

(05-20-04)

**BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA
MAY 20, 2004
PUBLIC HEARING FOR DESIGNATION OF
BROWNFIELD AREA 7:00 P.M.
REGULAR MEETING 7:30 P.M.**

The Bradford County Board of County Commissioners met May 20, 2004 to conduct a public hearing for designation of Brownfield Area and their Regular Scheduled Meeting.

**PUBLIC HEARING
DESIGNATION OF BROWNFIELD AREA**

The following people attended the public hearing: Commissioner Mann, Commissioner Thomas, Chairman Johnson, Commissioner Hersey, Commissioner Cooper, Marlene Stafford, Lisa Hall, John Broling, Mark Crawford, Herschel Waldron, Jerome Kelley, Nelson Green, Cheryl Brownlee and Percy Sullivan.

(A copy of all documentation presented at this hearing is located in Supplement File No. 05-20-04.)

The public hearing was called to order by Chairman Johnson at 7:00 p.m.

Commissioner Hersey led the invocation and the Pledge of Allegiance.

Mr. John Ray with Enterprise Florida and Mr. Craig Park with the Florida Department of Environmental Protection, presented an overview of the Brownfield Program and provided details about the process.

Following the presentation, Chairman Johnson opened the floor for public input, which generated a question and answer forum. The topics discussed were not limited to, but included: voluntary or forced participation, economic incentives, contamination sites and rehabilitation, the role of Enterprise Florida in the process, the area being recommended for the Brownfield designation, the effect of a Brownfield designation to property values and resale and interlocal agreements with municipalities.

Comm. Cooper MOVED to designate the Brownfield Area as recommended by the Committee, which is a one-mile corridor along US 301, SR 16, SR 100 and the railroad, through Bradford County. **Comm. Hersey SECONDED** the motion.

Commissioner Thomas said that he would like the opportunity to be able to change the designated areas, if need be.

There being no further discussion, the **MOTION CARRIED 5-0.**

The public hearing concluded at 7:32 p.m.

REGULAR SCHEDULED MEETING

The following people attended the regular scheduled meeting: Commissioner Mann, Commissioner Thomas, Chairman Johnson, Commissioner Hersey, Commissioner Cooper, Jim Farrell, Marlene Stafford, Lisa Hall, Mark Crawford, Herschel Waldron, Jerome Kelley, Nelson Green, Cheryl Brownlee, Percy Sullivan, John Miller, Nora Thompson, Wilson Whidden and Sheriff Milner.

(A copy of all documentation presented at this meeting is located in Supplement File No. 05-20-04.)

Chairman Johnson called the meeting to order at 7:32 p.m.

UPDATE FROM SUWANNEE RIVER WATER MANAGEMENT ON ALLIGATOR CREEK PROJECT—COMM. COOPER/DAVID STILL: Mr. David Still and Mr. Jerry Bowdin with Suwannee River Water Management addressed the Commission.

Mr. Bowdin reminded the Commission that the County has a CIAP for \$40,000.00 to be used to clean out Alligator Creek. He defined the project area and explained the need for authorization from the private property owners involved to allow them to go across their property to continue the cleaning process.

Mr. Bowdin requested the Board's approval to expend the funds and authorize Mr. Waldron and Mr. Welch to continue with the project. Mr. Waldron has the equipment and manpower ready to go and Mr. Welch is ready to go.

Commissioner Cooper said that Mr. Waldron has developed a budget that has been presented to and approved by Suwannee River Water Management. There will be need for the County to lease a piece of equipment and to hire an operator to do the work. The County will be reimbursed through the grant for any funds expended for the project.

Comm. Cooper MOVED to authorize Mr. Waldron to lease the piece of equipment and begin the project. **Comm. Hersey SECONDED** and the **MOTION CARRIED 5-0.**

PRESENTATION BY SUWANNEE RIVER WATER MANAGEMENT ON NEW LAWS FOR PERMITTING ON EXISTING ROADS AND BRIDGES—COMM. MANN/DAVID STILL:

Mr. Still said that new legislation now exempts counties within the Suwannee River Water Management District from the permitting requirements for paving county-maintained roads. The following is a list of things that must happen before a county can qualify for the exemption:

- 1) It must be a County maintained road
- 2) Must have been owned prior to 2002
- 3) The roadway cannot be widened.
- 4) You cannot serve new development.
- 5) You cannot create or harm any wetlands.
- 6) You cannot cause excessive drainage on anyone else.
- 7) The project must be done in a sound environmental manner, with sound engineering practices and erosion control.

