

(03-17-16 Regular Meeting)

**MINUTES OF
BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA
REGULAR SCHEDULED MEETING 6:30 P.M.
THURSDAY, MARCH 17, 2016**

The Bradford County Board of County Commissioners convened in a regular meeting on Thursday, March 17, 2016, at 6:30 p.m., in the County Commission Chambers at 945 North Temple Avenue, Starke, Florida.

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

ALSO PRESENT: Brad Carter, County Manager; Rachel Rhoden, Deputy County Manager, Will Sexton, County Attorney; Ray Norman, Clerk of Courts, Jim Farrell, Finance Director; Lisa Hall, Clerk's Office; Paul Funderburk, Road Superintendent; Dean Bennett, Facility Maintenance Director; Bennie Jackson, Solid Waste Director; Allen Parris, Emergency Medical Services Director; Pam Whittle, President, Chamber of Commerce; Mark Crawford, Press; Randy Andrews, Zoning Director; Brian Johns, Emergency Management Director; Sheriff Smith; and Sgt. Ray Shuford.

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CALL TO ORDER: Chairman Lewis called the meeting to order at 6:33 p.m.

PUBLIC HEARINGS

ENACTMENT OF ORDINANCE--WILL SEXTON, County Attorney:

--PROVIDING FOR THE CONTINUED IMPOSITION OF AN ADDITIONAL TEMPORARY 365-DAY MORATORIUM ON THE ASSESSMENT AND COLLECTION OF IMPACT FEES

Mr. Sexton presented the ordinance for consideration. He 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 Riddick, and carried 5-0, to adopt the Ordinance as presented. (The [Ordinance was assigned No. 2016-01.](#))

SPECIAL USE APPLICATIONS--RANDY ANDREWS, Zoning Director:

--SU APPLICATION NO. 16-01 - FOR ESSENTIAL SERVICES FOR A TELECOMMUNICATIONS TOWER. APPLICANT - C4 TOWERS, LLC

Chairman Lewis recognized Mr. Andrews, who presented the Special Use Application for consideration. The application is for the placement of a cell tower. The applicant has agreed to loan space on the tower to the County for first responders, emergency services and Sheriff's Office.

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

Commissioner Sellars moved, seconded by Commissioner Chandler, and carried 5-0, to approve [Special Use Application No. 16-01](#), as presented.

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--SU APPLICATION NO. 16-02 - FOR A BORROW PIT. APPLICANT - J.B. COXWELL

Mr. Andrews presented the Special Use Application for consideration.

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

Commissioner Sellars moved, seconded by Commissioner Thompson, and carried 5-0, to approve [Special Use Application No. 16-02](#), as presented.

PUBLIC COMMENTS: None.

CONSENT AGENDA:

- A. MINUTES OF REGULAR SCHEDULED MEETING OF 02-01-16**
- B. MINUTES OF REGULAR SCHEDULED MEETING OF 02-18-16**
- C. MINUTES OF RECREATION WORKSHOP WITH THE CITY OF STARKE 02-22-16**
- D. INVENTORY SURPLUS LIST**
- E. TRANSFER 1998 EDUCATION TRAILER (Surplused Item 3-D) TO HEILBRONN SPRINGS VOLUNTEER FIRE DEPARTMENT**
- F. APPROVE AGREEMENT WITH TYCO SIMPLEX GRINNELL FOR SPRINKLER TEST & INSPECTION SERVICES AT THE LAWTEY VFD - TOTAL \$270.00**
- G. APPROVAL TO RENEW AGREEMENT WITH SIMPLEX GRINNELL FOR FIRE ALARM MONITORING AT THE BRADFORD COUNTY COURTHOUSE - ANNUAL COST \$538.77 (Increase of \$30.26 from last years' agreement)**
- H. APROVAL TO RENEW AGREEMENT WITH DIEBOLD FOR MAINTENANCE OF FOUR (4) INSULATED VAULT DOORS - \$683.92 (Increase of \$19.92)**
- I. SHIP HOME REPAIR LOAN - FILE NO. 2014-30-S - NOT TO EXCEED \$25,000.**
- J. SHIP HOME REPAIR LOAN - FILE NO. 2014-31-S - NOT TO EXCEED \$25,000.**
- K. SHIP HOME REPAIR LOAN - FILE NO. 2014-32-S - NOT TO EXCEED \$25,000.**
- L. SHIP HOME REPAIR LOAN - FILE NO. 2014-33-S - NOT TO EXCEED \$25,000.**
- M. SHIP REPLACEMENT HOUSING PROJECT - FILE NO. 2016-01-S - NOT TO EXCEED \$84,500.**
- N. APPOINT JANICE JOHNSON TO THE SUWANNEE RIVER ECONOMIC COUNCIL'S BOARD OF DIRECTORS**

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

APPROVE PAYMENT OF BILLS--COMM. THOMPSON:

Commissioner Thompson moved, seconded by Commissioner Sellars, and carried 5-0, to approve payment of the bills as reviewed. (The Distribution List is on file in the Finance Department of the Office of the Clerk of Courts.)

