

**MINUTES OF MEETING
BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA
JUNE 5, 2001
(9:00 A.M.)**

Proceedings of a regular meeting of the Board of County Commissioners of St. Johns County, Florida, began and held in the Auditorium at the County Administration Building, #4020 Lewis Speedway (County Road 16-A) and U.S. 1 North, St. Augustine, Florida.

Present were: Mary Kohnke, District 4, Chair
Marc Jacalone, District 3, Vice Chair
Nicholas Meiszer, District 1
John Reardon, District 2
James E. Bryant, District 5
Ben W. Adams, Jr., County Administrator
Daniel Bosanko, Deputy County Attorney
Doug Burnett, Assistant County Attorney
Lenora Newsome, Deputy Clerk

Also present: Cheryl Strickland, Clerk of Courts

(06/05/01 - 1 - 9:03 a.m.)
CALL TO ORDER

The meeting was called to order by Kohnke.

(06/05/01 - 1 - 9:03 a.m.)
The Invocation was given by Pastor Chris Washington, A-Level Christian Community Church. The Pledge of Allegiance was led by Meiszer.

(06/05/01 - 1 - 9:04 a.m.)
ROLL CALL

The roll was called by the Deputy Clerk.

(06/05/01 - 1 - 9:04 a.m.)
PRESENTATION OF THE CORPORATE CHALLENGE AWARD TO NORTHRUP-GRUMMAN BY THE ST. JOHNS COUNTY RECREATION & PARKS DEPARTMENT

Troy Blevins, St. Johns County Recreation Department, explained the Corporate Challenge and recognized the six teams that participated; St. Johns County School Board, St. Johns County, Northrup Grumman, Prosperity Bank, Whitney Lab, and FEC. He announced that Grumman won and St. Johns County came in second. Blevins presented the award to Northrup Grumman.

(06/05/01 - 1 - 9:08 a.m.)
PUBLIC COMMENT

Raymond Wittneben, 4816 Las Florus Court, Elkton, voiced concern about the traffic on U.S. 1 in front of Grumman, about safety, and spoke on placing a traffic light at both entrances to Grumman. He requested the Board to reduce the speed limit to 45 m.p.h. in that area. Adams stated that the Planning Department is doing a study on it now. Wittneben turned in a list of signatures, for the record, regarding placing traffic lights at Grumman and reducing the speed limit.

(9:16 a.m.) Deloris "DJ" Morsch, 509 North Point Road, speaking for the absent property owners and herself, spoke on Capps' Order being violated and requested that something be done. Bosanko responded on the enforcement procedure and distributed the letter handed to him this morning regarding Capps Restaurant. Bosanko stated Griffin nor Acosta should speak on this subject now because there will be a Quasi-Judicial Hearing on it. Reardon stated that there should be a follow up done. Bosanko mentioned speaking to Griffin about his department handling this subject and stated that they are taking it very seriously. Morsch voiced concern about the outside music and if Capps has broken the time schedule for the outside music. Discussion followed on making sure Capps is complying with the conditions of the permit, the specific way the Board can enforce the law, and the intent of the Board.

(06/05/01 - 2 - 9:32 a.m.)

DELETIONS TO CONSENT AGENDA

Meiszer requested to pull Consent item 5 and place it on the Regular Agenda as item A. Bryant requested to pull Consent item 1 and place it on the Regular Agenda as item B.

(06/05/01 - 2 - 9:34 a.m.)

APPROVAL OF CONSENT AGENDA

Motion by Jacalone, seconded by Reardon, carried 5/0, to approve the Consent Agenda as amended.

1. Approval of the Cash Requirement Report Date 5/30/01

Pulled and placed on the Regular Agenda as item B.

2. Sheriff's Bonds:
Approve: Eric Stevens
Approve: Jacqueline Washington
Approve: Alexis Boryszewski
Approve: Heather Benavides
Approve: Rosemarie Smith
Approve: Phillip Alvarez
Cancel: Timothy Wehking
Cancel: Nancy Hill
3. Motion to approve the transfer of \$37,950 from department 1230 (Fire Services - Capital Outlay Reserve) to department 1224 (Fire Services - Administration) for the purchase and installation of three (3) auxiliary generators
4. Motion to authorize the County Administrator to execute the Grant Agreement and Restrictive Covenants for the Southeast Library and to have the Restrictive Covenants filed on the County's Deed for the library site property
5. Motion to confirm the appointment of Dan Weimer as the Director of Parks and Recreation for St. Johns County

Pulled and placed on the Regular Agenda as item A.

