

**MINUTES OF
BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA
REGULAR SCHEDULED MEETING 9:30 A.M.
MONDAY, APRIL 4, 2011**

The Bradford County Board of County Commissioners convened in regular session on Monday, April 4, 2011, at 9:30 a.m., in the County Commission Chambers at 945 North Temple Avenue, Starke, Florida.

PRESENT: Chairman Lewis, Commissioner Thomas, Commissioner Riddick, Commissioner Sellars and Commissioner Chandler.

ALSO PRESENT: Brad Carter, County Manager; Sandra Harrell, Administrative Assistant; Terry Brown, County Attorney; Ray Norman, Clerk of Courts; Marlene Stafford, Deputy Clerk; Brian Johns, Emergency Management Director; Allen Parrish, Emergency Services Director; Paul Funderburk, Road Superintendent; Nora Thompson, Zoning Director; Jerome Kelley, County Engineer; Angela Cooper, Community Development Director; Jim Farrell, Finance Director; Mark Crawford, Press; Mark Williams, M&R Construction; and Capt. Boatwright.

CALL TO ORDER: Chairman Lewis called the meeting to order at 9:30 a.m.

PUBLIC HEARINGS

FIRST READING ONLY

--COMPREHENSIVE PLAN AMENDMENT APPLICATION NO. CPA 11-01 (BOCC)—NORA THOMPSON:

Ms. Thompson advised that this is the first reading for a transmittal to DCA. Ms. Thompson read the title into the record.

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

ADOPTION OF ORDINANCES

--LAND USE AMENDMENT APPLICATION NO. S110124A (BOCC SPONSORED FOR WAYNE AND SHIRLEY DOUGLAS)—NORA THOMPSON:

Ms. Thompson read the title into the record.

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

*Commissioner Thomas moved, seconded by Commissioner Sellars, and **carried 5-0, to adopt the Ordinance approving Land Use Amendment Application No. S110124A.** (The [Ordinance was assigned No. 2011-05.](#))*

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--REZONING APPLICATION NO. Z 11-01 (BOCC SPONSORED FOR WAYNE AND SHIRLEY DOUGLAS)—NORA THOMPSON: Ms. Thompson read the title into the record.

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

*Commissioner Thomas moved, seconded by Commissioner Chandler, and **carried 5-0, to adopt the Ordinance approving Rezoning Application No. Z 11-01.*** (The Ordinance was assigned No. 2011-06.))

--LAND USE AMENDMENT APPLICATION NO. S110124B (BOCC SPONSORED FOR JERRY DEMPSEY)—NORA THOMPSON: Ms. Thompson read the title into the record.

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

*Commissioner Chandler moved, Seconded by Commissioner Thomas, and **carried 5-0, to adopt the Ordinance approving Land Use Amendment Application No. S110124B.*** (The [Ordinance was assigned No. 2011-07.](#))

--REZONING APPLICATION NO. Z 11-02 (BOCC SPONSORED FOR JERRY DEMPSEY)—NORA THOMPSON: Ms. Thompson read the title into the record.

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

*Commissioner Thomas moved, seconded by Commissioner Riddick, and **carried 5-0, to adopt the Ordinance approving Rezoning Application No. Z 11-02.*** (The [Ordinance was assigned No. 2011-08.](#))

--LAND USE AMENDMENT APPLICATION NO. S110124C (BOCC SPONSORED FOR MICHAEL I. WELLS)—NORA THOMPSON: Ms. Thompson read the title into the record.

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

*Commissioner Thomas moved, seconded by Commissioner Sellars, and **carried 5-0, to adopt the Ordinance approving Land Use Amendment Application No. S110124C.*** (The [Ordinance was assigned No. 2011-09.](#))

--REZONING APPLICATION NO. Z-11-03 (BOCC SPONSORED FOR MICHAEL I. WELLS)—NORA THOMPSON: Ms. Thompson read the title into the record.

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

*Commissioner Chandler moved, seconded by Commissioner Thomas, and **carried 5-0, to adopt the Ordinance approving Rezoning Application No. Z 11-03.*** (The [Ordinance was assigned No. 2011-10.](#))

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SITE PLAN APPROVAL—RAYONIER—NORA THOMPSON:

Chairman Lewis recognized Ms. Thompson, who presented the site plan for consideration.

