

REGULAR MEETING
NOVEMBER 24, 2008
5:30 P.M.

The Lafayette County Commission met on the above date and hour for a regular scheduled meeting. The meeting was held in the commissioner's meeting room at the Courthouse in Mayo, Florida. The following members were present: Commissioner Lance Lamb, Dist. 1; Commissioner Thomas E. Pridgeon, Dist. 2; Commissioner Donnie Hamlin, Dist. 3; Commissioner Jack Byrd, Dist. 4; Commissioner Earnest Jones, Dist. 5; and Lafayette County Attorney Leenette McMillan.

APPROVE THE MINUTES

On a motion by Mr. Byrd and a second by Mr. Jones, the board voted unanimously to approve the minutes.

SUWANNEE RIVER WATER MANAGEMENT DISTRICT, PUBLIC HEARING

Local concerned citizens discussed the Suwannee River Water Management District purchasing the Ace Ranch. On a motion by Mr. Byrd and a second by Mr. Jones, at the request of the citizens, the board voted unanimously to request that the Suwannee River Water Management District hold a public hearing in Lafayette County to answer questions from the public.

TEMPORARY CONCRETE BATCHING PLANT AT MAYO CORRECTIONAL

Bobby Johnson, building inspector, discussed a temporary concrete batching plant being set up at the Mayo Correctional Institution expansion. SCI Materials is the vendor requiring a special exception. On a motion by Mr. Jones and a second by Mr. Byrd, the board voted unanimously to schedule the special exception request for a public hearing.

WARRANT LIST

On a motion by Mr. Jones and a second by Mr. Pridgeon, with the exception of the Byrd's Power Equipment bill and the bill turned in by Paul Lamb, the board voted unanimously to approve the following bills:

General Fund - \$124,034.81
Industrial Park Fund - \$8,032.66
Emergency 911 Fund - \$977.36

On a motion by Mr. Pridgeon and a second by Mr. Jones, with Mr. Lance Lamb abstaining, the board voted unanimously to approve the bill turned in by Paul Lamb in the amount of \$922.00. On a motion by Mr. Jones and a second by Mr. Pridgeon, with Mr.

Byrd abstaining, the board voted unanimously to approve the Byrd's Power Equipment bill in the amount of \$63.05.

SPECIAL EXEMPTION REQUEST BY WALTER DIXON

The board reviewed a request for exemption turned in to the Tax Collector by Mr. Walter Dixon. On a motion by Mr. Byrd and a second by Mr. Jones, the board voted unanimously to postpone his request until February 2009.

ROAD CLOSING PETITION

On a motion by Mr. Byrd and a second by Mr. Pridgeon, the board voted unanimously to advertise a Road Closing Petition by Cara Hunt.

THREE RIVERS REGIONAL LIBRARY BOARD

On a motion by Mr. Byrd and a second by Mr. Jones, the board voted unanimously to appoint Mr. Lance Lamb to the Three Rivers Regional Library Board.

HARDENBERGH BOAT RAMP RFP REQUEST

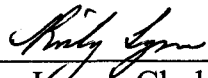
On a motion by Mr. Jones and a second by Mr. Byrd, the board voted unanimously to send out the RFP request for the work to be done at the Hardenbergh Boat Ramp.

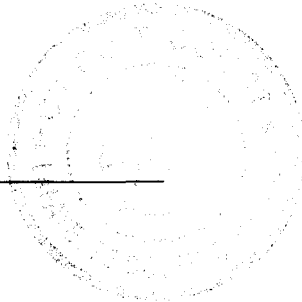
ADJOURN

On a motion by Mr. Byrd and a second by Mr. Jones, the board voted unanimously to adjourn.


Curtis O. Hamlin, Chairman

Attest:


Ricky Lyons, Clerk



Approved this 8th day of December, 2008.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME LAMB LANCE	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE LAFAYETTE CO. COMMISSION
MAILING ADDRESS	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY MAYO	COUNTY LAFAYETTE
DATE ON WHICH VOTE OCCURRED 11/24/08	NAME OF POLITICAL SUBDIVISION: LAFAYETTE CO. MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, LANCE LAMB, hereby disclose that on 11/24, 2008:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, Paul Lamb _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Invoice payable to Paul Lamb approved to be paid.

11/24/08
Date Filed

[Signature]
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME BYRD, JACK		NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE LAFAYETTE COUNTY COMMISSION	
MAILING ADDRESS HWY 27		THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:	
CITY MAYO	COUNTY LAFAYETE	<input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY	
DATE ON WHICH VOTE OCCURRED 11/24/08		NAME OF POLITICAL SUBDIVISION: LAFAYETTE COUNTY	
		MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE	

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, JACK BYRD, hereby disclose that on 11/24/08, 20 08:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

*Invoice payable to Byrd's Power Equipment
Approved to be paid.*

Nov. 24, 2008

Date Filed

Jack Byrd
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.



November 18, 2008

Honorable T. Jack Byrd
Lafayette County Board of Commissioners
Post Office Box 88
Mayo, Florida 32066

Re: Truth in Millage (TRIM) Certification

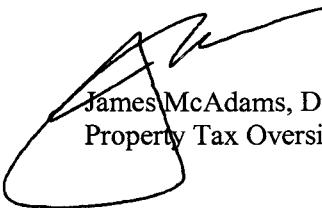
Dear Mr. Byrd:

In a letter dated November 14, 2008, you were notified that an error in taxable value led to an incorrect calculation of the millage rates used to determine the tax levy information on your TRIM Notice of Proposed Taxes and the maximum millage levy permitted under ss. 200.065 and 200.185, F.S. This error would have resulted in your taxing authority receiving more tax revenue than the amounts indicated on your previously filed Form DR-420 and if not corrected, would require the Department to find your taxing authority in non-compliance with the TRIM statutes and subject your taxing authority to sanctions under ss. 200.065 and 200.185, F.S.

Based on the remedial steps taken to recalculate a millage levy to provide the same property tax revenue anticipated when your budget was adopted and completing the necessary TRIM forms, the Department's Property Tax Oversight Program finds that the actions of your taxing authority are currently in compliance with the TRIM certification requirements of section 200.065, Florida Statutes.

Should you have any questions or need additional assistance please contact Letecia Blick at (850) 414-2214.

Sincerely,



James McAdams, Director
Property Tax Oversight

JM/mlb # 44.01