6. Motion to approve a transfer to the Sheriff of \$36,000 from the Law Enforcement Trust Fund Reserve (1194-59920) for the purchase of agency weapons and accessories

7. Motion to approve temporary license agreement to the St. Augustine Beach Civic Association Inc. to operate a Farmers Market on the Beach Pier Property
8. Motion to adopt **Resolution No. 2001-110** accepting a Temporary Grant of Easement from Switzerland Partnership, a Joint Venture to St. Johns County for drainage purposes

RESOLUTION NO. 2001-110

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A TEMPORARY GRANT OF EASEMENT FROM SWITZERLAND PARTNERSHIP, A JOINT VENTURE, TO ST. JOHNS COUNTY FOR DRAINAGE PURPOSES

9. Motion to adopt **Resolution No. 2001-111**, accepting a Temporary Grant of Easement accepting the dedication of lands as County maintained public lands for use as County roads and parks

RESOLUTION NO. 2001-111

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING THE DEDICATION OF LANDS AS COUNTY MAINTAINED PUBLIC LANDS FOR USE AS COUNTY ROADS AND PARKS

10. Proofs:
 - a. Proof, Notice of St. Johns County Budget Hearings, May 31, June 1, 5, 6, 7, 11, & 14, 2000
 - b. Proof, Public Disclosure for SJC Full Cost Accounting for Solid Waste Management Services
 - c. Proof, Notice of Hearings, St. Johns County Administrative Budget Hearings, May 31, June 1, 5, 6, 7, 11, & 14, 2000
 - d. Proof, Docket #2001 0007 0023, SJC Water & Sewer Authority & Board of County Commissioners, June 6, 2001
 - e. Proof, Notice of Public Hearing, Ordinance/Regulations Affecting Land Use, May 22 & June 26, 2001
 - f. Proof, Notice of Hearing, Value Adjustment Board, May 8, 2001
 - g. Proof, Notice to Bidders, Bid No. 01-63
 - h. Proof, Notice to Bidders, Bid No. 01-67
 - i. Proof, Certificate of Insurance, Dyer, Riddle, Mills & Precourt, Inc.
 - j. Proof, Certificate of Liability Insurance, Alphastaff Group, Inc., et al
 - k. Proof, Certificate of Liability Insurance, Angle Tower Corporation
 - l. Proof, Certificate of Liability Insurance, Berryman & Henigar, Inc.
 - m. Proof, Certificate of Liability Insurance, Jensen Civil Construction, Inc.
 - n. Proof, Certificate of Insurance, Jensen Civil Construction, Inc.

(06/05/01 - 3 - 9:34 a.m.)

ADDITIONS/DELETIONS TO REGULAR AGENDA

Jacalone requested to add *Osceola/Fort Peyton Park Site* as item 6a and *Improving Accessibility of Board Members to Constituents (Cell Phones)* as item 6b. Adams stated that the Sheriff's Office requested to move his item to the afternoon at 3:00 p.m., which was already noted on the agenda. Bosanko requested to add a presentation on *Special Use Process* as item 11.

(06/05/01 - 4 - 9:36 a.m.)
APPROVAL OF REGULAR AGENDA

Motion by Jacalone, seconded by Reardon, carried 5/0, to approve the Regular Agenda as amended. (9:38 a.m.) Bosanko left the meeting.

(06/05/01 - 4 - 9:38 a.m.)

A. MOTION TO CONFIRM THE APPOINTMENT OF DAN WEIMER AS THE DIRECTOR OF PARKS AND RECREATION FOR ST. JOHNS COUNTY (*This item was Consent Agenda item 5*)

Meiszer explained the reason for pulling this item. He voiced concern about failing to follow the proper routine in the selection process. Discussion followed on how Weimer was hired and promoted, Weimer's experience in the job, endorsing promotion from within the organization, and placing on the agenda an item for discussing the selection process.

Motion by Bryant, seconded by Reardon, carried 5/0, to confirm Dan Weimer as Director of Parks and Recreation.

(06/05/01 - 4 - 9:52 a.m.)

B. APPROVAL OF THE CASH REQUIREMENT REPORT DATE 05/30/01 (*This item was Consent Agenda item 1*)

Joe Vonasek, Budget and Management, reviewed this item, stating three items that were not on the list that he would like to add; 1) \$575.00 paid to Moultrie Apartments, 2) \$301.00 representing the monthly allotment to residents in the County's Mental Health Residence's Program, and 3) \$279,019.50 at the request of the Attorneys to accomplish a closing on a piece of property in Block A in Windswept Acres Unit Two. Kohnke asked how to handle any questions that might come up on the Cash Requirement Report. Strickland responded that if the Board has any specific questions prior to the meeting, to ask before the meeting. Vonasek stated that none of the checks on the list represents anything that the Board hasn't already seen. Strickland mentioned that Finance will present a list to the Board every week. Vonasek stated that the Clerk's Office will cut manual checks for the three items that were added. **Motion by Reardon, seconded by Jacalone, carried 5/0, to approve the Cash Requirement Report for St. Johns County dated May 30, 2001 as amended.**

(06/05/01 - 4 - 9:58 a.m.)

