

**MINUTES OF
BOARD OF COUNTY COMMISSIONERS
BRADFORD COUNTY, FLORIDA
REGULAR SCHEDULED MEETING 6:30 P.M.
THURSDAY, AUGUST 18, 2016**

The Bradford County Board of County Commissioners convened in a regular meeting on Thursday, August 18, 2016, at 6:30 p.m., in the County Commission Chambers at 945 North Temple Avenue, Starke, Florida.

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

ALSO PRESENT: Brad Carter, County Manager; Rachel Rhoden, Deputy County Manager; Will Sexton, County Attorney; Jim Farrell, Finance Director; Marlene Stafford, Deputy Clerk; Dean Bennett, Facility Maintenance Director; Paul Funderburk, Road Superintendent; Sheriff Smith; Chip Ware, Fire Marshal; Kelly Canady, Community Development Director; Brian Johns, Emergency Management Director; Rod Crawford, Building Official; Ray Shuford, Sheriff I.T.; Allen Parrish, Emergency Medical Services Director, and Teresa G. Phillips, Tax Collector.

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

PUBLIC COMMENTS:

Ms. Jackie Host spoke in opposition to the proposed phosphate mine.

CONSENT AGENDA:

- A. MINUTES OF REGULAR SCHEDULED MEETING OF 07-21-16**
- B. SHIP DEMO/REPLACEMENT LOAN ON FILE NO. 2016-6-S NOT TO EXCEED \$84,500**
- C. SHIP DEMO/REPLACEMENT LOAN ON FILE NO. 2016-44-S NOT TO EXCEED \$25,000**

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

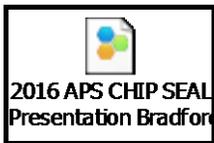
(08-18-16 Regular Meeting)

APPROVE PAYMENT OF BILLS--COMMISSIONER THOMPSON:

Commissioner Thompson moved, seconded by Commissioner Chandler, 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.)

CHIP SEAL/SURFACE TREATMENT PRESENTATION--RANDY SHANE, Asphalt Paving Systems, Inc.:

Chairman Lewis recognized Mr. Shane, who gave a PowerPoint presentation introducing the Chip Seal service treatment for county graded roads.



Discussion ensued, which was not limited to but included:

- Chip Seal on milled roads.
 - Cost estimate for Chip Seal--Double Chip Seal = \$45,000 per center lane mile on a 20' road, plus \$70,000 to prepare the base (if needed) for a total of approximately \$115,000 per center lane mile.
 - Maintenance of milled roads versus Chip Seal roads.
 - Cost of traditional paving versus Chip Seal.
 - Estimated cost to mix, re-grade and compact an existing milled road to get it ready for Chip Seal - Approximately \$25-30,000 per mile.
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CAREERSOURCE NORTH CENTRAL FLORIDA REQUEST APPROVAL OF 2016-17 PROGRAM YEAR BUDGET--CAREERSOURCE REPRESENTATIVE:

Chairman Lewis recognized Mr. Frank Avery, Director of External Affairs, who requested approval of the 2016-17 Program Year Budget. The Commission was provided a copy of the budget in advance of this meeting.

Commissioner Chandler moved, seconded by Commissioner Sellars, and carried 5-0 to approve the 2016-17 Program Year Budget as presented.

(08-18-16 Regular Meeting)

CAREERSOURCE NORTH CENTRAL FLORIDA REQUEST APPROVAL/CERTIFICATION OF THE CONTINUATION OF DYNAMIC WORKFORCE SOLUTIONS AS THE ONE-STOP OPERATOR FOR BRADFORD AND ALACHUA COUNTIES (Region 9)--CAREERSOURCE REPRESENTATIVE:

Mr. Avery requested approval of the continuation of Dynamic Workforce Solutions as the One-Stop Operator. The One-Stop operator is the contractor that the Board of Directions for CareerSource procures each year through competitive bid.

Commissioner Chandler moved, seconded by Commissioner Sellars, and carried 5-0 to approve the continuation of Dynamic Workforce Solutions as the One-Stop Operator for Bradford and Alachua Counties.

CAREERSOURCE NORTH CENTRAL FLORIDA REQUEST APPROVAL/CERTIFICATION OF FOCUSED MANAGEMENT SOLUTIONS AS THE FISCAL AGENT AND ADMINISTRATIVE ENTITY FOR THE 2016-17 PROGRAM YEAR--CAREERSOURCE REPRESENTATIVE:

Mr. Avery requested approval of renewal of Focused Management Solutions as the Fiscal Agent and Administrative Entity for the 2016-17 program year. Focused Management Solutions is the contractor that provides policy oversight, facilities information technology services and direct board services. This contract renews every five years and is reviewed annually.

Commissioner Chandler moved, seconded by Commissioner Sellars, and carried 5-0, to approve the renewal of Focused Management Solutions as the Fiscal Agent and Administrative Entity for the 2016-17 Program Year.

