



BOARD OF COUNTY COMMISSIONERS

THE KEYSTONE COUNTY-ESTABLISHED 1827

435 W. Walnut St., Monticello, Florida 32344

**Benjamin "Benny"
Bishop**
District 1

John Nelson, Sr.
District 2

Hines F. Boyd
District 3

Betsy Barfield
District 4

Stephen Walker
District 5

**Regular Session Agenda
March 7, 2013 at the Courthouse Annex
435 W. Walnut St. Monticello, FL 32344**

1. **9:00 A.M. – Call to Order, Invocation, Pledge of Allegiance**
2. **Public Announcements, Presentations, & Awards**
3. **Consent Agenda**
 - a) **Approval of Agenda**
 - b) **Minutes of January 17, 2013 Regular Session**
4. **Citizens Request & Input on Non-Agenda Items (3 Minute Limit, No Commissioner Discussion)**
5. **General Business**
 - a) **Road Width Alternatives & Specifications** – Commissioner Boyd
 - b) **Heritage Road Preservation** – Andy McLeod
 - c) **NRCS Bid Award Recommendations** – Alan Wise
 - d) **US 19 Beautification Grant Update** – Alan Wise
6. **County Coordinator's Report**
 - a) **RACEC Support Resolution** – Julie Conley
 - b) **Refund of Variance Application Fee** – Bill Tellefsen/Scott Shirley
 - c) **Briefing on Proposed Ordinance 2013-022113-01** – Bill Tellefsen/Scott Shirley
 - d) **Briefing on FLUM Proposed Changes** – Bill Tellefsen/Scott Shirley
7. **Citizen's Forum (3 Minute Limit, Commissioner Discussion Allowed)**
8. **Commissioner Discussion Items**
9. **Adjourn**

From the manual "Government in the Sunshine", page 40:

Paragraph C. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Kirk Reams
Clerk of Courts

Parrish Barwick
County Coordinator

Bird & Sparkman, P.A.
County Attorney
Page 1 of 19

ITEM 3: CONSENT AGENDA ITEMS

BOARD OF COUNTY COMMISSIONERS
MINUTE BOOK 23, PAGE _____

JEFFERSON COUNTY BOARD OF COUNTY COMMISSIONERS
REGULAR SESSION
January 17, 2013

The Board met this date in regular session. Present were Chairman John Nelson, Commissioners Betsy Barfield, Benjamin “Benny” Bishop, Hines Boyd and Stephen Walker. Also present were County Coordinator Parrish Barwick, County Attorney Buck Bird and Clerk of Court Kirk Reams.

ITEM 2: Public Announcements, Presentations & Awards

1. Court Administrator Grant Slayden introduced a memorandum of understanding with all counties of the 2nd Judicial Circuit, asking for participation in a Court Management System for eFiling. The consensus of the Board was that this item would be placed on the next Consent Agenda for approval.

ITEM 3: Consent Agenda

2. Commissioner Boyd requested that item 5(h), Green Industries Update, be placed as the first order of business. County Coordinator Parrish Barwick stated that item 5(g), Solid Waste Services RFP, be removed from the agenda. **On motion by Commissioner Bishop, seconded by Commissioner Barfield and unanimously carried, the Consent Agenda, consisting of the approval of the agenda as amended, was approved.**

ITEM 4: Citizens Request and Input on Non-Agenda Items

3. Citizen Ed Wojciechowski expressed concern and outrage with the dirt road residents survey item on the agenda. Citizen Bill Brumfield said he did not receive a survey, as he lived on a private road. Citizen Ruby Davis stated that she lived on a dirt road and did not receive a survey.

ITEM 5(h): Green Industries Update

4. NFCC President John Grosskopf stated that his Board voted to move the Green Industries program back to the Madison campus and would be requesting release of the sublease of the current site. He further stated that all educational and office equipment would remain onsite. Commissioner Barfield spoke of a willingness to pool together resources in the future in order to have adequate enrollment numbers.