1. BUDGET HEARINGS FOR CONSTITUTIONAL OFFICERS:

A. Clerk of The Court - Cheryl Strickland (Scheduled Time 9:30 a.m.)

Strickland presented her budget, with the assistance of visual display. She stated that the increases are employee related, and that she is requesting a salary increase of 5%. She is requesting an additional person in her Traffic Division, and the increase in the County Court Budget is 7.97%. She is requesting an additional person in the Minutes and Records Division in Finance and the increase in Finance is 7.25%. The total increase is \$150,936 and the total percentage increase is 7.61%. She reviewed her Fee Budget, stating that the back up will be provided next month. Discussion followed on FICA Matching and Medicare, and what entities write tickets.

The meeting moved to item 2.

B. Sheriff's Office - Sheriff Neil J. Perry (Scheduled Time 10:30 a.m. -
The Sheriff has requested this hearing be continued until approximately 3:00 p.m.)

(06/05/01 - 5 - 10:08 a.m.)

2. CONSIDER THE TERMINATION OF THE COUNTY'S AGREEMENT WITH REPUBLIC, INC. FOR THE PROCESSING AND DISPOSAL OF OUT OF COUNTY WASTE FROM PUTNAM COUNTY

John Schwab, Special Projects Manager, stated that the Board's issue today is, if they want to exercise their right under the agreement with Republic. Meiszer mentioned that he had a phone call from Janie Coleman to table this item to allow some time for Waste Management and Putnam County to get together. Reardon questioned if this agreement was terminated, are there any ramifications to be concerned about. Burnett stated that it is the County Attorney's opinion that there is no County liability for terminating the contract, but he can't say that Waste Management will not sue the County. Schwab stated that he received a letter from Seaboard, stating that they would honor the contract and termination clause. He stated that he also has a verbal confirmation over the phone that they would honor whatever decision the Board renders to them. The action today would not be to terminate the contract. It would be to authorize the Administrator to undergo the process to terminate the contract.

(10:14 a.m.) Jane Coleman, representing Waste Management, mentioned for the record, that the County Staff has been very cooperative. She spoke on getting together on a group meeting with everyone involved to resolve this before coming before the Board. She asked for the Board to table this item. Discussion followed on, if Waste Management is unable to work out an agreement with Putnam County, do they have an alternative disposal plan, the issue being monetary and not environmental, and what would happen if this item was tabled. Motion by Jacalone, seconded by Bryant, to take no action. Schwab mentioned that the Board could direct him to return after the conclusion of the Putnam and Waste Management negotiations occurred. Jacalone withdrew the motion and Bryant withdrew the second. **Motion by Bryant, seconded by Jacalone, carried 4/1 with Kohnke opposed, to table this item.**

(06/05/01 - 5 - 10:25 a.m.)

3. REVIEW AND CONSIDERATION OF THE ARCHITECTURAL CONTRACT FOR THE SOUTHEAST LIBRARY PROJECT

Mike Rubin, Director of Construction Services, reviewed this item. Vonasek explained that the Capital Project Construction Fund where the Southeast Library Project is budgeted, has a shortfall in revenues. He distributed a new cover sheet for this item with two motions listed on it. He stated that there are two options that the Board has; 1) to appropriate \$210,000 from the General Fund Reserve that would be repaid by revenues to this fund from 2002, and 2) to delay the project until 2002. He stated that their recommendation is to transfer the money from the General Fund to the Construction Fund and to authorize the County Administrator to execute the contract. Discussion followed on the two options recommended by Vonasek, where the revenue comes from for the funds, having enough cash in the funds to carry the budgeted items, and if this transaction will jeopardize the grant from the State or the General Fund Reserves. **Motion by Meiszer, seconded by Reardon, carried 5/0, to approve the transfer. Motion by Jacalone, seconded by Reardon, carried 5/0, to authorize the County Administrator to execute the contract with CRG Architects, Inc. for complete design of the Southeast Library Facility.**

(06/05/01 - 5 - 10:37 a.m.)

4. CONSIDER A RESOLUTION AUTHORIZING THE NAMING OF THE NEW NORTHEAST PARK AS THE "DAVIS PARK"

Dan Weimer, Interim Director, Recreation and Parks Department, stated that this item relates to the naming of the new park in the northeast section of the County. **Motion by**

Kohnke, seconded by Reardon, carried 5/0, to approve Resolution No. 2001-112 approving the naming of the new northeast park as "Davis Park."