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You have to give the District a 30-day notice advising that you are going to use the exemption, and within 30 days after providing the notice, the District grants the exemption.

If a road project is going to go outside of these parameters, then you must go through the normal permitting process.

Commissioner Mann asked if the County has to get a permit to replace culverts for creeks on existing dirt roads. Mr. Still said that if the culverts need replacing because of normal maintenance a permit is not required. If the road is being paved and you have to increase the width of the bridge across the creek to meet the width of the existing road; that is still an exemption from the permitting process. You cannot leave any debris in the wetland or you cannot impact the creek system any more than it is already impacted by the current improvements.

ZONING MATTERS—WILSON WHIDDEN:

Mr. Whidden said that these are parcels that the Commission previously approved to be submitted to the state.

A. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN—S 040420A (WATERS):

Ms. Thompson read the title into the record as follows;

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN, AS AMENDED; RELATING TO AN AMENDMENT OF TEN OR LESS ACRES OF LAND, PURSUANT TO AN APPLICATION, S04020A, BY THE BOARD OF COUNTY COMMISSIONERS, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED; PROVIDING FOR CHANGING THE LAND USE CLASSIFICATION FROM RESIDENTIAL, LOW DENSITY (LESS THAN OR EQUAL TO 2 DWELLING UNITS PER ACRE) TO INDUSTRIAL OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”

Comm. Thomas MOVED to adopt the ordinance approving Land Use Amendment Application #S04020A, by the Board of County Commissioners. **Comm. Mann SECONDED** and the **MOTION CARRIED 5-0**. (The Ordinance was assigned No. 04-13.)

B. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS—Z 04-8:

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Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; RELATING TO THE REZONING OF LESS THAN TEN CONTIGUOUS ACRES OF LAND, PURSUANT TO AN APPLICATION, Z 04-8, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR REZONING FROM RESIDENTIAL, SINGLE FAMILY-1 (RSF-1) TO INDUSTRIAL (I) OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”

Comm. Cooper MOVED to adopt the ordinance approving Rezoning Application No. Z 04-8, by the Board of County Commissioners. **Comm. Thomas SECONDED** the motion.

Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

The **MOTION CARRIED 5-0.** (The Ordinance was assigned No. 04-14.)

C. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN—S04020B (ODOM):

Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN, AS AMENDED; RELATING TO AN AMENDMENT OF TEN OR LESS ACRES OF LAND, PURSUANT TO AN APPLICATION, S04020B, BY THE BOARD OF COUNTY COMMISSIONERS, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED; PROVIDING FOR CHANGING THE LAND USE CLASSIFICATION FROM RESIDENTIAL, LOW DENSITY (LESS THAN OR EQUAL TO 2 DWELLING UNITS PER ACRE) TO INDUSTRIAL OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”

Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

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Comm. Cooper MOVED to adopt the ordinance approving Land Use Amendment Application No. S04020B, by the Board of County Commissioners. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0.** (The Ordinance was assigned No. 04-15.)

D. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS—Z 04-9:

Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; RELATING TO THE REZONING OF LESS THAN TEN CONTIGUOUS ACRES OF LAND, PURSUANT TO AN APPLICATION, Z 04-9, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR REZONING FROM RESIDENTIAL, SINGLE FAMILY-1 (RSF-1) TO INDUSTRIAL (I) OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”

Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

Comm. Thomas MOVED to adopt the ordinance approving Rezoning Application No. Z 04-9, of the Board of County Commissioners. **Comm. Hersey SECONDED** and the **MOTION CARRIED 5-0.** (The Ordinance was assigned No. 04-16.)

E. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN—S04020C (GRIFFIS):

Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN, AS AMENDED; RELATING TO AN AMENDMENT OF TEN OR LESS ACRES OF LAND, PURSUANT TO AN APPLICATION, S04020C, BY THE BOARD OF COUNTY COMMISSIONERS; UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED; PROVIDING FOR CHANGING THE LAND USE CLASSIFICATION FROM AGRICULTURAL-2 (LESS THAN OR EQUAL TO 1 DWELLING UNIT PER 5 ACRES) TO COMMERCIAL OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AN PROVIDING AN EFFECTIVE DATE.”

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Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

Comm. Thomas MOVED to adopt the ordinance approving Land Use Amendment Application No. S04020C, by the Board of County Commissioners. **Comm. Mann SECONDED** and the **MOTION CARRIED 5-0**. (The Ordinance was assigned No. 04-17.)

F. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS—Z 04-10:

Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; RELATING TO THE REZONING OF LESS THAN TEN CONTIGUOUS ACRES OF LAND, PURSUANT TO AN APPLICATION, Z 04-10, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR REZONING FROM AGRICULTURAL-2 (A-2) TO COMMERCIAL, INTENSIVE (CI) OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”

Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

Comm. Mann MOVED to adopt the ordinance approving Rezoning Application No. Z 04-10, by the Board of County Commissioners. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0**. (The Ordinance was assigned No. 04-18.)

G. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN—S04020D (GRIFFIS):

Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN, AS AMENDED; RELATING TO AN AMENDMENT OF TEN OR LESS ACRES OF LAND, PURSUANT TO AN APPLICATION, S04020D, BY THE BOARD OF COUNTY COMMISSIONERS, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.4215, FLORIDA STATUTES, AS AMENDED; PROVIDING FOR CHANGING THE LAND USE CLASSIFICATION FROM AGRICULTURAL-2 (LESS THAN OR EQUAL TO 1 DWELLING

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UNIT PER 5 ACRES) TO INDUSTRIAL OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”

Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

Comm. Thomas MOVED to adopt the Ordinance approving Land Use Amendment Application No. S04020D, by the Board of County Commissioners. **Comm. Cooper SECONDED** and the **MOTION CARRIED 5-0**. (The Ordinance was assigned No. 04-19.)

H. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE OFFICIAL ZONING ATLAS OF BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS—Z 04-11:

Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; RELATING TO THE REZONING OF LESS THAN TEN CONTIGUOUS ACRES OF LAND, PURSUANT TO AN APPLICATION, Z 04-11, BY THE BOARD OF COUNTY COMMISSIONERS PROVIDING FOR REZONING FROM AGRICULTURAL-2 (A-2) TO INDUSTRIAL (I) OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

Comm. Cooper MOVED to adopt the Ordinance approving Rezoning Application No. Z 04-11, by the Board of County Commissioners. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0**. (The Ordinance was assigned No. 04-20.)

I. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN—S040420E (GRIFFIS):

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Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN, AS AMENDED; RELATING TO AN AMENDMENT OF TEN OR LESS ACRES OF LAND, PURSUANT TO AN APPLICATION, S040420E, BY THE BOARD OF COUNTY COMMISSIONERS, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED; PROVIDING FOR CHANGING THE LAND USE CLASSIFICATION FROM AGRICULTURAL-2 (LESS THAN OR EQUAL TO 1 DWELLING UNIT PER 5 ACRES) TO INDUSTRIAL OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”

Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

Comm. Mann MOVED to adopt the ordinance approving Land Use Amendment Application No. S04020E, by the Board of County Commissioners. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0**. (The Ordinance was assigned No. 04-21.)

J. APPROVE AN ORDINANCE OF BRADFORD COUNTY AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS—Z 04-12:

Ms. Thompson read the title into the record as follows:

“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE OFFICIAL ZONING ATLAS OF THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; RELATING TO THE REZONING OF LESS THAN TEN CONTIGUOUS ACRES OF LAND, PURSUANT TO AN APPLICATION, Z 04-12, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR REZONING FROM AGRICULTURAL-2 (A-2) TO INDUSTRIAL (I) OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”

Chairman Johnson opened the public hearing. There being no public response, the public hearing was closed.

Comm. Thomas MOVED to adopt the ordinance approving Rezoning Application No. Z 04-12, by the Board of County Commissioners. **Comm. Mann SECONDED** and the **MOTION CARRIED 5-0**. (The Ordinance was assigned No. 04-22.)

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PUBLIC COMMENTS:

Mr. Malcolm Hill commented on the following:

--Expressed concern that the conditions of the Tourism Development Council ordinance are not being followed.

Mr. Johnny Ghent commented on the following:

--Asked for an update on the CR200B project.

Chairman Johnson said that he hopes the Commission will make a decision on that issue later in the meeting.

Ms. Elaine Slocum commented on the following:

--Again requested that a parcel of property on East CR225 be returned to its original status. In November, the Commission approved returning the property back to commercial, however, since that time, she was told that she had to apply for a special exception, which she did. The Board of Adjustment denied the special exception. Inadequate parking was one of the issues for which the exception was denied.

Ms. Slocum said that she does not quite understand this process. Should she need to make any adjustments in terms of parking or property space, then she would like to be told so she can try to handle it from that prospective.

