

RESOLUTION NO. 2023-15

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, CONDITIONS, PROVISIONS, AND REQUIREMENTS OF AMENDMENT OF CONTRACT #1939 BETWEEN THE FLORIDA FOREST SERVICE AND ST. JOHNS COUNTY REGARDING COST SHARE FOR FOREST AND WILD LAND FIRE PROTECTION IN ST. JOHNS COUNTY; AUTHORIZING THE COUNTY ADMINISTRATOR, OR HIS DESIGNEE, TO EXECUTE THE AMENDMENT ON BEHALF OF ST. JOHNS COUNTY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 125.27, Florida Statutes, the Florida Forest Service (“Forest Service”), formerly known as the State of Florida, Department of Agriculture and Consumer Service, Division of Forestry, and the board of county commissioners of each county shall enter into an agreement for the establishment and maintenance of countywide fire protection of all forest and wild lands within said county; and

WHEREAS, under Section 125.27, Florida Statutes, each county, under the terms of such agreements, shall be assessed a fee each fiscal year for its share of the costs of providing such fire protection in a sum of dollars equal to the total forest or wild land acreage of the county, as determined by the Forest Service, multiplied by 7 cents; and

WHEREAS, St. Johns County (“County”) entered into a Cooperative Agreement with the Forest Service pursuant to Section 125.27, Florida Statutes, effective July 1, 1988, to provide fire protection services for the forest and wild land acreage in the County, which has been amended in 1997 and 2008 to provide for statutory changes and changes in the forest and wild land acreage (collectively, the “Agreement”); and

WHEREAS, the County and the Forest Service wish to enter into the Amendment of Contract #1939, attached hereto as Exhibit A and incorporated herein, amending the Agreement to reflect updated acreage of 248,667 acres of forest and wild lands within the County and an annual cost share of \$17,406.69; and

WHEREAS, the County has determined that entering into the Amendment of Contract #1939 will serve a public purpose and is in the best interest of the County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY:

Section 1. The above recitals are hereby incorporated into the body of this resolution and are adopted as findings of fact.

Section 2. The Board of County Commissioners of St. Johns County, Florida hereby approves the terms, conditions, provisions, and requirements of the Amendment of Contract #1939 between the Forest Service and St. Johns County, and authorizes the County Administrator, or

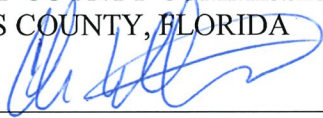
designee, to execute the Amendment on behalf of the County in substantially the same form and format as attached hereto.

Section 3. To the extent that there are typographical or administrative errors that do not change the tone, tenor, or concept of this Resolution, this Resolution may be revised without subsequent approval by the Board of County Commissioners.

Section 4. This Resolution shall be effective upon adoption by the Board of County Commissioners.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 17th day of January, 2023.

BOARD OF COUNTY COMMISSIONERS OF
ST. JOHNS COUNTY, FLORIDA

By: 
Christian Whitehurst, Chair

Attest: Brandon J. Patty,
Clerk of the Circuit Court & Comptroller

Rendition Date JAN 17 2023

By: 
Deputy Clerk





NICOLE "NIKKI" FRIED
COMMISSIONER

CONTRACT AMENDMENT

Please Respond To: Florida Forest Service
Forest Protection Bureau
3125 Conner Blvd., Room 290
Tallahassee, FL 32399-1650

May 16, 2022

St. Johns County BOCC
500 San Sebastian View
St. Augustine, FL. 32084

RE: Amendment of Contract # 1939 dated 07/01/88.

This letter, upon execution by both parties and attachment to the original contract shall serve to amend said contract. The contract shall be amended as follows:

This letter, upon execution by both parties and attachment to the original contract shall serve to amend said contract. The contract shall be amended as follows:

Paragraphs 1 & 2, are amended as follows:

FROM

1. The Department shall provide fire protection for 282,919 acres of forest and wildlands within County.
2. The County shall, under the terms of this agreement; pay to the Department annually as its share of the cost of providing such fire protection, \$19,804.33, said receipts to be deposited as prescribed by Florida Statute.

TO

1. The Department shall provide fire protection for 248,667 acres of forest and wildlands within County.
2. The County shall, under the terms of this agreement; pay to the Department annually as its share of the cost of providing such fire protection, \$17,406.69, said receipts to be deposited as prescribed by Florida Statute.

NO OTHER PROVISIONS OF THIS CONTRACT ARE AMENDED OR OTHERWISE ALTERED BY THIS AMENDMENT.





NICOLE "NIKKI" FRIED
COMMISSIONER

CONTRACT AMENDMENT

Casey Drake

Joey B. Hicks
Director of Administration
Department of Agriculture
and Consumer Services

5/18/2022

(Date)

(Signature)

(Title)

(Company)

(Date)



Rev. 9/87

STATE OF FLORIDA
COOPERATIVE AGREEMENT

BETWEEN

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES
DIVISION OF FORESTRY

AND

The County of St. Johns, in the State of Florida
284,549 Acres Land

THIS COOPERATIVE AGREEMENT, made and entered into this 26th day of April, 1988, by and between the State of Florida, Department of Agriculture and Consumer Services, Division of Forestry, hereinafter called the "Department," and the County of St. Johns of the State of Florida, hereinafter called the "County."

WHEREAS, Section 125.27, Florida Statutes, provides that the Division of Forestry of the Department of Agriculture and Consumer Services shall enter into agreements with the Board of County Commissioners of each county in the State for the establishment and maintenance of countywide fire protection of all forest and wild lands within said county, and

WHEREAS, Section 125.27, Florida Statutes, also provides that each county shall, under the terms of this agreement, be assessed each fiscal year as its share of the cost of providing such fire protection a sum in dollars equal to the total forest and wild land acreage of the county, as determined by the Department, multiplied by three cents (3¢).

NOW, THEREFORE, this Cooperative Agreement shall be in full force and effect on and after July 1, 1988, and shall continue in full force and effect until superseded by a new agreement or cancelled by the Florida Statutes.

1. The Department shall provide fire protection for 284,549 acres of forest and wild lands within St. Johns County.

2. The County shall, under the terms of this agreement, pay to the Department annually as its share of the cost of providing such fire protection \$ 8,536.47, said receipts to be deposited in the General Revenue Fund of the State.

3. No amendment, addendum, or changes in this agreement shall be valid and binding upon the parties hereto unless such amendment, addendum, or change be reduced to writing and executed by both parties.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed the day and year first above written.

STATE OF FLORIDA, DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY

THE BOARD OF COUNTY COMMISSIONERS
St. Johns County, Florida

By: *David Comrie*
Commissioner of Agriculture

By: *Lawrence O. Bentley*
Chairman of Board

Date: *June 8, 1988*

Date *April 26, 1988*

Approved as to form and legality
By: *[Signature]*
Senior Attorney

Attest *[Signature]*
Clerk of Circuit Court