RESOLUTION NO. 2001-112

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING THE NAMING OF THE NEW NORTHEAST PARK TO BE IN CONFORMANCE WITH RESOLUTION NO. 99-152 REGARDING POLICY FOR THE NAMING OF PUBLIC FACILITIES; ACCEPTING THE RECOMMENDATION OF THE RECREATION ADVISORY BOARD; APPROVING THE PARK NAME AS "DAVIS PARK"

(06/05/01 - 6 - 10:38 a.m.)

5. CONSIDER A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS (IMPACT FEES - PARKS ZONE A) TO THE ST. JOHNS COUNTY SCHOOL BOARD FOR THE CONSTRUCTION OF A PARKING LOT FOR FRUIT COVE MIDDLE SCHOOL AND JULINGTON CREEK PLANTATION PARK

Weimer reviewed this item, stating that they worked with the School Board to collocate additional parking in the amount of \$59,000, to be located on the property at the Fruit Cove Middle School and will also serve the adjacent Julington Creek Plantation Park. Burnett distributed a new resolution, which was different than what was supplied with the agenda packet and explained the difference between the two resolutions. Discussion followed on when the additional parking would be completed if this is approved, and whose property the additional parking is going on. **Motion by Reardon, seconded by Jacalone, carried 5/0, to approve Resolution No. 2001-113, approving the transfer of funds to the School Board.**

RESOLUTION NO 2001-113

A RESOLUTION OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE TRANSFER OF COUNTY FUNDS TO THE ST. JOHNS COUNTY SCHOOL BOARD FROM THE COLLECTION OF IMPACT FEES FOR THE CONSTRUCTION OF A PARKING LOT ON SCHOOL BOARD PROPERTY AT THE FRUIT COVE MIDDLE SCHOOL THAT WILL ADDITIONALLY SERVE THE ADJACENT JULINGTON CREEK PLANTATION PARK; FINDING THAT THE EXPENDITURE OF PARK IMPACT FEE REVENUE FOR THE PARKING LOT IS APPROPRIATE AND REASONABLY RELATED TO IMPROVING THE COUNTY PARK SYSTEM

(06/05/01 - 6 - 10:43 a.m.)

6. CONSIDER A RESOLUTION AUTHORIZING THE EXECUTION OF A MAINTENANCE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE COUNTY TO MAINTAIN THE IMPROVEMENTS TO THE BOAT RAMP AT DEEP CREEK (PARALLEL TO STATE ROAD 207) FOR 10 YEARS

Weimer reviewed this item, stating that the agreement with FDOT is for the County to maintain the Deep Creek Boat Ramp. Weimer mentioned that if this item is not approved, then it will be deleted from the FDOT Work Project. **Motion by Reardon, seconded by Jacalone, carried 5/0, to approve Resolution No. 2001-114, approving the terms and authorizing the execution of the Agreement.**

RESOLUTION NO. 2001-114

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A TEN YEAR AGREEMENT FOR MAINTENANCE WITH THE STATE DEPARTMENT OF TRANSPORTATION FOR THE COUNTY MAINTENANCE OF THE IMPROVED BOAT LAUNCHING RAMP AND LANDSCAPED ACCESS ROAD AT DEEP CREEK PARALLEL TO STATE ROAD 207

The meeting recessed at 10:46 a.m. and reconvened at 10:52 a.m.

(06/05/01 - 7 - 10:52 a.m.)

6a. OSCEOLA-FORT PEYTON PARK SITE (*added to the agenda by Jacalone*)

Jacalone reviewed this item. He voiced concern on parks not being properly maintained. He requested the Board to direct Adams to take whatever steps are needed to clean up the sites, make the access acceptable, and the monuments properly identified. **Motion by Meiszer, seconded by Reardon, carried 5/0, to approve what Jacalone requested.**

(06/05/01 - 7 - 10:56 a.m.)

6b. IMPROVING ACCESSIBILITY OF BOARD MEMBERS TO CONSTITUENTS (CELL PHONES) (*added to the agenda by Jacalone*)

Jacalone reviewed this item. He recommended to the Board to direct the Administrator in this upcoming budget year to allocate funds for each Board member to have a cell phone. Meiszer questioned if the cell phone should be restricted to County use. Jacalone stated that it should be. Adams stated that they are currently trying to get the best plan on the cell phones in the County and that he is in favor of it. Meiszer supported Jacalone's position that cell phones are needed. Reardon stated that he needed more information on cell phone plans and costs. Kohnke mentioned that she would like to look at what it would cost. Jacalone asked to have administration look at what it would cost. Kohnke mentioned looking at the travel budget over a 4 year period instead of a 1 year period.

(06/05/01 - 7 - 11:05 a.m.)

