

**BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA
REGULAR SCHEDULED MEETING
APRIL 15, 2004 7:30 P.M.**

The Bradford County Board of County Commissioners met April 15, 2004 to conduct its regular scheduled meeting. Attending were: Commissioner Mann, Commissioner Thomas, Chairman Johnson, Commissioner Hersey, Commissioner Cooper, Jim Farrell, Marlene Stafford, Lisa Hall, Terry Brown, Percy Sullivan and Mark Crawford.

(A copy of all documentation presented at this meeting is located in Supplement File No. 04-15-04.)

Chairman Johnson called the meeting to order at 7:30 p.m. Commissioner Hersey led the invocation and Pledge of Allegiance.

PUBLIC COMMENTS:

Mr. Paul Still of 14167 SW 101st Avenue, Starke, commented on the following:

--Asked the Commission to take another look at the zoning policy with regard to waiving the \$2,000.00 fee for Comp. Plan amendments and zoning changes. The fee was waived for the J.B. Miller application and there was no evidence presented that demonstrated that the property was zoned commercial previously. More specifically, the applicant, J.B. Miller, purchased the property when it was zoned residential. Clearly, there was no change in zoning during his ownership.

If the precedent set by the J.B. Miller application is followed, the County could be reasonably expected to waive the fees for all zoning and comprehensive plan amendments. It is his contention that this case went beyond what the Commission had agreed to during the recent workshop.

Mr. Still urged the Commission to make sure the policy is being followed and that it is clarified in writing in some way.

Mr. James Kendrick of 10326 S.W. 104th Avenue, Graham, commented on the following:

--He came before the Commission two years ago concerning the condition of S.W. 104th Avenue in Graham and still nothing has been done. If the County is not prepared to pave the road at this time, perhaps something can be done about the dust caused by the limerock. Some time ago, an attempt was made to mix some dirt in with the limerock, but that did not work. In addition, the ditches are overgrown and need to be cleaned out and there is a lot of trash on both sides of the road. South of him on the other side of the road, a family has opened up a business, which has compounded the problem because of the increase in traffic. The problem is greater than it was two years ago.

CONSENT AGENDA:

A. APPROVE REAPPOINTMENT OF OWEN ALVAREZ AND CRAIG FALSTREAUX TO THE LICENSING INDUSTRY BOARD FOR A TERM OF 3 YEARS:

There being no items removed, **Comm. Cooper MOVED** to approve the Consent Agenda in its entirety. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0.**

DISCUSSION CONCERNING GREENBELT LAW—CHAIRMAN JOHNSON/TOM TATUM: Chairman Johnson said that Mr. Tatum was not present. Upon his arrival, this item will be addressed.

DISCUSS AND APPROVE REPAIR OF TRACK HOE FOR TRACK REPAIR IN THE AMOUNT OF \$9,958.32—COMM. COOPER: Tidewater Equipment Company of Starke, has prepared a quote to repair a track hoe. The estimate is in the amount of \$9,958.32, which requires approval of the Commission. The funds are available in the Road Department repair budget.

Comm. Cooper MOVED to approve the expenditure of \$9,958.32 to Tidewater Equipment Company for the repair of a track hoe. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0.**

APPROVE PURCHASE OF NEW CHALLENGER MT455 CATERPILLAR AGRICULTURE TRACTOR THROUGH THE FLORIDA SHERIFF'S ASSOCIATION—COMM. COOPER: Purchase of this tractor would replace one that was wrecked some time ago. Included in the Commission packets is a quote, which is piggybacked off of a quote from the Florida Sheriff's Association. The total price is \$26,740.00. There are two options available: 1) A canopy for an additional amount of \$500.00. 2) An enclosed cab with heat and air for an additional cost of \$8,299.00. There are funds in the budget to purchase the tractor by combining the funds received from the insurance proceeds and the salvage sale of the tractor.

Comm. Cooper MOVED to authorize the purchase of the tractor with the canopy only. **Comm. Mann SECONDED** the motion.

Discussion ensued which was not limited to but included purchase of the canopy versus the heated and cooled cab, letting the tractor for bid versus going with the Sheriff's Association sales price.

Comm. Mann withdrew his SECOND and **Comm. Cooper withdrew his MOTION.**

Comm. Cooper MOVED to let the tractor out for bid with and without the enclosed cab. **Comm. Mann SECONDED** and the **MOTION CARRIED 5-0.**

DISCUSSION CONCERNING MEDICARE OVERPAYMENT—COMM. HERSEY/NELSON GREEN: Commissioner Hersey explained that Medicare is requesting \$24,165.68 from the County for overpayments paid to EMS. There is a possibility that Medicare may forgive either a portion of or the entire amount.

Mr. Green said that there are 104 providers in the State of Florida that received overpayment in the neighborhood of somewhere between 8 to \$10 million made by the carrier for Medicare. He then

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explained how the overpayments were made and the options available to the County. Medicare has directed him to disregard the request for payment and advised that a second request would be forthcoming.

Mr. Green recommended that no action be taken at this time and that he bring something back to the Commission at the May 3 meeting.

