

(09-20-07 Regular Meeting)

**MINUTES OF THE  
BOARD OF COUNTY COMMISSIONERS  
BRADFORD COUNTY, FLORIDA  
REGULAR SCHEDULED MEETING  
THURSDAY, SEPTEMBER 20, 2007  
6:30 P.M.**

The Bradford County Board of County Commissioners convened in regular session on Thursday, September 20, 2007, at 6:30 p.m. in the County Commissioners' Meeting Room, 945 North Temple Avenue, Starke, Florida.

Present were: Commissioner Hersey, Commissioner Thomas, Chairman Lewis, Commissioner Cooper and Commissioner Chandler.

Also present were: Jim Crawford, County Manager; June Neats, Administrative Assistant; Alex Hinely, County Planner; Ray Norman, Clerk of Courts; Marlene Stafford, Deputy Clerk; Jim Farrell, Finance Director; Sandra Harrell, Clerk's Office; Winifred Holland, Health Department Director; Brad Carter, Jail Administrator; Mike Sweat, CED; Percy Sullivan, Fire Chief; Terry Brown, County Attorney; Mark Crawford, Press; Major Pearson, Security; Jim DeValerio, Ag Extension; and Brian Johns, Emergency Management Director.

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(See Supplemental File No. 09-20-07 for a copy of documentation presented at this meeting.)

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**CALL TO ORDER**

Chairman Lewis called the meeting to order at 6:30 p.m.

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**INVOCATION / PLEDGE OF ALLEGIANCE**

Clerk Norman offered the Invocation and led the Pledge of Allegiance.

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**PUBLIC HEARINGS**

**ENACTMENT OF ORDINANCES:**

**--LAND DEVELOPMENT REGULATION AMENDMENT APPLICATION NO. LDR 07-4 (BOCC)—  
ALEX HINELY:**

Mr. Hinely read a title into the record:

**“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; PURSUANT TO AN APPLICATION, LDR 07-4, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AMENDING SECTION 4.8.6, ENTITLED “RSF” RESIDENTIAL, SINGLE FAMILY, MINIMUM LOT REQUIREMENTS, AND SECTION 4.9.6, ENTITLED “RSF/MH” RESIDENTIAL, (MIXED) SINGLE FAMILY/MOBILE HOME, MINIMUM LOT REQUIREMENTS, PROVIDING FOR A CHANGE IN LOT AREA FROM 20,000 SQUARE FEET TO 21,780 SQUARE FEET; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

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

*On Motion of Commissioner Thomas, Seconded by Commissioner Cooper, the Board unanimously adopted the Ordinance approving Land Development Regulation Amendment Application No. LDR 07-4. (The [Ordinance was assigned No. 07-37.](#))*

**--LAND DEVELOPMENT REGULATION AMENDMENT APPLICATION NO. LDR 07-5 (BOCC)—  
ALEX HINELY:**

Mr. Hinely read a portion of the title into the record, which title in its entirety is as follows:

**“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; PURSUANT TO AN APPLICATION, LDR 07-5, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AMENDING SECTION 5.32, ENTITLED PRELIMINARY PLAT SPECIFICATIONS, PROVIDING FOR REDUCING THE NUMBER OF PRELIMINARY PLAT COPIES FROM TWELVE TO EIGHT AMENDING SECTION 5.33, ENTITLED REQUIRED INFORMATION ON PRELIMINARY PLAT, PROVIDING FOR DELETING OF CERTAIN REQUIRED INFORMATION ON PRELIMINARY PLATS, AMENDING SECTION 5.34, ENTITLED CONSTRUCTION PLAN SPECIFICATIONS, PROVIDING FOR REDUCING THE NUMBER OF CONSTRUCTION PLANS FROM TWELVE TO EIGHT AND PROVIDING FOR ADDING AND DELETING CERTAIN REQUIRED INFORMATION ON THE CONSTRUCTION PLANS; AMENDING SECTION 5.35, ENTITLED SUBDIVIDER’S AGREEMENT, PROVIDING FOR DELETING THE CONVEYANCE OF UTILITIES TO THE COUNTY; AMENDING SECTION 5.36, ENTITLED FINAL PLAT SPECIFICATIONS, PROVIDING FOR REDUCING THE NUMBER OF FINAL PLAT COPIES FROM TWELVE TO EIGHT; AMENDING SECTION 5.37, ENTITLED REQUIRED INFORMATION ON FINAL PLAT, PROVIDING FOR DELETING CERTAIN REQUIRED INFORMATION ON FINAL PLATS; AMENDING SECTION 5.39, ENTITLED BONDING IN LIEU OF COMPLETED IMPROVEMENTS, PROVIDING FOR CERTIFICATE OF ESTIMATED COSTS OF IMPROVEMENTS TO ACCOMPANY FINAL PLAT, AND AMENDING SECTION 7.3.7, ENTITLED STORMWATER MANAGEMENT REQUIREMENTS, DESIGN STANDARDS, PROVIDING FOR DELETING ARCHITECTS AND LANDSCAPE ARCHITECTS CERTIFICATION FOR DESIGN AND CONSTRUCTION OF PROPOSED STORMWATER MANAGEMENT SYSTEMS AND THAT SHORELINES OF DETENTION AND RETENTION SHOULD BE CURVING RATHER THAN STRAIGHT; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