CAREERSOURCE NORTH CENTRAL FLORIDA REQUEST APPROVAL OF A 2016-17 INDIVIDUAL TRAINING ACCOUNT WAIVER--CAREERSOURCE REPRESENTATIVE:

Mr. Avery requested approval of a 2016-17 ITA (Individual Training Account) Waiver. ITA funds are used for training.

Commissioner Chandler moved, seconded by Commissioner Riddick, and carried 5-0, to approve the 2016-17 Individual Training Account waiver (ITA Waiver) as requested.

Commissioner Chandler advised that the Alachua/Bradford Workforce Board has secured a \$4 million grant. It is very important that Bradford County citizens take advantage of the grant. There is a need for more participation from Bradford County. Hopefully, working with the Chamber, and whomever else necessary, will help make sure Bradford County receives a fair share of these dollars. Bradford County needs to make sure people are aware of the opportunity.

(08-18-16 Regular Meeting)

COUNTY ATTORNEY REPORTS--WILL SEXTON:

A. RESOLUTION--AUTHORIZING EXECUTION OF A TRAFFIC SIGNAL MAINTENANCE AND COMPENSATION AGREEMENT WITH FDOT

Mr. Sexton presented the resolution for consideration. He read the title into the record.

Commissioner Sellars moved, seconded by Commissioner Thompson, and carried 5-0 to adopt the Resolution as presented. (The [Resolution was assigned No. 2016-36.](#))

B. UPDATE FROM NORTH CENTRAL FLORIDA REGIONAL PLANNING COUNCIL REGARDING BRADFORD COUNTY LAND DEVELOPMENT REGULATIONS - SECTION 14.6 (Mining Special Permit Requirements)

Mr. Sexton advised that following board direction, staff communicated with North Central Florida Regional Planning Council by letter of June 1, 2016. Mr. Scott Koons responded and indicated that they are in the process of revising the County's LDR's with respect to Section 14.6, pertaining to any future applications for mining projects. This will not apply to any pending mining projects, including the HPSII application.

Chairman Lewis opened the floor for public comments.

The following individuals commented on the proposed HPSII phosphate mine and other matters:

Mark Lyons: Questioned the validity of the HPSII mining application and master mining plan.

Charles Trowbridge: Dangers of radon gas produced by phosphate mining projects. (Displayed a map depicting Florida counties with elevated levels of radiation, and have phosphate mines.)

Kate Ellison: Inadequacies of the County's Land Development Regulations and Comprehensive Plan to protect the citizens relating to mining projects. Asked the Commission to deny the HPSII phosphate mine permit application and to vote to establish a moratorium.

Courtney Snyder:

- Citizens locked out of the May 17 Zoning Board Meeting by an officer.
- Not receiving feedback/responses on public records' requests.
- Concurred with Ms. Ellison regarding denial of the HPSII phosphate mine permit application, because the application is incomplete and inadequate, and enacting a moratorium to allow time to update the Land Development Regulations and Comprehensive Plan.

SHERIFF REPORTS--GORDON SMITH:

A. CONSIDER APPROVAL TO DISTRIBUTE 2016 EDWARD BYRNE MEMORIAL JAG PROGRAM FUNDS IN THE AMOUNT OF \$52,752. FOR PROJECT "OPERATION CRIME REDUCTION"

Sheriff Smith requested approval to use the funds for operation crime reduction.

Commissioner Chandler moved, seconded by Commissioner Sellars, and carried 5-0, to approve the distribution of the [2016 Edward Byrne Memorial Jag Program funds](#) as requested.

(08-18-16 Regular Meeting)

Sheriff Smith expressed his extreme displeasure with the final design of the FDOT HWY301 Bypass (Truck Route) project. The final design includes two traffic lights (one at both ends of the bypass) that will force motorists to make a conscientious decision to make a turn at a traffic light to get back onto HWY 301 to come into the City of Starke. This will negatively impact downtown Starke and local businesses, turning it into a ghost town.

Sheriff Smith asked the Commission to address this issue with FDOT.

Chairman Chandler advised that when this project first bid, there was a lot more money set aside for it. This means that FDOT did cut the project.

There was a consensus to invite FDOT to come to Bradford County for a meeting.

CLERK REPORTS--RAY NORMAN: None.

COUNTY MANAGER REPORTS--BRAD CARTER:

A. CONSIDER APPROVAL OF RECOMMENDATION TO AWARD A BID TO M&R CONSTRUCTION (Low Bidder) FOR REPAIRS AT THE LAWTEY VOLUNTEER FIRE STATION IN THE AMOUNT OF \$47,315--ROD CRAWFORD, Building Official:

Mr. Crawford recommended awarding the bid to M&R Construction as the low bidder for \$47,315.00, to perform renovations needed at the Lawtey Volunteer Fire Station.

