



# Hernando County Board of County Commissioners

## Regular Meeting

### Minutes

October 24, 2023

### CALL TO ORDER

The meeting was called to order at 9:00 a.m. on Tuesday, October 24, 2023, in the John Law Ayers County Commission Chambers, Government Center, Brooksville, Florida.

| <u>Attendee Name</u> | <u>Title</u>                          |
|----------------------|---------------------------------------|
| John Allocco         | Chairman                              |
| Elizabeth Narverud   | Vice Chairman                         |
| Steve Champion       | Second Vice Chairman                  |
| Jerry Campbell       | Commissioner                          |
| Brian Hawkins        | Commissioner                          |
| Toni Brady           | Deputy County Administrator           |
| Carla Burrmann       | Aquatic Services Manager              |
| Scott Herring        | Public Works Director/County Engineer |
| Jon Jouben           | County Attorney                       |
| Christopher Linsbeck | Community Services Director           |
| Michelle Miller      | Planning Administrator                |
| Gordon Onderdonk     | Utilities Director                    |
| Jeffrey Rogers       | County Administrator                  |
| Carla Rossiter-Smith | Chief Procurement Officer             |
| Heidi Kurppe         | Deputy Clerk                          |

### Invocation

### Pledge of Allegiance

### AGENDA

#### Motion

To approve the Agenda.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Elizabeth Narverud                                |
| <b>SECONDER:</b> | Brian Hawkins                                     |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**REPRESENTATIVE SHARON CHRISTIAN OF AMERICAN RED CROSS OF FLORIDA**

**Presentation by American Red Cross of Florida Recognizing Janie Morales for Extraordinary Personal Action Taken at Tampa Bay Rays Game on June 9, 2023**

**SHERIFF AL NIENHUIS**

Update Regarding Boating on Weeki Wachee River

**CITIZENS' COMMENTS**

Citizens commented on various topics and issues.

**BOARD/STAFF RESPONSES**

The Board and/or staff responded to questions and concerns expressed during Citizens' Comments.

Comm. Champion temporarily left the meeting and returned shortly thereafter.

**CONSENT AGENDA**

**Ratification of License/Use Agreement With Federal Emergency Management Agency, and U.S. Department of Homeland Security for Disaster Recovery Center Located at Hernando County Spring Hill Branch Library at 9220 Spring Hill Drive**

**Approval of Letter to Office of Criminal Justice Grants Regarding FY 2023 Drug Court Testing**

**Discharges of Orders and Satisfactions of Sheriff's Office Special Master Liens for Deonna R. Tucker, Lisa Mungo, and Mathew Adam Latos**

**Release of Special Master's Order Liens to Correct Error of Lien**

**Satisfactions of Interim Disposal Special Assessment Liens for Ashley Suarez; Samuel Wingate; and Jerome James Odell and Amber Dawn Odell**

**Transmittal of List of Accounts Payable Disbursements for Weeks Ended September 15, 2023, September 22, 2023, and September 29, 2023**

**Various Discharges of Orders and Satisfactions of Code Enforcement Special Master Liens**

**Various Satisfactions of Code Enforcement Public Nuisance Abatement Special Assessment Liens**

**Final Plat for Anderson Snow Estates**

**Final Plat for Waterford Phase 2**

**Motion**

To approve the Consent Agenda.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Brian Hawkins                                     |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**CORRESPONDENCE TO NOTE**

**Correspondence From Attorney Jeff Gaddy Regarding Proposed Settlement Reached in Opioid Lawsuits With Masters Pharmaceutical; and Executed Masters Pharmaceutical Settlement Participation Agreement and Settlement Statement**

**Correspondence From Various Customers Expressing Appreciation for Services Provided by Department of Public Works Staff**

**Letter From U.S. Department of Housing and Urban Development Regarding Community Development Block Grant Program Urban County Requalification for FY 2024-2026**

**Notice of Conditional Use Permit Actions Taken by Planning and Zoning Commission on October 9, 2023**

**Notice of Purchasing Policy Exceptions for September 2023**

**Notice of Special Exception Use Permit Action Taken by Planning and Zoning on October 9, 2023**

**Transmittal of FY 2024 Adopted Budget for Southern Hills Plantation Homeowners Association, Inc.**

**Transmittal of Rabies Surveillance Quarterly Summary Report for July 1, 2023, Through September 30, 2023, From Health Department**

**Transmittal of Southwest Florida Water Management District FY 2024 Meeting Schedule and Boundaries Map**

**RECESS/RECONVENE**

The Board recessed at 11:00 a.m. and reconvened at 11:10 a.m.

**PUBLIC HEARING**

Proof of publication of Notice of Public Hearing was noted for the scheduled public hearing.