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CITIZENS AGAINST PHOSPHATE MINING PRESENTATION--ERIC THOMAS:

Chairman Lewis advised that this item is removed from the agenda.

CONSIDER APPROVAL OF TDC FUNDING REQUEST MADE ON BEHALF OF NORTH FLORIDA REGIONAL CHAMBER OF COMMERCE - \$7,500.00 - FOR ADVERTISEMENT OF THE BRADFORD COUNTY STRAWBERRY FESTIVAL (TDC Approved 02-22-16)--PAM WHITTLE, Chamber Present:

Chairman Lewis recognized Ms. Whittle, who presented the funding request for consideration.

Commissioner Sellars moved, seconded by Commissioner Chandler, and carried 5-0 to approve the [TDC Funding Request](#) as presented.

Incited by inquiry by Commissioner Chandler, there was brief discussion regarding the 2016 Bradford County Fair. On behalf of the Fair Association, Clerk Norman expressed his appreciation to the Commission for their continued support.

CONSIDER APPROVAL OF ROAD DEDICATION AWARD--COMMISSIONER CHANDLER:

--N.E. 17th Ave., Lawtey - Dedicated to the families of Hermia Sherman and Alice Hamilton

Commissioner Chandler presented the Road Dedication Award for consideration.

Commissioner Thompson moved, seconded by Commissioner Sellars, and carried 5-0, to approve the [Road Dedication Award](#) as presented.

COUNTY ATTORNEY REPORTS--WILL SEXTON

--CONSIDER ADOPTION OF RESOLUTIONS:

Mr. Sexton presented the following resolutions for consideration. He read the title of each resolution into the record.

A. APPROVING THE EXECUTION OF SMALL COUNTY OUTREACH PROGRAM SUPPLEMENTAL AGREEMENT #1 WITH FDOT FOR WIDENING AND RESURFACING OF S.W. 104th AVE., FROM S.W. C.R. 18, TO END OF SECTION

Commissioner Sellars moved, seconded by Commissioner Riddick, and carried 5-0, to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-08.](#))

B. ADOPTING A LOCAL MITIGATION STRATEGY

Commissioner Sellars moved, seconded by Commissioner Chandler, and carried 5-0, to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-09.](#))

Mr. Sexton advised that the next six (6) resolutions are necessary to advertise properly for the Board to consider a request by three (3) individuals to close certain platted roads in the New River area. No action to close or abandon the roads is being taken at this time, only the declaration that the request will be considered at the April 21st Commission meeting. These are alleyways and roads that are part of a plat but were never utilized as roadways. (Mr. Sexton read each one by title.)

C. DECLARING A DEFINITE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER THE CLOSURE OF THE ALLEYWAY LYING WITHIN BLOCK 42 AND BLOCK 45 OF NEW RIVER SUBDIVISION (Requested by: D.W. Oden, Barbara Oden, Edward M. Drow, Michael Davis and Brittany Davis)

Commissioner Thompson moved, seconded by Commissioner Riddick, and carried 5-0, to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-10.](#))

D. DECLARING A DEFINITE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER THE CLOSURE OF BELMONT STREET BETWEEN BLOCKS 1 AND 2 AND BETWEEN BLOCKS 56 AND 57 (Requested by: D.W. Oden, Barbara Oden, Edward M. Drow, Michael Davis and Brittany Davis)

Commissioner Sellars moved, seconded by Commissioner Thompson, and carried 5-0, to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-11.](#))

E. DECLARING A DEFINITE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER THE CLOSURE OF DUKE STREET BETWEEN BLOCKS 1 AND 11 AND BETWEEN BLOCKS 2 AND 10 (Requested by: D.W. Oden, Barbara Oden, Edward M. Drow, Michael Davis and Brittany Davis)

Commissioner Riddick moved, seconded by Commissioner Sellars, and carried 5-0, to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-12.](#))

F. DECLARING A DEFINITE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER THE CLOSURE OF ESSIE STREET BETWEEN BLOCK 46 AND AN UNNUMBERED LOT (Requested by: D.W. Oden, Barbara Oden, Edward M. Drow, Michael Davis and Brittany Davis)

Commissioner Thompson moved, seconded by Commissioner Sellars, and carried 5-0, to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-13.](#))

G. DECLARING A DEFINITE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER THE CLOSURE OF SAM STREET BETWEEN BLOCKS 42 AND 48 (Requested by: D.W. Oden, Barbara Oden, Edward M. Drow, Michael Davis and Brittany Davis)

Commissioner Sellars moved, seconded by Commissioner Riddick, and carried 5-0, to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-14.](#))

H. DECLARING A DEFINITE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER THE CLOSURE OF ST. JOHNS STREET BETWEEN BLOCKS 32 AND 42 (Requested by: D.W. Oden, Barbara Oden, Edward M. Drow, Michael Davis and Brittany Davis)

Commissioner Sellars moved, seconded by Commissioner Thompson, and carried 5-0, to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-15.](#))

There was brief discussion.