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

Incited by inquiry of Commissioner Hersey, there was discussion regarding the use of swales rather than curbs and gutters and the required signatures on sub-division plats. Commissioner Hersey and Commissioner Cooper both indicated that they feel the county engineer should certify sub-division plats.

Mr. Brown advised that the verbiage could be amended without re-advertisement.

*On Motion of Commissioner Chandler, Seconded by Commissioner Cooper, the Board unanimously adopted the Ordinance approving Land Development Regulation Amendment Application No. LDR 07-5, with the following change: “...certificate of the sub-divider’s engineer...” to “...certificate of the sub-divider’s engineer and the county engineer.” ( [The Ordinance was assigned No. 07-38.](#)) (Following the meeting, Commissioner Hersey met with County staff. His concerns were addressed and there was no need for the verbiage change. Therefore, the ordinance was approved as presented.)*

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**--ZONING AMENDMENT APPLICATION NO. Z 07-12 (ERNIE TRIEST/DONALD LOTT)—ALEX HINELY:**

Mr. Hinely read the title into the record:

**“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 07-12, BY THE PROPERTY OWNER; PROVIDING FOR REZONING FROM RESIDENTIAL, SINGLE FAMILY (RSF-1) TO INDUSTRIAL, LIGHT AND WAREHOUSING (ILW) OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

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

*On Motion of Commissioner Hersey, Seconded by Commissioner Cooper, the Board unanimously adopted the Ordinance approved Rezoning Application No. Z 07-12. (The [Ordinance was assigned No. 07-39.](#))*

**--ZONING AMENDMENT APPLICATION NO. Z 07-14 (BOCC)—ALEX HINELY:**

Mr. Hinely read the title into the record:

**“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 07-14, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR REZONING FROM AGRICULTURAL-2 (A-2) TO COMMERCIAL GENERAL (CG) OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

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

*On Motion of Commissioner Thomas, Seconded by Commissioner Cooper, the Board unanimously adopted the Ordinance approving Rezoning Application No. Z 07-14. (The [Ordinance was assigned No. 07-40.](#))*

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**--LAND USE CLASSIFICATION AMENDMENT APPLICATION NO. S 070716A (SHAFNACKER)—  
ALEX HINELY:**

Mr. Hinely read the title into the record:

**“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, S 070716A, BY THE PROPERTY OWNER OF SAID ACREAGE, 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-1 (LESS THAN OR EQUAL TO 1 DWELLING UNIT PER 15 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 Lewis opened the public hearing. There being no response, the public hearing was closed.

*On Motion of Commissioner Chandler, Seconded by Commissioner Thomas, the Board unanimously adopted the Ordinance approving Land Use Amendment Application No. S 070716A. (The [Ordinance](#) was assigned No. 07-41.)*

**--LAND USE CLASSIFICATION AMENDMENT APPLICATION NO. S 070806A (JEWELL)—ALEX  
HINELY:**

Mr. Hinely read the title into the record:

**“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, S 070806A, BY THE PROPERTY OWNER OF SAID ACREAGE, 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 COMMERCIAL OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

Chairman Lewis opened the public hearing. There being no response, the public hearing was closed. (The applicant, Debbie Jewell, of 10328 US HWY 301, Hampton, FL 32044, was present.)

