

**MINUTES OF
BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA
REGULAR SCHEDULED MEETING 9:30 A.M.
MONDAY, APRIL 2, 2012**

The Bradford County Board of County Commissioners convened in a regular meeting on Monday, April 2, 2012, at 9:30 a.m., in the County Commission Chambers at 945 North Temple Avenue, Starke, Florida.

PRESENT: Chairman Chandler, Commissioner Thomas, Commissioner Riddick, and Commissioner Lewis. (Commissioner Sellars was unable to attend.)

ALSO PRESENT: Brad Carter, County Manager; Rachel Rhoden, Administrative Assistant; Ray Norman, Clerk of Courts, Terry Brown and Will Sexton, County Attorney's Office; Allen Parrish, Emergency Services Director; Randal Andrews, Zoning Director; Mark Crawford, Press; Brian Johns, Emergency Management Director; Robert Perone, Library Director; Jerome Kelley, County Engineer; Paul Funderburk, Road Superintendent; Chief Judge Martha A. Lott; Ted McFetridge, Eighth Judicial Circuit Court Administrator; Tim Wilson, Cooperative Extension Director; Donny Wise, Solid Waste Director; Kelly Canady, Community Development Director; Ronnie Harper, Maintenance Supervisor; Jim Farrell, Finance Director; Sheriff Smith; Capt. Smith and Capt Boatwright.

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

PUBLIC COMMENTS:

STEVEN ROSE—Program Director for the Tobacco Free Program in Bradford County:

Mr. Rose presented a resolution for the Board's consideration urging tobacco retailers to stop the sale and marketing of flavored tobacco products in Bradford County. (Actual samples of the flavored tobacco were used in the presentation.)

*Commissioner Thomas moved, seconded by Commissioner Lewis, and **carried 4-0, to adopt the resolution as presented.** (The [Resolution was assigned No. 2012-13.](#))*

CONSENT AGENDA

- A. RESOLUTION—RESCINDING RESOLUTION NO. 2012-05(Transferring funds from SCOP to CIGP)—[Assigned No. 2012-08](#)
- B. MINUTES OF REGULAR SCHEDULED MEETING OF 02-16-12
- C. MINUTES OF SPECIAL CALLED MEETING OF 02-27-12
- D. RESOLUTION—APPROVING PURCHASE AGREEMENT FOR ONE (1) NEW VOLVO G930B MOTOR GRADER WITH MID-MOUNT SCARIFIER, SN: 575139—[Assigned No. 2012-09](#)
- E. CONSIDER APPROVAL OF MONUMENT PLACEMENT APPLICATION--**REMOVED**
- F. RESOLUTION—CONCERNING THE EMPLOYMENT OF A RELATIVE OF COMMISSIONER EDDIE J. LEWIS BY THE EMERGENCY SERVICES DEPARTMENT—[Assigned No. 2012-10](#)
- G. CONSIDER APPROVAL OF SECOND AMENDMENT TO THE NEW RIVER SOLID WASTE ASSOCIATION INTERLOCAL AGREEMENT

Commissioner Lewis declared a conflict regarding item “F”, therefore abstaining from voting on the Consent Agenda. ([Voting Conflict form 8B](#))

Chairman Chandler removed item “E” from the Consent Agenda. (This item was addressed later in the meeting.)

*Commissioner Thomas moved, seconded by Commissioner Riddick, and **carried 3-0, to approve the [Consent Agenda](#), less Item “E”.***

PAYMENT OF BILLS—COMMISSIONER RIDDICK:

*Commissioner Riddick moved, seconded by Commissioner Lewis, and **carried 4-0, to approve the payment of the bills as reviewed.*** (A list of the bills is on file in the Finance Office of the Office of the Clerk.)

COUNTY ATTORNEY REPORTS—WILL SEXTON: Mr. Sexton presented **Item “E” From the Consent Agenda.** The proposed site for the monument is in the courthouse courtyard in front of the flag pole.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 4-0, to approve the [Monument Placement Application](#), and the placement of the monument in the courthouse courtyard in front of the flag pole.***

A. RESOLUTION—WITHDRAWING FROM MEMBERSHIP IN THE NORTH FLORIDA BROADBAND AUTHORITY

Mr. Sexton presented the resolution for consideration.