COMMISSIONERS' REPORTS

Commissioner Bryant:

Bryant requested for a consensus of the Board to look at the definition of height of construction. Meiszer spoke on establishing a grade from the floor elevation and enforcing the 35 foot limit.

(11:08 a.m.)

Commissioner Reardon:

Reardon mentioned going to a meeting concerning the Fruit Cove Middle School last night. He stated that they requested to add two additional stop signs on Flora Branch Road to make a four way stop, prior to the school being completed.

Reardon spoke on the status of providing bike paths on A1A. Discussion followed.

(11:13 a.m.)

Commissioner Kohnke:

Kohnke reminded everyone of the meeting at Rawlings School at Ponte Vedra tomorrow at 6:00 p.m.

Kohnke spoke on having an attorney at all meetings or only on items necessary. Discussion followed.

Kohnke relayed that Margaret Laidlaw requested, if the Board would consider a different microphone system.

(11:18 a.m.)

Commissioner Bryant:

No report.

(11:19 a.m.)

Commissioner Meiszer:

Meiszer spoke on people in the northwest having problems with asthma and respiratory from smoke that is generated from burning onsite, with landclearing and agricultural activities. Discussion followed on the County having burning bans. Adams stated that he would look into it and bring it back before the Board next week.

Meiszer spoke on illegal signs being posted. He requested having the Administrator look at code compliance and check it out. Adams stated that they try to be fair, do have a plan and will bring it back to the Board next week.

Meiszer spoke on being distressed about a memo signed by the Clerk of Court and the Assistant County Attorney regarding the payment of the engineering fees for the Traffic Studies that were done on Solano Road. Discussion followed.

Meiszer spoke on having to go to a meeting with the Florida Association of Counties on June 28 and stated that the School Board Meeting for redistricting is scheduled during the same time. He requested to reschedule the School Board Meeting, if possible. Kohnke asked Adams to see if it can be rescheduled for the next week or move it up a week. Adams stated that he would check it out.

(06/05/01 - 8 - 11:36 a.m.)

COUNTY ADMINISTRATOR'S REPORT

No report.

(06/05/01 - 8 - 11:36 a.m.)

COUNTY ATTORNEY'S REPORT

No report.

(06/05/01 - 8 - 11:36 a.m.)

CLERK OF COURT'S REPORT

No report.

The meeting recessed for lunch at 11:36 a.m. and reconvened at 1:30 p.m. with Kohnke, Jacalone, Meiszer, Reardon, Bryant, Adams, Clerk of Courts Cheryl Strickland, and Deputy Clerk Yvonne King present.

(06/05/01 - 9 - 1:32 p.m.)

7. PRESENTATION OF A FIVE-YEAR WORK PROGRAM BY THE FLORIDA DEPARTMENT OF TRANSPORTATION

Suraya Teeple, FDOT Regional Planning Administrator, entertained questions from the Board regarding the Five Year Work Program. Teeple informed the Board of the Federal Authorization Bill.

(06/05/01 - 9 - 1:40 p.m.)

8. PRESENTATION OF A RECOMMENDED STRATEGIC PLAN PROCESS FOR ST. JOHNS COUNTY BY THE ST. AUGUSTINE AND ST. JOHNS COUNTY CHAMBER OF COMMERCE

Ted Zebrowsky, Intergovernmental Relations Director, introduced Don Patrick. (1:41 p.m.) Don Patrick, President of the St. Augustine and St. Johns County Chamber of Commerce, proposed a partnership with St. Johns County Government to sponsor a countywide strategic plan. Patrick then requested the Board budget \$125,000 over the next two budget years to match the \$125,000 that the Chamber of Commerce will budget to invest in the future of St. Johns County. (1:51 p.m.) Don Beattie, 808 Mill Pond Court, Economic Development Committee, gave a history of the County visioning process. (1:56 p.m.) John Hewins, 188 Edge of Woods Road, Chairman of the Economic Development Council of the Chamber, explained some of the details of the plan. (2:00 p.m.) Jim Wheeler, 4240 Leaping Deer Lane, commented in favor of the visioning process. (2:03 p.m.) Kevin Walker, 324 C Village Drive, representing the Ponte Vedra Beach Chamber of Commerce, commented in favor of the strategic planning process. (2:04 p.m.) Judy Ham, 8120 Seven Mile Drive, representing the School Board, commented in favor of the strategic planning process. (2:06 p.m.) Billy Ross, 315 Alcazar Street, commented in favor of the strategic plan.