Commissioner Cooper asked Ms. Thompson if an appeal has been filed in this case. Ms. Thompson explained the appeal process and advised that as of this date, her office has not received a written appeal.

Commissioner Cooper said that once the written appeal is filed, it can be placed on the agenda and the Board will hear the appeal at a regular meeting. Commissioner Cooper cautioned Ms. Slocum about the 30-day time frame to file the appeal.

RESOLUTIONS

A. APPROVE RESOLUTION DESIGNATING DONNY WISE AS THE AUTHORIZED SIGNATURE FOR SOLID WASTE REIMBURSEMENT REQUESTS—COMM. THOMAS/DONNY WISE:

Commissioner Thomas recommended granting Mr. Wise authority to sign the reimbursement grant.

Comm. Thomas MOVED to authorize Mr. Wise to sign the reimbursement grant. **Comm. Cooper SECONDED** the motion.

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Ms. Stafford read the title into the records as follows:

“A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA, GRANTING SIGNATURE AUTHORITY FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION SMALL COUNTY CONSOLIDATED GRANT.”

The **MOTION CARRIED 5-0.** (The Resolution was assigned No. 04-16.)

B. APPROVE RESOLUTION AMENDING RESOLUTION 03-03, COUNTY WIDE PRIORITY LIST FOR PAVING AND/OR RESURFACING OF COUNTY ROADS—COMM. HERSEY:

Commissioner Hersey said that since the priority list was established, it has become apparent that SE 35th Street and 2nd Avenue in his district should be added to the list. He read the title of the resolution into the record as follows:

“A RESOLUTION OF THE BRADFORD COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING RESOLUTION 03-03 WHEREIN AN INITIAL COUNTY WIDE PRIORITY LIST FOR PAVING AND/OR RESURFACING OF EXISTING ROADS IN THE COUNTY UTILIZING THE DISTRICT BASED PRIORITIZATION WAS CREATED AND PROVIDING AN EFFECTIVE DATE.”

Comm. Hersey MOVED to adopt the resolution as presented. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0.** (The Resolution was assigned No. 04-17.)

C. APPROVE RESOLUTION AUTHORIZING EXECUTION OF A RIGHT-OF-WAY AGREEMENT FOR BRIDGE REPLACEMENT—COMM. HERSEY:

Commissioner Hersey said that this is the accompanying resolution to the contract for the New River Bridge replacement approved last month. He read the title of the resolution into the record as follows:

“A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA AUTHORIZING EXECUTION OF A RIGHT-OF-WAY AGREEMENT AND PROVIDING WHEN THIS RESOLUTION WILL TAKE EFFECT.”

Comm. Hersey MOVED to adopt the resolution as presented. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0.** (The Resolution was assigned No. 04-18.)

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- D. **APPROVE RESOLUTION EXTENDING OPEN FIRE BURN BAN UNTIL JUNE 8—COMM. COOPER/BILL DAMPIER:** Mr. Dampier presented the resolution for adoption.

Comm. Thomas MOVED to adopt the resolution, extending the burn ban. **Comm. Cooper SECONDED** and the **MOTION CARRIED 5-0.** (The Resolution was assigned No. 04-19.)

CONSENT AGENDA:

- A. **APPROVE RENEWAL OF INTERAGENCY AGREEMENT BETWEEN NEW RIVER CORRECTIONAL INSTITUTION CONCERNING INMATE WORK PROGRAMS**
- B. **APPROVE APPOINTMENT OF THE HONORABLE VIVIAN CHAPPELL AS AN EX-OFFICIO MEMBER OF THE TOURIST DEVELOPMENT COUNCIL**
- C. **APPROVE FIRST AMENDED INTERLOCAL AGREEMENT BETWEEN ALACHUA COUNTY AND BRADFORD COUNTY REGARDING THE ALACHUA-BRADFORD WORKFORCE BOARD**
- D. **APPROVE SHIP LOAN APPLICATIONS**
- E. **APPROVE MINUTES FROM REGULAR SCHEDULED MEETING OF MARCH 18, 2004**
- F. **APPROVE RENEWAL OF ADVANCED LIFE SUPPORT COPCN FOR PERIOD OF JULY 1, 2004 THROUGH JUNE 30, 2006**
- G. **APPROVE EXPENDITURE OF \$3,000.00 FOR FOURTH OF JULY ACTIVITIES**

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

PRESENTATION FROM THE DEP CONCERNING RAILS FOR TRAILS—COMM. HERSEY/KRAIG MCLANE/DALE CROSBY: Mr. McLane and Mr. Dale Crosby gave a detailed slide presentation to update the Commission on the Rails for Trails project and how it will relate to Bradford County.