Ms. Thompson advised that approval of the site plan should be contingent on approval of the rezoning and SRWMD application.

*Commissioner Thomas moved, seconded by Commissioner Sellars, and **carried 5-0, to approve the Site Plan, contingent on approval of the Rezoning and SRWMD applications.***

SITE PLAN APPROVAL—SALVATION ARMY—NORA THOMPSON:

Chairman Lewis recognized Ms. Thompson, who presented the site plan for consideration.

Ms. Thompson advised that approval of the site plan should be contingent on approval by the Board of Adjustments.

*Commissioner Chandler moved, seconded by Commissioner Sellars, and **carried 5-0, to approve the Site Plan, contingent on approval by the Board of Adjustments.***

**FLORIDA DEPARTMENT OF FINANCIAL SERVICES TO DISCUSS PRIORITIES OF NEW CFO
JEFF ATWATER—TIFFANY REEVES:**

(Ms. Reeves called to advise she was stuck in traffic due to an accident. This item was passed over until her arrival.)

ANNUAL REVIEW FOR RC&D COUNCIL—TOM CUNILIO:

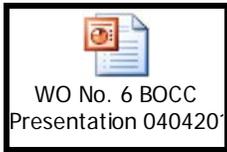
Chairman Lewis recognized Mr. Tom Cunilio, Coordinator for North Central Florida Resource Conservation and Development Council, who presented a review of activities. Mr. Cunilio's review was not limited to, but included:

- Bio-Mass Power Plant
- Waste Wood
- Farms of Environmental Distinction
- [Lawtey Community Development Center](#)
- Union County Project (Wood Ash)
- Local Food Production

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JONES EDMUNDS & ASSOCIATES, INC.-- DISCUSS ADDITIONAL REPAIRS NEEDED FOR THE STORMWATER SYSTEM AT THE BRADFORD COUNTY LANDFILL—TIM CULLY:

Chairman Lewis recognized Mr. Cully, who gave a Power-Point presentation explaining needed repairs at Pond S-1, due to damage from heavy rains.



Mr. Cully advised that although the system at Pond S-2 is holding intact for now, it is only a matter of time before there is an erosion problem.

Due to the extent of the erosion at Pond S-1, it is his recommendation to move forward with repairs under emergency provisions, and then regroup for Pond S-2 and bid that work in accordance with the County's purchasing procedures.

Mr. Carter advised that he has conferred with Counsel and they concur with the recommendation of moving forward with the repairs to Pond S-1 under emergency provisions.

Discussion ensued.

Incited by inquiry of Chairman Lewis and Commissioner Chandler, Clerk Norman advised that since Mr. Wise has done a good job managing the Solid Waste budget, there are adequate funds in this years' budget without going into the landfill 20-year closure reserve. If the County continues to receive allocated state grants, there should be adequate funds to handle the future repairs alluded to by Mr. Cully.

There was some discussion regarding Work Order No. 6 with Jones Edmunds for the engineering costs (\$19,260.00) and the Contract with the Erosion Control Seeding and Mulching, Inc., for doing the repair work (\$24,395.55 plus \$2,270.00 for investigative work performed to date). ([Letters from Jones Edmunds and Erosion Control](#))

*Commissioner Chandler moved, seconded by Commissioner Sellars, and **carried 5-0, to approve [Work Order No. 6 with Jones Edmunds & Associates, Inc. for \\$19,260.00.](#)***

*Commissioner Thomas moved, seconded by Commissioner Sellars, and **carried 5-0, to declare an emergency to have the repair work performed.***

*Commissioner Thomas moved, seconded by Commissioner Chandler, and **carried 5-0, to approve a [contract with Erosion Control Seeding and Mulching, Inc. for \\$26,665.55.](#)***

There was brief discussion regarding the timeline for continued maintenance of the landfill. Mr. Cully said that old landfills such as this one are going to require some level of maintenance basically forever.