ITEM 5(a): Road Department Equipment Surplus Request

5. County Coordinator Parrish Barwick introduced the surplus items from both the Road Department and Fire Rescue Department. **On motion by Commissioner Bishop, seconded by Commissioner Walker and unanimously carried, the requested items were declared surplus.**

ITEM 5(b): Road Department Request for Trade of Bulldozer

6. County Coordinator Parrish Barwick requested that this item be moved to the workshop scheduled for January 22nd. **On motion by Commissioner Barfield, seconded by Commissioner Walker and unanimously carried, this request was approved.**

ITEM 5(f): Solid Waste Request for Equipment Purchase

7. County Coordinator Parrish Barwick introduced this item. Solid Waste Director Beth Letchworth stated that \$160,000 had been budgeted for a grapple truck and that the purchase price was for \$140,417. **On motion by Commissioner Walker, seconded by Commissioner Barfield and unanimously carried, the Board approved the purchase.**

ITEM 5(c): Dragline/Mine/Road Scenarios

8. Commissioner Boyd gave a presentation on the history of the mine up until the present and presented scenarios regarding road construction. The discussion on this issue was postponed until after the public hearing.

ITEM 6: PUBLIC HEARING – JEFFERSON COUNTY BICYCLE AND PEDESTRIAN MASTER PLAN

9. Consultant Scott Swearngen presented the final master plan to the Board. Clerk of Court Kirk Reams reviewed the changes made since the last reading. Citizen Wayne Frey expressed concern with a lack of paved shoulders on a stretch of US-90. Clerk of Court Kirk Reams stated that the CTST has identified this area as an area of concern and would be addressing in the future. **On motion by Commissioner Boyd, seconded by Commissioner Barfield and unanimously carried, the Board approved the master plan as presented.**

ITEM 5(c): Dragline/Mine/Road Scenarios (Continued)

10. Mine Consultant Randy Hatch stated the safest way to remove the material from the mine was via a drag line and that the County either needed to get in the mine business or not. **Commissioner Boyd made a motion to approve the recommendation by Mr. Hatch to purchase a drag line. The motion died for lack of a second.** Commissioner Bishop stated he could not support purchase of a drag line at the price presented. Citizen Phil Calandra stated that the Board needed to re-direct the budget into the purchase of rock and not go into the commercial mining business due to hidden costs. Citizen C.P. Miller stated that this issue had been going on for long enough. Citizen Paul Henry stated the life of the mine did not make the drag line purchase feasible. Citizen David Adams stated that buying a drag line was not in the best interest of the County. Citizen Kate Calvin stated that the issue of whether the County wanted to go into the mine business needed to be addressed. **On motion by Commissioner Barfield, seconded by Commissioner Walker and carried 4 to 1 (Boyd opposed), the Board elected to postpone the purchase of a drag line until the Board deems it necessary by placing it on a future agenda via majority vote.**

ITEM 5(d): Update on Dirt Road Residents Survey

11. Citizen Troy Avera stated that one-third of the surveys had been returned with a surprising number not requesting pavement. Citizen John Cobb stated that the roads had been voted on and that the Board needed to listen to the people of the County. Chairman Nelson stated that the survey was done by an independent group and not sanctioned by the Board. Citizen Lenora Adams stated the survey contained incorrect information and the issue had already been voted on. Commissioner Boyd requested a chance to respond. Chairman Nelson asked for a motion to proceed with discussion about a non-Board sanctioned survey. In hearing none, the Chair moved to the next issue.

ITEM 5(e): Road Criteria and Prioritization

12. Citizen Phil Calandra gave a presentation on the Road Department Committee's road criteria and prioritization process, which he described as open and transparent. Mr. Calandra stated that the prioritized list was to be used as a tool, not as the ultimate decision matrix for road projects. Commissioner Boyd stated this was the first time he had seen the criteria and that high density rural subdivisions had been left out of the process. Mr. Calandra responded that the criteria and process had been presented via multiple public workshops and meetings.