Mr. McClane said that Bradford County might want consider having representation on the leadership council. Participation from the staff level, Commission level, TDC and Chamber of Commerce would be good. They hope to host more public meetings in the near future and they are looking for public involvement.

The acquisitions are being handled with state level funds that are set aside for these projects. There is no cost share required on the remaining acquisitions. Federal enhancement dollars are being used for the construction and development costs. The one area the County may want to look into is what opportunities it may wish to plan in management, i.e., mowing, general maintenance, law enforcement. They are investigating an interlocal agreement for the entire corridor where all the local governments and the state agencies would be listed and what their roles are.

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Commissioner Mann said that the concerns that have been voiced to him by the citizens who live along the trail is what effect it will have on those who live on the back side of the trail in terms of being able to access their properties.

Mr. McLane said that access is an issue that comes up pretty frequently. The state has a process, however, the bottom line is that access across the corridor is allowed; it is not something they oppose so there is not a problem. In the design process and construction, they allow for the driveway crossing.

Commissioner Thomas inquired about the hours of operation for the trail. Mr. McLane said that there is room for jurisdictional issues, especially if Bradford County is going to be handling the law enforcement, which in most cases the sheriff's offices and police departments along the corridors will actively be involved with. There is an opportunity for that to be flexible if the community wants to limit it to daylight hours and possibly leave it open a little later within the downtown areas. Typically, the facilities are closed after daylight hours.

Commissioner Mann asked if there is a projected completion date. Mr. McLane said that his estimate would be somewhere in the neighborhood of 2007. They are working hard to accelerate things as much as possible.

DISCUSSION CONCERNING BRADFORD COUNTY 5-YEAR WORK PROGRAM—

BILL HENDERSON/JORDAN GREEN: Mr. Bill Henderson, with FDOT addressed the Commission. He said that they are before the Commission early this year because they would like to get the County's priorities by July 1, 2004. This will give them a little more time to correspond their planning efforts with the County's.

Mr. Jordan Green reviewed the 5-year work program. He reported that both SCRAP and SCOP have been funded for this coming fiscal year. They have received direction on SCRAP and they have a priority list that was previously developed and they are going back to pick up where they left off. Bradford County has two projects that made the initial \$25 million cut; NW CR235 from SR100 to CR229 is priority #19 and priority #24 is CR18 from SR235 to SR100.

Mr. Green said that construction costs are going up rapidly. The estimates are old estimates and will be revised, which means the CR18 project will probably fall below the \$25 million.

There was brief discussion concerning the differences between SCRAP and SCOP.

Commissioner Thomas said that SCOP is funded at 75% with the County responsible for 25%.

Mr. Green said that the County could apply for a waiver of the 25% through OTTED.

Mr. Green continued to review the work program. There was brief discussion.

DISCUSSION CONCERNING WASTE WATER FROM JAIL—LEE VINCENT: This item was not addressed.

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UPDATE ON MEDICARE OVERPAYMENT—COMM. HERSEY/NELSON GREEN:

Mr. Green said that he has nothing to report. He has not received a letter requesting the funding. Florida Ambulance Association has indicated that no letters have been sent out in the state at all. There are still negotiations going on between Medicare and First Coast Service Options.

REQUEST APPROVAL TO BID PIPE AND CONCRETE WORK FOR MENG DAIRY ROAD—COMM. MANN:

Commissioner Mann said that after reviewing the design plans, there is one place where there are four lines of 72” concrete pipe going under the road. The County does not have the equipment to handle those pipes. He requested approval to let a bid for laying the pipe, the end walls and other concrete work.

Also, he has discovered that there is an eight-week waiting period for manufacturing the 72” pipe. Even if we ordered it next week, it would be the end of July before we get the pipe. At his direction, Mr. Eberlin received quotes from two companies who manufacture the pipe. After eliminating some concrete side drain pipes and going to metal pipes, Rinker quoted \$35,139.89 and Hanson quoted \$35,012.70. This is just for the concrete pipe, not the head walls or anything that goes along with it. Commissioner Mann requested approval to purchase the pipe.

Discussion ensued.

Mr. Kelley said that you would be letting a bid for the normal construction process, including the major structure that has the four 72” concrete pipe and end walls, however, the County would be supplying the concrete pipe to save time and money.

