay the balance. **(Agreement No. 2023-57)**

The eighth item on the agenda was approval of the Coronavirus State and Local Fiscal Recovery Funds Agreement with the Florida Department of Transportation for construction and construction engineering inspections for resurfacing of 76th Street from US 90 to River Road, and adoption of an enabling resolution. **(Agreement No. 2023-58 and Resolution No. 2023-23)**

The ninth item on the agenda was authorization to lease one backhoe loader unit from Beard Equipment Company for the Road Department. Budgeted item. **(Agreement No. 2023-59)**

The tenth item on the agenda was issuance of a Certificate of Public Convenience and Necessity (COPCN) to Ameri Med EMS for Interfacility Transports only from HCA Suwanee ER and all Skilled Nursing Facilities located in Suwannee County, pending County Attorney approval.

The eleventh item on the agenda was issuance of a Certificate of Public Convenience and Necessity (COPCN) to Hamilton County EMS for Interfacility Transports only from HCA Suwanee ER and all Skilled Nursing Facilities located in Suwannee County, pending County Attorney approval.

Commissioner Hale moved to approve consent items 2 and 4-11. Commissioner Perkins seconded, and the motion carried unanimously.

County Administrator Scott noted item three would be discussed at a workshop.

CONSTITUTIONAL OFFICERS ITEMS:

There were none.

STAFF ITEMS:

Parks and Recreation Director Jimmy Furry gave an update on the recent implementation of an entrance fee charge at Little River Springs, noting the change was positively received by visitors.

Commissioner Hale commented on the courteousness of the spring attendees and staff.

Discussion ensued on the \$120 yearly pass for the spring, decreases in litter, and non-local visitors.

Economic Development Director Jimmy Norris commented on the improvements at the springs and how much of a difference the fee had made. He also discussed a recent FEDC state conference.

COMMISSIONERS ITEMS:

There were none.

COUNTY ATTORNEY ITEMS:

County Attorney Morrison thanked the Commissioners and County staff for assisting him in catching up on various County issues. He updated on the transition process from the previous County Attorney, noting it was progressing smoothly, as many of the projects were mostly completed; however, he was still awaiting paperwork for a few items. County Attorney Morrison also discussed his withdrawal from a case against the County and gave a brief update on two projects he had taken over: County

redistricting and road rights-of-way. To expedite and streamline acquisition of road rights-of-way, he would do a complete overhaul of the process. Lastly, he informed the Board that the County did not have an agreement with the State Attorney's Office (SAO) allowing them to prosecute violations of County ordinances. With no method to prosecute and enforce penalties, law enforcement in dealing with violations was limited. As the number of County residents was under 75,000, the SAO was required to accept an interlocal agreement with the County to prosecute criminal County ordinances if the County proposed one. He asked for Board direction on whether they wished to request an interlocal agreement.

The Board agreed by consensus to seek an interlocal agreement with the State Attorney's Office regarding prosecution of County ordinances.

GENERAL BUSINESS:

The twelfth item on the agenda was to discuss, with possible Board action, Preliminary Plat and Road Construction Plan approval for Old Sugar Mill Farms Phase VI subdivision.

Development Services Director Ronald Meeks discussed the preliminary plat, noting the subdivision was 26 1-acre lots located on a 40.82-acre parcel. The addition required construction of new paved roads, driveway entrances, and paving the dirt portion of 98th Street. The first step was approval of the subdivision preliminary plat, then road construction approval and completion. The final plat would be approved only after roads were complete. The road plans had been submitted by the engineer, reviewed by North Florida Professional Services for compliance, and approved although there were a few discrepancies that were corrected. Director Meeks was still awaiting compliance approval from Suwannee River Water Management, so approval of the plat would be contingent on receipt of compliance.

Discussion ensued on road construction required before final plat approval, that the road would be owned and maintained by the Homeowners Association, and upcoming subdivision phases.

Commissioner Hale moved to approve the Preliminary Plat and Road Construction Plan for Old Sugar Mill Farms Phase VI subdivision, contingent on receipt of Water Management approval for compliance. Commissioner Land seconded, and the motion carried unanimously.

The thirteenth item on the agenda was to discuss, with possible Board action, establishing a sale price of surplus property located on 10th Terrace, Parcel ID No. 04-01S-12E-09421-180490.

This item was pulled for discussion at a later date.

The fourteenth item on the agenda was Additional Agenda Items.

There were none.

The fifteenth item on the agenda was public concerns and comments.

There were none.

The sixteenth item on the agenda was Administrator's comments and information.

County Administrator Scott suggested Tuesday, June 20th at 1:00 p.m. for a workshop on several items. He also discussed an FDOT safety meeting and asked for prayers for various County staff.

The seventeenth item on the agenda was Board Members' inquiries, requests, and comments.

The Commissioners thanked the attendees, noted Fire Chief Eddie Hand's loss of his father, and wished everyone a belated Mother's Day.

Commissioner Hale moved to adjourn the meeting. Commissioner Land seconded, and the motion carried unanimously.

There being no further business to discuss, the meeting adjourned at 6:10 p.m.

ATTEST:

_____, DC
BARRY A. BAKER
CLERK OF THE CIRCUIT COURT

FRANKLIN WHITE, CHAIRMAN
SUWANNEE COUNTY BOARD OF
COUNTY COMMISSIONERS

Agenda Item No. 2

Approval of payment of processed invoices.

SUWANNEE COUNTY
Administration
Executive Summary

Objective:

Award change order to elevator modernization contract to include performance bond.

Considerations:

Accept a change order in the amount of \$6,270.00 to provide a performance bond on the elevator modernization contract to meet Suwannee County's purchasing policy.

Recommendation:

Approval to accept performance bond change order

Respectfully submitted,
Suwannee County Facilities Director
Marcus Durham

Dated: March 23, 2023



DATE: 05/05/2023
MOWREY CONTRACT NO:

FROM: Chad McCrow

TO: Greg Scott

EMAIL: gregs@suwcountyfl.gov

LOCATION: SUWANNEE COUNTY
13150 80TH TERRACE
LIVE OAK, FL 32060

DESCRIPTION OF WORK: QUOTE AMOUNT: \$6,270.00

Change order to Suwannee County Agreement No. 2023-06

Performance Bond: We will provide a Performance Bond in addition to the original contract for the amount of \$6,270.00

PAYMENT TERMS SUBJECT TO ORIGINAL MODERNIZATION CONTRACT

ACCEPTANCE

BY SIGNING BELOW, I ACCEPT THE ABOVE QUOTE AND PAYMENT TERMS*

AUTHORIZED SIGNATURE

DATE

PRINTED NAME & TITLE

PHONE NUMBER

*After you have signed this acceptance, please email approval to chad.mccrow@mowreyelevator.com

WWW.MOWREYELEVATOR.COM



SUWANNEE COUNTY

Administration

Executive Summary

Objective:

Approval of date, time, and location of Budget Workshops.

Considerations:

The Judicial Annex is available on Wednesday, August 2nd, and Thursday, August 3rd, 2023, to hold Budget Workshops.

The Budget Workshops would begin at 9:00 a.m. each day.

Budget Impact:

N/A

Recommendation:

Respectfully request that the Suwannee County Board of County Commissioners approve the date, time, and location of Budget Workshops.

Respectfully submitted,

Dated: June 6, 2023

Greg Scott,
County Administrator

SUWANNEE COUNTY

Administration

Executive Summary

Objective:

Approval to hold a Joint Workshop with the Suwannee County School Board on Wednesday, July 12, 2023, at 5:30 p.m. to discuss redistricting. The workshop will be held in the District School Board meeting room, 1740 Ohio Avenue, South, Live Oak, Florida.

Recommendation:

Respectfully request approval to hold a Joint Workshop with the Suwannee County School Board on Wednesday, July 12, 2023, at 5:30 p.m. to discuss redistricting.

Respectfully submitted,

Dated: June 6, 2023

Greg Scott,
County Administrator

SUWANNEE COUNTY

County Attorney
Executive Summary

Objective:

Approval of Interlocal Agreement between State Attorney's Office, Third Judicial Circuit and the County for prosecution of county ordinance violations.

Considerations:

- Suwannee County does not have a contract with the State Attorney's Office for prosecution of county ordinances that are punishable by jail time.
- County Attorney is authorized to prosecute municipal ordinances however it is not cost effective.
- There is no procedural mechanism to notify county attorney of need for prosecution.
- Failure to have a contract in place for prosecution undermines the ordinances as there is not a realistic mechanism for enforcement of the ordinance.
- Local law enforcement is aware that there is no contract for prosecution and has avoided charging ordinance violations.
- Contract as written authorizes the county attorney to prosecute a violation of a county ordinance in the event the SAO declines to prosecute.

