

**MINUTES OF
BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA
REGULAR SCHEDULED MEETING 6:30 P.M.
THURSDAY, JULY 19, 2012**

The Bradford County Board of County Commissioners convened in a regular meeting on Thursday, July 19, 2012, at 6:30 p.m. in the County Commission Chambers at 945 North Temple Avenue, Starke, Florida.

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

ALSO PRESENT: Brad Carter, County Manager; Rachel Rhoden, Administrative Assistant; Will Sexton, County Attorney; Ray Norman, Clerk of Courts; Marlene Stafford, Deputy Clerk, Jim Farrell, Finance Director; Paul Funderburk, Road Superintendent; Robert Perone, Library Director; Terry McCarthy, Chief Heilbronn Springs VFD; Capt. Starling; Kelly Canady, Community Development Director; Mark Crawford, Press; Sheriff Smith; and Brian Johns, Emergency Management Director.

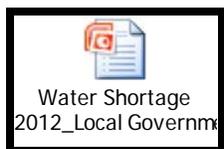
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CALL TO ORDER: Chairman Chandler called the meeting to order at 6:30 p.m.

**PUBLIC HEARING
ENACTMENT OF ORDINANCE**

PROVIDING FOR LOCAL IMPLEMENTATION OF YEAR-ROUND WATER CONSERVATION MEASURES AND TEMPORARY WATER SHORTAGE RESTRICTIONS—STEVE MINNIS, Suwannee River Water Management District Rep.: Chairman Chandler recognized Mr. Minnis, who presented the ordinance for consideration. Mr. Minnis gave a Power-Point Presentation (available below), which supported the need for water conservation measures and reviewed the particulars contained in the proposed ordinance. Due to extreme drought conditions, the SRWMD issued a [Water Shortage Order](#) in May, which became effective June 13 and will remain in effect until September 30, 2012. They are re-evaluating the conditions as a result of Tropical Storm Debby.

In closing, Mr. Minnis advised that the proposed ordinance is just a guide and is not required. There are other mechanisms available to the County to assist the Water Management District other than the ordinance.



There was brief discussion regarding the Water Shortage Order.

Mr. Sexton read the title of the ordinance into the record. Chairman Chandler 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 as presented. (The [Ordinance was assigned No. 2012-06.](#))

PUBLIC COMMENTS:

--Brian Johns—Recognition of Firefighters:

Mr. Johns commended the volunteer firefighters who, not only during the recent flooding but also all year long, go above and beyond the call of duty. (There were several firefighters present who Mr. Johns asked to stand to be recognized.)

Chairman Chandler, on behalf of the County Commission, expressed appreciation to the volunteers for their service and commitment to the County.

Mr. Carter added that he personally witnessed the extent of the level of dedication shown by the volunteers.

--Terricena Kittles—Lawtey 5K Run and Walk:

Ms. Kittles reminded everyone of the **Lawtey 5K Run and Walk & Festival** being held on August 4, beginning at 7:30 a.m. Modern Woodmen of America agreed to match up to \$1,000.00, so the goal is to raise at least \$1,000.00. The proceeds will be used for school supplies, which will be divided between the seven (7) schools.

CONSENT AGENDA

- A. MINUTES OF REGULAR SCHEDULED MEETING OF 06-04-12
- B. MINUTES OF REGULAR SCHEDULED MEETING OF 06-21-12
- C. CITIZEN FIRE HYDRANT ASSISTANCE APPLICATION POLICY AND PROCEDURES
- D. NINTH AMENDMENT TO THREE-PARTY AGREEMENT FOR DISTRICT MEDICAL EXAMINER SERVICES, PHYSICIAN & NON-PHYSICIAN SUPPORT SERVICES AND FACILITY USE (\$19,815.24)
- E. **CONSIDER APPROVAL OF PRIVATE GRADED ROADS REQUIRING REPAIRS TO ACCOMMODATE EMERGENCY VEHICLES**

(Item "E" removed from the Consent Agenda prior to the meeting and placed under County Attorney reports.)

Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 5-0, to approve the Consent Agenda A-D.**

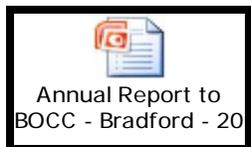
PAYMENT OF BILLS—COMMISSIONER LEWIS:

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

(07-19-12 Regular Meeting)

**MERIDIAN BEHAVIORAL HEALTHCARE ANNUAL REPORT—MAGGIE LABARTA,
PRESIDENT/CEO:**

Chairman Chandler recognized Dr. Labarta, who, via Power-Point, presented an Annual Report for Fiscal Year ending June 30, 2011. Dr. Labarta expressed appreciation to the County Commission for their continued support.



Chairman Chandler advised that during the past five months that he has served on the Board of Directors for Meridian, it has been his observation that they are extremely diligent and effective and Bradford County is well served.