CONSENT AGENDA

- A. MINUTES OF REGULAR SCHEDULED MEETING OF FEBRUARY 17, 2011**
- B. INVENTORY SURPLUS LIST**
- C. AMENDED BUDGET FOR BRADFORD COUNTY SHERIFF'S OFFICE**
- D. S.H.I.P. MORTGAGE SATISFACTIONS**
- E. COLLECTIVE BARGAINING AGREEMENT WITH THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL NO. 4315 (APRIL 4, 2011-SEPT. 30, 2012)**

*Commissioner Chandler moved, seconded by Commissioner Sellars, and **carried 5-0, to approve the Consent Agenda in its entirety.***

(At this time (10:20 a.m.), Ms. Reeves from Mr. Atwater's Office arrived.)

FLORIDA DEPARTMENT OF FINANCIAL SERVICES TO DISCUSS PRIORITIES OF NEW CFO JEFF ATWATER—TIFFANY REEVES:

Chairman Lewis recognized Ms. Reeves, the Outreach and Education Coordinator for the Department of Financial Services, who addressed the Commission.

On behalf of Mr. Atwater, Ms. Reeves reviewed some of his priorities and goals as the new Chief Financial Officer for the State of Florida.

Ms. Reeves announced a Twitter Town Hall Meeting with Mr. Atwater on April 6, from 6:00 p.m. to 6:30 p.m., on the subject of auto insurance fraud.

CONSIDER S.H.I.P. CHANGE ORDER FOR MARY BERRY—ANGELA COOPER:

Chairman Lewis recognized Ms. Cooper, who presented Change Order No. 1 for SHIP Rehab Project at 201 Harutha Drive (Mary Berry) in the amount of \$1,500.00.

*Commissioner Thomas moved, seconded by Commissioner Riddick, and **carried 5-0, to approve the Change Order as presented.***

CONSIDER S.H.I.P. PURCHASE ASSISTANCE LOANS—ANGELA COOPER:

Ms. Cooper presented the purchase assistance loans for consideration.

*Commissioner Sellars moved, seconded by Commissioner Thomas, and **carried 5-0, to approve the SHIP Purchase Assistance Loans as presented.***

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CONSIDER S.H.I.P. ASSISTANCE FOR TORNADO DAMAGED HOME—ANGELA COOPER:

Ms. Cooper presented an [applicant for consideration](#) for a 25-year forgivable loan in an amount up to \$84,500 for the demolition and replacement of a home due to damage resulting from the 2010 tornado.

*Commissioner Thomas moved, seconded by Commissioner Chandler, and **carried 5-0, to approve the assistance as requested.***

CONSIDER CONTRACT FOR HHF ADVISOR SERVICES FOR THE HFA HARDEST HIT FUND UNEMPLOYMENT MORTGAGE ASSISTANCE PROGRAM AND MORTGAGE LOAN REINSTATEMENT PROGRAM—ANGELA COOPER:

Ms. Cooper presented the contract for consideration. Although not in writing, they expect the program to become effective in Bradford County by the end of the month. This is a foreclosure prevention program. The County will not run or administer the program. The contract is for the County (she and Ms. Canady) to present advisory services only. Compensation to the County is outlined on page three (3) of the contract.

*Commissioner Thomas moved, seconded by Commissioner Sellars, and **carried 5-0, to approve the [contract](#) as presented.***

PROPOSAL FOR MILLING FOR SE 3RD STREET AND 5TH AVENUE—COMMISSIONER RIDDICK:

Commissioner Riddick presented [the proposal](#). The residents were unable to get the 75% participation required to have the road paved through the MSBU process. As an alternative to paving the roads, the residents are willing to pay for the materials, if the County would consider providing the labor to install milling and spray an asphaltic tach top coat on the roads. All funds will be paid to the County prior to any work being done. The cost for materials is estimated at \$15,940.00.

There was brief discussion.

*Commissioner Thomas moved, seconded by Commissioner Sellars, and **carried 5-0, to approve the proposal as presented.***

PROPOSAL FOR FIRE HYDRANTS FOR HIDDEN HILLS UNIT 4 SUBDIVISION—SE 3RD PLACE—COMMISSIONER RIDDICK:

Commissioner Riddick advised that after conferring with Clerk Norman and Mr. Carter, the project could be funded by fiscally constrained funds. The total cost for the two hydrants is \$5,000.00. There would be no annual fees or maintenance fees and the County would not be charged for water usage to combat a fire. The County would be purchasing the hydrants. Clay County Utilities would install and maintain them. The hydrants would become the property of Clay County Utilities.