**Ordinance Establishing Cabot Citrus Farms Community Development District**

There was no public input.

**Motion**

To approve the staff recommendation (Ordinance No. 2023-14).

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Brian Hawkins                                     |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**COUNTY ADMINISTRATOR JEFFREY ROGERS**

**Interlocal Agreement With Cabot Citrus Farms Community Development District**

**Motion**

To approve the staff recommendation.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Brian Hawkins                                     |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**Ratification of Proclamation No. 2023-07 Extending Declaration of Local State of Emergency Due to Hurricane Idalia**

**Motion**

To ratify.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Jerry Campbell                                    |
| <b>SECONDER:</b> | Brian Hawkins                                     |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**Update Regarding Ongoing Board Directives**

**DEPUTY COUNTY ADMINISTRATOR TONI BRADY**

Comm. Champion temporarily left the meeting.

**Budget Resolution Recognizing Revenue From State Department of Transportation Grant for Brooksville-Tampa Bay Regional Airport Eastside Roadway Improvements Project**

**Motion**

To approve the staff recommendation (Budget Resolution No. 2023.213).

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                          |
| <b>MOVER:</b>    | Brian Hawkins                           |
| <b>SECONDER:</b> | Jerry Campbell                          |
| <b>AYES:</b>     | Allocco, Narverud, Campbell and Hawkins |
| <b>ABSENT:</b>   | Champion                                |

**Budget Resolution Reducing Department of Agriculture and Consumer Services FY 2023-24 Funding for Mosquito Control Operations**

**Motion**

To approve the staff recommendation (Budget Resolution No. 2023-214).

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                          |
| <b>MOVER:</b>    | Brian Hawkins                           |
| <b>SECONDER:</b> | Jerry Campbell                          |
| <b>AYES:</b>     | Allocco, Narverud, Campbell and Hawkins |
| <b>ABSENT:</b>   | Champion                                |

**Budget Resolutions Recognizing Additional Revenue From Grant Funding and Mid-Year Adjustment for FY 2022-23**

**Motion**

To approve the staff recommendation (Budget Resolution Nos. 2023-215 and 2023-216).

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                          |
| <b>MOVER:</b>    | Brian Hawkins                           |
| <b>SECONDER:</b> | Jerry Campbell                          |
| <b>AYES:</b>     | Allocco, Narverud, Campbell and Hawkins |
| <b>ABSENT:</b>   | Champion                                |

**Discussion Regarding Proposed Agenda Topics for Second Planning Retreat Workshop Scheduled for December 5, 2023**

Comm. Champion returned to the meeting.

**CHIEF PROCUREMENT OFFICER CARLA ROSSITER-SMITH**

**Ratification of Emergency Purchase Order to Dobbs Equipment, LLC, for Equipment Repair for Solid Waste Department (Amount: \$45,097.62)**

**Motion**

To approve the staff recommendation.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Elizabeth Narverud                                |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**UTILITIES DIRECTOR GORDON ONDERDONK**

**Modified Utility Work and Design by Highway Contractor Agreement (at Utility Expense) With Department of Transportation; and Three-Party Escrow Agreement for Utility Work Along US 301 From Pasco County Line to State Road 50/Cortez Boulevard and Associated Resolutions**

**Motion**

To approve the staff recommendation (Budget Resolution No. 2023-217 and Resolution No. 2023-218).

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Elizabeth Narverud                                |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**PUBLIC WORKS DIRECTOR/COUNTY ENGINEER SCOTT HERRING**

**Acceptance of Deed of Dedication From Sexton-Harburg, LLC, for Right of Way on County Line Road**

**Motion**

To approve the staff recommendation.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Brian Hawkins                                     |
| <b>SECONDER:</b> | Elizabeth Narverud                                |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**Contract for Purchase and Sale of Property With Gazelle Home Offers, LLC, for Property Located on Josephine Street to be Used to Mitigate Flooding Issues (Key # 13087)**

**Motion**

To approve the staff recommendation.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Brian Hawkins                                     |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**Resolution Establishing Inventory List of All Real Property Within Its Jurisdiction to Which County Holds Fee Simple Title That is Appropriate for Use as Affordable Housing**

**Motion**

To approve the staff recommendation (Resolution No. 2023-219).

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Jerry Campbell                                    |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**AQUATIC SERVICES MANAGER CARLA BURRMANN**

**Update Regarding Projects Under RESTORE ACT Oil Spill Impact Allocation**

Comm. Campbell temporarily left the meeting and returned shortly thereafter.

There was Board consensus to move forward with the staff recommendation.

**COMMUNITY SERVICES DIRECTOR CHRIS LINSBECK**

**Discussion Regarding Jenkins Creek Park Fishing Pier Replacement Project**

There was Board consensus to direct the staff to add this to and to advertise for pot one projects under the RESTORE Act grant funding.