*Commissioner Thomas moved, seconded by Commissioner Riddick, and **carried 4-0, to adopt the Resolution as presented.*** (The [Resolution was assigned No. 2012-11.](#))

Commissioner Lewis and Commissioner Thomas expressed their appreciation to Chris Thurow, Mr. Sexton and Mr. Carter for their involvement in the process.

Chairman Chandler said that withdrawing from the Broadband Authority would not hinder Bradford County from receiving broadband.

B. RESOLUTION—DESIGNATING AND APPOINTING THE COUNTY MANAGER AS THE BRADFORD COUNTY COORDINATOR FOR THE AMERICANS WITH DISABILITIES ACT

Mr. Sexton presented the resolution for consideration.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 4-0, to adopt the resolution as presented.** (The [Resolution was assigned No. 2012-12.](#))*

C. PIZZA HUT LEASE STATUS UPDATE

Mr. Sexton advised that about six months ago the Pizza Hut lease was extended (for six months) at the reduced rate of \$1,000.00 per month. It is his recommendation for the Commission to authorize renegotiation of the lease, to set the base lease price at what they are currently paying for one year, and that they continue to provide financial statements to the County. At some point, when the revenues begin to improve, then there can be automatic escalations in the lease payment. Their financials currently support their claim that they are losing money.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 4-0, to approve the County Attorney's recommendation.** (Mr. Carter and Mr. Sexton will renegotiate the lease.)*

SHERIFF REPORTS—GORDON SMITH: None.

CLERK REPORTS—RAY NORMAN: None.

COUNTY MANAGER REPORTS—BRAD CARTER:

A. CONSIDER APPROVAL OF RECOMMENDATIONS TO D.O.T. FOR SCRAP, SCOP AND CIGP CANDIDATE PROJECTS

Mr. Carter asked the Board to consider approval of recommendations to the Department of Transportation for the SCRAP, SCOP and CIGP candidate projects.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 4-0, to approve the [recommendations.](#)***

B. CONSIDER APPROVAL OF APPLICATIONS FOR D.O.T. ENHANCEMENT PROJECTS

Mr. Carter presented the recommendation for the list for D.O.T. Enhancement Projects, which consists of one sidewalk on CR21B.

*Commissioner Lewis moved, seconded by Commissioner Riddick, and **carried 4-0, to approve the [D.O.T. Enhancement Project](#) as presented.***

C. RESOLUTION—URGING TOBACCO RETAILERS TO STOP THE SALE AND MARKETING OF FLAVORED TOBACCO PRODUCTS IN BRADFORD COUNTY

(This item was approved under Public Comments.)

D. CONSIDER APPROVAL OF PROCLAMATION TO RECOGNIZE “NATIONAL DONATE LIFE MONTH” DURING THE MONTH OF APRIL

Mr. Carter presented the proclamation for consideration.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 4-0, to approve the [Proclamation](#) as presented.***

E. CONSIDER APPROVAL OF INTERLOCAL AGREEMENT BETWEEN BRADFORD COUNTY AND CLAY COUNTY ROAD CONSTRUCTION AND REPAIR ON BRADFORD CO. SE 2ND AVENUE AND CLAY CO. RIDGE ROAD

Mr. Carter presented the Interlocal Agreement for consideration.

*Commissioner Riddick moved, to **approve the Interlocal Agreement.** (The motion died for lack of second.)*

Discussion ensued, which included but was not limited to Clay County paying for half the materials and labor.

*Commissioner Riddick moved, seconded by Commissioner Lewis, and **carried 4-0, to approve the [Interlocal Agreement.](#) However, should Clay County not agree to split the total cost, the agreement becomes null and void.***

F. CONSIDER APPROVAL OF INTERLOCAL AGREEMENTS WITH EACH VOLUNTEER FIRE DEPARTMENT

Mr. Carter advised that the Interlocal Agreements to follow were the suggestion of the County Auditor to establish relationships in writing between each of the entities with Volunteer Fire Departments.

Mr. Johns has discussed the agreements with each fire chief, and they will ultimately go before each Fire Counsel and/or Board.

1. CONSIDER APPROVAL OF FIRE/EMS INTERLOCAL AGREEMENT BETWEEN BRADFORD COUNTY AND THE CITY OF LAWTEY

Mr. Carter presented the Interlocal Agreement for consideration.

*Commissioner Thomas moved, seconded by Commissioner Lewis, and **carried 4-0, to approve the Fire/EMS [Interlocal Agreement with the City of Lawtey.](#)***

2. CONSIDER APPROVAL OF FIRE/EMS INTERLOCAL AGREEMENT BETWEEN BRADFORD COUNTY AND THE CITY OF HAMPTON

Mr. Carter presented the Interlocal Agreement for consideration.