*On Motion of Commissioner Thomas, Seconded by Commissioner Hersey, the Board unanimously adopted the Ordinance approving Land Use Amendment Application No. S 070806A. (The [Ordinance](#) was assigned No. 07-42.)*

**FIRST READINGS**

**--COMPREHENSIVE PLAN AMENDMENT APPLICATION NO. CPA 07-2 (BOCC)—ALEX HINELY:**

Mr. Hinely read portions of the title into the record, which title in its entirety is as follows:

**“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY COMPREHENSIVE PLAN; RELATING TO AN AMENDMENT TO THE TEXT OF THE BRADFORD COUNTY COMPREHENSIVE PLAN, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED; PURSUANT TO AN APPLICATION, CPA 07-2, PROVIDING FOR AMENDING A PORTION OF POLICY I.1.6 AND A PORTION OF POLICY I.2.2 OF THE FUTURE LAND USE ELEMENT BY ADDING ELECTRICAL POWER GENERATING FACILITY 1 AND ELECTRICAL POWER GENERATING FACILITY 2, AS LAND USE CATEGORIES; BY AMENDING POLICY V.2.2 OF THE CONSERVATION ELEMENT OF THE COMPREHENSIVE PLAN, AUTHORIZING APPROVAL OF FACILITIES WITHIN LANDS DESIGNATED ELECTRICAL POWER GENERATING FACILITY 1 AND ELECTRICAL POWER GENERATING FACILITY 2 LAND USE CATEGORIES, TO BE APPROVED BY THE BOARD OF COUNTY COMMISSIONERS, PROVIDED NO NET LOSS OF WETLANDS OCCURS; BY AMENDING POLICY V.2.4 OF THE CONSERVATION ELEMENT OF THE COMPREHENSIVE PLAN, PROVIDING FOR PROJECTS WITHIN THE ELECTRICAL GENERATING FACILITY 1 AND ELECTRICAL GENERATING FACILITY 2 LAND USE CONSISTENT WITH POLICY V.2.2, TO BE EXEMPT FROM WETLANDS BUFFER REQUIREMENTS; BY AMENDING POLICY V.2.8 OF THE CONSERVATION ELEMENT OF THE COMPREHENSIVE PLAN, PROVIDING FOR NO NET LOSS OF WETLANDS WITHIN NON-RESIDENTIAL DEVELOPMENTS; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

There was brief discussion.

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

**--LAND USE CLASSIFICATION AMENDMENT APPLICATION NO. R 070518A (LAZENBY)—ALEX HINELY:**

Mr. Hinely read a portion of the title into the record, which title in its entirety is as follows:

**--AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY COMPREHENSIVE PLAN; RELATING TO CHANGING THE LAND USE CLASSIFICATION OF MORE THAN TEN ACRES OF LAND, PURSUANT TO AN APPLICATION, R 070518A, BY THE PROPERTY OWNER OF SAID ACREAGE, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED; RECOMMENDING TO THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA, APPROVAL OF AN APPLICATION TO AMEND THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN TO CHANGE 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; AND PROVIDING AN EFFECTIVE DATE.”**

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

**--LAND USE CLASSIFICATION AMENDMENT APPLICATION NO. R 070612A (WATSON)—ALEX HINELY:**

Mr. Hinely read a portion of the title into the record, which title in its entirety is as follows:

**--AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY COMPREHENSIVE PLAN; RELATING TO CHANGING THE LAND USE CLASSIFICATION OF MORE THAN TEN ACRES OF LAND, PURSUANT TO AN APPLICATION, R 070612A, BY THE PROPERTY OWNER OF SAID ACREAGE, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED; RECOMMENDING TO THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA, APPROVAL OF AN APPLICATION TO AMEND THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN TO CHANGE 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; AND PROVIDING AN EFFECTIVE DATE."**

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

**--LAND USE CLASSIFICATION AMENDMENT APPLICATION NO. R 070709A (BOCC)—ALEX HINELY:**

Mr. Hinely read a portion of the title into the record, which title in its entirety is as follows:

**--AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY COMPREHENSIVE PLAN; RELATING TO CHANGING THE LAND USE CLASSIFICATION OF MORE THAN TEN ACRES OF LAND, PURSUANT TO AN APPLICATION, R 070709A, BY THE BOARD OF COUNTY COMMISSIONERS, UNDER THE AMENDMENT PROCEDURES ESTABLISHED IN SECTIONS 163.3161 THROUGH 163.3215, FLORIDA STATUTES, AS AMENDED; RECOMMENDING TO THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA, APPROVAL OF AN APPLICATION TO AMEND THE FUTURE LAND USE PLAN MAP OF THE BRADFORD COUNTY COMPREHENSIVE PLAN TO REDUCE THE BROOKER DESIGNATED URBAN DEVELOPMENT AREA AND TO CHANGE THE LAND USE CLASSIFICATION FROM RESIDENTIAL, LOW DENSITY (LESS THAN OR EQUAL TO 2 DWELLING UNITS PER ACRE) TO AGRICULTURE-1 (LESS THAN OR EQUAL TO 1 DWELLING UNIT PER 15 ACRES), AND TO INCREASE THE BROOKER DESIGNATED URBAN DEVELOPMENT AREA AND TO CHANGE THE LAND USE CLASSIFICATION FROM AGRICULTURE-1 (LESS THAN OR EQUAL TO 1 DWELLING UNIT PER 15 ACRES) TO RESIDENTIAL, LOW DENSITY (LESS THAN OR EQUAL TO 2 DWELLING UNITS PER ACRE) OF CERTAIN LANDS WITHIN THE UNINCORPORATED AREA OF BRADFORD COUNTY, FLORIDA; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE."**