Budget Impact:

- No immediate impact as costs will only be incurred when there is a prosecution.
- Cost for prosecution is \$50.00/hour plus all due process costs incurred in the prosecution – rate set by statute.

Recommendation

- Authorize Chairman to execute Interlocal Agreement between SAO and County.

Respectfully Submitted,



Adam Morrison
County Attorney

INTERLOCAL AGREEMENT BETWEEN
STATE ATTORNEY'S OFFICE, THIRD JUDICIAL CIRCUIT
AND SUWANNEE COUNTY, FLORIDA

THIS Interlocal Agreement ("Agreement") is executed this _____ day of _____, 2023 by and between John Durrett as the State Attorney of the Third Judicial Circuit of Florida ("State Attorney") duly elected pursuant to Article V, Section 17 of the Florida Constitution and Suwannee County ("County").

WITNESSETH:

WHEREAS, this Agreement is entered into by and between the State Attorney and the County for the State Attorney to provide County ordinance prosecution services for the County pursuant to Section 27.34(1), Florida Statutes (2022); and

WHEREAS, Florida Statute § 27.34(4) (2022) prohibits the State Attorney "from spending state-appropriated funds on county funding obligations under § 14, Art. V of the State Constitution"; and

WHEREAS, Florida Statute § 27.34(1) (2022) reads "A county...may contract with, or appropriate or contribute funds to the operation of, the various state attorney's... A state attorney prosecuting violations of ... county ordinances punishable by incarceration and not ancillary to a state charge shall contract with counties and municipalities to recover the full cost of services rendered on an hourly basis or reimburse the state for the full cost of assigning one or more full-time equivalent attorney positions to work on behalf of the county or municipality. Notwithstanding any other provision of law, in the case of a county with a population of less than 75,000.00 the state attorney shall contract for full reimbursement, or for reimbursement as the parties otherwise agree."; and

WHEREAS, Florida Statute § 27.34(1)(a)(2022) requires "[a] contract for reimbursement on an hourly basis shall require counties...to reimburse the state attorney for services rendered at a rate of \$50 per hour. If an hourly rate is specified **int** the General Appropriations Act, that rate shall control."; and

WHEREAS, it is the purpose and intent this Agreement to permit the State Attorney and the County to make the most efficient use of their respective powers, resources and capabilities through the Florida Local Cooperation Act of 1969, Florida Statutes § 163.01 (2023), by enabling them to cooperate on the basis of mutual advantage and thereby to provide services in a manner and pursuant of forms of governmental organization that will best accord with the existing resources available to them as well as economic and other factors; and

WHEREAS, it is the purpose and intent of the Florida Interlocal Cooperation Act to provide for a means by which the State Attorney and County may exercise their respective powers, privileges and authorities which they share in common and which

each might exercise separately; and

WHEREAS, the State Attorney and the County wish this Agreement to provide for the obligations of the State Attorney and the County created hereby; and

WHEREAS, Florida Statute § 27.02(1) (2022) provides that the State Attorney “shall appear in the circuit and county courts within his or her judicial circuit for the propose of prosecuting violation of special laws and county or municipal ordinances punishable by incarceration if the prosecution is ancillary to a state prosecution or if the state attorney has contracted with the county or municipality for reimbursement for services in accordance with § 27.34(1); and

WHEREAS, the State Attorney and County desire to contract for services rendered on an hourly basis.

NOW THEREFORE in consideration of the mutual covenants of this Agreement the sufficiency of which are hereby acknowledged the State Attorney and the County agree to the following terms and conditions:

1. **Authority.** This Agreement is entered into pursuant to the provisions of Article V, Section 17 of the Florida Constitution and Chapters 27 and 163, Florida Statutes (2022), and other applicable provisions of law.

2. **Obligations of the State Attorney**

- a. The State Attorney agrees to act as the County prosecutor at the county and circuit court for County ordinances that are punishable by incarceration and not ancillary to a state charge in the County and Circuit Courts of the Third Judicial Circuit for Suwannee County, Florida. It is understood that the State Attorney will continue to prosecute other County ordinances that are ancillary to a state charge under his regular duties as State Attorney. In serving as the County prosecutor, the State Attorney shall have the power to prosecute County ordinances as authorized by law.
- b. The State Attorney or one or more of his assistants shall appear in the circuit and county courts within his judicial circuit for the purpose of prosecuting violations of special laws and County ordinances punishable by incarceration if the prosecution is not ancillary to a state prosecution or prosecuting violations of County ordinances when said violations are cited by a sworn law enforcement officer.
- c. Under this Agreement the State Attorney will handle the intake, discovery, pretrial, trial and ultimate case disposition of County ordinance violations that are punishable by incarceration and not ancillary to a state criminal charge.

- d. The State Attorney will not handle appeals or constitutional attacks on County ordinances when the prosecution is not ancillary to a state prosecution.
- e. The State Attorney will bill the County upon the completion of a case, and billing will include any reasonable taxable costs incurred and “due process expenses” (defined below) plus per diem if applicable. Billing will be made in increments of 1 hour.
- f. The State Attorney may use his or her discretion in determining whether to prosecute a violation of a County ordinance in a manner consistent with the exercise of discretion when prosecuting any other law. Should the State Attorney exercise his or her discretion and choose not to prosecute a violation of a County Ordinance, the County – through an authorized attorney – may choose to prosecute the violation of a County Ordinance. In the event the State Attorney chooses not to prosecute a case, the State Attorney shall still bill the County for the time spent on the case.

3. Obligations of the County

- a. Prosecutions not ancillary to a state charge will be initiated by an arrest and/or the issuance of a citation by the Sheriff of Suwannee County, or any other agency, agent or employee of Suwannee County authorized to arrest and/or issue citations. The State Attorney will not be expected to file criminal informations, absent exceptional circumstances.
- b. The County shall pay for the services rendered by the State Attorney in the prosecution of violations of City ordinances not ancillary to a state charge. Fees will be incurred on an hourly basis at the rate of \$50.00 per hour or such other rates as required by Florida Statute § 27.341(1)(a). The County shall be responsible for a minimum of one hour for each case handled by the State Attorney. All funds paid under this Agreement will be paid directly to the State Attorney’s office, with the check payable to the State Attorney’s Office, Third Circuit for deposit into the Cost of Prosecution trust fund.
- c. Prosecutions of County ordinances that are ancillary or incidental to other criminal charges are not compensable by the County under this Agreement.
- d. The County shall be responsible for all reasonable taxable costs, per diem, and due process expenses associated with prosecutions

not ancillary to a state charge. These costs and expenses are not a part of the hourly charge. Due process expenses include the cost of expert witnesses, court reporting and interpreter services, and ordinary witness expenses such as travel accommodations. The State Attorney on behalf of the State of Florida shall require reimbursement for these costs and expenses. The County agrees to pay these costs and expenses. The need for and use of experts, court reporters, interpreters and ordinary witnesses in the course of prosecuting a municipal ordinance violation is the sole discretion of the State Attorney or his designees. The State Attorney shall be responsible for all other costs and expenses associated with the prosecution of such cases.

4. **Compliance with Law.** This Agreement shall be governed by, and construed under, the laws of the State of Florida.

5. **Term.** This Agreement expires on September 30, 2024. This Agreement renews automatically each October 1st thereafter unless terminated. Either party may terminate this Agreement at any time, for any reason, with or without cause by furnishing prior written notice of not less than ninety (90) days to the other party consistent with paragraph 6 below. If, however, the population of Suwannee County is less than 75,000 people, the agreement may not be terminated by the State Attorney per Florida Statute § 27.34(1)(2022).

6. **Notice.** All notices required to be served pursuant to this Agreement shall be served on either party in writing to the following addresses:

Notice to the County shall be served on: Notice to the State Attorney shall be served on

Greg Scott
County Administrator
13150 80th Terrace
Live Oak, Florida 32060

Hon. John Durrett
State Attorney
310 SW Pine Avenue
Live Oak, Florida 32064

With copy to
Adam Morrison
Suwannee County Attorney
108 West Howard Street
Live Oak, Florida 32064

7. **Filing and Effective Date.** This Agreement shall be effective upon the occurrence of:

- a. The proper execution of this Agreement by the proper officers of the State Attorney and the County; and
- b. Upon the filing with the Clerk of the Circuit Court of Suwannee County as required by Florida Statute § 163.01(11)(2022).