*Commissioner Riddick moved, seconded by Commissioner Lewis, and **carried 4-0, to approve the Fire/EMS [Interlocal Agreement with the City of Hampton](#).***

3. CONSIDER APPROVAL OF FIRE/EMS INTERLOCAL AGREEMENT BETWEEN BRADFORD COUNTY AND THE TOWN OF BROOKER

Mr. Carter presented the Interlocal Agreement for consideration.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 4-0, to approve the Fire/EMS [Interlocal Agreement with the Town of Brooker](#).***

4. CONSIDER APPROVAL OF FIRE/EMS AGREEMENT BETWEEN BRADFORD COUNTY AND THERESSA VOLUNTEER FIRE DEPARTMENT, INC.

Mr. Carter presented the Interlocal Agreement for consideration.

*Commissioner Thomas moved, seconded by Commissioner Lewis, and **carried 4-0, to approve the Fire/EMS [Interlocal Agreement with the Theresa Volunteer Fire Department](#).***

5. CONSIDER APPROVAL OF FIRE/EMS AGREEMENT BETWEEN BRADFORD COUNTY AND NEW RIVER VOLUNTEER FIRE DEPARTMENT INCORPORATED

Mr. Carter presented the Interlocal Agreement for consideration.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 4-0, to approve the Fire/EMS [Interlocal Agreement with the New River Volunteer Fire Department, Inc.](#)***

6. CONSIDER APPROVAL OF FIRE/EMS AGREEMENT BETWEEN BRADFORD COUNTY AND HEILBRONN SPRINGS VOLUNTEER FIRE DEPARTMENT, INC.

Mr. Carter presented the Interlocal Agreement for consideration.

*Commissioner Thomas moved, seconded by Commissioner Lewis, and **carried 4-0, to approve the Fire/EMS [Interlocal Agreement with Heilbronn Springs Volunteer Fire Department, Inc.](#)***

Mr. Carter noted that Sampson City Volunteer Fire Department must first become incorporated prior to entering into an Interlocal Agreement.

COMMISSIONER'S COMMENTS:

Commissioner Lewis commented on the following:

- Expressed appreciation to the Road Department: The millings being putting down are a great improvement and a big help with dust control.

Commissioner Riddick commented on the following:

- Thanked Judge Lott for her attendance.
- Expressed appreciation to Emergency Management and Emergency Medical Services.

Commissioner Thomas commented on the following:

- Thanked Judge Lott for her attendance.
- Expressed appreciation to the Road Department for doing an excellent job with mowing.

CHAIRMAN COMMENTS—ROSS CHANDLER:

- Thanked J. Lott for her attendance.
- Charlie E. Johns Conference Center: He would like to see the Conference Center begin generating revenue to help accelerate payoff of the loan. He suggested conferring with the Chamber of Commerce to discuss lowering the rental prices to encourage more usage or making other managerial changes.

Following discussion, there was Board consensus for the Chairman and County Manager to approach the Chamber to discuss the possibilities. (Mr. Harry Hatcher addressed the Commission during discussion.)

EMERGENCY ITEM:

Mr. Sexton said that as the Board is aware, the County was involved in a lawsuit. At mediation on Friday, a settlement agreement was reached and requires Board approval.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 4-0, to declare an emergency to take action on this item.***

*Commissioner Thomas moved, seconded by Commissioner Lewis, and **carried 4-0, to approve the Settlement Agreement.***

(04-02-12 Regular Meeting)

PUBLIC COMMENT:

Ms. Joyce Mitchell—Hampton Police Department:

Ms. Mitchell said that in their efforts to catch speed violators, the Hampton Police are themselves speeding and creating a hazard on the roads.

Sheriff Smith said that he has made numerous attempts to speak with Chief Hodges to address the issue, none successful. He will continue his efforts.

Mr. Carter said that the Road Department has completed all the signage in Hampton that Sheriff Smith recommended.

Chairman Chandler closed by expressing appreciation to all the County's Departments and Department Heads.

ADJOURN

There being no further business, the meeting adjourned at 10:05 a.m.

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

ROSS CHANDLER, CHAIRMAN

ATTEST: _____
RAY NORMAN, CLERK OF COURTS

Minutes prepared by Marlene Stafford, Deputy Clerk