After additional discussion, **Comm. Mann MOVED** to let a bid for laying the 72” pipe and building of the head walls and other concrete work needed for Meng Dairy Road. **Comm. Cooper SECONDED** and the **MOTION CARRIED 5-0**.

Comm. Mann MOVED to approve the purchase of the 72” pipes. **Comm. Hersey SECONDED** the motion.

Commissioner Cooper said that the funds for this project are being supplied out of the borrowed monies for construction projects.

There being no further discussion, the **MOTION CARRIED 5-0**.

DISCUSSION REGARDING THE JUNE 4TH GRAND OPENING FOR THE COURTHOUSE CONSTRUCTION—COMM. COOPER:

Commissioner Cooper said that a date has been set for June 4 for the Grand Opening and Dedication Services for the courthouse construction project. There will actually be two events for that day; from 12:00 p.m. until 2:00 p.m., the employees will be recognized and honored, and beginning at 4:30 p.m. until around 7:00 p.m., there will be a dedication program and open house for the public. Chicken and rice will be served. The Chamber of Commerce will be sponsoring a Bash at the same time to get the local business community involved. He asked that the Commissioners bring their aprons at the 12:00 p.m. luncheon to help serve the employees.

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Chairman Johnson expressed his concern about the time and date. The courthouse belongs to the people and the activity should be set at a day and time that is convenient for the people to attend.

This spurred brief discussion.

APPROVE PAYMENT OF BILLS: Comm. Mann MOVED to approve payment of the bills as reviewed. **Comm. Thomas SECONDED** and the **MOTION CARRIED 5-0.**

PERSONNEL MATTERS: None.

COUNTY ATTORNEY REPORTS: None.

CLERK REPORTS: None.

CHAIRMAN COMMENTS: Chairman Johnson commented on the following:

--A decision needs to be made on 200B and 216 before this Commission adjourns this meeting. Regardless of the circumstances, the Road Department should be dispatched on Monday morning to start placing the pipes so the road can be paved. He has a letter from Mr. Kelley advising that Anderson Columbia has agreed to "hold the price constant until July 2004."

Following discussion, there was Board consensus for the Road Department to begin laying the pipe on Monday, May 24.

Mr. Kelley said that he would set up a pre-construction meeting with the contractor next week.

Commissioner Cooper inquired about a deadline to send DOT a letter requesting an extension. He does not want the project extended, but he does not want to miss any deadlines. Chairman Johnson said that he has a letter prepared that he will sign and submit.

There was additional discussion concerning deadlines.

After discussion concerning delaying progress on Meng Dairy Road to start on 200B and 216, **Comm. Thomas MOVED** to rent the necessary equipment to lay the pipe on 200B and 216 to keep from delaying progress on other roads.

After brief discussion, **Comm. Hersey SECONDED** the motion.

Commissioner Cooper said that he would support the motion if it gives Mr. Waldron discretion as to what, if anything is needed, and if there is a limit on how much is spent and how long the equipment is rented.

Comm. Thomas AMENDED HIS MOTION to limit the rental of the equipment to one month or less. The **MOTION CARRIED 4-1**, with Commissioner Mann dissenting.

(05-20-04)

COMMISSIONERS' COMMENTS:

Commissioner Thomas commented on the following:

--A banner for the welcome home for the Troops of the 631st will cost \$275.00, with a \$75.00 discount for a total of \$200.00. The City Council has agreed to share half of the cost; \$100.00 for the County and \$100.00 for the City.

Comm. Cooper MOVED to purchase the banner as presented. **Comm. Thomas SECONDED** the motion.

Commissioner Hersey stated that based on the fact that he is a part of the National Guard Unit, he is abstaining from voting.

The **MOTION CARRIED 4-0.**

Commissioner Cooper commented on the following:

--Bids were opened for the uniforms for the Solid Waste and Road Department. Three bids were received, however, the way the bids were submitted there was no way to compare apples-to-apples. It is the committee's recommendation to reject the bids and re-bid.

Comm. Cooper MOVED to reject all bids and re-bid the uniform contract. **Comm. Hersey SECONDED** and the **MOTION CARRIED 5-0.**

There being no further business, the meeting adjourned at 9:40 p.m.

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

HERMAN JOHNSON, CHAIRMAN

ATTEST: _____
RAY NORMAN, CLERK TO THE BOARD

These minutes typed by:

Marlene K. Stafford, Deputy Clerk