Commissioner Thompson moved, seconded by Commissioner Chandler, and carried 5-0 to [award the bid to M&R Construction for \\$47,315.](#)

B. CONSIDER APPROVAL OF A PROPOSAL AND SERVICE AGREEMENT FROM SIMPLEX-GRINNELL FOR A FIRE SPRINKLER SYSTEM AT THE LAWTEY VOLUNTEER FIRE STATION-TOTAL \$4,893 (Low Quote/Recommended Quote)--CHIP WARE, Fire Marshal:

Mr. Ware recommended approving a proposal and service agreement with Simplex-Grinnell for the fire sprinkler system at the Lawtey Volunteer Station.

Commissioner Sellars moved, seconded by Commissioner Thompson, and carried 5-0 to approve a [proposal and service agreement with SimplexGrinnell, as presented.](#)

C. BID AWARD ON SHIP DEMO/REPLACEMENT FILE NO. 2016-3-S--KELLY CANADY, Community Development Director:

Ms. Canady recommended awarding the bid to Florida Homes, Inc., the low bidder at \$62,949.

Commissioner Thompson moved, seconded by Commissioner Sellars, and carried 5-0 to award the bid to Florida Homes, Inc. for \$62,949.

D. BID AWARD ON SHIP DEMO/REPLACEMENT FILE NO. 2016-4-S--KELLY CANADY, Community Development Director:

Ms. Canady recommended awarding the bid to Florida Homes, Inc., the low bidder at \$62,949.

Commissioner Chandler moved, seconded by Commissioner Sellars, and carried 5-0 to award the bid to Florida Homes, Inc. for \$62,949.

E. CONSIDER APPROVAL OF CHANGE ORDER NO. 2 ON SHIP FILE NO. 2014-31-S IN THE AMOUNT OF \$1,100 TO PAINT SIDING TO HELP PRESERVE AND SEAL THE WORK (New Contract Total \$27,369)--KELLY CANADY, Community Development Director:

Ms. Canady presented the Change Order for consideration.

Commissioner Sellars moved, seconded by Commissioner Chandler, and carried 5-0, to approve Change Order No. 2 as presented.

F. REQUEST PERMISSION TO DEVIATE FROM THE SHIP LHAP ON SHIP FILE NO. 2014-31-S DUE TO THE CONTRACT TOTAL OF \$27,369 - EXCEEDING THE LHAP LIMIT OF \$25,000 (Contingent upon approval of 5-E)--KELLY CANADY, Community Development Director:

Ms. Canady requested permission to deviate from the \$25,000 LHAP limit on SHIP File No. 2014-31-S.

Commissioner Chandler moved, seconded by Commissioner Thompson, and carried 5-0, to deviate from the SHIP LHAP limit for SHIP File No. 2014-31-S, as requested.

COMMISSIONERS' COMMENTS: None.

CHAIRMAN COMMENTS--Chairman Lewis commented on the following:

- The private portion of Wynn Cemetery Road is impassable, making it a public safety issue as emergency services and law enforcement cannot reach the residents.

Sheriff Smith and Allen Parrish both concurred that it would be impossible for their vehicles to reach the residents. Mr. Parrish advised that EMS could not reach the residents even with a four-wheel drive ambulance.

Discussion ensued.

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Mr. Carter advised that state law is very restrictive concerning private roads. It does allow the County to make repairs to private roads during a local state of emergency. When the Sheriff and the EMS Director are both advising that it is a public safety issue, then it meets the criteria for a declaration of a local state of emergency. The Road Department has enough millings available to just fill in the holes to make the roads passable, which is allowable by law. Mr. Funderburk can access the roads to determine which roads need attention, make a list of those roads, and keep him advised as to how many loads are used on which roads.

Mr. Sexton advised that if the Board finds, based on what the Sheriff, the EMS Director and the County Manager have reported, that emergency service vehicles cannot access the residents, and the Board finds that that represents a local state of emergency, and the Board declares that, then the Road Department can make the necessary repairs to make the road passable.

The Board would need first a motion to declare this an emergency item, and then a motion to declare a local state of emergency with respect to emergency services accessibility to the residents. The Board determines what constitutes a state of emergency.

Emergency Declaration

Based on a concern for public safety, Commissioner Riddick moved, seconded by Commissioner Sellars, and carried 5-0, to declare an emergency to consider the declaration of a local state of emergency.

Local State of Emergency Declared

Commissioner Chandler moved, seconded by Commissioner Riddick, and carried 5-0, to declare a local state of emergency.

(Chairman Lewis continuing his comments):

- 104th in Graham is being paved. A resident paid the County to install 5 culverts, which were crushed by the trucks turning around. He will provide the address.

Mr. Carter advised that the culverts would be repaired.

ADJOURN: There being no further business, the meeting adjourned at 7:55 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 _____