(2:08 p.m.) Joseph Large, 7175 A1A South, St. Augustine/St. Johns County Board of Realtors, commented in favor of the strategic plan. (2:09 p.m.) Commander Nels Frostenson, 421 Bonaset Branch Lane, commented in favor of the strategic plan. (2:12 p.m.) Dana Ste. Claire, 212 Salt Grass Court, commented in favor of the strategic plan. (2:13 p.m.) Dante Salamone, 5225 Datil Pepper Road, commented in favor of the strategic plan. (2:15 p.m.) Laurel Johnson, 257 Palmetto Drive, commented in favor of the strategic plan. (2:16 p.m.) Jerry Cameron, 518 Gentian Road, commented on the decorum of the Chairman. (2:20 p.m.) John Metcalf, 1104 Mill Creek Drive, commented in favor of the strategic plan. (2:21 p.m.) John David, 141 Seminole Road, commented in favor of the strategic plan. (2:23 p.m.) Harry Waldron, 118 Colon Avenue, commented in favor of the strategic plan. (2:25 p.m.) A.J. McGuinness, 238 West King Street, commented in favor of the strategic plan. (2:33 p.m.) John Evans, 1685 Masters Drive, commented in favor of the strategic plan. (2:34 p.m.) Carol Alford, 4 Ocean Trace Road, commented in favor of the strategic plan. (2:36 p.m.) Debbie Tucker, 9625 CR 13, commented in favor of the strategic plan.

(2:37 p.m.) Tara Regan, 229 Golden Oaks Lane, President of the Junior Service League of St. Augustine, commented in favor of the strategic plan. (2:38 p.m.) Anthony Palazzo, 6 Versaggi Place, commented in favor of the strategic plan. (2:39 p.m.) Roger Van Ghent, 4005 Moultrie Foreside Blvd., commented in favor of the strategic plan. (2:41 p.m.) Tommy Allen, School Board, commented in favor of the strategic plan. (2:47 p.m.) Susan Timmons, 109 Ferrol Road, commented in favor of the strategic plan. (2:48 p.m.) Louise Thrower, 288 Orange Avenue, commented in favor of the strategic plan. (2:50 p.m.) Marilyn Wiles, 8220 A1A South, commented in favor of the strategic plan. (2:53 p.m.) Glen Moore, 55 Lewis Blvd., representing St. Johns River Community College and Leadership St. Johns Class of

2000, commented in favor of the strategic plan. Discussion followed regarding the strategic plan. (3:38 p.m.) **Motion by Reardon, seconded by Jacalone, carried 5/0, to partner with the St. Augustine and St. Johns County Chamber of Commerce to conduct a Countywide Comprehensive Strategic Plan, and to include \$75,000 in the FY 2002 budget for this purpose.**

(3:41 p.m.) Reardon requested the Board consider removing Kohnke as Chairman of the Board of County Commission. Discussion followed. Bosanko reviewed Rule 1.204 of the Board of County Commission rules. (3:46 p.m.) **Motion by Reardon, seconded by Meiszer, carried 4/1 by roll call vote, that Commissioner Kohnke be replaced as Chairman of the Board of County Commission.**

Roll Call Vote

Kohnke	nay
Bryant	aye
Meiszer	aye
Reardon	aye
Jacalone	aye

Motion carried 4/1.

(3:52 p.m.) Jacalone assumed the position as Chairman of the Board of County Commissioners.

(06/05/01 - 10 - 3:53 p.m.)

1b. BUDGET HEARING FOR THE SHERIFF'S OFFICE

Neil Perry, Sheriff of St. Johns County, proposed a budget increase by \$6,748,537; then gave justification for the increase. Perry reviewed the divisions and bureaus of the Sheriff's Office. Perry made a presentation of the budget, as follows: 59 new positions; 15 of them are grant positions; a total 6% pay increase. Perry reviewed the Administration Division Budget; proposed \$4,078,000; requested a Fleet Manager position; a position for the Payroll/Purchasing area; an increase in the Workers Compensation; and an additional Certified Recruiter. Perry requested an additional person in Planning and Research; two additional positions in the Finance Section; one additional position in the Human Resources Section; one additional Certified Detective; one additional certified detective for the Organized Crime Unit; one clerical position in the Evidence Section; a supervisor and shift in the four quadrants of the County; four additional supervisors for the southwest quadrant; add two captain positions; add one clerical position for extra duty details; five additional deputies to be assigned into the elementary schools; and nine additional community oriented policing deputies to be funded by grants. Perry reviewed the needs in the Communications Unit: four additional telecommunications operators; an integrated digital mapping solution to E-911 to provide wireless contact with the cars; to replace the computer aided dispatch; additional bailiffs; and a non-certified position to monitor the surveillance system on the Judicial Center Complex. Perry reviewed the positions needed in the Corrections Department: an Assistant Director; five new certified Corrections Deputies; five non-certified Control Room Operators; one certified Warrants position as a Sargent to be the shift leader; and one additional Maintenance Technician. (4:38 p.m.) Perry entertained questions from the Board.