ITEM 8: Citizen's Forum

13. Citizen Paul Henry stated that grants should be evaluated as the whether they serve a necessary function of government.
14. Citizen C.P. Miller stated that the dirt road survey caused "problems" for him due to concerned citizens and that it should not have contained the County Coordinator's phone number.
15. County Coordinator Parrish Barwick stated that Fire Rescue Chief Mark Matthews and Clerk of Court Kirk Reams would be gauging the interest of the School Board in regards to selling/leasing the former administrative building for Fire Rescue needs.

ITEM 9: Commissioner Discussion Items

16. Commissioner Barfield stated she would like to see the naming opportunities criteria on a future agenda. She also gave an update on the RESTORE Act.
17. Attorney Buck Bird stated that law firm Bryant, Miller & Olive had submitted a redistricting proposal.
18. Clerk of Court Kirk Reams requested that he and Commissioner Barfield speak with Progress Energy regarding the possibility of a Rails to Trails program. There was no objection from the Board.

ITEM 11: Adjournment

19. The warrant register was reviewed and bills ordered paid.
20. **On motion by Commissioner Bishop, seconded by Commissioner Walker and unanimously carried, the meeting was adjourned.**

Attest: _____
Clerk

Chairman

ITEM 6(a): RACEC SUPPORT RESOLUTION

RESOLUTION _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF JEFFERSON COUNTY, FLORIDA, EXPRESSING ITS SUPPORT THAT THE DESIGNATION OF RURAL AREA OF CRITICAL ECONOMIC CONCERN (RACEC) CONTINUE TO APPLY TO THE NORTH CENTRAL FLORIDA REGION INCORPORATING BAKER, BRADFORD, COLUMBIA, DIXIE, GILCHRIST, HAMILTON, JEFFERSON, LAFAYETTE, LEVY, MADISON, PUTNAM, SUWANNEE, TAYLOR, AND UNION COUNTIES (INCLUDING THE CITIES, TOWNS AND COMMUNITIES WITHIN EACH); AND, THAT ALL ENTERPRISE ZONES IN THESE COUNTIES AND COMMUNITIES CONTINUE TO EXIST; AND THE CONTINUATION OF ALL STAFFING GRANT FUNDING FOR THE NORTH FLORIDA ECONOMIC DEVELOPMENT PARTNERSHIP (NFEDP) THROUGH FUNDS APPROPRIATED BY THE FLORIDA LEGISLATURE AND ADMINISTERED THROUGH FLORIDA'S DEPARTMENT OF ECONOMIC OPPORTUNITY, AND PROVIDING FOR AN EFFECTIVE DATE NO LATER THAN JUNE 1, 2013.

WHEREAS, in 2003 Governor Jeb Bush, by executive order, identified fourteen counties (Baker, Bradford, Columbia, Dixie, Gilchrist, Hamilton, Jefferson, Lafayette, Levy, Madison, Putnam, Suwannee, Taylor, and Union) as one of three Rural Areas of Critical Economic Concern (RACEC), and that this designation was renewed in 2008; and

WHEREAS, the North Florida Economic Development Partnership (NFEDP) was created as the regional organization work in cooperation with the 14 counties to promote and improve economic development throughout the North Central Florida region; and

WHEREAS, the various counties and municipalities in the NFEDP's region request that Governor Rick Scott renew the designation as a Rural Area of Critical Economic Concern; and

WHEREAS, the NFEDP, in cooperation with and through the support of the 14 counties, all municipalities within the 14 counties, all Workforce Development Boards serving the region, and corporate sector partners, has made great strides in improving the economic outlook for the North Central RACEC by assisting with recruiting new industries, supporting infrastructure projects and working together with local communities and other organizations such as Enterprise Florida, DEO, DEP, FDOT, and the Governor's Office; and

WHEREAS, notwithstanding the progress that has been made since 2008, there is still much work that needs to be done to help these fourteen counties and the region strategically plan and actually compete for economic development projects, and to retain and expand existing businesses to generate jobs and wealth in the region.