**Naming of Park Facility in Memory of Lorenzo Hamilton**

**Motion**

To approve the name of Coach Lorenzo Hamilton Sr. Park.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Brian Hawkins                                     |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**RECESS/RECONVENE**

The Board recessed at 1:20 p.m. and reconvened at 1:30 p.m.

**PLANNING AND ZONING ADMINISTRATOR MICHELLE MILLER****Petition Submitted by Else McCord and Jerry D. McCord for Hardship Relief From Subdivision Regulations**

There was no public input.

**Motion**

To approve the staff recommendation (Resolution No. 2023-220).

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Steve Champion                                    |
| <b>SECONDER:</b> | Brian Hawkins                                     |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**PUBLIC HEARINGS**

Proofs of publication of Notices of Public Hearing were noted for the scheduled public hearings.

**Ex Parte Communications**

Chairman Allocco and Comms. Campbell, Champion, Hawkins and Narverud announced the ex parte communications that they had had concerning the quasi-judicial petitions being considered at this meeting.

County Attorney Jon Jouben advised the Commissioners that any ex parte communications, however received, could play no part in their deliberations.

**Adoption of Informational Packet**

The Agenda packet that was submitted to the Board included written information regarding the cases to be considered which needed to be accepted into evidence for the hearings.

The staff recommended that the Board accept the Agenda packet, including the staff reports, into evidence as if read aloud in their entirety.

**Motion**

To approve.

**RESULT:** ADOPTED  
**MOVER:** Elizabeth Narverud  
**SECONDER:** Brian Hawkins  
**AYES:** Allocco, Narverud, Champion, Campbell and Hawkins

### **Rezoning Petition Submitted by M. Daniel Construction, Inc. (H2263)**

There was no public input.

#### **Motion**

To approve the request for an expansion of the PSF (public service facility) overlay with deviations and modified performance conditions to include asbestos collection and disposal no less than 600-feet from the southern border, and with striking Performance Condition No. 11 (Resolution No. 2023-221).

**RESULT:** ADOPTED  
**MOVER:** Brian Hawkins  
**SECONDER:** Steve Champion  
**AYES:** Allocco, Champion, Campbell and Hawkins  
**NAYES:** Narverud

### **Appeal of Administrative Decision Submitted by John Henry and Pamela Henry**

There was no public input.

#### **Motion**

To repeal the Planning and Zoning recommendation and to direct staff to move forward in having art removed.

**RESULT:** ADOPTED  
**MOVER:** Jerry Campbell  
**SECONDER:** Elizabeth Narverud  
**AYES:** Allocco, Narverud, Champion, Campbell and Hawkins

### **Mediated Settlement Agreement With Adam Webster, Wayne Karastury, and Civil-Tech Consulting Services, LLC, on Behalf of Mohamed Nazir Hamoui and Nada Hamoui as Trustees of the N & N Family Revocable Trust Dated October 12, 2022, and Associated Resolution**

The Board accepted public input on this matter.

#### **Motion**

To deny the mediated proposed settlement.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Jerry Campbell                                    |
| <b>SECONDER:</b> | Elizabeth Narverud                                |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**Rezoning Petition Submitted by Brightwork Real Estate, Inc., on Behalf of Kenneth L. Haber, Martha Haber, Gary Haber, and Evelyn Haber (H2167)**

The Board accepted public input on this matter.

Comm. Hawkins temporarily left the meeting and returned shortly thereafter.

Comm. Hawkins made the following Motion:

**Motion**

To deny.

Comm. Narverud seconded the Motion.

Comm. Hawkins modified his Motion:

**Modification to Motion**

To deny based on request for frontage road waiver.

Comm. Narverud rescinded her second to the Motion.

The Motion died for lack of a second.

Comm. Hawkins made the following Motion:

**Motion**

To deny.

Comm. Narverud seconded the Motion.

|                  |   |
|------------------|---|
| <b>RESULT:</b>   | <b>ADOPTED</b>                                    |
| <b>MOVER:</b>    | Brian Hawkins                                     |
| <b>SECONDER:</b> | Elizabeth Narverud                                |
| <b>AYES:</b>     | Allocco, Narverud, Champion, Campbell and Hawkins |

**BOARD OF COUNTY COMMISSIONERS**

The Board commented on various issues.

Deputy County Administrator Toni Brady requested the Board to provide direction for the financing of repairs to damage at Pine Island caused by Hurricane Idalia. The Board provided direction regarding the financing and for the staff to bring back an item at a future Board meeting.

**ADJOURNMENT**

The meeting was adjourned at 4:40 p.m.