(4:43 p.m.) Deputy Clerk Yvonne King left the meeting and Deputy Clerk Judy Hamilton entered the meeting.

The meeting recessed at 4:43 p.m. and reconvened at 4:53 p.m.

(06/05/01 - 11 - 4:53 p.m.)

9. DISCUSSION OF A POSSIBLE MULTIPURPOSE TRAIL ON A1A IN CONJUNCTION WITH THE EAST COAST GREENWAY ALLIANCE

Vickie Renna, Principal Planner, presented this item to the Commissioners, introducing Paul Haydt, Project Manager of St. Johns River Water Management District Northern Coastal Basin Program. Haydt is also the Regional Manager (Volusia, Flagler and St. Johns Counties) for the East Coast Greenway Alliance (ECGA). Haydt made a presentation to the Board with visual display and handouts. The East Coast Bicycle Conference conceived the vision of the East Coast Greenway Alliance in November, 1991, in an effort to connect the East Coast Cities (i.e. New York, Philadelphia, and Washington, D.C.) and youth hostels. Over time, ECGA multipurpose path expanded from nine Eastern states to 15 states in an effort to connect Maine to Key West. It was envisioned that the multipurpose path would be a hard surface varying in width from 10 to 12 feet. As identified within FDOT's Five Year Work Program, S.R. A1A, from Owens Ave. to the Flagler County Line, was scheduled to be resurfaced with the addition of 5-foot shoulders on either side of the road. FDOT was presently in the process of designing this roadway and the design was 30 percent complete, with construction due to begin late in 2002 or early in 2003.

Discussion by the Board and Staff was held regarding the completed Flagler County trail, the completed trail in West Palm, and a proposed St. Johns County trail. Haydt explained one of the reasons they moved forward with this was they found out FDOT had a resurfacing project, which was the kind of thing ECGA wanted to combine with. Haydt said they would like to coordinate with the FDOT resurfacing project and would like the Board to ask FDOT to include an off-road multipurpose path, and to design the construction of this project now. Haydt reviewed FDOT constraints, scheduling, budgeting, narrow rights-of-way, responses from different interest groups, funding, grants, feasibility of the project, remaining shellfish areas, drainage, and stormwater ditches. (5:05 p.m.) Burnett left the meeting. Further discussion ensued and Renna answered questions from the Board.

(5:15 p.m.) Jim Pitman, District Roadway Design Engineer, FDOT, Lake City, spoke in favor of the project, but also expressed his concerns about FDOT's budget and schedule were based on simply doing asphalt work. Discussion followed.

(5:21 p.m.) Heather Michael, 5348 A1A South, St. Augustine, spoke in favor of the multipurpose path.

(5:26 p.m.) David Wiles, 8220 A1A So., spoke in favor of the project and citizen input.

(5:36 p.m.) Pat Hamilton, 201 Owens Ave., St. Augustine, spoke in favor of the project, with recommendations.

(5:34 p.m.) Michael Greenberg, 2 St. Andrews Ct., St. Augustine, spoke in favor of this good project.

(5:36 p.m.) Suraya Teeple, FDOT, answered questions from the Board. Further discussion was held on the various aspects of this project.

(5:39 p.m.) *It was the consensus of the Board to not make a determination at this time; with the recommendation that the idea of the cost of the trail, and the feasibility of actually putting it on the ground, in conjunction with the resurfacing project, obtain DOT's committal to make it happen, if the County commits the extra funding necessary. Upon receipt of that information the Board would be equipped to make a decision.* If the trail could be accomplished in conjunction with the resurfacing project without painful permitting and impacts to wetlands and constricted areas, along with more detailed

information on costs, boundary diagrams, details on rights-of-way along the length of the project, the Board would be in more of a position to act on this issue. It was suggested that Pat Hamilton submit his recommendations to Staff in writing, for follow-up by Staff.

(5:44 p.m.) Burnett returned to the meeting.

(06/05/01 - 12 - 5:43 p.m.)

10. DISCUSSION OF THE LAND DEVELOPMENT CODE SECTION CONCERNING AMERICAN FLAGS AND THE PLACEMENT OF POLITICAL SIGNS

Mike Griffin, Director of Development Services, addressed the Board, stating Jacalone had requested this item be discussed by the Board. Burnett advised of the current regulation regarding size of flags, pole heights, and number of flags allowed. Discussion by the Board ensued. Jacalone spoke on the section, which said if any provisions of the Land Development Code were found to be unconstitutional by a recognized court, those regulations go away. Kohnke stated the reason they did this in the ordinance was, because there were businesses who wanted to fly a whole bunch of flags, balloons, and banners, with the intent of the ordinance being to try and get a little bit of the stuff off the street. Meiszer mentioned that the City of St. Augustine thought banners and flags were desirable and festive and added tourist attraction. Griffin responded they were trying to eliminate proliferation of flags, banners, streamers, and pennants, and the American flag was caught up in that interpretation; he stated the City of St. Augustine regulated flags to a maximum of five.