NOW, THEREFORE, BE IT RESOLVED, that the Jefferson County Board of County Commissioners does hereby express its support of the following:

1. That the designation of the North Central Florida Rural Area of Critical Economic Concern (RACEC) continue to apply to Baker, Bradford, Columbia, Dixie, Gilchrist, Hamilton, Jefferson, Lafayette, Levy, Madison, Putnam, Suwannee, Taylor, and Union counties;
2. That all existing Enterprise Zones in these counties continue to exist; and
3. The continuation of all staffing grant funding be continued and expanded for the North Florida Economic Development Partnership (NFEDP) through funds appropriated by the Florida Legislature and administered through Florida's Department of Economic Development Opportunity, Enterprise Florida, Inc. and/or other designated agencies.

DULY ADOPTED this 7th day of March, 2013

ATTEST:

JEFFERSON COUNTY
BOARD OF COUNTY COMMISSIONERS

By: _____

By: _____

Kirk Reams, Clerk of Courts

John Nelson, Sr., Chairman

**ITEM 6(c): PROPOSED ORDINANCE
2013-022113-01**

**JEFFERSON COUNTY, FLORIDA
BOARD OF COUNTY COMMISSIONERS**

ORDINANCE NO. 2013-022113-01

AN ORDINANCE OF JEFFERSON COUNTY FLORIDA, RELATING TO RECREATIONAL SHOOTING AND FIRING RANGES; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR PURPOSE; AMENDING LAND DEVELOPMENT CODE SECTION 2.02.01.03, OUTDOOR RECREATIONAL, TO EXEMPT COMMERCIAL RECREATIONAL SHOOTING AND FIRING RANGES FROM THE REQUIREMENT OF OBTAINING A SPECIAL EXCEPTION; AMENDING LAND DEVELOPMENT CODE SECTION 2.02.03 EFFECTING SAME PURPOSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR AUTHORITY; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED by the Board of County Commissioners of Jefferson County, Florida, as follows:

SECTION 1: FINDINGS OF FACT

WHEREAS, pursuant to the requirements of the Community Planning Act (formerly the Local Government Comprehensive Planning and Land Development Act of Chapter 163, Part II, Florida Statutes, and Chapter 9J-5, Florida Administrative Code), Jefferson County had adopted a Comprehensive Land Use Plan and Land Development Code; and

WHEREAS, pursuant to the requirements of the Community Planning Act, Jefferson County has adopted a Land Development Code which, among other things, establishes land uses allowed in the various areas of the County, as depicted on the Comprehensive Plan Future Land Use Map; and

WHEREAS, Land Development Code Section 2.02.01.03, Outdoor Recreational, specifies that a special exception is required for the establishment of commercial recreational shooting and firing ranges; and

WHEREAS, in 2011 the Florida Legislature adopted amendments to Section 790.33, Florida Statutes, which further strengthened and broadened the preemption of the regulation of the use of firearms to the State, and provided penalties to local officials for violation of such preemption; and

WHEREAS, in order to avoid intruding into an area of regulation preempted to the State, the Jefferson County Board of County Commissioners has determined that it is necessary to exempt commercial recreational shooting and firing ranges from the special exception requirement generally applicable to commercial recreational activities; and

WHEREAS, a public hearing has been conducted after due public notice by the Jefferson County Planning Commission which has recommended adoption of this ordinance by the Board of County Commissioners; and

WHEREAS, the Jefferson Board of County Commissioners has determined that this ordinance is consistent with the adopted Comprehensive Plan and is necessary to protect the health, safety, and welfare of Jefferson County, Florida and its citizens.

NOW, THEREFORE, BE IT ORDAINED by the Jefferson County Board of County Commissioners as follows:

SECTION 2: PURPOSE OF ORDINANCE

The purpose of this Ordinance is to exempt commercial recreational shooting and firing ranges from the special exception requirements of the Jefferson County Land Development Code.