8. **Entire Agreement.** This Agreement constitutes the entire Agreement between the State Attorney and the County. All prior or contemporaneous agreements, whether written or oral, are null and void. This Agreement supersedes all prior contemporaneously written or oral agreements pertaining or relating to the subject matter hereof. No representations outside the text of this Agreement have been made or relied upon by either party to execute this Agreement.

9. **Modification of Agreement.** This Agreement may not be modified or amended except by a written document signed by authorized representatives of the parties.

10. **Venue.** In the event of any lawsuit between the parties relating to this Agreement, exclusive venue for such dispute shall lie in the state court of appropriate jurisdiction in Suwannee County, Florida.

IN WITNESS WHEREOF the parties hereto subscribe their names to this Agreement by their duly authorized officers on the dates set forth below.

**STATE ATTORNEY'S OFFICE
THIRD JUDICIAL CIRCUIT**

**BOARD OF COUNTY COMMISSIONERS
SUWANNEE COUNTY, FLORIDA**

By: _____
Hon. John Durrett
State Attorney

By: _____
Franklin White
Chairman

Date: _____

Date: _____

SUWANNEE COUNTY

Administration

Executive Summary

Objective:

Approval of an amendment to Section 3.13 of the Personnel Rules & Regulations to include Suwannee County Employee Restroom & Changing Room Use Policy and adoption of enabling Resolution.

Considerations:

Pursuant to Florida Statutes 553.865, Suwannee County is required to adopt an Employee Restroom & Changing Room Use Policy.

The deadline per Florida Statute for adopting a policy is July 1, 2023.

Budget Impact:

N/A

Recommendation:

Respectfully request approval of an amendment to Section 3.13 of the Personnel Rules & Regulations to include Suwannee County Employee Restroom & Changing Room Use Policy and adoption of enabling Resolution.

Respectfully submitted,

Dated: June 6, 2023

Greg Scott,
County Administrator

RESOLUTION NO. 2023-_____

**A RESOLUTION ADOPTING A COUNTY
EMPLOYEE RESTROOM AND CHANGING ROOM USE POLICY**

WHEREAS, Chapter 125, Florida Statutes authorizes the Board of County Commissioners and the County Administrator to adopt and amend Personnel Rules and Regulations; and

WHEREAS, the Florida Legislature recently enacted Florida Statute § 553.865 known as the “Safety in Private Spaces Act;” and

WHEREAS the Act requires the County to implement a policy governing County employees and their use of employee restrooms and changing facilities in all public buildings owned or leased by the County; and

WHEREAS the Act requires the policy to be implemented by July 1, 2023; and

WHEREAS the Personnel Rules and Regulations need to be updated to comply with the Act.

BE IT THEREFORE RESOLVED that we the Board of County Commissioners for Suwannee County, Florida do hereby amend the Personnel Rules and Regulations to include the following:

Section 3.13 – Employee Restroom and Changing Room Use Policy

- 1) This policy is adopted as required by Florida Statute § 553.865.
- 2) This policy shall be in effect in all public buildings owned or leased by the County.
- 3) For purposes of this policy, sex means male or female as the external and internal genitalia presented at birth. This definition is intended to adopt Florida Statute § 553.865(1) and is hereby incorporated by reference.
- 4) In all public buildings which have a designated male restroom or changing facility, said designated facilities shall only be used by employees of the male sex.
- 5) In all public buildings which have a designated female restroom or changing facility, said designated facilities shall only be used by employees of the female sex.
- 6) The only exceptions to this policy are only those as permitted by Florida Statute § 553.865(6), to wit:
 - a. To accompany another person of the opposite sex for the purpose of assisting or chaperoning a minor child, elderly person or disabled person;
 - b. For law enforcement or governmental regulatory purposes;
 - c. For the purpose of rendering emergency medical assistance or to intervene in any other emergency situation where the health or safety of another person is at risk;

d. For custodial, maintenance, or inspection purposes, provided that the restroom or changing facility is not in use; or

e. If the appropriate designated restroom or changing facility is out of order or under repair and the opposite designated restroom or changing facility contains no person of the opposite sex.

7) Any employee of the County who willfully enters a restroom or changing facility designated for the opposite sex in a public building - and who enters said facility for a purpose other than that found in section 6 - shall be in violation of this policy. Any employee of the county in violation of this policy who refuses to leave the restroom or changing facility after being asked to do so by another employee shall be subject to discipline as a group 1 offense per this policy manual.

8) This policy does not create any affirmative obligation or duty on any employee of the County to inspect or inquire about any other person's use of a restroom or changing facility.

Passed, Adopted, and Approved, this _____ day of June, 2023

Board of County Commissioners
Suwannee County, Florida

Attest

(SEAL)

Franklin White
Chairman

By: _____
Barry Baker
Clerk of the Court

ENROLLED

CS/HB 1521, Engrossed 1

2023 Legislature

1
 2 An act relating to facility requirements based on sex;
 3 creating s. 553.865, F.S.; providing a short title;
 4 providing legislative findings; defining terms;
 5 requiring certain entities that maintain water closets
 6 or changing facilities to meet specified requirements;
 7 authorizing persons to enter a restroom or changing
 8 facility designated for the opposite sex only under
 9 certain circumstances; requiring covered entities to
 10 establish disciplinary procedures relating to
 11 restrooms and changing facilities; providing that
 12 specified persons are subject to discipline for
 13 refusing to depart certain restrooms and changing
 14 facilities under certain circumstances; providing that
 15 specified persons who enter certain restrooms or
 16 changing facilities and refuse to depart when asked to
 17 do so commit the criminal offense of trespass;
 18 providing applicability; requiring covered entities to
 19 submit specified compliance documentation to specified
 20 entities; authorizing persons to submit complaints to
 21 the Attorney General after a specified date relating
 22 to covered entities that fail to meet specified
 23 requirements; authorizing the Attorney General to
 24 bring enforcement actions after a specified date;
 25 authorizing civil penalties; requiring that certain

ENROLLED

CS/HB 1521, Engrossed 1

2023 Legislature

26 funds be deposited in the General Revenue Fund;
 27 providing applicability; requiring the Department of
 28 Corrections, the Department of Juvenile Justice, and
 29 the State Board of Education to adopt rules; requiring
 30 the Board of Governors to adopt regulations; requiring
 31 certain governing bodies of counties or municipalities
 32 to establish specified procedures; providing
 33 severability; providing an effective date.

34

35 Be It Enacted by the Legislature of the State of Florida:

36

37 Section 1. Section 553.865, Florida Statutes, is created
 38 to read:

39 553.865 Private spaces.—

40 (1) This section may be cited as the "Safety in Private
 41 Spaces Act."

42 (2) The Legislature finds that females and males should be
 43 provided restrooms and changing facilities for their exclusive
 44 use, respective to their sex, in order to maintain public
 45 safety, decency, decorum, and privacy.

46 (3) As used in this section, the term:

47 (a) "Changing facility" means a room in which two or more
 48 persons may be in a state of undress in the presence of others,
 49 including, but not limited to, a dressing room, fitting room,
 50 locker room, changing room, or shower room.

ENROLLED

CS/HB 1521, Engrossed 1

2023 Legislature

51 (b) "Correctional institution" means any state
 52 correctional institution as defined in s. 944.02 or private
 53 correctional facility as defined in s. 944.710.

54 (c) "Covered entity" means any:

- 55 1. Correctional institution;
- 56 2. Detention facility;
- 57 3. Educational institution;
- 58 4. Juvenile correctional facility or juvenile prison as
 59 described in s. 985.465, any detention center or facility
 60 designated by the Department of Juvenile Justice to provide
 61 secure detention as defined in s. 985.03(18)(a), and any
 62 facility used for a residential program as described in s.
 63 985.03(44)(b), (c), or (d); or
- 64 5. Public building.

65 (d) "Detention facility" means a county detention facility
 66 or municipal detention facility as those terms are defined in s.
 67 951.23.

68 (e) "Educational institution" means a K-12 educational
 69 institution or facility or a postsecondary educational
 70 institution or facility.

71 (f) "Female" means a person belonging, at birth, to the
 72 biological sex which has the specific reproductive role of
 73 producing eggs.