Discussion ensued which was not limited to but included, setting a precedent for the future, being cautious with the use of fiscally constrained funds, finding a funding source other than fiscally constrained, and the legality of the public funds being used to purchase equipment that will be owned by a private utility.

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Mr. Brown advised that since this is a life and safety issue, such a donation could be justified.

There was a consensus to find a different funding source and bring back to Commission, preferably during the upcoming budget cycle.

PAYMENT OF BILLS—CHAIRMAN LEWIS:

Chairman Lewis recommended payment of the bills as reviewed.

*Commissioner Chandler moved, seconded by Commissioner Sellars, and **carried 5-0, to approve payment of the bills.*** (A list of the bills is on file in the Finance Department of the Office of the Clerk.)

PUBLIC COMMENTS: None.

COUNTY ATTORNEY REPORTS—TERRY BROWN: None.

SHERIFF REPORTS—GORDON SMITH: None.

CLERK REPORTS—RAY NORMAN:

Clerk Norman reported the following:

- The State of Florida has requested that 18 counties return Medicaid funds resulting from denied claims. However, due to our method of scrutiny of the invoices, Bradford County is not one of those counties. The state has promised to “get their money”, even if they have to withhold state revenues to these counties.

COUNTY MANAGER REPORTS—BRAD CARTER:

A. APAC SOUTHEAST, INC. CHANGE ORDER #2 FOR CR200-A (\$5,898.98)

Mr. Carter presented the Change Order for consideration.

*Commissioner Thomas moved, seconded by Commissioner Riddick, and **carried 5-0, to approve the Change Order as presented.***

B. D.O.T. PAVING GRANT REQUEST

Mr. Carter asked the Commission to be considering a road from each district to submit to the Department of Transportation for SCOP, SCRAP and CIGP projects. Two of these categories allow for paving of dirt roads. A final list can be approved at the next meeting and still be timely with the submittal to D.O.T.

- Mr. Carter advised that Meridian Behavioral Healthcare, Inc. has requested a "Letter of Support" from the Commission regarding mental health funding. Due to the timing that this item will be considered by the legislature, the letter of support would need to be approved as an emergency item.

*Commissioner Chandler moved, seconded by Commissioner Thomas, and **carried 5-0, to declare the item an emergency.***

*Commissioner Chandler moved, seconded by Commissioner Thomas, and **carried 5-0, to approve a Letter of Support as requested.***

- Mr. Carter then introduced Mr. Chip Ware, who was selected as a part-time employee on an as-needed basis. Mr. Ware, a Lieutenant with the Clay County Fire and Rescue and Certified Fire Inspector, will be assisting with the County's fire inspections.

COMMISSIONER'S COMMENTS:

Commissioner Chandler commented on the following:

--Expressed a concern relating to the condition of some of the County's paved roads. As the Commission moves forward with adding new paved roads, the existing paved roads need to be kept in good shape and resurfaced, if needed.

--Reported on his attendance at one of the Legislative Days and the Small County Coalition meeting. The Small County Coalition has done an excellent job lobbying, which has been very effective in helping the Legislators understand the unique needs of small counties. He is expressed appreciation to the Commission for allowing him to represent Bradford County on the Small County Coalition.

Mr. Carter said that he, Mr. Kelley and Mr. Funderburk are available should the Commission wish to ride the roads to assist in determining the needs of various roads.

Chairman Lewis asked Mr. Carter to contact the State regarding the railroad track at Wendy's and the turning arrow at Tractor Supply.

Commissioner Riddick commented on the following:

--Thanked the Commission for approving his proposal for the milling for SE 3rd Street and 5th Avenue.

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Commissioner Thomas commented on the following:

--Inquired about the progress of the repair of the speed bump on CR125. Mr. Carter advised that the repair is in the works.

CHAIRMAN COMMENTS—EDDIE J. LEWIS: Chairman Lewis commented on the following:

--The SE 144th project is going well and looking good.

ADJOURN

There being no further business, the meeting adjourned at 11:15 a.m.

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

EDDIE J. LEWIS, CHAIRMAN

ATTEST: _____
RAY NORMAN, CLERK OF COURTS

Minutes prepared by Marlene Stafford, Deputy Clerk