SECTION 3: AMENDMENT OF TO SECTION 2.02.01.03 OF THE JEFFERSON COUNTY LAND DEVELOPMENT CODE

Section 2.02.01.03 of the Jefferson County Land Development Code is hereby amended as follows:

NOTE: Underlined language is proposed language and ~~Struck Through~~ language is language proposed to be deleted.

ARTICLE TWO LAND USE AND VEGETATION

2.02.00 USES ALLOWED IN LAND USE DISTRICTS

This Section defines and prescribes the specific uses allowed within each land use district described in the Jefferson County Comprehensive Plan and this Code.

2.02.01 TYPES OF USES BY CATEGORY:

...

2.02.01.03 Outdoor Recreational

These uses include areas for outdoor recreational activities such as picnicking, jogging, cycling, arboretums, licensed airstrips, hiking, golf courses, playgrounds, ball fields, outdoor ball courts, stables, rodeo arenas, outdoor swimming pools, and water-related or water-dependent uses such as boat ramps, fishing docks and piers, hunting, recreational shooting, firing ranges, marinas, miniature golf courses, race tracks, and similar recreational or quasi-recreational activities and all similar outdoor recreational uses, whether public or private, together with ordinary amenities and service normally associated with such uses. With the exception of outdoor recreational shooting and firing ranges, ~~Commercial~~ uses of these shall require a special exception permit. Development order approval shall be required for commercial recreational outdoor shooting and firing ranges.

...

SECTION 4: AMENDMENT OF TO SECTION 2.02.03 OF THE JEFFERSON COUNTY LAND DEVELOPMENT CODE

Section 2.02.03 of the Jefferson County Land Development Code is hereby amended as follows:

NOTE: Underlined language is proposed language and ~~Struck Through~~ language is language proposed to be deleted.

2.02.03 Allowable Uses Within Each Land Use District

A. Agriculture 20

The following types of uses are allowed in the Agriculture 20 land use district.

1. Agricultural.
2. Residential, subject to the density standards in Table 2.04.07
3. Institutional, excluding residential care facilities and nursing homes.
4. Outdoor Recreational.
5. Local Public Service Activities.
6. Roadside Produce Stands, Temporary or Permanent.
7. The following specific uses, subject to special exception approval pursuant to Sections 9.08.00, et seq., of this Code: commercial outdoor arenas, commercial livestock auction facilities, ~~commercial outdoor firing ranges~~, commercial race tracks, and marinas for more than three boats. Special events that occur only once a year or less and can comply with all other County requirements, may be issued a permit for the activity by the Planning Administrator, if the Administrator is satisfied that any negative impact on the county is not permanent.

8. Commercial Outdoor Firing Ranges.

B. Agriculture 5

The following types of uses are allowed in the Agriculture 5 land use district.

1. Agricultural.
2. Residential, subject to the density standards in Table 2.04.07.
3. Institutional.
4. Outdoor Recreational.
5. Local Public Service Activities.
6. Roadside Produce Stands, Temporary or Permanent.
7. The following specific uses, subject to special exception approval pursuant to Sections 9.08.00, et seq., of this Code: commercial outdoor arenas, commercial livestock auction facilities, ~~commercial outdoor firing ranges~~, commercial race tracks, and marinas for more than three boats. Special events that occur only once a year or less and can comply with all other County requirements, may be issued a permit for the activity by the Planning Administrator, if the Administrator is satisfied that any negative impact on the County is not permanent.
8. Commercial Outdoor Firing Ranges, subject to minimum 20 acre parcel size.

C. Agriculture 3

The following types of uses are allowed in Agriculture III land use areas.

1. Agriculture
2. Residential, subject to the density standards in Table 2.04.07
3. Institutional.
4. Outdoor recreational.
5. Local Public service activities.
6. Roadside produce stands, temporary or permanent.