(5:52 p.m.) Heather Michael, 5348 A1A, St. Augustine, spoke on citizens and freedom of expression.

It was the consensus of the Board not to make any changes to that section of the Land Development Code.

(5:53 p.m.) Griffin then advised the Board that currently the Land Development Code does not have a specific regulation regarding placement of political signs. Discussion was held on campaign signs and the need to address the issue of placement and removal of the signs. **Motion by Jacalone, seconded by Meiszer, carried 5/0, to draft a change to the Land Development Code that prohibits the placement of campaign signs earlier than 30 days prior to the election that it pertains to.** Staff will take the draft ordinance to the Ponte Vedra Planning and Zoning Board for input.

(06/05/01 - 12 - 6:02 p.m.)

11. AMENDMENTS TO THE LAND DEVELOPMENT CODE

Daniel Bosanko, Deputy County Attorney, asked the Board to authorize County Staff and the County Attorney to work on the proposed amendments and bring them back to the Board for consideration and possible action.

The issues of the proposed amendments were:

- (1) Based on the rule of Effie, Inc., v City of Ocala, 438 So.2d 506 (Fla. 5th DCA 1983) special uses (aka special exceptions) as allowed by zoning regulations must be granted or denied based on compliance with an explicit list of requirements set out in the zoning ordinance for each special use. Sales of alcoholic beverages are one of those "special uses" allowed in certain circumstances by your Land Development Code, but that code includes only two specific requirements for such special uses,

both relating to distances from schools and churches. To enforce other requirements it is recommended that such other requirements be added immediately to the Land Development Code.

- (2) Section 10.04.00 of the Land Development Code does not clearly allow processing of environmental buffers as “non-zoning” variances which go directly to the Board for granting or denial. It is recommended that such process be clarified to provide that environmental buffers are not subject to zoning variances but are subject to non-zoning variance procedures as soon as possible because several such determinations are being set for hearings at this time.

It was the consensus of the Board to permit County Staff and County Attorney to draft the proposed amendments.

Motion by Reardon, seconded by Kohnke, carried 5/0, to adjourn the meeting. There being no further business to come before the Board, the meeting was adjourned at 6:04 p.m.

REPORTS:

1. St. Johns Board of County Commissioners Check Register, checks 304492 through 304753, totaling \$1,249,903.41 (05/24/01)
2. St. Johns Board of County Commissioners Check Register, checks 304754 through 304754, totaling \$2,011,242.00 (05/30/01)

CORRESPONDENCE:

1. Letter to the Secretary of State filing Ordinance No. 2001-33 (05/15/01)
2. Letter to Ruth Bloom informing her of her appointment to the Mid-Anastasia Overlay District ARC (05/16/01)
3. Letter to Sharon Warner informing her of her appointment to Coastal Corridor/Ponte Vedra Overlay District ARC (05/16/01)
4. Letter to Ronald Horst informing him of his appointment to North Coastal Corridor Overlay District Design Review Board (05/16/01)
5. Letter to Vivian Browning informing her of her appointment to North Coastal Corridor Overlay District Design Review Board (05/16/01)
6. Letter to Jim Lucas informing him of his appointment to North Coastal Corridor Overlay District Design Review Board (05/16/01)
7. Letter to the Secretary of State filing Ordinance No. 2001-34 (05/21/01)
8. Letter to the Secretary of State filing Ordinances No. 2001-35, 36, 37, and 38 (05/25/01)
9. Memo from the Supervisor of Elections indicating whether Sharon Warner, Ruth Bloom, Jim Lucas, Vivian Browning, and Ronald Horst are registered to vote in St. Johns County (05/29/01)
10. Memo from the Supervisor of Elections indicating whether James Sheppard, Thomas Peckenham, Barbara Mehaffey, Robin Nadeau, William McQuilkin, Paul Nunchuck, Alfred Guido, Ella Simmons, Shelley Whitman, Lauren Abell, Tommy Bledsoe, George Moon, Patricia Pleasant, and Katy Arnold are registered to vote in St. Johns County (05/29/01)

11. Letter from Carrie Lavagna requesting copies of minutes (05/29/01)

Approved, June 26, 2001

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____
Chair

ATTEST: CHERYL STRICKLAND, CLERK

By: _____
Deputy Clerk