SHERIFF REPORTS--GORDON SMITH:

- Per his contract with the Commission, Sheriff Smith reported that he has [asked the Clerk for a transfer of \\$80,680.41 in Jail Maintenance Inmate Medical Set-Aside funds to the Sheriff's General Fund](#) to cover unbudgeted expenses in inmate hospitalizations and inmate prescriptions. (No vote required as the request met the terms of the contract.)
- Based on the Auditor's findings, Sheriff Smith presented his [2014-2015 Amended Budget](#) due to unforeseen federal/state grants, Fine and Forfeiture expenditures, Emergency Inmate Medical Fund reimbursements and E-911 reimbursements.

A. REQUEST PERMISSION TO APPLY FOR AN E911 RURAL COUNTY GRANT FOR MAINTENANCE OF THE 911 SYSTEM - GRANT REQUEST - \$38,353.00

Sheriff Smith presented the grant application for consideration.

Commissioner Sellars moved, seconded by Commissioner Thompson, and carried 5-0, to approve the [grant application](#) as presented.

- Sheriff Smith requested Jail Set-Aside funds to pay for the following expenditures:
 1. [\\$7,300.00 for Concrete Curb](#)
 2. [\\$1,957.50 for Landscaping](#) (River Rock)
 3. [\\$7,083.44 Painting of Holding Cells and Courthouse Stairs](#)

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Sheriff Smith expressed his apologies, as he was supposed to bring these items to the Commission back in January, and the work has been done. The curb work and river rock was needed to alleviate a flooding issue in the parking lot. There is a need to do the same type of curbing work at the Emergency Medical Services building and he will confer with Mr. Parrish in that regard.

Inced by inquiry of Chairman Lewis, Mr. Farrell advised that there is adequate funding available to cover the requests. (A vote is required as the requests are outside the terms of the contract.)

Commissioner Sellars moved, seconded by Commissioner Thompson, and carried 5-0, to declare an emergency to consider the request.

Commissioner Chandler moved, seconded by Commissioner Sellars, and carried 5-0, to transfer \$16,340.94 of set-aside funds to cover the expenditures.

CLERK REPORTS--RAY NORMAN: None.

COUNTY MANAGER REPORTS--BRAD CARTER/WILL SEXTON:

- A. BID AWARD ON SHIP REHAB PROJECT FOR STELLA'S PLACE GROUP HOME--KELLY CANADY, Community Development Director**
- B. CONSIDER APPROVAL OF AGREEMENT WITH LOW BIDDER FOR STELLA'S PLACE GROUP HOME--KELLY CANADY, Community Development Director**

Mr. Sexton recommended that the Board award the bid for the Stella's Place Group Home SHIP project to either M&R Construction or Florida Homes, depending on staff's review and interpretation of the applicability of *Section 255.0991 F.S.*, which was brought to staff's attention late this afternoon.

Based on Chairman Lewis' request for further explanation, Mr. Sexton explained that Florida Homes was the low bidder. M&R Construction indicated his desire to utilize his ability under the County's local preference ordinance to match the low bid price. Mr. Taylor, County Architect, indicates that *Section 255.0991 F.S.* could potentially apply, which would prohibit Bradford County from utilizing a local preference in the event that the funds from the SHIP Department are what are defined as "state appropriated funds", meaning all funds appropriated in the General Appropriations Act by the legislature, excluding federal funds. As this is a SHIP project, the monies come in a unique way from the federal government to the state and then to Bradford County, we need to determine if those funds are technically defined as "state appropriated funds". It also may depend on which year the funds for this project were actually appropriated. The County's representative at the Florida Housing Coalition will make that determination.

Should *Section 255.0991 F.S.* not apply to this project, then M&R Construction will get the bid. If the statute does apply, which forbids Bradford County to utilize a local preference for state appropriated funds, then Florida Homes will get it, as they were the low bidder.

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Discussion ensued regarding calling an Emergency Meeting to award the bid once a determination is made or, as originally recommended by staff, voting now to award the bid that meets the requirement of the statute as determined by the state.

