

# ST. JOHNS COUNTY

ST. AUGUSTINE, FLORIDA

## BOARD OF COUNTY COMMISSIONERS

District 1 - James K. Johns, Vice-Chair  
District 2 - Jeb S. Smith, Chair  
District 3 - William (Bill) A. McClure  
District 4 - Jay Morris  
District 5 - Rachael L. Bennett



## REGULAR MEETING AGENDA

County Auditorium  
500 San Sebastian View

Michael D. Wanchick, County Administrator  
Patrick F. McCormack, County Attorney

Tuesday, May 03, 2016 9:00:00 AM

*Please be sure all cellular devices are turned off for the duration of the County Commission Meeting*

## REGULAR MEETING

- ❖ Call to Order by Chair
- ❖ Roll Call by the Clerk of the Court
- ❖ Invocation
- ❖ Pledge of Allegiance
- ❖ *Proclamation recognizing May 8-14, 2016 as Economic Development Week*
- ❖ *Proclamation recognizing May 2016 as National Drug Court Month*
- ❖ *Acceptance of Proclamations*
- ❖ Public Comment
- ❖ Deletions to Consent Agenda
- ❖ Approval of Consent Agenda
- ❖ Additions/Deletions to Regular Agenda
- ❖ Approval of Regular Agenda

### **Presenter - Shawna Novak, Health and Human Services Director**

1. **St Johns County Veterans Treatment Court.** The St Johns County Veterans Treatment Court is designed to be a judicially led comprehensive treatment program serving active military or honorable discharged veterans with qualifying criminal charges. The goal is to work with veterans that meet eligibility criteria to eliminate substance abuse concerns and to learn necessary skills to maintain a clean and sober lifestyle as well as to effectively manage any mental health conditions. This program is intended to offer St Johns County veterans an alternative of treatment and to avoid possible incarceration or other punitive measures. Health and Human Services is requesting BOCC to authorize the county administration or staff to work with the court to develop a budget request in the FY 2017 budget proposal.

### **Presenter - Damon Douglas, Project Manager**

**District 3**

2. **Presentation Regarding the Treasure Beach Canals MSBU.** Presentation to the Board regarding the MSBU funded dredging of the Treasure Beach Canals.

### **Presenter - Joseph Cearley, Special Projects Manager**

3. **Discussion on potential Land Development Code amendments.** This is a discussion item on several possible changes to the Land Development Code. Staff will be seeking general direction from the Board of County Commissioners regarding the following topics:  
1) Discussion of measurement of fence height in general and when on a berm or retaining wall. 2) Updating the Special Use provision for Personal Property Mini-Warehouse Facilities. 3) Amending the upland buffer setback provision to allow some flexibility for required upland buffer setbacks in an effort to preserve the entire width of the Upland Buffer. 4) Allowing stormwater ponds to account for a specified percentage of open space requirements for residential developments. 5) Discussion on Electronic Billboards proposal within St. Johns County - location, design criteria, swap down procedures. .

4. **Public Hearing \* Land Development Code Amendments - Article II "Zoning Districts and Special Uses", Article VI, Part 6.03.00 "Fire Protection Regulations" and Article XII "Definitions": Dogs in Outdoor Portions of Restaurants; Apiaries; Firing Ranges; Fire Regulation; Data Submittals; Zoning Variance definition.** This is the first hearing in a three part series to consider changes to Article II "Zoning Districts and Special Uses", Article VI, Part 6.03.00 Fire Protection Regulations and Article XII "Definitions". This series of changes would bring the current Land Development Code Standards for Doggy Dining into compliance with Florida Statutes and would create supplemental provisions for restaurants whom wish to allow dogs within a specified outdoor area; exempts the keeping of honey bees from requirements of a special use permit per Florida Statute; updates Firing Range special use permit in accordance with Florida Statute 790.15; brings current provisions for Fire Regulations to be in accord with F.S. 633 (Fire Prevention and Control) and the Florida Fire Prevention Code; and clarify the definition of Zoning Variance. These changes were considered originally as a discussion item before the Board of County Commissioners on March 01, 2016. It was the direction of the Board of County Commissioners to draft an ordinance and bring the Land Development Code into compliance with newly adopted state regulations and fire regulations. The Board may make modifications to the proposed changes for final action at a later hearing. Additionally the Board may, by a majority plus one vote, hold the hearing on the proposed change at a time other than after 5:00 p.m.

**Presenter - John P. Burnham, P.E., Chief Engineer**

**District 4**

5. **VACROA 16-02 Hilden Subdivision (Nease High School).** A petition from the School District to vacate roadways within the Hilden subdivision. Nease High School was constructed over the platted but unopened roadways, and the vacation is requested in order to expand the school's facilities and for placement of a conservation easement. St. Johns County Utilities is retaining a utility easement over a portion of the proposed vacated right-of-way.

