

**MINUTES OF
BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA
REGULAR SCHEDULED MEETING 6:30 P.M.
THURSDAY, AUGUST 16, 2012**

The Bradford County Board of County Commissioners convened in a regular meeting on Thursday, August 16, 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; Terry Brown, County Attorney; Ray Norman, Clerk of Courts; Marlene Stafford, Deputy Clerk, Jim Farrell, Finance Director; Robert Perone, Library Director; Mark Crawford, Press; Sheriff Smith; Paul Funderburk, Road Superintendent; Randy Andrews, Zoning Director; Allen Parrish, Emergency Services Director and Brian Johns, Emergency Management Director.

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

**PUBLIC HEARING
ENACTMENT OF ORDINANCES**

--LAND USE AMENDMENT APPLICATION NO. S120713A (From Ag-2 to Commercial) (Butala Investment Properties, Inc.)—RANDY ANDREWS:

Mr. Andrews read the title of the ordinance and the legal description into the record. (The property for which the land use amendment is being sought is the old Underwood Motel on North HWY 301.)

Chairman Chandler opened the public hearing.

There were members of the audience who opposed the application, of which the following individuals addressed the Commission: Richard Fili and Sherry Davis. The reasons expressed for opposing the application were not limited to but included the incompatibility of the proposed land use amendment with an agricultural neighborhood, the increase in traffic volume and safety of the residents and children. (Mr. Fili presented a [Petition](#) with 22 signatures of individuals who oppose the application.)

No one spoke in favor of the application.

Mr. Brown advised that a motion by the Commission should articulate the factors believed to be relevant to this case from the criteria listed in the Land Development Regulations.

Commissioner Thomas said that the proposed amendment would increase the traffic volume in and out of the road to the Ag Farm, compromising the safety of the children and the residents, as well as those traveling on the bus to the Ag Farm.

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Commissioner Thomas **MOVED** to **deny the proposed land use amendment, based on the following criteria: The proposed amendment does not comply with the Comprehensive Plan.**

Commissioner Lewis **SECONDED** the motion.

Discussion ensued which was not limited to but included the type of business the Applicant has proposed for the site and the types of businesses allowed within a Commercial land use.

Commissioner Sellars advised that while sympathetic to the residents opposing the proposed land use amendment, the Commission should encourage economic development. The types of businesses allowed in a Commercial land use are not bad businesses.

Chairman Chandler also addressed the need for economic development and the creation of jobs, which should be a consideration in making these decisions. However, without more information, he has concerns regarding this particular application.

*There being no further discussion, the **MOTION CARRIED 4-1**, with Commissioner Sellars dissenting.*

--REZONING APPLICATION NO. Z 12-01 (Butala Investment Properties, Inc.)—RANDY ANDREWS:

Mr. Andrews stated that this is the rezoning that accompanies the land use above. He read the title of the ordinance and the legal description into the record.

Chairman Chandler opened the public hearing.

There were members of the audience who opposed the application, of which the following individuals addressed the Commission: Richard Fili and Marilyn Martin. The reasons expressed for opposing the rezoning were essentially the same as the land use amendment with the addition of the potential for flooding caused by building up this parcel of land to accommodate a business.

No one spoke in favor of the application.

Commissioner Thomas **MOVED** to **deny the proposed rezoning application based on the following criteria: The proposed amendment will adversely impact the living conditions in the neighborhood.** Commissioner Lewis **SECONDED** the motion, and the **MOTION CARRIED 4-1**, with Commissioner Sellars dissenting.

PUBLIC COMMENTS:

Representative VanZant—Request for Office Space:

As the new Representative for Bradford County resulting from redistricting, he requested permission for continued use of the office space in the courthouse currently used by Rep. Atkins. He anticipates using the space two to three days a week. He also requested occasional use of a conference room.

There was Board consensus to provide the space as requested.

James Bloodworth of Starke—Library Vandalism:

Mr. Bloodworth, as member of the Board for the Friends of the Library, distributed copies of an [information sheet](#) containing data regarding the continued vandalism occurring at the library, and the numerous services the library provides. Mr. Bloodworth asked the Commission to be diligent and work with law enforcement to get a handle on the vandalism, which has been very costly.

Tim Owens—Health Insurance:

Tim Owens, of Owen & Associates, distributed and reviewed an informational packet regarding health insurance. (The packet is included in the hard copy of Supplemental File No. 08-16-12.) Mr. Owens asked the Commission to consider approving Owen & Associates as the Agent of Record for the County and allowing them to assist with employee benefits, starting with shopping health insurance this year.