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

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**--LAND DEVELOPMENT REGULATIONS AMENDMENT APPLICATION NO. LDR 07-3 (BOCC)—  
ALEX HINELY:**

Mr. Hinely read a portion of the title into the record, which title in its entirety is as follows:

**“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; PURSUANT TO AN APPLICATION, LDR 07-3, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AMENDING SECTION 4.5.4, ENTITLED PERMITTED PRINCIPAL USES AND STRUCTURES, PROVIDING FOR A CHANGE IN SETBACKS FOR HOUSING ANIMALS IN AGRICULTURAL ZONING DISTRICTS, AND BY AMENDING SECTION 4.5.5, ENTITLED SPECIAL EXCEPTIONS, DELETING CERTAIN USES BY SPECIAL EXCEPTION AND ADDING ASSOCIATED AERONAUTICAL RELATED USES, TO AIRPLANE LANDING FIELDS WITHIN THE AGRICULTURAL-2 (A-2) ZONING DISTRICT; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

There was brief discussion.

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

**--LAND DEVELOPMENT REGULATIONS AMENDMENT APPLICATION NO. LDR 07-6 (BOCC)—  
ALEX HINELY:**

Mr. Hinely read a portion of the title into the record, which title in its entirety is as follows:

**“AN ORDINANCE OF BRADFORD COUNTY, FLORIDA, AMENDING THE BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS, AS AMENDED; PURSUANT TO AN APPLICATION, LDR 07-6, BY THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR AMENDING SECTION 4.17.5, ENTITLED SPECIAL EXCEPTIONS, ADDING NON-CONFORMING WRECKING YARDS, AS SPECIAL EXCEPTIONS WITHIN A FLOOD ZONE A OR AE DISTRICT; PROVIDING SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.”**

There was some discussion.

Commissioner Cooper asked staff to meet with him prior to the next public hearing for a closer look at the language in the proposed amendment. He has a problem with allowing someone to expand into a wetland.

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

Commissioner Cooper said that another issue he would like staff to look into is the time period for an applicant to reapply if their rezoning or land use amendment application is denied. Currently, the time period is 12 months. He has become aware of several counties that have a six month time period.

**--CONSENT AGENDA**

- A. BILL REVIEW LIST FOR 2008**
- B. HOLIDAY LIST FOR 2008**
- C. SCHEDULE OF COMMISSION MEETINGS FOR 2008**
- D. IGC F EXPENDITURE – VISIONAIR ANNUAL MAINTENANCE AGREEMENT \$27,502.40**

Commissioner Cooper pulled item “B” for discussion.

*On Motion of Commissioner Hersey, Seconded by Commissioner Chandler, the Board unanimously approved items A, C and D on the [Consent Agenda](#).*

Commissioner Cooper said that he would like the County to observe President’s Day, which is the third Monday in February. The Clerk’s Office, Courts and Sheriff’s Office may have some difficulty in working it out.

He asked the Commission to declare President’s Day as a discretionary holiday, giving the Chairman the authority for final approval, if everything can be worked out with the other departments.

*On Motion of Commissioner Cooper, Seconded by Commissioner Hersey, the Board unanimously approved the [2008 Holiday List](#) as presented, adding President’s Day as a discretionary holiday for the Chairman to declare as long as all issues with other departments can be worked out.*

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**RENEWAL OF HEALTH DEPARTMENT CONTRACT FOR FY07-08—WINIFRED HOLLAND:**

Ms. Holland presented the contract for renewal. The contract details all funding sources, the number of services, the revenues and expenditures that will be done over the course of the next year. On a quarterly basis, if there is any variation in either services or expenditures, the Commission is provided with a variance report. If a grant is received, the contract has to be amended.

Ms. Holland then reported on some upcoming events and programs, and announced some new staff members. There have been some increases in some of the fees relating to environmental health as a result of a state increase.

The Health Department is partnering with the County on the Caremark Prescription Drug Program. They will be promoting that in the community and offering assistance to those interested.