**Presenter - Melissa Lundquist, Assistant to the Board of County Commissioners**

6. **Consider appointments to the Tourist Development Council.** Currently there are two vacancies on the Tourist Development Council. One is due to an expired term and one is due to a resignation. One of the seats is required to be a City of St. Augustine Beach Representative and the other is required to be an owner/operator of a tourist accommodation subject to bed tax. Please find attached for your review and consideration six (6) applications (Michael Cunningham, District 3, Carl Patrick Gill, District 3, Todd A. D. Hickey, District 4, Conrad Matt, District 3, Andrea Samuels, District 5 and Albert Syeles, District 5) along with a reappointment request from the City of St. Augustine Beach and a recommendation from the Tourist Development Council.
7. **Consider appointments to the Planning and Zoning Agency.** Currently there are three (3) vacancies on the Planning and Zoning Agency. Two (2) are due to expired terms and one (1) is due to a resignation. Please find attached for your review and consideration a recommendation from the Planning & Zoning and eighteen applications (see 4th page of agenda packet for listing). Please note two applications include requests for reappointment (Mr. Jeff Martin & Mr. Jon Woodard).

**Presenter - Rebecca C. Lavie, Assistant County Attorney**

- 8. Ordinance Establishing Fire Code Board of Appeals - First Reading.** In 2015, the State Fire Marshal adopted changes to the Florida Fire Prevention Code, including the addition of NFPA Section 1.10, which requires jurisdictions to establish a Fire Code Board of Appeals. The purpose of the Fire Code Board of Appeals is to rule on matters relating to the Fire Code and its enforcement. This ordinance establishes a Fire Code Board of Appeals in accordance with NFPA Section 1.10. Additionally, the ordinance clarifies the County Fire Marshal's ability to issue civil citations for fire code violations as authorized by Section 633.214, Florida Statutes.

- ❖ Commissioners' Reports
- ❖ County Administrator's Report
- ❖ County Attorney's Report
- ❖ Clerk of Court's Report

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### CONSENT AGENDA

- 1. Motion to approve the Cash Requirement Report** For more information, contact Allen McDonald, County Finance Director at 819-3669
- 2. Motion to Adopt Resolution 2016-\_\_\_\_\_ approving the final plat for Whisper Creek Phase 2 Unit A (replat)** For more information, contact Shannon Acevedo, Application Review Supervisor at 209-0720
- 3. Motion to Adopt Resolution 2016-\_\_\_\_\_ approving the final plat for Las Calinas Parcel 3A Unit 2 Phase 3B (replat)** For more information, contact Shannon Acevedo, Application Review Supervisor at 209-0720
- 4. Motion to Adopt Resolution 2016-\_\_\_\_\_ approving the final plat for Twenty Mile at Nocatee Phase 3A.** For more information, contact Shannon Acevedo, Application Review Supervisor at 209-0720
- 5. Motion to Adopt Resolution 2016-\_\_\_\_\_ approving the final plat for Creekside at Twin Creeks Phase 1A, accepting only the dedication of Twin Creeks Drive and not accepting the dedication of .Sweet Oak Way, Silver Creek Place, and Broomsedge Circle.** For more information, contact Shannon Acevedo, Application Review Supervisor at 209-0720
- 6. Motion to Adopt Resolution 2016-\_\_\_\_\_ approving the final plat for Palencia North Phase III A-1.** For more information, contact Shannon Acevedo, Application Review Supervisor at 209-0720
- 7. Motion to approve PFS AGREE 2016-01 and authorize the County Administrator to execute the Wards Creek Proportionate Fair Share Agreement, finding that the proposed Agreement is consistent with Section 11.09 of the Land Development Code.** For more information, contact Jan Trantham, Senior Transportation Planner at 209-0611
- 8. Motion to Adopt Resolution No. 2016-\_\_\_\_\_ authorizing the County Administrator, or designee, to execute an Easement to Peoples Gas System to install the delivery system for the compressed natural gas fueling facilities located off State Road 16 and to execute a Subordination and Joinder Agreement.** For more information, contact Mary Ann Blount, Land Management Systems Director at 209-0762

9. **Motion for the Board to accept the Health and Human Services Advisory Council's recommendation and to allow staff to proceed towards executing a contract with SMA that will provide \$15,000 in funding for the Community Wellness Center.** *For more information, contact Shawna Novak, Health and Human Services Director at 904 209-6088*
  
10. **Motion to adopt Resolution 2016-\_\_\_\_, authorizing the County Administrator, or designee, to execute an agreement, in substantially the same form and format as attached, to provide transportation to local children participating in the 2016 Summer Camp activities facilitated by the Parks and Recreation Department.** *For more information, contact Jamie Baccari, Recreation Supervisor at 209-0377*
  
11. **Motion to approve the Fiscal Year 2016 Capital Improvement Program re-appropriation and associated budget transfers per the attached schedule.** *For more information, contact Wade Schroeder, Budget Analyst, Office of Management & Budget at 904 209-0570*
  
12. **Motion to adopt Resolution 2016-\_\_\_\_, authorizing the County Administrator, or his designee, to enter into negotiations with, and if negotiations are successful, on behalf of the County, enter into a contract with UTP Productions, Inc. for RFP 16-36 Stage Maintenance Labor.** *For more information, contact Dawn Cardenas, Purchasing Manager at 209-0152*
  
13. **Motion to declare the attachments as surplus and authorize the County Administrator, or his designee, to dispose of same in accordance with the Purchasing Policy 308 and Florida Statute 274.** *For more information, contact Dawn Cardenas, Purchasing Manager at 209-0152*