After further discussion, **Comm. Hersey MOVED** to defer action to May 3, 2004. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0**.

SHERIFF QUARTERLY REPORT—SHERIFF MILNER: This item was not addressed.

APPROVE PAYMENT OF BILLS:

Comm. Hersey MOVED to approve payment of the bills as reviewed. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0**.

PERSONNEL MATTERS:

A. APPROVE HIRING OF DAVID HAMILTON AND OCTAVIOUS DURDLEY AS FULL-TIME PARAMEDICS, EFFECTIVE APRIL 26, 2004 AT THE HOURLY RATE BASED UPON THE UNION CONTRACT—COMM. HERSEY/NELSON GREEN:

Commissioner Hersey advised that this will fill two vacant positions and that all the paperwork is in order and has been turned in.

Comm. Hersey MOVED to hire David Hamilton and Octavious Durdley as full-time paramedics, effective April 26, 2004, hourly rate based upon the union contract. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0**.

B. APPROVE HIRING OF MAYRA MOORE AS A PART-TIME EMT AT AN HOURLY RATE OF \$5.90 PER HOUR AND BRIAN SHULL AS A PART-TIME PARAMEDIC AT AN HOURLY RATE OF \$7.25 PER HOUR WITH AN EFFECTIVE DATE OF APRIL 26, 2004—COMM. HERSEY/NELSON GREEN:

Comm. Hersey MOVED to hire Mayra Moore as a part-time EMT and Brian Shull as part-time Paramedic, with the conditions set forth above. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0**.

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COUNTY ATTORNEY REPORTS:

--Mr. Brown directed the Commissions' attention to item #2 on the agenda:

**APPROVE RESOLUTION ADOPTING A BURN BAN FOR BRADFORD COUNTY—
CHAIRMAN JOHNSON/BILL DAMPIER:** Mr. Brown read the resolution by title:

**“A RESOLUTION CONFIRMING ACTION BY THE BRADFORD COUNTY
EMERGENCY MANAGEMENT DIRECTOR IMPOSING AN OPEN FIRE BURN
BAN AS AUTHORIZED BY SECTION 8 OF ORDINANCE NO. 2001-05.”**

Commissioner Cooper said that he met with Mr. Dampier today and there have been recommendations by both the forestry department and by Mr. Sullivan that the burn ban be enacted.

Mr. Dampier said that he has provided the Commission with copies of an amended resolution that is different from the one that was in the packets. The resolution provided in the packets simply dealt with “open fires.” The amended resolution that has been presented recommends “no fires” outside, other than bottled or natural gas grills or smokers. This means no open fires, no barrel fires, no pit fires, and no charcoal fires. Forestry can issue permits for open fire burning if the conditions warrant it, after an inspection by the Department of Forestry. The resolution also goes into effect once adopted and will sunset on the 4th of May unless extended at the next regular meeting.

Mr. Dampier then reported on the conditions warranting the ban.

Comm. Cooper MOVED to adopt the resolution as read by title. **Comm. Hersey SECONDED** and the **MOTION CARRIED 5-0.** (The Resolution was assigned No. 04-12.)

Mr. Dampier said if there were no objections to the press release he has prepared, it would be released after this meeting. (There were no objections.)

Chairman Johnson then turned to the item on the Agenda Addendum:

**APPROVE PROCLAMATION PROCLAIMING APRIL 26 THROUGH MAY 1,
AS HAZARDOUS AWARENESS WEEK—CHAIRMAN JOHNSON:**

Comm. Cooper MOVED to approve the proclamation as presented. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0.**

CLERK REPORTS: None.

CHAIRMAN COMMENTS: Chairman Johnson commented on the following:

--Although things are going good right now, we do not know what the future holds. He requested that the Board consider contacting the Sheriff to see what it would take to have security present at every meeting.

Comm. Cooper MOVED to authorize the Chairman to contact Sheriff Milner and make arrangements necessary for officers to be present at all meetings of the Commission.

Comm. Thomas SECONDED and the **MOTION CARRIED 5-0**. Chairman Johnson added that he would not mind it if the security wand was used.

COMMISSIONERS' COMMENTS:

Commissioner Mann commented on the following:

--Reported on the progress of the Lincoln City paving project. There is a little road at the end where there is a County easement and the residents have requested that the ditch be opened up and that a piece about 300' be graded to allow a mobile home to be set up. The County has not been maintaining it, but in checking with Mr. Welch, it is a County easement. If there are no objections, it can be taken care of.

Commissioner Thomas said that he is in favor of anything that can be done to enhance the draining.

Commissioner Hersey commented on the following:

--The local National Guard Unit that is currently at Ft. Stuart, Georgia is tentatively returning June 21. Several different organizations have expressed a desire to honor their return.

Commissioner Thomas suggested getting with the City of Starke and possibly having a "Welcome Home" banner made. Chairman Johnson asked Commissioner Hersey and Commissioner Thomas to spear head an event.

There being no further business, the meeting adjourned at 8:12 p.m.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA**

**RAY NORMAN
CLERK TO THE BOARD**

HERMAN JOHNSON, CHAIRMAN

These minutes typed by:

Marlene K. Stafford, Deputy Clerk