74 (g) "K-12 educational institution or facility" means:

- 75 1. A school as defined in s. 1003.01(2) operated under the

ENROLLED

CS/HB 1521, Engrossed 1

2023 Legislature

76 control of a district school board as defined in s. 1003.01(1);

77 2. The Florida School for the Deaf and the Blind as
 78 described in ss. 1000.04(4) and 1002.36;

79 3. A developmental research (laboratory) school
 80 established pursuant to s. 1002.32(2);

81 4. A charter school authorized under s. 1002.33; or

82 5. A private school as defined in s. 1002.01(2).

83 (h) "Male" means a person belonging, at birth, to the
 84 biological sex which has the specific reproductive role of
 85 producing sperm.

86 (i) "Postsecondary educational institution or facility"
 87 means:

88 1. A state university as defined in s. 1000.21(6);

89 2. A Florida College System institution as defined in s.
 90 1000.21(3);

91 3. A school district career center as described in s.
 92 1001.44(3);

93 4. A college or university licensed by the Commission for
 94 Independent Education pursuant to s. 1005.31(1)(a); or

95 5. An institution not under the jurisdiction or purview of
 96 the commission as identified in s. 1005.06(1)(b)-(f).

97 (j) "Public building" means a building comfort-conditioned
 98 for occupancy which is owned or leased by the state, a state
 99 agency, or a political subdivision. The term does not include a
 100 correctional institution, a detention facility, an educational

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CS/HB 1521, Engrossed 1

2023 Legislature

101 institution, a juvenile correctional facility or juvenile prison
 102 as described in s. 985.465, a detention center or facility
 103 designated by the Department of Juvenile Justice to provide
 104 secure detention as defined in s. 985.03(18)(a), or any facility
 105 used for a residential program as described in s. 985.03(44)(b),
 106 (c), or (d).

107 (k) "Restroom" means a room that includes one or more
 108 water closets. This term does not include a unisex restroom.

109 (l) "Sex" means the classification of a person as either
 110 female or male based on the organization of the body of such
 111 person for a specific reproductive role, as indicated by the
 112 person's sex chromosomes, naturally occurring sex hormones, and
 113 internal and external genitalia present at birth.

114 (m) "Unisex changing facility" means a room intended for a
 115 single occupant or a family in which one or more persons may be
 116 in a state of undress, including, but not limited to, a dressing
 117 room, fitting room, locker room, changing room, or shower room
 118 that is enclosed by floor-to-ceiling walls and accessed by a
 119 full door with a secure lock that prevents another individual
 120 from entering while the changing facility is in use.

121 (n) "Unisex restroom" means a room that includes one or
 122 more water closets and that is intended for a single occupant or
 123 a family, is enclosed by floor-to-ceiling walls, and is accessed
 124 by a full door with a secure lock that prevents another
 125 individual from entering while the room is in use.

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CS/HB 1521, Engrossed 1

2023 Legislature

126 (o) "Water closet" means a toilet or urinal.
 127 (4) A covered entity that maintains a water closet must,
 128 at a minimum, have:
 129 (a) A restroom designated for exclusive use by females and
 130 a restroom designated for exclusive use by males; or
 131 (b) A unisex restroom.
 132 (5) A covered entity that maintains a changing facility
 133 must, at a minimum, have:
 134 (a) A changing facility designated for exclusive use by
 135 females and a changing facility designated for exclusive use by
 136 males; or
 137 (b) A unisex changing facility.
 138 (6) For purposes of this section, a person may only enter
 139 a restroom or changing facility designated for the opposite sex
 140 under the following circumstances:
 141 (a) To accompany a person of the opposite sex for the
 142 purpose of assisting or chaperoning a child under the age of 12,
 143 an elderly person as defined in s. 825.101, or a person with a
 144 disability as defined in s. 760.22 or a developmental disability
 145 as defined in s. 393.063;
 146 (b) For law enforcement or governmental regulatory
 147 purposes;
 148 (c) For the purpose of rendering emergency medical
 149 assistance or to intervene in any other emergency situation
 150 where the health or safety of another person is at risk;

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CS/HB 1521, Engrossed 1

2023 Legislature

151 (d) For custodial, maintenance, or inspection purposes,
 152 provided that the restroom or changing facility is not in use;
 153 or

154 (e) If the appropriate designated restroom or changing
 155 facility is out of order or under repair and the restroom or
 156 changing facility designated for the opposite sex contains no
 157 person of the opposite sex.

158 (7)(a) Each correctional institution shall establish
 159 disciplinary procedures for any prisoner who willfully enters,
 160 for a purpose other than those listed in subsection (6), a
 161 restroom or changing facility designated for the opposite sex on
 162 the premises of the correctional institution and refuses to
 163 depart when asked to do so by any employee of the Department of
 164 Corrections or an employee of the correctional institution.

165 (b) Any Department of Corrections employee or correctional
 166 institution employee who willfully enters, for a purpose other
 167 than those listed in subsection (6), a restroom or changing
 168 facility designated for the opposite sex on the premises of a
 169 correctional institution and refuses to depart when asked to do
 170 so by another Department of Corrections employee or correctional
 171 institution employee is subject to disciplinary action by the
 172 Department of Corrections.

173 (c) A person who willfully enters, for a purpose other
 174 than those listed in subsection (6), a restroom or changing
 175 facility designated for the opposite sex on the premises of a

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CS/HB 1521, Engrossed 1

2023 Legislature

176 correctional institution and refuses to depart when asked to do
 177 so by an employee of the Department of Corrections or an
 178 employee of the correctional institution commits the offense of
 179 trespass as provided in s. 810.08. This paragraph does not apply
 180 to prisoners, Department of Corrections employees, or
 181 correctional institution employees.

182 (8)(a) Each detention facility shall establish
 183 disciplinary procedures for any prisoner who willfully enters,
 184 for a purpose other than those listed in subsection (6), a
 185 restroom or changing facility designated for the opposite sex on
 186 the premises of the detention facility and refuses to depart
 187 when asked to do so by any employee of the detention facility.

188 (b) Any detention facility employee who willfully enters,
 189 for a purpose other than those listed in subsection (6), a
 190 restroom or changing facility designated for the opposite sex on
 191 the premises of a detention facility and refuses to depart when
 192 asked to do so by another detention facility employee is subject
 193 to disciplinary action by the managing body of the detention
 194 facility.

195 (c) A person who willfully enters, for a purpose other
 196 than those listed in subsection (6), a restroom or changing
 197 facility designated for the opposite sex on the premises of a
 198 detention facility and refuses to depart when asked to do so by
 199 an employee of the detention facility commits the offense of
 200 trespass as provided in s. 810.08. This paragraph does not apply

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CS/HB 1521, Engrossed 1

2023 Legislature

201 to prisoners, detention facility employees, or staff of the
 202 entity operating the detention facility.

203 (9)(a) Each educational institution shall, within its code
 204 of student conduct, establish disciplinary procedures for any
 205 student who willfully enters, for a purpose other than those
 206 listed in subsection (6), a restroom or changing facility
 207 designated for the opposite sex on the premises of the
 208 educational institution and refuses to depart when asked to do
 209 so by:

210 1. For a K-12 educational institution or facility, any
 211 instructional personnel as described in s. 1012.01(2),
 212 administrative personnel as described in s. 1012.01(3), or a
 213 safe-school officer as described in s. 1006.12(1)-(4) or, if the
 214 institution is a private school, any equivalent of such
 215 personnel or officer; or

216 2. For a postsecondary educational institution or
 217 facility, any administrative personnel, faculty member, security
 218 personnel, or law enforcement personnel.

219 (b) Instructional personnel or administrative personnel as
 220 those terms are described in s. 1012.01(2) and (3),
 221 respectively, for an educational institution, or the equivalent
 222 of such personnel for a private school, who willfully enter, for
 223 a purpose other than those listed in subsection (6), a restroom
 224 or changing facility designated for the opposite sex on the
 225 premises of the educational institution and refuse to depart

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CS/HB 1521, Engrossed 1

2023 Legislature

226 when asked to do so by a person specified in subparagraph (a)1.
 227 or subparagraph (a)2. commit a violation of the Principles of
 228 Professional Conduct for the Education Profession and are
 229 subject to discipline pursuant to s. 1012.795.

230 (c) Instructional personnel or administrative personnel at
 231 a Florida College System institution or state university who
 232 willfully enter, for a purpose other than those listed in
 233 subsection (6), a restroom or changing facility designated for
 234 the opposite sex on the premises of the educational institution
 235 and refuse to depart when asked to do so by a person listed in
 236 subparagraph (a)2. are subject to disciplinary actions
 237 established in State Board of Education rule or Board of
 238 Governors regulation.

