SPECIAL MEETING
LEVY COUNTY BOARD OF COUNTY COMMISSIONERS
APRIL 14, 2026

The special meeting of the Board of County Commissioners was held on April 14, 2026 at 2:00 P.M. in the BoCC meeting room at the Levy County Government Center.

CALL TO ORDER: Chairman Tim Hodge called the meeting to order at 2:00 P.M.

INVOCATION: Given by Comm. Hiers

PLEDGE OF ALLEGIANCE: Led by Comm. Mills

ROLL CALL:

COMMISSIONERS PRESENT:
District 1: Vice Chairman Charlie Kennedy
District 3: Comm. Desiree Mills
District 4: Chairman Tim Hodge
District 5: Comm. Johnny Hiers

ALSO PRESENT:
County Manager, Mary-Ellen Harper
County Attorney, Byron Flagg (Gray Robinson)

APPROVAL OF AGENDA:

- **Action Taken:**
- Amendments:
  - Motion — Comm. Mills motion to approve
  - Second — Comm. Hiers
  - Vote Outcome — 5-0 motion passes

RECOGNIZE ELECTED OFFICIALS:

BUSINESS OR INFORMATIONAL ITEMS:

1. **Approval of an Indemnification / Hold Harmless Agreement with the Pochurek Family Revocable Trust. (***Audio 2:28)*

   - **Presenter: Byron Flagg (Gray Robinson), Levy County Attorney**
   - **Discussion:** On August 26, 2025, the BoCC received notice from the attorney representing the Pochurek Family Revocable Trust that "It has come to the Trust's attention that, as part of the Bird Creek Boat Ramp Improvements – Phase II (County ITB _2025_008; FWC Agreement 22154), the County recently constructed two (2) covered picnic pavilions and associated eight-foot-wide timber boardwalks immediately south of Highway 40, west of the existing public boat ramp. Photographs taken May 2025 (copy enclosed) show these structures situated wholly on

the south side of the roadway; in other words, on lands described in the Trust's deed." On April 10, 2026, the BoCC received notice from its hired surveyor that "In my professional opinion, after considering the evidence, the Pochureks own from the South right-of-way of State Road 40 to the Mean High-Water Line in the area encompassing the subject pavilions. Anything beyond that is sovereign lands. In other words, a portion of the pavilions lies within the property of the Pochureks."

- **Action Taken:** Comm. Mills made a motions to approve with the exception that parcel # 02308100-00 is the only parcel to be included into the agreement. County Attorney and Attorney representing the Pochurek Family Revocable Trust agree to have only 1 parcel in this agreement. 2 other parcels mentioned in the contract will be removed.
    - Motion Comm. Mills
    - Second Comm. Hiers
- **Vote Outcome** 5-0 motion passes

PUBLIC COMMENT: *(Audio 27.52)*

- Tim Haines (Yankeetown) – In favor for the agreement, but also questions ownership of property. He thinks the County owns said property.
- Linda Cooper (Williston) - questioned whether surveys and permits were done for this project.
- Isaac Young (Inglis) – Praised the property owner for working with the county to come to agreement on matter. He stated that this property is very valuable to Inglis.

BEING NO FURTHER BUSINESS TO COME BEFORE THE COMMISSION THE MEETING WAS ADJOURNED AT 2:44 P.M.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
LEVY COUNTY, FL

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Clerk of Court, Matt Brooks Chairman, Tim Hodge

Minutes Submitted by: Matt Brooks, Clerk of Court & Comptroller
Date Submitted: 04/14/2026