Following some discussion, Chairman Chandler thanked Mr. Owens for his time and said the Commission would take his request under advisement.

CONSENT AGENDA

- A. MINUTES OF REGULAR MEETING OF JULY 19, 2012**
- B. RENEWAL OF ANNUAL AGREEMENT WITH AUTOCLEAR CONTROL SCREENING (X-RAY SCANNER) – TOTAL \$5,300 ANNUALLY (\$200 INCREASE FROM LAST YEAR)**
- C. RENEWAL OF ANNUAL AGREEMENT WITH NORTH FLORIDA LANDSCAPE MANAGEMENT, INC. - \$38.60 PER TON (NO INCREASE)**
- D. SERVICE AGREEMENT WITH PROMED HAZARDOUS WASTE SOLUTIONS - \$35.00 PER BOX, LINER BAG, PICK-UP & DISPOSAL (SOLE SOURCE – REDUCED RATE)**
- E. DEBT COLLECTION SERVICES AGREEMENT WITH NATIONAL RECOVERY AGENCY, LLC (SOLE SOURCE) – REDUCED RATE OF 15% OF ACCOUNT BALANCE COLLECTED**
- F. RENEWAL OF ANNUAL AGREEMENT WITH GULF ATLANTIC CULVERT CO., INC. (REDUCED RATE)**
- G. AGREEMENTS WITH TWO DEBRIS REMOVAL COMPANIES AS PRIMARY DEBRIS REMOVAL PROVIDERS**
 - 1. GRUBBS EMERGENCY SERVICES - \$50.00 PER TON**
 - 2. UNIFIED RECOVERY GROUP - \$62.60 PER TON**
- H. STATE AID TO LIBRARIES GRANT APPLICATION FOR FY2012-2013**

*Commissioner Lewis moved, seconded by Commissioner Sellars, and **carried 5-0, to approve the [Consent Agenda](#) in its entirety.***

PAYMENT OF BILLS—COMMISSIONER THOMAS:

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

**UPDATE ON CHANGES TO DCF's ACCESS SERVICE CENTERS FOR PUBLIC ASSISTANCE—
DAVID ABRAMOWITZ, NORTHEAST REGIONAL MANAGING DIRECTOR FOR DCF:**

Chairman Chandler recognized Mr. Abramowitz, who reported on the closure of several DCF service centers, effective October 1, 2012. Although the service centers are closing, call centers are being set up and should be up and running by the end of August with no loss of jobs. Also, computers are available at the public library and WorkForce. A DCF staff member has been placed at WorkForce as well, which will help those applying for assistance to also apply for jobs.

Mr. Abramowitz asked the Commission to contact him if, come October and November, there are problems with people receiving support.

There was brief discussion regarding staff reaction to the change to call centers and food stamp fraud.

**CONSIDER PROCLAMATION FOR MUSCULAR DYSTROPHY ASSOCIATION FIREFIGHTER
APPRECIATION MONTH (SEPTEMBER 2012)—MUSCULAR DYSTROPHY ASSOCIATION
REPRESENTATIVE:**

In the absence of a representative of the Muscular Dystrophy Association, Ms. Rhoden read the proclamation into the record.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 5-0, to proclaim the month of September 2012, as Muscular Dystrophy Association Firefighter Appreciation Month.***

COUNTY ATTORNEY REPORTS—TERRY BROWN:

Mr. Brown provided a brief update regarding the current lawsuit filed by the **Atheist Group** in connection with the **monument**. In response to his Motion to Dismiss, the attorneys representing the Atheists have contacted him and asked if he would be amenable to them amending their complaint to add the Men's Fellowship Group as a named defendant in the lawsuit. He took the liberty and told them no, that the County would like the complaint dismissed.

The Men's Fellowship Group has filed a lawsuit against Bradford County also in connection with the monument, which was not unanticipated. In fact, it was one of the legal grounds for the filing of the motion to dismiss, that the Atheist are in fact suing the wrong people.

Mr. Brown advised that should there be any questions or need to discuss the case in detail, he is available to meet with the Commissioners one-on-one.