239 (d) Each postsecondary educational institution or facility
 240 defined under subparagraphs (3)(i)4. and 5. and private school
 241 defined under subparagraph (3)(g)5. shall establish a
 242 disciplinary policy for administrative personnel and
 243 instructional personnel who willfully enter, for a purpose other
 244 than those listed in subsection (6), a restroom or changing
 245 facility designated for the opposite sex on the premises of the
 246 educational institution and refuse to depart when asked to do so
 247 by a person specified in subparagraph(a)1. or subparagraph (a)2.

248 (e) Any person who willfully enters, for a purpose other
 249 than those listed in subsection (6), a restroom or changing
 250 facility designated for the opposite sex on the premises of an

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CS/HB 1521, Engrossed 1

2023 Legislature

251 educational institution and refuses to depart when asked to do
 252 so by a person specified in subparagraph (a)1. or subparagraph
 253 (a)2. commits the offense of trespass as provided in s. 810.08.

254 This paragraph does not apply to a student of the educational
 255 institution or to administrative personnel or instructional
 256 personnel of the educational institution.

257 (10) (a) Each juvenile correctional facility or juvenile
 258 prison as described in s. 985.465, each detention center or
 259 facility designated by the Department of Juvenile Justice to
 260 provide secure detention as defined in s. 985.03(18) (a), and
 261 each facility used for a residential program as described in s.
 262 985.03(44) (b), (c), or (d) shall establish disciplinary
 263 procedures for any juvenile as defined in s. 985.03(7) who
 264 willfully enters, for a purpose other than those listed in
 265 subsection (6), a restroom or changing facility designated for
 266 the opposite sex in such juvenile correctional facility,
 267 juvenile prison, secure detention center or facility, or
 268 residential program facility and refuses to depart when asked to
 269 do so by delinquency program staff, detention staff, or
 270 residential program staff.

271 (b) Any delinquency program staff member, detention staff
 272 member, or residential program staff member who willfully
 273 enters, for a purpose other than those listed in subsection (6),
 274 a restroom or changing facility designated for the opposite sex
 275 in a juvenile correctional facility, juvenile prison, secure

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CS/HB 1521, Engrossed 1

2023 Legislature

276 detention center or facility, or residential program facility
 277 and refuses to depart when asked to do so by another delinquency
 278 program staff member, detention staff member, or residential
 279 program staff member is subject to disciplinary action by the
 280 Department of Juvenile Justice.

281 (c) A person who willfully enters, for a purpose other
 282 than those listed in subsection (6), a restroom or changing
 283 facility designated for the opposite sex on the premises of a
 284 juvenile correctional facility, juvenile prison, secure
 285 detention center or facility, or residential program facility
 286 and refuses to depart when asked to do so by delinquency program
 287 staff, detention staff, or residential program staff commits the
 288 offense of trespass as provided in s. 810.08. This paragraph
 289 does not apply to juveniles as defined in s. 985.03(7),
 290 delinquency program staff, detention staff, or residential
 291 program staff.

292 (11)(a) The applicable governmental entity shall, for each
 293 public building under its jurisdiction, establish disciplinary
 294 procedures for any employee of the governmental entity who
 295 willfully enters, for a purpose other than those listed in
 296 subsection (6), a restroom or changing facility designated for
 297 the opposite sex at such public building and refuses to depart
 298 when asked to do so by any other employee of the governmental
 299 entity.

300 (b) A person who willfully enters, for a purpose other

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CS/HB 1521, Engrossed 1

2023 Legislature

301 than those listed in subsection (6), a restroom or changing
 302 facility designated for the opposite sex at a public building
 303 and refuses to depart when asked to do so by an employee of the
 304 governmental entity for the public building that is within the
 305 governmental entity's jurisdiction commits the offense of
 306 trespass as provided in s. 810.08. This paragraph does not apply
 307 to employees of governmental entities for such public building.

308 (12) A covered entity that is:

309 (a) A correctional institution shall submit documentation
 310 to the Department of Corrections regarding compliance with
 311 subsections (4) and (5), as applicable, within 1 year after
 312 being established or, if such institution was established before
 313 July 1, 2023, no later than April 1, 2024.

314 (b) A detention facility shall submit documentation to the
 315 applicable governing body of the county or municipality
 316 regarding compliance with subsections (4) and (5), as
 317 applicable, within 1 year after being established or, if such
 318 facility was established before July 1, 2023, no later than
 319 April 1, 2024.

320 (c) A K-12 educational institution or facility, Florida
 321 College System institution as defined in s. 1000.21(3), or a
 322 school district career center as described in s. 1001.44(3)
 323 shall submit documentation to the State Board of Education
 324 regarding compliance with subsections (4) and (5), as
 325 applicable, within 1 year after being established or, if such

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CS/HB 1521, Engrossed 1

2023 Legislature

326 institution, facility, or center was established before July 1,
 327 2023, no later than April 1, 2024.

328 (d) A state university as defined in s. 1000.21(6) shall
 329 submit documentation to the Board of Governors regarding
 330 compliance with subsections (4) and (5), as applicable, within 1
 331 year after being established or, if such institution was
 332 established before July 1, 2023, no later than April 1, 2024.

333 (e) A postsecondary educational institution or facility as
 334 defined in subparagraph (3)(i)4. or subparagraph (3)(i)5. shall
 335 submit documentation to the Department of Education regarding
 336 compliance with subsections (4) and (5), as applicable, within 1
 337 year of being established or, if such institution or facility
 338 was established before July 1, 2023, no later than April 1,
 339 2024.

340 (f) A juvenile correctional facility or juvenile prison as
 341 described in s. 985.465, a detention center or facility
 342 designated by the Department of Juvenile Justice to provide
 343 secure detention as defined in s. 985.03(18)(a), or a facility
 344 used for a residential program as described in s. 985.03(44)(b),
 345 (c), or (d) shall submit documentation to the Department of
 346 Juvenile Justice regarding compliance with subsections (4) and
 347 (5), as applicable, within 1 year after being established or, if
 348 such institution or facility was established before July 1,
 349 2023, no later than April 1, 2024.

350 (13) Beginning July 1, 2024, a person may submit a

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CS/HB 1521, Engrossed 1

2023 Legislature

351 complaint to the Attorney General alleging that a covered entity
 352 failed to meet the minimum requirements for restrooms and
 353 changing facilities under subsection (4) or subsection (5).

354 (14) (a) A covered entity that fails to comply with
 355 subsection (4) or subsection (5) is subject to penalties under
 356 paragraph (b) and to licensure or regulatory disciplinary
 357 action, as applicable.

358 (b) Beginning July 1, 2024, the Attorney General may bring
 359 a civil action to enforce this section against any covered
 360 entity. The Attorney General may seek injunctive relief, and,
 361 for any covered entity found to have willfully violated this
 362 section, the Attorney General may seek to impose a fine of up to
 363 \$10,000.

364 (c) Fines collected pursuant to paragraph (b) must be
 365 deposited in the General Revenue Fund.

366 (15) This section does not apply to an individual who is
 367 or has been under treatment by a physician who, in his or her
 368 good faith clinical judgment, performs procedures upon or
 369 provides therapies to a minor born with a medically verifiable
 370 genetic disorder of sexual development, including any of the
 371 following:

372 (a) External biological sex characteristics that are
 373 unresolvably ambiguous.

374 (b) A disorder of sexual development in which the
 375 physician has determined through genetic or biochemical testing

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CS/HB 1521, Engrossed 1

2023 Legislature

376 that the patient does not have a normal sex chromosome
 377 structure, sex steroid hormone production, or sex steroid
 378 hormone action for a male or female, as applicable.

379 (16) By January 1, 2024, the Department of Corrections,
 380 the Department of Juvenile Justice, and the State Board of
 381 Education shall each adopt rules establishing procedures, the
 382 Board of Governors shall adopt regulations establishing
 383 procedures, and the applicable governing body of a county or
 384 municipality in which a detention facility is located shall
 385 establish policies, to carry out this section and to ensure
 386 compliance with and enforcement of this section, including, but
 387 not limited to, the type, format, and method of delivery of the
 388 documentation required under subsection (12).

389 Section 2. If any provision of this act or its application
 390 to any person or circumstance is held invalid, the invalidity
 391 does not affect other provisions or applications of the act
 392 which can be given effect without the invalid provision or
 393 application, and to this end the provisions of this act are
 394 severable.