7. The following specific uses, subject to special exception approval pursuant to Sections 9.08.00, et seq., of this Code: Commercial outdoor arenas, commercial livestock auction facilities, ~~commercial outdoor firing ranges~~, commercial race track, and marinas for more than three boats. Special events that occur only once a year or less and can comply with all other County requirements, may be issued a permit for the activity by the Planning Administrator, if the Administrator is satisfied that any negative impact on the County is not permanent.

8. Commercial Outdoor Firing Ranges, subject to minimum 20 acre parcel size.

...

SECTION 5: SEVERABILITY

If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and affect.

SECTION 6: CONFLICT

All ordinances or parts of ordinances in conflict herewith are, to the extent of such of conflict, hereby repealed.

SECTION 7: COPY ON FILE

A certified copy of this enacting ordinance shall be filed with the Clerk of the Circuit Court.

SECTION 8: EFFECTIVE DATE

This Ordinance shall be filed with the Office of the Secretary of the State of Florida and shall immediately take effect upon receipt of official acknowledgment from the Department of State that the same has been filed.

SECTION 9: AUTHORITY

This ordinance is adopted pursuant to the authority granted by Chapter 125.01 and Chapter 163.3161 through 163.3215, Florida Statutes.

PASSED AND DULY ADOPTED with a quorum present and voting by the Board of County Commissioners of Jefferson County this _____ day of February, 2013.

BOARD OF COUNTY COMMISSIONERS OF JEFFERSON COUNTY, FLORIDA

John Nelson, Chairman

ATTESTED BY:

Kirk Reams, Clerk of the Circuit Court

APPROVED as to FORM & SUBSTANCE:

Scott Shirley, County Land Use Attorney

DRAFT

ITEM 6(d): FLUM PROPOSED CHANGES



PLANNING AND ZONING DEPARTMENT
JEFFERSON COUNTY/CITY OF MONTICELLO
445 W. PALMER MILL RD, MONTICELLO, FLORIDA 32345

Phone (850) 342-0223 - Fax: (850) 342-0225

MEMORANDUM

TO: BOARD OF COUNTY COMMISSIONERS
FROM: BILL TELLEFSEN, PLANNING OFFICIAL
SUBJECT: PROPOSED FLUM AMENDMENTS
DATE: 3/1/2013
CC:

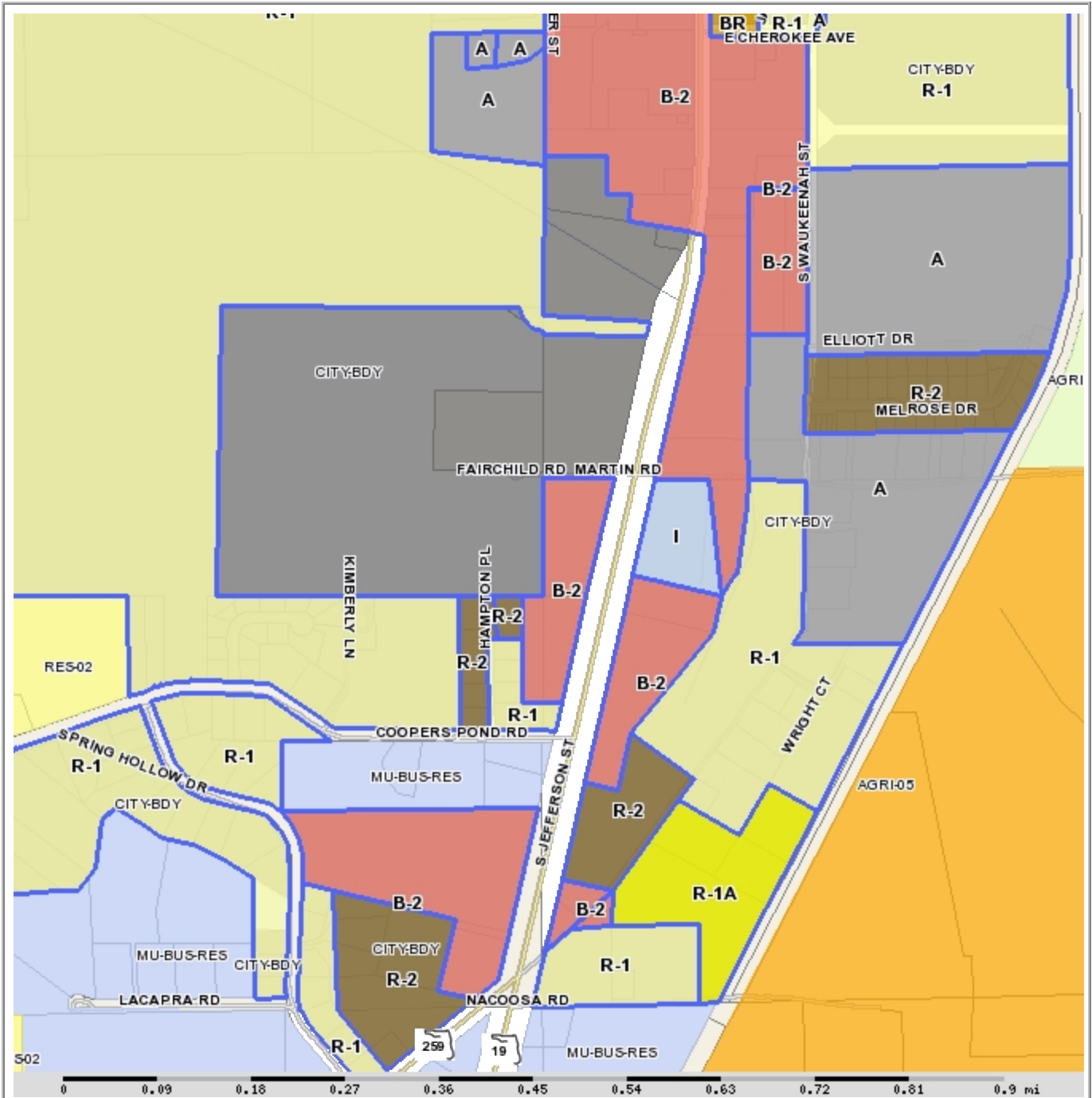
I'd like to file two staff-generated FLUM Amendment packages.

Package one is to fix an apparent scrivener's error on the original FLUM that leaves 5 properties that are in the county adjacent to the City of Monticello on the west side of US 19 South undesignated as being in any land use category – city or county.

Package two would unify 5 properties on the south side of Limestone Road that are currently split as partially in Ag 5 and Ag 20. I would like to make them all Ag 5, since that would not remove any future development rights. Changing the Ag 5 portions to Ag 20 to make them all to Ag 20 would be removing development rights. Leaving them as “split” parcels is not appropriate since the acreages are not coincident with the land use categories.

I will make a short presentation and then answer questions.

My request is to allow me to prepare the submittal packages and schedule the appropriate public hearings.



Jefferson County Property Appraiser

Angela Gray CFA - Monticello, Florida 32344 | 850-997-3356

PARCEL: -

Name:	2012 Certified Values		
Site:	Land		
Mail:	Bldg		
Sales Info	Assd		
	Exmpt		
	Taxbl		

NOTES:

Future Land Use

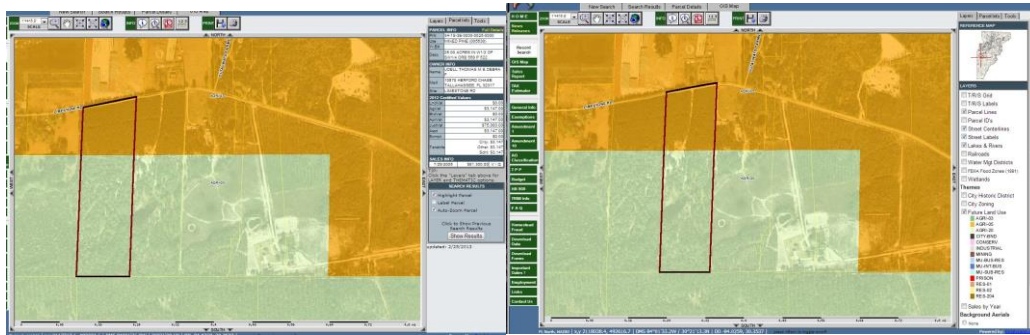
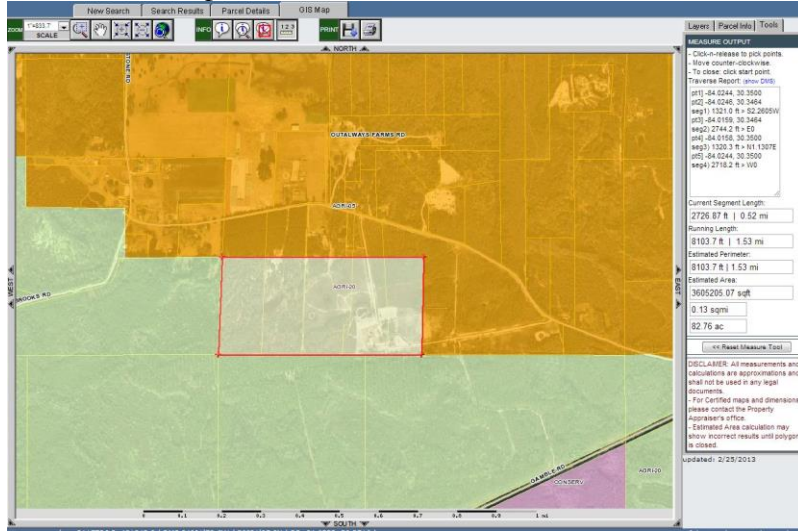
AGRI-03	MU-BUS-RES
AGRI-05	MU-INT-BUS
AGRI-20	MU-SUB-RES
CITY-BND	PRISON
CONSERV	RES-01
INDUSTRIAL	RES-02
MINING	RES-204

This information, updated: 1/30/2013, was derived from data which was compiled by the Jefferson County Property Appraiser Office solely for the governmental purpose of property assessment.

This information should not be relied upon by anyone as a determination of the ownership of property or market value. No warranties, expressed or implied, are provided for the accuracy of the data herein, its use, or its interpretation. Although it is periodically updated, this information may not reflect the data currently on file in the Property Appraiser's office. The assessed values are NOT certified values and therefore are subject to change before being finalized for ad valorem assessment purposes.

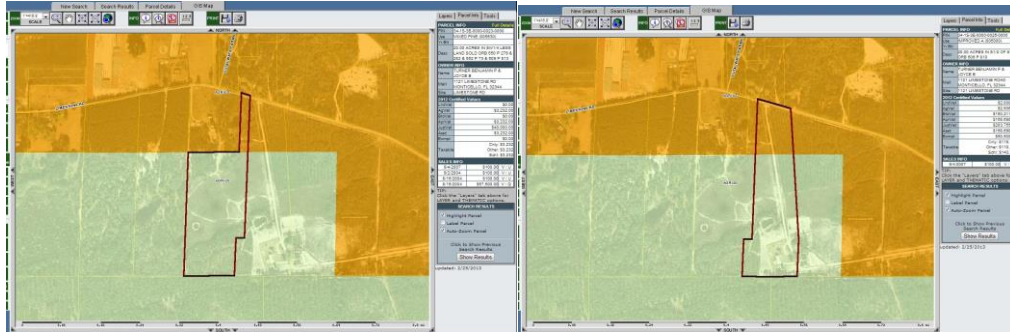
powered by:
GrizzlyLogic.com

Proposed FLUM Amendment # 2 – change from Ag 20 to Ag 5
 Affects 5 properties in 3 ownerships



Udell

Grantham



Turner (3 tracts)