COUNTY ATTORNEY REPORTS—WILL SEXTON:

**--CONSIDER APPROVAL OF PRIVATE GRADED ROADS REQUIRING REPAIRS TO
ACCOMMODATE EMERGENCY VEHICLES**

Mr. Sexton referred to [a list of private graded roads](#) requiring repairs to accommodate emergency vehicles. The Commission needs to specifically find and declare that there is a public purpose for the repair of the 23 roadways contained on the list, to include N.W. 210th Street, which was added at the last minute. Mr. Sexton also recommended that the Commission authorize the County Manager, in consultation with the Road Department Superintendent and the Emergency Management Director, to declare additional roads for which the Commission finds and declares there to be a public purpose to repair, through the end of the declared state of local emergency.

Commissioner Thomas moved and seconded by Commissioner Lewis, to declare that there is a public purpose for the repair of the private graded roads contained on the list and authorized the County Manager, in consultation with the Road Department Superintendent and the Emergency Management Director, to declare additional roads for which the Commission finds and declares there to be a public purpose to repair, through the end of the declared state of local emergency.

(Residents of N.W. 176th Way [a private road in Pleasant Grove] were present and expressed concern about the condition of their road.) At the request of Mr. Carter, Mr. Sexton explained the limitations of the “repair” of private graded roads during a local state of emergency. Mr. Sexton advised that the law allows the County to make repairs to roads to the extent necessary to make them accessible for emergency vehicles. It does not constitute the County assuming responsibility for the ongoing maintenance of such roads; they remain private roads. The key is that they become passable and accessible for emergency vehicles during a declared state of local emergency.

Incited by inquiry of Commissioner Sellars, Mr. Sexton explained that a private graded road must meet County standards before the County would consider accepting ownership of the road. The standards are equivalent to D.O.T. standards, which is paved. This being the problem in many cases, the roads just do not meet that standard. The County cannot afford to take ownership of all private roads.

Chairman Chandler briefly explained the County’s “Private Road Repair Program”, through which residents may pay the County for labor and materials to perform routine maintenance and repairs to their road, and the MSBU process for the paving of a road.

(07-19-12 Regular Meeting)

For clarification purposes, Chairman Chandler reiterated to the residents of N.W. 176th Way that the road is being repaired strictly because of the declaration of the state of local emergency. The County will not continue to repair the road, unless there is another declaration.

Incited by questions of residents, there was brief discussion concerning N.W. 176th Way and the problems they face due to it being a private road.

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

SHERIFF REPORTS—GORDON SMITH: Sheriff Smith commented on the following:

- Expressed appreciation to every person and every organization involved in recovery process from T.S. Debby.
- Advised that a DUI safety check point is scheduled for tomorrow evening at North HWY 301 at the Fairgrounds.
- (Sheriff Smith distributed a [handout](#) to assist with a presentation concerning an **alternate site for Animal Control.**) During the flooding, the animals had to be evacuated from the Animal Control facility. In reviewing the availability of alternate sites for the facility, they have located a property on CR235. The property is approximately 7 acres and has an existing kennel that is move-in ready. Having 7 acres would allow for other projects as well. The asking price is \$135,000. They are in the process of speaking with the residents in the area. A comparison is being done between this site and the site at the south end of the County.

Capt. Starling reviewed the handout provided to the Commission. In her review, Capt. Starling addressed the benefits of the proposed site and gave a cost comparison between the CR235 site and the site at the south end of the County.

To clarify a rumor, Sheriff Smith reported that there is no proof to indicate that any animals drowned during the flooding. Sheriff Smith asked the Commission for permission to work with Mr. Carter and review all the options toward providing a better facility. He will need to confer with the Clerk to locate a revenue source.

Commissioner Lewis advised that some residents in the CR235 area are opposed to an Animal Control facility.

There was some discussion regarding the condition of the existing facility and needed improvements, regardless of the flooding issue, and that the facility is not on county-owned property.

CLERK REPORTS—RAY NORMAN:

A. PRESENTATION OF THE 2012-2013 TENTATIVE BUDGET

Clerk Norman advised that several of the department heads have been involved in the recovery efforts from T.S. Debby, which has delayed completion of the budget. It should be ready next week.

(07-19-12 Regular Meeting)

B. BOARD TO SET 2012-2013 PROPOSED MILLAGE RATE (Tentative Budget Based on 9.1769 Mills)

The 2012-2013 tentative budget is being calculated based on the current millage rate of 9.1769 mills. Last years' millage generated \$828,623., this year it is expected to generate \$807,459., an overall loss in revenue of \$194,222.

Discussion ensued regarding the millage rate and property values.

Commissioner Lewis moved, seconded by Commissioner Thomas, and carried 5-0, to set the Proposed Millage Rate for Fiscal Year 2012-2013 at 9.7169 mills.

C. ANNOUNCE BUDGET HEARING DATES

Clerk Norman announced public hearing dates for adoption of the millage and budget:

- First Public Hearing – Thursday, September 6, 2012 @ 5:30 p.m.
- Final Public Hearing – Monday, September 17, 2012 @ 5:30 p.m.

COUNTY MANAGER REPORTS—BRAD CARTER:

A. RESOLUTION—SUPPORTING THE DESIGNATION OF A SECTION OF COUNTY ROAD 18 IN BRADFORD COUNTY, UNION AND COLUMBIA COUNTIES BETWEEN SR100 IN BRADFORD COUNTY AND SR20 IN COLUMBIA COUNTY AS “SANTA FE MILITARY TRAIL”.