395 Section 3. This act shall take effect July 1, 2023.

SUWANNEE COUNTY

Administration

Executive Summary

Objective:

Authorization to extend CR137 waterline south of I-10 and approval of change order to Music Construction.

Considerations:

This is a desire to extend the potable waterline south of I-10 approximately 12501 ft south along CR137 in the County right-of-way.

The pipe will be a 12" line of HDPE DR-17 DIPS, including all fittings.

The line will be placed in the County right-of-way.

The same piping and materials as the original project will be used. Certified fusing technicians will complete the welding.

The contractor is familiar with the project and process.

The County requests the work to prepare for future economic development.

Budget Impact:

There is no budget impact as it will be funded from ARPA funds.

Recommendation:

Respectfully request approval of change order to Music Construction for extension of potable waterline CR137.

Respectfully submitted,

Dated: June 6, 2023

Greg Scott,
County Administrator

Music Construction, Inc.

12285 235th Road

Live Oak, Florida 32060

Phone: 386-658-1598 • Fax: 386-658-2481

musicconstruction@windstream.net

April 19, 2023

Tori Humphries
NFPS

Re: CR 137 Utility Extension – Proposed Change Order to Extend the 12” WM Through the Markham Property

Mrs. Humphries,

As previously discussed, the County has asked us to provide a proposal to continue the 12” potable water main on southward. This line will extend approximately 1250lf to the area just north of the driveway into Markham’s barn. The County has a 20-30’ ROW that the line will be laid in behind the CR137 ROW.


The 12” line will originate at the 12” GV that is located just south of the Liftstation. The line will run south and require us to install two 90 degree bends where the FDOT I-10 Interchange ROW ends and the ROW steps over back to the CR137 County ROW. From there it is straight shot to the area just north of the Barn driveway. At the south end of the line we will install a new Fire hydrant off the line and place a 12” GV and plug at the end of the main line.

The line will be installed using 12” HDPE DR-17 DIPS piping as we used in the original project. HDPE MJ adapters will be welded on to connect the Cast Iron MJ fittings to the piping. We will hire a certified fusing technician from the pipe supplier once again. We will install one sampling point for the Bac-t testing. No ARVs are included in this quote.

The HDPE pipe is not readily available; it will have to be made. This will take 8-10 weeks to get to us. The AIS-compliant AVK Fire hydrant may be even longer to get, even though we only need one. I am waiting to get a current timeline, but last I checked the hydrant may be 3 months out.

Our lump sum price to install this extension is: \$108,675.00

Please let us know if you have any questions or need anything clarified.

Thanks,

Allen Music

Dennis Music, Owner

Any feedback on this from County yet?

Allen

On 4/19/2023 3:04 PM, Allen Music wrote:

Tori,

Attached is our proposal to extend the CR137 12" Potable line through the Markham property.

Any questions, let me know.

Thanks,

Allen

Allen Music
Music Construction
12285 235th Road
Live Oak, FL 32060
Office: 386-658-1598
Cell: 386-590-0345
Fax: 386-658-2481
musicconstruction@windstream.net

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CR 137 UTILITY EXTENSION COST COMPARISON

The original CR137 Utility Extensions called for 12,529 LF of 12” C-900 Pipe DR18 Water Main. Music Construction bid this material at \$56.00 LF which gave an initial cost of \$701,624. However, the design was built using 12” HDPE DR-17 DIPS pipe. This material was less expensive than the C900 Pipe, so Music issued a \$50,000 credit to Suwannee County. This brought the total price of the pipe material down to \$651,624 which equals about \$52.00 LF.

ORIGINAL – CR 137 UTILITY MAIN EXTENSIONS	
Cost	\$651,624
Water Main Length	12,529
Cost Per Ft. (Installed)	\$52.01

The new Proposed bid calls for 1,250 LF of 12” HDPE DR-17 DIPS Pipe and the associated fittings and appurtenances. The total cost for this bid is \$108,675. Music called out the fittings and appurtenances and their associated quantities in the new proposal. By using the same material cost as the original bid these fittings and appurtenances add up to \$11,000. We can subtract this cost from the proposal amount and divide it by 1,250 LF to determine the unit cost associated with this install. This value comes out to approximately \$78 LF. This equates to a 150% increase in cost from the original bid.

PROPOSED – CR 137 UTILITY MAIN EXTENSIONS	
Initial Proposed Cost	\$108,675
Fitting/Appurtenance Cost	\$11,000
Adjusted Proposed Cost	\$97,675
Water Main Length	1,250
Cost Per Ft. (Installed)	\$78.14

$$\frac{\$78.14}{\$52.01} = 1.502 = 50.2\% \text{ cost increase}$$

Greg Scott

From: Tori Humphries <thumphries@nfps.net>
Sent: Wednesday, May 17, 2023 11:30 AM
To: Greg Scott
Cc: Greg Bailey
Subject: FW: CR137 Utility Extension - Proposal to Extend line thru Markham Property

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Greg,

Below is the email stream with Allen at Music Construction stating they do not need a full set of construction plans and that they have included the as-built survey in their price.

This portion of the project has not been permitted thru FDEP. A FDEP watermain extension application will have to be submitted. For the submittal NFPS will have to prepare a minimal set of construction plans along with the permit package submittal. After construction, NFPS will review all testing information and as-builts and will submit the certifications to FDEP. **NFPS fee for this is \$3500.**

If the County decides to go out to bid in addition to the permitting required, a full set of construction plans and bid **package will be required. NFPS fee for this will be \$15,000.**

Please let me know if you need any other information on this.

Respectfully,
Tori



Tori Humphries
Project Manager

North Florida Professional Services, Inc.
Post Office Box 3823, Lake City, FL 32056
[1450 SW SR 47, Lake City, FL 32025](https://www.nfps.com)
386-752-4675 Office | 386-209-4394 Cell



Start to Finish Solutions for your Community

From: Allen Music <musicconstruction@windstream.net>
Sent: Wednesday, May 17, 2023 11:16 AM

To: Tori Humphries <thumphries@nfps.net>

Subject: Re: CR137 Utility Extension - Proposal to Extend line thru Markham Property

Yes we have an as-built included.

Allen

On 5/17/2023 11:10 AM, Tori Humphries wrote:

Allen,

Does your cost include the as-built survey for the FDEP submittal?



Tori Humphries
Project Manager

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[1450 SW SR 47, Lake City, FL 32025](https://www.nfps.net)
386-752-4675 Office | 386-209-4394 Cell



Start to Finish Solutions for your Community

From: Allen Music <musicconstruction@windstream.net>

Sent: Wednesday, May 17, 2023 11:02 AM

To: Tori Humphries <thumphries@nfps.net>

Subject: Re: CR137 Utility Extension - Proposal to Extend line thru Markham Property

Hey Tori,

No we won't need plans. We'll just need some guidance on how far off of the ROW the line is going to be laid, and you'll need to provide the surveyor with info on ROW, both County and FDOT, so they know where we need to step over, and info such as that. I'm sure a sketch of the desired layout will suffice for us.

Allen

On 5/16/2023 9:35 AM, Tori Humphries wrote:

Allen,

Will a set of construction plans be needed by Music if a change order is entered into with the County? Or are you all prepared to work from the details provided in the prior project?

Respectfully,
Tori



Tori Humphries
Project Manager

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[1450 SW SR 47, Lake City, FL 32025](http://www.nfprofs.com)
386-752-4675 Office | 386-209-4394 Cell



Start to Finish Solutions for your Community

From: Allen Music <musicconstruction@windstream.net>
Sent: Monday, May 15, 2023 8:58 AM
To: Tori Humphries <thumphries@nfps.net>
Subject: Re: CR137 Utility Extension - Proposal to Extend line thru Markham Property

Hey Tori. I hope you had a good Mother's Day.

Any word on if the CO is going to move forward?

Allen

On 4/27/2023 1:29 PM, Tori Humphries wrote:

No Allen. I am trying to remember if I sent it or not already. I will send and/or follow up.



Tori Humphries
Project Manager

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386-752-4675 Office | 386-209-4394 Cell



Start to Finish Solutions for your Community

From: Allen Music <musicconstruction@windstream.net>
Sent: Thursday, April 27, 2023 1:01 PM
To: Tori Humphries <thumphries@nfps.net>
Subject: Re: CR137 Utility Extension - Proposal to Extend line thru Markham Property

Greg Scott

From: Tori Humphries <thumphries@nfps.net>
Sent: Wednesday, May 17, 2023 11:30 AM
To: Greg Scott
Cc: Greg Bailey
Subject: FW: CR137 Utility Extension - Proposal to Extend line thru Markham Property

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Greg,

Below is the email stream with Allen at Music Construction stating they do not need a full set of construction plans and that they have included the as-built survey in their price.