Commissioner Sellars moved to, seconded by Commissioner Chandler, and carried 5-0, to pull items A & B from the agenda, and call an emergency meeting to take action on this item after Mr. Sexton receives direction from the state, and to contact M&R Construction with a status update to assure that both contractors are aware of what is taking place.

C. CONSIDER APPROVAL OF QUOTE TO MAKE REPAIRS TO THE LAWTEY VFD/EMS STATION--ROD CRAWFORD, Building Official

D. CONSIDER APPROVAL OF QUOTE TO MAKE ALTERATIONS TO THE FIRE SPRINKLER SYSTEM AT THE LAWTEY VFD/EMS STATION--ROD CRAWFORD, Building Official

Mr. Carter asked that items C&D be pulled from the agenda. Mr. Crawford is still in the process of obtaining quotes.

E. CONSIDER APPROVAL OF AN AGREEMENT BETWEEN BRADFORD COUNTY AND GILA, LLC D/B/A MUNICIPAL SERVICES BUREAU FOR DEBT COLLECTION SERVICES (County to pay contractor 22% of gross collections)--ALLEN PARRISH, Emergency Medical Services Director

Mr. Parrish presented the agreement for consideration.

Commissioner Sellars moved, seconded by Commissioner Chandler, and carried 5-0, to approve the Agreement as presented.

F. CONSIDER APPROVAL OF QUOTE FROM BLISS PRODUCTS (Low quote/Clay County piggyback contract bid 1314-8) FOR PLAYGROUND EQUIPMENT FOR LINCOLN CITY RECREATION PARK--TOTAL \$33,349.25

Ms. Rhoden presented the quote for consideration.

Commissioner Sellars moved, seconded by Commissioner Thompson, and carried 5-0, to accept the quote as presented.

Incited by inquiry of Commissioner Chandler, Ms. Rhoden advised that the funds received from Plum Creek Foundation have also been budgeted for this project. However, the funds must be kept separate, as they are two separate awards.

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G. CONSIDER APPROVAL OF QUOTE FROM BLISS PRODUCTS (Low quote/Clay County piggyback contract bid 13-14-8) FOR PLAYGROUND EQUIPMENT FOR SPEEDVILLE RECREATION PARK--TOTAL \$21,476.10

Ms. Rhoden presented the quote for consideration.

Commissioner Thompson moved, seconded by Commissioner Sellars, and carried 5-0, to accept the quote as presented.

Ms. Rhoden shared some photos depicting the equipment that is being purchased for the two (2) parks. Both committees are satisfied with the products and everything meets the grant requirements. She and Dean will be working together to get the projects started.

Mr. Carter solicited items for inclusion on the agenda for the upcoming 2016-2017 Budget Workshop scheduled for March 31 at 6:30 p.m.

Mr. Carter announced the joint workshop with the City of Starke scheduled for Monday, March 21 at 6:30 p.m. at City Hall, for the purpose of discussing recreation.

COMMISSIONERS' COMMENTS:

Commissioner Chandler:

- Expressed appreciation to the Commission for allowing him to attend the Experience North Florida event hosted by North Florida Economic Development held in Crystal River. The event was very educational.

Commissioner Riddick:

- It is an honor and a privilege to serve on the Canvassing Board. Supervisor of Elections Terry Vaughan and his staff do an excellent job and are very professional. The new DS-200 tabulators worked very well. He expressed his appreciation to Mr. Vaughan for getting the HAVA funds to purchase the new equipment. One report stated that Bradford County was the first in the state to have full returns turned in, at 7:17 p.m.
- Expressed his appreciation and respect for the poll workers who begin their day at 6:00 a.m. and conclude at 7:30 p.m.
- Executive Director of the North Central Florida Regional Planning Council (NCFRPC), Scott Koons has indicated that the NCFRPC would be a great assistance to Bradford County to prepare for the process should a Mining Permit Application be submitted. They are currently assisting Union County with their Land Development Regulations.

Commissioner Chandler added that North Florida Economic Development has offered their assistance as well.

After brief discussion, there was a consensus for staff to contact the NCFRPC and request their assistance.

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CHAIRMAN COMMENTS:

- Expressed appreciation to Ms. Rhoden for her work with the recreation parks.
- Inquired about a start date for S.W. 104th Avenue.

Mr. Carter advised that Mr. Kelley is working on that, but he does not believe there is a start date yet.

ADJOURN: There being no further business, the meeting adjourned at 7:40 p.m.

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

EDDIE J. LEWIS, CHAIRMAN

ATTEST: _____
RAY NORMAN, CLERK TO THE BOARD

Minutes prepared by Marlene Stafford, Deputy Clerk

Minutes approved by BOCC at the Regular Scheduled Meeting of _____