*On Motion of Commissioner Hersey, Seconded by Commissioner Thomas, the Board unanimously approved the [contract](#) as presented.*

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**RESOLUTIONS:**

**--REQUESTING REDUCTION IN ST. JOHNS RIVER WATER MANAGEMENT DISTRICT PERMIT APPLICATION FEES—JIM CRAWFORD:**

Mr. Crawford read the title into the record:

**“A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA, REQUEST TO THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT TO REDUCE PERMIT APPLICATION FEES.”**

Mr. Crawford said that the County applies every year. Bradford County is a fiscally constrained county and meets all criteria to qualify for the permit fee reduction.

*On Motion of Commissioner Thomas, Seconded by Commissioner Cooper, the Board unanimously adopted the resolution as presented. (The [Resolution was assigned No. 07-26.](#))*

**--REQUESTING REDUCTION IN SUWANNEE RIVER WATER MANAGEMENT DISTRICT PERMIT APPLICATION FEES—JIM CRAWFORD:**

Mr. Crawford read the title into the record:

**“A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA, REQUEST TO THE SUWANNEE RIVER WATER MANAGEMENT DISTRICT TO REDUCE PERMIT APPLICATION FEES.”**

*On Motion of Commissioner Chandler, Seconded by Commissioner Thomas, the Board unanimously adopted the resolution as presented. (The [Resolution was assigned No. 07-27.](#))*

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**PUBLIC HEARING**

**ENACTMENT OF ORDINANCE:**

**--AMENDING SECTION 2-114 OF THE BRADFORD COUNTY CODE RELATING TO THE CODE ENFORCEMENT BOARD—JIM CRAWFORD:**

Mr. Crawford read the title into the record:

**“AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA, AMENDING THE SECTION 2-114, BRADFORD COUNTY CODE, AUTHORIZING THE APPOINTMENT OF ALTERNATE MEMBERS TO THE CODE ENFORCEMENT BOARD, AND TO OTHERWISE CONFORM TO CHAPTER 162, FLORIDA STATUTES; PROVIDING FOR REQUIREMENTS OF CONTINUING EDUCATION FOR CODE ENFORCEMENT BOARD MEMBERS AND CODE ENFORCEMENT OFFICERS; PROVIDING FOR REPEAL OF ORDINANCES INCONSISTENT WITH THIS ARTICLE; DIRECTIONS TO THE CODIFIER; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.”**

Chairman Lewis opened the public hearing.

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Mr. Malcolm Hill said that he opposes requiring volunteer members to attend continuing education classes. He feels this will make it difficult to get independent, objective thinking people to serve on the board. He agrees with the appointment of alternate members to ensure a quorum.

This spurred discussion.

Spurred by a question posed by Commissioner Cooper, Mr. Crawford said that the Code Enforcement Board voted 4-1 to proceed with this ordinance. The Florida Association of Code Enforcement at the University of Central Florida teaches the class. He has already seen a marked improvement in the code enforcement procedures. It is definitely a must for the recorder and the code enforcement officer, and he certainly recommends it for the members.

The discussion continued which was not limited to but included making the continued education voluntary versus mandatory.

Commissioner Cooper pointed out that the ordinance reads "Failure to complete continuing education **'may'** be considered by the board of county commissioners to be cause for removal from their respective position." It does not say, "**...shall**". Therefore, if the member refuses to go, the commission does not have to remove them.

*On Motion of Commissioner Cooper, Seconded by Commissioner Hersey, the Board voted 3-2 to adopt the ordinance as presented, with Commissioner Thomas and Commissioner Chandler dissenting. (The Ordinance was assigned No. 07-43.)*

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**RENEW AGREEMENT BETWEEN BRADFORD COUNTY AND THE UNIVERSITY OF FLORIDA BOARD OF TRUSTEES AND WILLIAM F. HAMILTON, M.D. FOR DISTRICT MEDICAL EXAMINER SERVICES –JIM CRAWFORD:**

Mr. Crawford presented the contract for renewal. The variable expenses fees are about the same as they were last year.

*On Motion of Commissioner Chandler, Seconded by Commissioner Thomas, the Board unanimously approved the [contract](#) renewal.*

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**BRADFORD FARMER'S MARKET—SANDRA WILLIAMS:**

Ms. Sandra Williams, with the help of a [Power-Point presentation](#), requested permission to use the Bradford County Health Department grounds to establish the "Bradford Farmer's Market". Ms. Williams cited the advantages of having a farmer's market and what the market would bring to the community. There is no County cost to administer the program. The proposed market day would be Saturdays from 8:00 a.m. to 12:00 p.m., with a proposed starting date of January 5, 2008. A normal market year would be from October to June.

Mr. Crawford said that he fully supports the program and feels the County should give it a try. If things do not work out at the Health Department, they will assist them in finding another site.

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Clerk Norman said that he wholly supports the concept. However, he is concerned about the County's liability, should there be an accident on the site, which is County property.