This portion of the project has not been permitted thru FDEP. A FDEP watermain extension application will have to be submitted. For the submittal NFPS will have to prepare a minimal set of construction plans along with the permit package submittal. After construction, NFPS will review all testing information and as-builts and will submit the certifications to FDEP. NFPS fee for this is \$3500.

If the County decides to go out to bid in addition to the permitting required, a full set of construction plans and bid package will be required. NFPS fee for this will be \$15,000.

Please let me know if you need any other information on this.

Respectfully,
Tori



Tori Humphries
Project Manager

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From: Allen Music <musicconstruction@windstream.net>
Sent: Wednesday, May 17, 2023 11:16 AM

To: Tori Humphries <thumphries@nfps.net>

Subject: Re: CR137 Utility Extension - Proposal to Extend line thru Markham Property

Yes we have an as-built included.

Allen

On 5/17/2023 11:10 AM, Tori Humphries wrote:

Allen,

Does your cost include the as-built survey for the FDEP submittal?



Tori Humphries
Project Manager

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Post Office Box 3823, Lake City, FL 32056
[1450 SW SR 47, Lake City, FL 32025](https://www.nfps.com)
386-752-4675 Office | 386-209-4394 Cell



Start to Finish Solutions for your Community

From: Allen Music <musicconstruction@windstream.net>

Sent: Wednesday, May 17, 2023 11:02 AM

To: Tori Humphries <thumphries@nfps.net>

Subject: Re: CR137 Utility Extension - Proposal to Extend line thru Markham Property

Hey Tori,

No we won't need plans. We'll just need some guidance on how far off of the ROW the line is going to be laid, and you'll need to provide the surveyor with info on ROW, both County and FDOT, so they know where we need to step over, and info such as that. I'm sure a sketch of the desired layout will suffice for us.

Allen

On 5/16/2023 9:35 AM, Tori Humphries wrote:

Allen,

Will a set of construction plans be needed by Music if a change order is entered into with the County? Or are you all prepared to work from the details provided in the prior project?

Respectfully,
Tori



Tori Humphries
Project Manager

North Florida Professional Services, Inc.
Post Office Box 3823, Lake City, FL 32056
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386-752-4675 Office | 386-209-4394 Cell



Start to Finish Solutions for your Community

From: Allen Music <musicconstruction@windstream.net>
Sent: Monday, May 15, 2023 8:58 AM
To: Tori Humphries <thumphries@nfps.net>
Subject: Re: CR137 Utility Extension - Proposal to Extend line thru Markham Property

Hey Tori. I hope you had a good Mother's Day.

Any word on if the CO is going to move forward?

Allen

On 4/27/2023 1:29 PM, Tori Humphries wrote:

No Allen. I am trying to remember if I sent it or not already. I will send and/or follow up.



Tori Humphries
Project Manager

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Start to Finish Solutions for your Community

From: Allen Music <musicconstruction@windstream.net>
Sent: Thursday, April 27, 2023 1:01 PM
To: Tori Humphries <thumphries@nfps.net>
Subject: Re: CR137 Utility Extension - Proposal to Extend line thru Markham Property

Any feedback on this from County yet?

Allen

On 4/19/2023 3:04 PM, Allen Music wrote:

Tori,

Attached is our proposal to extend the CR137 12"
Potable line through the Markham property.

Any questions, let me know.

Thanks,

Allen

Allen Music
Music Construction
12285 235th Road
Live Oak, FL 32060
Office: 386-658-1598
Cell: 386-590-0345
Fax: 386-658-2481
musicconstruction@windstream.net

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SUWANNEE COUNTY

Administration

Executive Summary

Objective:

Authorization to advertise for bids for chip seal road surface treatment.

Considerations:

Due to the increase in the cost of products, the current supplier is unable to continue honoring the previous prices submitted in 2021.

Budget Impact:

N/A

Recommendation:

Respectfully request authorization to advertise for bids for chip seal road surface treatment.

Respectfully submitted,

Greg Scott,
County Administrator

Dated: June 6, 2023

SUWANNEE COUNTY

Administration

Executive Summary

Objective:

Declare Ring Power, a sole source provider, authorize the purchase and Finance Department to release payment of a 2019 Chevy 6500 Mechanic Truck for the Road Department, a budgeted item.

Considerations:

\$100,000 was approved in the 2022-23 budget as a carry-forward from the previous year.

The quote we received from Ring Power does not exceed this amount.

Since COVID, there has been a substantial shortage in the availability of vehicles and equipment.

The vehicle is available for purchase with no wait time.

Staff has contacted multiple companies and were informed that such a unit is unavailable at this time and was unsure if and when they would receive one.

The mechanic truck is needed to work on equipment throughout the Road Department.

Budget Impact:

This is a budgeted item.

Recommendation:

Respectfully request the Suwannee County Board of County Commissioners to declare Ring Power, a sole source provider, authorize the purchase and Finance Department to release payment of the 2019 Chevy 6500 Mechanic Truck.

Respectfully submitted,

Dated: June 6, 2023

Greg Scott,
County Administrator



Brooksville
352-796-4978

Daytona Beach
386-947-3363

Gainesville
352-371-9983

St. Augustine
904-737-7730

Lake City
386-755-3997

Lakeland
863-606-0512

Ocala
352-732-2800

Orlando
407-855-6195

Palm Bay
321-952-3001

Perry
850-584-2800

Pompano Beach
854-977-5010

Sarasota
941-753-7535

Tallahassee
850-562-2121

Tampa
813-671-3700

Tarpon Springs
727-938-1515

QUOTATION

5/4/2023

SUWANNEE COUNTY – PUBLIC WORKS

Estimated Delivery: IN STOCK

2019 CHEVY 6500 MECHANIC TRUCK

VIN# 1HTKJPVM5KH304524

INCLUDES:

SUMMIT BODY SERIES 7 SERIAL# STE9689

SUMMIT CRANE MODEL 6629 SERIAL# L193280

VMAC COMPRESSOR MODEL PRED 40 SERIAL# 1EHH024

Sale Price: \$95,000

Warranty: AS IS

**Todd Sandlin
386-697-1776**

Service/crane truck

Carlos . <Carlos@utilitytrks.com>

Tue 16/05/2023 15:18

To: Michael Skinner <MichaelS@SUWCOUNTYFL.GOV>

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Mr. Michael. You called me about the service/crane truck. Unfortunately, I do not have any unit available now. I don't know when I'm going to receive one, or if I will. Thank you for the opportunity.

Thank you.

Carlos Noguero

(386)854-8082

Utility Trucks & Equipment Inc.

carlos@utilitytrks.com

HABLO ESPAÑOL

WWW.UTILITYTRKS.COM

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Crane Body Truck

JASON LITTLE <gtrlit@aol.com>

Wed 17/05/2023 14:40

To: Michael Skinner <MichaelS@SUWCOUNTYFL.GOV>

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Mr. Skinner,

Thank you for giving us yet another opportunity to earn both yours and the county's business!

In reference to the crane body truck we've been discussing, I feel the Chevrolet you've been offered directly from Ring Power is honestly your best bet! I buy most, if not all, our Crane Body trucks from Ring Power and then simply recondition and remarket their trucks under our business. Your ability to "buy direct" simply saves the County money in this case as they are willing to sell you one bypassing the dealer. These trucks are very hard to find as most companies simply run them into the ground or they short term lease them and in today's market they bring as much as a new build due to the the supply chain issues on HD Trucks.

I've personally looked at the Silverado 4x4 Crane you are considering and based on the current market a comparable unit new is pushing the \$200k mark and they simply don't include all the aftermarket function and safety equipment Ring Power includes on their builds!

I wish I could sell you one but I feel this time you are getting a great value on the one offered. I appreciate the opportunity and would love a shot again in the future!

Thank You!!!

Jason Little, General Manager

Economy Motors Inc and Jacksonville Truck Center

Sent from my iPhone

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SUWANNEE COUNTY

Planning & Zoning

Executive Summary LDR 23-03

Objective: Text amendment number LDR 23-03 to amend the text of the Land Development Regulations by adding an exception to Section 5.24 Use of Subdivided Lots which requires a platted lot in a subdivision to be an entire lot as platted to be eligible for building permits. This amendment will allow an exception when a lot is reduced in size solely because of a Government taking.