Mr. Carter read the title into the record. Representative VanZant's Office submitted the proposed resolution to the County.

Commissioner Thomas moved, seconded by Commissioner Sellars, and carried 5-0, to adopt the resolution as presented. (The [Resolution was assigned No. 2012-18.](#))

B. RESOLUTION—EXTENDING THE STATE OF LOCAL EMERGENCY—BRIAN JOHNS:

Mr. Carter read the title into the record.

Commissioner Lewis moved, seconded by Commissioner Sellars, and carried 5-0, to adopt the resolution as presented. (The [Resolution was assigned No. 2012-19.](#))

C. RESOLUTION—APPROVING THE EXECUTION OF SCRAP AGREEMENT FOR THE RESURFACING OF CR225A FROM CR225 TO CR125—JEROME KELLY:

Mr. Carter read the title into the record.

Commissioner Thomas moved, seconded by Commissioner Lewis, and carried 5-0, to adopt the resolution as presented. (The [Resolution was assigned No. 2012-20.](#))

(07-19-12 Regular Meeting)

D. CONSIDER APPROVAL OF SCRAP AGREEMENT FOR THE RESURFACING OF CR225A FROM CR225 TO CR125—JEROME KELLY:

Mr. Carter presented the agreement for approval. The reimbursement allowance for this project is \$315,000. (The Agreement is scanned into the minutes above as part of Resolution 2012-20.)

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

E. RECOMMEND \$50,000 OF SHIP FUNDS BE SET ASIDE FOR QUALIFIED TROPICAL STORM DEBBY VICTIMS WHO HAVE NOT RECEIVED OTHER FORMS OF ASSISTANCE—KELLY CANADY:

Ms. Canady made a recommendation that \$50,000 of S.H.I.P. funds be set aside for qualified T.S. Debby victims who have not received other forms of assistance from other organizations.

After brief discussion, *Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 5-0, to authorize the expenditure as recommended.***

ADDENDUM ITEMS:

F. REQUEST APPROVAL TO PURCHASE A TELESCOPIC TRUCK MOUNTED BOOM EXCAVATOR (4WD)(ANNUAL PAYMENT OF \$54,210.71 FOR FIVE YEARS

Mr. Carter requested approval to purchase a telescopic (4WD) truck mounted boom excavator (scooper) at a cost of \$54,210.71 per year for a period of five years. The Road Department has two scoopers; one is in deplorable condition and the other is in poor condition and is currently inoperable and in the shop. A reliable piece of equipment is necessary to perform ditch work.

*Commissioner Thomas moved, Seconded by Commissioner Lewis, and **carried 5-0, to approve the purchase as presented by Mr. Carter.***

G. REQUEST AUTHORIZATION FOR COUNTY MANAGER TO OFFER NEW RIVER SOLID WASTE ASSOCIATION UP TO \$25,000.00 FOR THE FOLLOWING EQUIPMENT:

- **COMPACTOR (CAT CS43C)**
- **FRONT END LOADER**

Based on urgent needs within the Road Department, Mr. Carter requested authorization to negotiate the purchase of a compactor and a front end loader from the New River Solid Waste Association, up to a total of \$25,000.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 5-0, to authorize Mr. Carter to negotiate the purchase of the equipment as requested.***

COMMISSIONER'S COMMENTS:

Each commissioner expressed appreciation to all the agencies and individuals who have assisted in the recovery process from T.S. Debby.

(07-19-12 Regular Meeting)

Commissioner Lewis commented on the following:

- Thanked his fellow Commissioners for taking action on the repair of the private roads damaged by T.S. Debby.

Commissioner Sellars commented on the following:

- Echoed Commissioner Lewis' comment and thanked Mr. Sexton for explaining the private road issue to the residents of Pleasant Grove.

Commissioner Riddick commented on the following:

- Thanked Mosquito Control for keeping up with the spraying.

There was brief discussion concerning Mosquito Control: Aerial spraying, larva tablets and educating the public.

Commissioner Thomas commented on the following:

- Greg Pusateri is willing to serve as a citizen member on the Value Adjustment Board.

After brief discussion, *Commissioner Lewis moved, seconded by Commissioner Sellars, and **carried 5-0, to declare an emergency for consideration of this item.***

*Commissioner Sellars moved, seconded by Commissioner Thomas, and **carried 5-0, to appoint Greg Pusateri to serve as the citizen member on the Value Adjustment Board.***

CHAIRMAN COMMENTS—ROSS CHANDLER:

- The Road Department is doing a great job with the manpower and equipment available. Although the millings are performing well and have been a tremendous help, regular maintenance of the roads and pulling the ditches is critical and does not need to go lacking.

ADJOURN: There being no further business, the meeting adjourned at 8:10 p.m.

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

ROSS CHANDLER, CHAIRMAN

ATTEST: _____
RAY NORMAN, CLERK OF COURTS

Minutes prepared by Marlene Stafford, Deputy Clerk