This spurred some discussion.

Mr. Brown said that the Clerk brings up a good point. The County's insurance carrier should be advised of the new activity. He does not foresee them requiring any type of rider, or there being any additional costs to the County. If so, that would be an issue the Board may wish to address.

*On Motion of Commissioner Cooper, Seconded by Commissioner Hersey, and based on the Health Department Director's consent, the Board unanimously authorized the Farmer's Market as presented and authorized the County Manager to work through the insurance issues.*

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**REPLACEMENT OF GAS PUMPS AT ROAD DEPARTMENT—JIM CRAWFORD:**

Mr. Crawford said that the gas pumps are over 30 years old and are uneconomically repairable. Two bids have been received to replace the pumps. Guardian Fueling Technologies submitted the lower bid in the amount of \$12,845.81.

There was discussion regarding making the purchase now versus delaying the purchase to October 1. Mr. Crawford advised that there are funds in the current budget to cover the cost.

*On Motion of Commissioner Chandler, Seconded by Commissioner Thomas, the Board unanimously approved the purchase of the pumps from Guardian Fueling Technologies in the amount of \$12,845.81 as requested.*

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**PURCHASE ORDER FOR LANDSCAPING FOR NEW LIBRARY—JIM CRAWFORD:**

Mr. Crawford advised that landscaping was left out of the GMP for the new library because they wanted more than just code requirements. The RFP for the landscaping was for plants only, with the County doing the planting. Only one [proposal](#) was received from North Florida Landscape Management, Inc. for \$11,136.50. Funds are in the library budget to cover the purchase.

There was some discussion.

Commissioner Cooper asked Mr. Crawford to check with the area prisons to see if any of the plants are available.

*On Motion of Commissioner Cooper, Seconded by Commissioner Hersey, the Board unanimously approved to purchase the plants from North Florida Landscape Management, Inc. for up to \$11,136.50.*

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**APPROVE PAYMENT OF BILLS—COMMISSIONER THOMAS:**

*On Motion of Commissioner Thomas, Seconded by Commissioner Cooper, the Board unanimously approved to pay the bills as reviewed. (A list of the bills is on file in the Finance Department of the Office of the Clerk.)*

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**PUBLIC COMMENTS:**

**Mr. Jerry Kahn of 9418 SE 51<sup>st</sup> Loop, Starke – Repair of Road**

—Expressed his great displeasure that the 4/10 of a mile of road that they were promised would be repaired has not been repaired. In his argument, Mr. Kahn referred to minutes from the June and August Commission meetings.

Chairman Lewis said that the situation is that the state of emergency is over and there is a problem with putting County equipment on the road. However, since there was a state of emergency and work was done in the area, and since it appears that there has been a misunderstanding, he would like to know if there is any way the County can lawfully repair the road.

Mr. Crawford said that the County has done all the work that was required to be done due that the disaster caused on those road. The road that Mr. Kahn is speaking of was not damaged by fire equipment. All the roads there were damaged have been repaired. Mr. Broling is working on an ordinance to establish a procedure where the County can legally repair private roads with an agreement of reimbursement from the residents.

Mr. Kahn contended that the road was damaged by the fire equipment.

Chairman Lewis said that there is an obvious difference of opinion as to whether the road was damaged during the disaster. This issue needs to be resolved and Mr. Kahn deserves an answer one way or another.

Commissioner Thomas asked Mr. Crawford how much it would cost to grade the 4/10 of a mile of the road in question. Mr. Crawford said that the road has not been maintained in numerous years. A good pulling of the ditches would be appropriate to keep the water off the road. For just a grader and no material, it would take about four hours, and probably under \$400.00. However, it is not the amount of money, it is the legality. If there were any legal way to do it, he would.

Mr. Brown said that Mr. Crawford is trying to follow the law. If the Commission wants to solve the problem, the problem can be solved. The law prohibits the use of tax dollars to improve, grade, or maintain private roads. The exception to that general rule is that when you have emergency situations, and either County equipment, or equipment working on behalf of the County damages private property, then the County is authorized to repair that private property. In this case, there are disputed facts as to whether the County or other agencies working on behalf of the county damaged this section of road, or whether it was a pre-existing condition.

If the Commission is of the opinion that what Mr. Kahn has represented is correct and the damage was caused by County equipment, then the Commission can authorize the County to repair the road and be done with it.

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Mr. Crawford recommended that the Board allow him and Mr. Funderburk to go out and re-evaluate the damage. He asked the Commission to let him make the judgment call whether to fix the road or not and he will come back and inform the Board. He would like the authority to re-evaluate and do what is right.