Considerations: The application and supporting documentation is a result of the conversations with some of the owners of subdivided lots adjacent to 180th Street which had their lots reduced in size for the bridge replacement. Also, the County is trying to be proactive with a potential widening of other county roads which may require right-of-way acquisition that may involve platted lots. Amendment was first heard by the P&Z Board at its April meeting.

Recommendation: This will be the second of two required public hearings. This will require a motion for adoption of the amendment.

Respectfully submitted,



Ron Meeks,

Development Services Director

SUWANNEE COUNTY
LAND DEVELOPMENT REGULATIONS AMENDMENT
APPLICATION

Name of Applicant(s): Suwannee County _____

Address: 224 Pine Ave _____

City, State, Zip Code: Live Oak, FL 32064 _____

Telephone: 386-364-3401 _____

Name of Applicant's Agent (if applicable): Ron Meeks _____

Address: 224 Pine Ave _____

City, State, Zip Code: Live Oak, FL 32064 _____

Telephone: 386-364-3401 _____

Please complete the following for proposed amendments to the Official Zoning Atlas.
For amendments to the text of the Land Development Regulations, which do not require an
Official Zoning Atlas amendment, please omit responses to Part I and complete Part II of this
Application.

PART I

Legal Description: N/A

Total acreage of land to be considered under this amendment: N/A _____

Present Use: N/A _____

(commercial, industrial, residential, agricultural, vacant, etc.)

Zoning District:

Present: N/A _____

Requested: N/A _____

Future Land Use Plan Map Category: N/A _____

**APPLICATION FOR AMENDMENT
OF THE LAND DEVELOPMENT REGULATIONS**

PART II

For amendments to the text of the Land Development Regulations, please provide in the space provided below (or on separate pages to be attached and made a part herewith) the text of the proposed amendment.

SEE ATTACHED

APPLICATION FOR AMENDMENT
OF THE LAND DEVELOPMENT REGULATIONS

A previous application for amendment to the Land Development Regulations:

_____ was made with respect to these premises, Application No.

X was not made with respect to these premises.

I hereby certify that all of the above statements and statements contained in any documents or plans submitted herewith are true and accurate to the best of my knowledge and belief.

If title holder(s) are represented by an agent, a letter of such designation from the title holder(s) addressed to the Land Development Regulations Administrator must be attached.

Ron Meeks

Applicant/Agent Name (Type or Print Name)

Applicant/Agent Signature

4-6-2023

Date

FOR OFFICE USE ONLY

Date Filed: _____

Application No: _____

Fee Amount: _____

Receipt No. _____

Date of Planning and Zoning Board Public Hearing: _____

Date notice published: _____

Newspaper: _____

Date of Local Planning Agency Public Hearing: _____

Date notice published: _____

Newspaper: _____

Date(s) of Board of County Commissioners Public Hearing(s): (1) _____ (2) _____

Date(s) notice published: (1) _____ (2) _____

Newspaper: _____

Date Notice of Enactment of Ordinance published: _____

Newspaper: _____

Board of County Commissioners decision: _____

(Granted/Denied)

Proposed changes with LDR 23-03 text amendment

5.24 USE OF SUBDIVIDED LOTS

The proposed use of lots within any subdivision shall comply with those uses permitted by the Comprehensive Plan and these Land Development Regulations. Further, whenever any land in the unincorporated area of the County is subdivided, a building permit for the construction of a residence, commercial building or other principal structure shall not be issued for any such structure on less than a lot as platted within such subdivided land except where a lot has been reduced in size solely because of a Government taking.

Words that have been ~~struck through~~ have been deleted
Words that are underlined have been added

ORDINANCE NO. _____

AN ORDINANCE OF SUWANNEE COUNTY, FLORIDA, AMENDING THE SUWANNEE COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED, PURSUANT TO AN APPLICATION, LDR 23-03, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AMENDING SECTION 5.24 ENTITLED USE OF SUBDIVIDED LOTS BY ADDING EXCEPT WHERE A LOT HAS BEEN REDUCED IN SIZE SOLELY BECAUSE OF A GOVERNMENT TAKING; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Section 125.01, Florida Statutes, as amended, empowers the Board of County Commissioners of Suwannee County, Florida, hereinafter referred to as the Board of County Commissioners, to prepare, adopt and enforce land development regulations;

WHEREAS, Sections 163.3161 through 163.3248, Florida Statutes, as amended, the Community Planning Act, requires the Board of County Commissioners to prepare and adopt regulations concerning the use of land and water to implement the Comprehensive Plan;

WHEREAS, an application for an amendment, as described below, has been filed with the County;

WHEREAS, the Planning and Zoning Board of Suwannee County, Florida, hereinafter referred to as the Planning and Zoning Board, has been designated as the Local Planning Agency of Suwannee County, Florida, hereinafter referred to as the Local Planning Agency;

WHEREAS, pursuant to Section 163.3174, Florida Statutes, as amended, and the Land Development Regulations, the Planning and Zoning Board, serving also as the Local Planning Agency, held the required a public hearing, with public notice having been provided, on said application for an amendment, as described below, and at said public hearing, the Planning and Zoning Board, serving also as the Local Planning Agency, reviewed and considered all comments received during said public hearing concerning said application for an amendment, as described below, and recommended to the Board of County Commissioners approval of said application for amendment, as described below;

WHEREAS, pursuant to Section 125.01, Florida Statutes, as amended, the Board of County Commissioners, held the required public hearings, with public notice having been provided, on said application for an amendment, as described below, and at said public hearings, the Board of County Commissioners reviewed and considered all comments received during said public hearings, including the recommendation of the Planning and Zoning Board, serving also as the Local Planning Agency, concerning said application for an amendment;

WHEREAS, the Board of County Commissioners has determined and found that a need and justification exists for the approval of said application for an amendment, as described below;

WHEREAS, the Board of County Commissioners has determined and found that approval of said application for an amendment, as described below, is consistent with the purposes and objectives of the comprehensive planning program and the Comprehensive Plan;

WHEREAS, the Board of County Commissioners has determined and found that approval of said application for an amendment, as described below, will further

the purposes of the Land Development Regulations and other ordinances, regulations, and actions designed to implement the Comprehensive Plan; and

WHEREAS, the Board of County Commissioners has determined and found that approval of said application for an amendment, as described below, would promote the public health, safety, morals, order, comfort, convenience, appearance, prosperity or general welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SUWANNEE COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Pursuant to an application, LDR 23-03, by the Board of County Commissioners, to amend the text of the Land Development Regulations, Section 5.24 entitled Use of Subdivided Lots, is hereby amended to read, as follows:

5.24 USE OF SUBDIVIDED LOTS

The proposed use of lots within any subdivision shall comply with those uses permitted by the Comprehensive Plan and these Land Development Regulations. Further, whenever any land in the unincorporated area of the County is subdivided, a building permit for the construction of a residence, commercial building or other principal structure shall not be issued for any such structure on less than a lot as platted within such subdivided land except where a lot has been reduced in size solely because of a Government taking.

Section 2. Severability. If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and effect.

Section 3. Conflict. All ordinances or portions of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Effective Date. Pursuant to Section 125.66, Florida Statutes, as amended, a certified copy of this ordinance shall be filed with the Department of State by the Clerk of the Board of County Commissioners within ten (10) days after enactment by the Board of County Commissioners. This ordinance shall become effective upon filing of the ordinance with the Department of State.

Section 5. Authority. This ordinance is adopted pursuant to the authority granted by Section 125.01, Florida Statutes, as amended, and Sections 163.3161 through 163.3248, Florida Statutes, as amended.

PASSED UPON FIRST READING on this 2nd day of May 2023.

PASSED AND DULY ADOPTED, in regular session with a quorum present and voting, by the Board of County Commissioners this _____ day of _____ 2023.

Attest:

BOARD OF COUNTY COMMISSIONERS
OF SUWANNEE COUNTY, FLORIDA

Barry A. Baker, County Clerk

Franklin White, Chairman

PRESENTATION

Local Recognition.

CHAIRMAN CALLS FOR ADDITIONAL AGENDA ITEMS.



1. _____

2. _____

3. _____

4. _____

PUBLIC CONCERNS AND COMMENTS



ADMINISTRATOR'S COMMENTS AND INFORMATION



BOARD MEMBERS' INQUIRIES, REQUESTS, AND COMMENTS