SHERIFF REPORTS—GORDON SMITH:

Sheriff Smith commented on Mr. Tim Owens' presentation concerning health insurance. He is familiar with Mr. Owens from his time with the City of Starke. As the Sheriff, working with the Clerk's Office, the County is fortunate. Staff members are very well taken care of with a lot less complication.

(08-16-12 Regular Meeting)

CONSIDER APPROVAL OF THE FOLLOWING IGCF EXPENDITURES (Approved by IGCF Committee on 08-02-12)

Sheriff Smith presented each of the following IGCF expenditure requests. The IGCF funds are available and the IGCF Committee approved the expenditures.

1. LAPEL MIKES FROM WILLIAMS COMMUNICATION RADIO – NOT TO EXCEED \$3,000

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

- 2. MAINTENANCE AGREEMENT WITH INSIGHT PUBLIC SECTOR FOR SYMMETRA – TOTAL \$1,615.00**
- 3. MAINTENANCE AGREEMENT WITH INSIGHT PUBLIC SECTOR (NETMOTION XE PREMIUM S/W) – TOTAL \$3,297.50**

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

4. EIGHTEEN (18) PREMIUM 7.2 V BATTERIES FROM MOTOROLA SOLUTIONS, INC. – TOTAL \$702.00

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

5. THREE (3)-YEAR MAINTENANCE AGREEMENT WITH NH&A ANTI-VIRUS, FIREWALLS & SECURITY SOLUTIONS – SUBTOTAL \$3,341.46 (STATE CONTRACT)

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

6. CTS AMERICA ANNUAL MAINTENANCE/LICENSE RENEWAL FEE FOR MCT – TOTAL \$3,720.00

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

7. CTS AMERICAN ANNUAL MAINTENANCE/LICENSE RENEWAL FEE FOR SMARTMCT - \$39,151.35

Commissioner Thomas moved, seconded by Commissioner Sellars, and carried 5-0, to approve the expenditure as requested.

- At the request of Commissioner Thomas, Sheriff Smith explained the revenue source for the IGCF, and that the funds are dedicated and can only be used for purchases that enhance communications.
- Sheriff Smith announced that the Tornado patrol car received this years' National "Best Community Relations Vehicle Award".

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CLERK REPORTS—RAY NORMAN:

Clerk Norman announced that the 2012-2013 Tentative Budget has been provided to the Commission. The budget was prepared based on discussion from meetings held with the County Manager and each Commissioner, individually. Additional copies are available for the public.

COUNTY MANAGER REPORTS—BRAD CARTER:

RESOLUTIONS:

A. CONFIRMING THE EXTENSION OF A DECLARATION OF A STATE OF LOCAL EMERGENCY RESULTING FROM T.S. DEBBY

Mr. Carter presented the resolution for consideration and read the title into record.

*Commissioner Thomas moved, seconded by Commissioner Lewis, and **carried 5-0, to adopt the resolution as presented.** (The [Resolution was assigned No. 2012-22.](#))*

B. APPROVING A CONTRACT FOR LEASE/PURCHASE OF A 2012 BADGER EXCAVATOR BETWEEN BOCC AND FIRST CAPITAL EQUIPMENT LEASING CORP.

Mr. Carter presented the resolution and read the title into record. The Commission previously approved this purchase. The resolution is simply a requirement of First Capital Equipment Leasing.

*Commissioner Lewis moved, seconded by Commissioner Thomas, and **carried 5-0, to adopt the resolution as presented.** (The [Resolution was assigned No. 2012-23.](#))*

COMMISSIONER'S COMMENTS

Commissioner Lewis commented on the following:

- Thanked the citizens for their attendance and input.
- Expressed appreciation to the department heads and the Clerk's Office.

Commissioner Riddick commented on the following:

- Expressed appreciation to Clerk Norman and his staff.
- Thanked the Road Department for getting the roads back in shape.

Commissioner Thomas commented on the following:

- Echoed Commissioner Lewis' sentiments.
 - Reported that during the last meeting, the Tri-County Library Board voted to distribute leftover funds equally between the three counties. It appears that the funds are not dedicated funds and can be used wherever needed in the library.
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CHAIRMAN COMMENTS—ROSS CHANDLER:

- Thanked the citizens for their participation.
- Due to severe budget cuts, the **Meridian Behavioral Board** had to make some tough decisions, resulting in fewer services and longer waiting lists. Once state funding is gone, Meridian will be unable to provide treatment.

ADJOURN: There being no further business, the meeting adjourned at 7:45 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