Chairman Lewis said that if Mr. Crawford and Mr. Funderburk make a judgment, and the County needs to help the people, then he would like to see the Board authorize the work to be done.

Commissioner Hersey said that he would like to go with Mr. Crawford.

Commissioner Cooper said that Mr. Crawford would come back at the October 1 meeting and advise that everything is resolved.

Mr. Crawford indicated in the positive.

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**COUNTY ATTORNEY REPORTS—TERRY BROWN:**

None.

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**COUNTY MANAGER REPORTS—JIM CRAWFORD:**

**A. AGRICULTURE CED POSITION**

Mr. Crawford asked Mr. Mike Sweat to address the Commission.

--Mr. Sweat introduced Melanie Thomas, the new Family and Consumer Science Agent, shared with Baker County. Ms. Thomas has a Health-Science degree and the counties are fortunate to have her.

--The CED position has been advertised for eight months. The last advertisement went out as either someone with livestock forage experience, or someone with 4-H experience with the director component attached to it. Currently, one application has been submitted. The individual will be interviewed in Gainesville on October 1 in the morning. At 6:00 p.m. that evening, he will address Bradford County's Advisory Committee. The applicant would be willing to meet with any Commissioner on an individual basis. The Advisory Committee will make a recommendation to Mr. Crawford.

--The 4-H position has been deemed critical and they have received approval to advertise this position, also.

--The Extension Office has a need for a vehicle. He would like to utilize existing budget funds from several line items that they have diligently not used to purchase a 2008 seven passenger Chevrolet Uplander van off state contract at the 2007 state contract price. Mr. Sweat reviewed the various uses for the van. If their calculations are correct, after everything is paid on September 20, the balance of the budget will be \$21,221.14. The state contract price for an upgrade with rear air is \$17,369.00. He can order the van tomorrow with a purchase order; get the funds encumbered and can have an invoice next week.

Chairman Lewis said that he would like the vehicle made available to everyone in the office. Mr. Sweat explained that a calendar will be kept and the van used for the longer trips.

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There was brief discussion concerning a larger van.

*On Motion of Commissioner Cooper, Seconded by Commissioner Thomas, the Board unanimously authorized an expenditure of up to \$20,000.00 to purchase a van. If within the approved expenditure amount, a nine-passenger van, or something nicer may be purchased.*

There was additional discussion concerning a larger van or even a bus. Mr. Sweat said that the van he has proposed would serve the needs of Bradford County for now. The van will be housed at the Extension Office; it will not be driven for personal use and will not be driven home.

#### **B. CAREMARK PRESCRIPTION ADMINISTRATION TARGET DATE NOVEMBER 1**

(Ms. Holland addressed earlier in the meeting.)

#### **C. NEW SPRAY UNIT FOR MOSQUITO CONTROL-\$8,300**

There are grant funds available in the budget to purchase another new spray unit. Mr. Jackson received quotes. The new unit will cost \$8,300.00.

*On Motion of Commissioner Thomas, Seconded by Commissioner Chandler, the Board unanimously approved the purchase of a new spray unit for \$8,300.00 as presented.*

Mr. Crawford announced that some time in the near future the Mosquito Control Department would be providing the Commission with a short briefing on the accomplishments of the department.

#### **D. SEPTEMBER 24<sup>TH</sup> HEALTH DEPARTMENT OPEN HOUSE**

(Ms. Holland already addressed.)

#### **E. CR231 UNIT PRICE CONTRACT ADJUSTMENT**

The width and length of the aprons were under estimated. There is a contract adjustment of \$4,184.36 over the SCRAP allotment. He will write a letter to DOT and request additional funds. There is a very high probability that the County could get reimbursed for the overage. He would like to go ahead and pay the contractor the \$4,184.36 and then request reimbursement from DOT.

*On Motion of Commissioner Chandler, Seconded by Commissioner Hersey, the Board unanimously approved the contract adjustment as presented.*

#### **F. DISCUSS IMPLEMENTATION OF COUNTY OCCUPATIONAL LICENSES OR PERMITS**

There is a need for an ordinance that addresses occupational licenses for rural vendors or rural businesses. This would not be to make money, but one that would require individuals to come to a central point to make sure the County can help them accomplish the goal they want to accomplish within the law. Currently, people do not know what they can and cannot do in the rural areas in the way of businesses. He would like to develop an ordinance to limit violations of codes and regulations.

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Chairman Lewis said this does not mean every business in the County would be required to purchase a license every year, as is required by the city.

Mr. Crawford said that although other counties do that, that is not his goal. It is not fair to people who start a business and invest money in that business to find out that they are illegal or not in compliance with the County Code. Mr. Brown could research and develop an ordinance to meet the County's needs.

There was a consensus for Mr. Brown to move forward with developing the ordinance. Mr. Crawford is to get input from the Commissioners.

--Mr. Crawford then reported that the 1995 Crown Victoria, is in need of repair at a cost \$1,700.00, which is probably more than the vehicle is worth. He can purchase a new Ford Fusion from the Ford dealership for \$17,765.00, with trade-in, which will beat the state contract price. Clerk Norman and Mr. Farrell has indicated that the vehicle can be purchased with the consolidation of some year-end funds.

There was some discussion.

*On Motion of Commissioner Hersey, Seconded by Commissioner Cooper, the Board voted 3-2 to purchase the vehicle as presented by Mr. Crawford, with Commissioner Thomas and Commissioner Chandler dissenting.*

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#### **CLERK REPORTS—RAY NORMAN:**

Clerk Norman reported that the Fair Association is applying for a grant through the State Agricultural Department. The purpose of the grant is to enhance the show arena for safety and space.

A resolution adopted by the County Commission must accompany the grant application. Clerk Norman read the title into the record:

**“A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BRADFORD COUNTY, FLORIDA, CERTIFYING THAT THE BRADFORD COUNTY FAIRGROUNDS IS UTILIZED TO PROMOTE AGRICULTURAL EDUCATION AND SERVES AS A PUBLIC FACILITY TO PROMOTE TOURIST DEVELOPMENT, ECONOMIC DEVELOPMENT AND COMMUNITY INVOLVEMENT.”**

*On Motion of Commissioner Cooper, Seconded by Commissioner Thomas, the Board unanimously adopted the resolution as presented. (The [Resolution was assigned No. 07-28.](#))*

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#### **COMMISSIONER'S COMMENTS:**

**Commissioner Chandler commented on the following:**

--Inquired about the completion date on Luke Road.

Mr. Crawford said that he would have to check on the completion date. He is not happy with the performance and has been calling them everyday.

**Commissioner Cooper commented on the following:**

--He has had conversations with the Development Authority regarding the Industrial Park on SR100. He would like to make a presentation to the Board either in a workshop setting following the October 1 meeting, or in a regular meeting.

--It is his understanding that the City of Starke is considering re-letting a garbage contract that may include not hauling their garbage to the New River Landfill. The County needs to begin reviewing options. It will directly impact the funding of Bradford County's collection sites and costs associated with the closure of the old landfill.

Mr. Brown said that at last night's public meeting, the city commission awarded the contract to the current hauler. The contract has not been signed. Prior to the contract being signed, the instructions are for the Hauler to advise the Commission as what the contract rate reduction would be if they were permitted to haul to a different landfill. He anticipates this to be presented to the Commission on a residential household basis, to determine how much money per month could be saved per household and contrast that arguably to the \$75.00 solid waste special assessment.

The problem being city residents are paying twice the cost that New River is charging Alachua county and other people. The base rates are the same, but there is surcharge added to that for city residents because they are not paying the special assessment. At some point, there will need to be some discussion between both governmental bodies. The impact will not be to New River, it will be to this County.

Following discussion, there was a consensus to have a workshop following the October 1 meeting to discuss the landfill issue and the Development Authority.

**Commissioner Hersey commented on the following:**

--He would like attention brought back to the County's road paving priority list in the upcoming year.

**Commissioner Thomas commented on the following:**

--Received a call from a citizen inquiring about the start date on the Pleasant Grove Recreational Park.

Mr. Crawford said that he would be attending their next homeowners association meeting. Additional information had to be submitted to the state to complete the grant application before the project could be started. The state has approved the plan and they are ready to move forward.

To clarify earlier comments concerning the solid waste issue with the City, Mr. Brown said that various vendors that were looking to bid on the franchise raised the issue. The vendors asked permission to bid on the services predicated on them taking the waste to a different facility or facilities.

(09-20-07 Regular Meeting)

The City of Starke elected not to permit that. All the bids were premised on disposal at New River. With that being said, it has raised certain issues that need to be addressed.

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**CHAIRMAN COMMENTS—EDDIE J. LEWIS:**

Chairman Lewis asked Ms. Holland for the time of the open house on Monday. Ms. Holland advised that it is from 10:00 a.m. to 11:30 a.m.

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**ADJOURN**

There being no further business, the meeting adjourned at 8:45 p.m.

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

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**EDDIE J. LEWIS, CHAIRMAN**

**ATTEST:** \_\_\_\_\_  
**RAY NORMAN, CLERK OF COURTS**

Minutes prepared by Marlene Stafford, Deputy Clerk